

## **City of San Bernardino FY 2008-2009 Appropriations Limit**

*Article XIII B* of the California Constitution (enacted with the passage of *Proposition 4* in 1979 and modified with the passage of *Proposition 111* in 1990) restricts the appropriations growth rate for cities and other local jurisdictions. The growth rate is tied to changes in the population and the change in *California Per Capita Personal Income*. On May 1, 2008 the State Department of Finance notified each city of the population changes and per capita personal income factor to be used in determining appropriation limits. Effective January 1, 2008, the change in the *California Per Capita Personal Income* is 4.29% and the change in the City of San Bernardino's population is .27%. Attached is the City's calculation for the permitted appropriations growth rate based on the above information from the State.

In accordance with state law, the FY 1986-87 appropriation limit is to be used as the base year in calculating annual appropriation limits thereafter. The City of San Bernardino's FY 2008-2009 Appropriation Limit is 3.5056 times the base year limit of \$72,956,219 which equals \$255,751,905.

Total appropriations for FY 2008-2009, subject to the limitation (see attached) equal \$105,203,200 which is \$150,548,705 below the City's FY 2008-2009 Appropriations limit of \$255,751,905.

**CITY OF SAN BERNARDINO  
2008-2009  
APPROPRIATION LIMITATION COMPUTATION**

**2008-2009 PERMITTED GROWTH RATE CALCULATION**

CPI CHANGE <i>(as of 1/1/08 per State of CA Department of Finance)</i>				4.29%
POPULATION CHANGE <i>(for San Bernardino as of 1/1/07 per State of CA Department of Finance)</i>				0.27%
CPI CHANGE CONVERTED TO A RATIO	(4.29 + 100) /100	=		1.0429
POPULATION CHANGE CONVERTED TO A RATIO	(.27 + 100) /100	=		1.0027
CALCULATION FACTOR <i>(Change in CPI x change in population)</i>	1.0429	X	1.0027	= 1.0457
<u>2007-2008</u> 3.3523	X	<u>CALCULATION FACTOR</u> 1.0457	=	<b>2008-2009 PERMITTED GROWTH RATE 3.5056</b>

**2008-2009 APPROPRIATION LIMIT CALCULATION**

<u>BASE YEAR (1986/87)</u> 72,956,219	X	<u>PERMITTED GROWTH RATE</u> 3.5056	=	<b>FY 2008-2009 APPROPRIATION LIMIT 255,751,905</b>
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**FY 2008-2009 APPROPRIATION LIMIT** **255,751,905**

**TOTAL FY 2008-2009 APPROPRIATIONS SUBJECT TO LIMITATIONS** *(see attached schedule of exclusions)* **(105,203,200)**

**(OVER)/UNDER APPROPRIATION LIMIT** **150,548,705**

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**CITY OF SAN BERNARDINO  
CALCULATION OF APPROPRIATIONS SUBJECT TO LIMITATION  
Fiscal Year 2008-2009**

Budget	<u>Proceeds of Taxes</u>	<u>Non-Proceeds of Taxes</u>	<u>Total</u>
<b>Proceeds of Taxes</b>			
Property Tax	38,630,000		38,630,000
Sales & Use Tax	23,000,000		23,000,000
Business License Tax - Revenue	6,638,800		6,638,800
Utility Users Tax	24,788,400		24,788,400
Transient Occupancy Tax	3,100,000		3,100,000
Measure Z District Tax	7,050,000		7,050,000
Sales Tax Public Safety	1,000,000		1,000,000
Other	996,000		996,000
<b>From State</b>			
Motor Vehicle In Lieu		800,000	800,000
Homeowners Exemption		150,000	150,000
Off Highway Vehicles		-	-
SB 90 Reimbursements		50,000	50,000
Other		2,099,900	2,099,900
<b>Other Governments</b>			
CDBG Reimbursements		3,523,200	3,523,200
SBIAA Reimbursement		136,400	136,400
Mutual Aid/Disaster Reimbursement		560,000	560,000
Water Department		3,190,000	3,190,000
<b>Locally Raised</b>			
Licenses & Permits		3,364,700	3,364,700
Franchise Fees		3,100,000	3,100,000
Charges for Services		7,281,300	7,281,300
Fines and Penalties		1,838,300	1,838,300
<b>Other Miscellaneous</b>			
Sale of Property		850,000	850,000
Other		1,720,100	1,720,100
Rents/Commissions		485,000	485,000
Subtotal	105,203,200	29,148,900	134,352,100
Interest Earnings		500,000	500,000
Total of these Funds	105,203,200	29,648,900	134,852,100
Other Funds Not Included		48,821,100	48,821,100
<b>Grand Total Budget</b>	<b>105,203,200</b>	<b>78,470,000</b>	<b>183,673,200</b>

Appropriations Subject  
to Limitation

**RESOLUTION OF THE MAYOR AND COMMON COUNCIL APPROVING AND ADOPTING THE CITY OF SAN BERNARDINO'S FINAL BUDGET FOR FISCAL YEAR 2008-2009 AND ESTABLISHING THE CITY'S APPROPRIATION LIMIT AS REQUIRED BY ARTICLE XXIII B OF THE CALIFORNIA STATE CONSTITUTION.**

**WHEREAS**, the Preliminary Annual Budget of the City of San Bernardino for Fiscal Year 2008-2009 as amended and conditioned by orders of the Mayor and Common Council is attached to and incorporated herein as Exhibits A and B, and Schedules 1 through 17; and

**WHEREAS**, Article XIII B of the Constitution of the State of California as proposed by the Initiative Measure approved by the people at the special statewide election held on November 6, 1979, provides that the total annual appropriations subject to limitation of each local government shall not exceed the appropriations limit of such entity for the prior year adjusted for changes in the cost of living and population except as otherwise specifically provided for said Article; and

**WHEREAS**, Section 7910 of the Government Code provides that each year the governing body of each local jurisdiction shall, by resolution, establish its appropriations limit for the following fiscal year pursuant to Article XIII B at a regularly scheduled meeting or a noticed special meeting and that fifteen days prior to such meeting, documentation used in the determination of the appropriations limit shall be available to the public; and

**WHEREAS**, the City Council of the City of San Bernardino wishes to establish the appropriations limit for fiscal year 2008-2009 for the City of San Bernardino.

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**RESOLUTION OF THE MAYOR AND COMMON COUNCIL APPROVING AND ADOPTING THE CITY OF SAN BERNARDINO'S FINAL BUDGET FOR FISCAL YEAR 2008-2009 AND ESTABLISHING THE CITY'S APPROPRIATION LIMIT AS REQUIRED BY ARTICLE XIII B OF THE CALIFORNIA STATE CONSTITUTION.**

**BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE CITY OF SAN BERNARDINO AS FOLLOWS:**

SECTION 1. That certain document entitled "2008-2009 Preliminary Annual Budget" as amended and conditioned by orders of the Mayor and Common Council, as attached hereto and incorporated herein as Exhibits A and B, and schedules 1-17; is hereby approved and adopted as the 2008-2009 Budget of the City of San Bernardino.

SECTION 2. That Position Control Resolution 97-244 be updated to reflect the changes in authorized positions that were incorporated in the FY 2008-2009 Preliminary Budget or were authorized by orders of the Mayor and Common Council during budget deliberations.

SECTION 3. That Salary Resolution 6413 be updated to reflect the changes in authorized salary ranges that were incorporated in the FY 2008-2009 Preliminary Budget or were authorized by orders of the Mayor and Common Council during budget deliberations.

SECTION 4. That it is hereby found and determined that the documentation used in the determination of the appropriations limit for the City of San Bernardino for fiscal year 2008-2009 was available to the public in the Finance Department of said City at least fifteen days prior to this date.

SECTION 5. That the Appropriations limit for the City of San Bernardino as established in accordance with Article XIII B of the Constitution of the State of California is \$255,751,905.

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**RESOLUTION OF THE MAYOR AND COMMON COUNCIL APPROVING AND ADOPTING THE CITY OF SAN BERNARDINO'S FINAL BUDGET FOR FISCAL YEAR 2008-2009 AND ESTABLISHING THE CITY'S APPROPRIATION LIMIT AS REQUIRED BY ARTICLE XIII B OF THE CALIFORNIA STATE CONSTITUTION.**

I HEREBY CERTIFY that the foregoing Resolution was duly adopted by the Mayor and Common Council of the City of San Bernardino at a joint <sup>regular</sup> meeting thereof, held on the 2nd day of September, 2008, by the following vote to wit:

<u>COUNCIL MEMBERS</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
ESTRADA	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
BAXTER	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
BRINKER	<u>          </u>	<u>          </u>	<u>          </u>	<u>X</u>
DERRY	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
KELLEY	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
JOHNSON	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>
MCCAMMACK	<u>X</u>	<u>          </u>	<u>          </u>	<u>          </u>

*Rachel G. Clark*  
CITY CLERK

The foregoing resolution is hereby approved this 4th day of September, 2008.

*Patrick J. Morris*  
Patrick J. Morris, Mayor  
City of San Bernardino

Approved as to Form :

By: *James F. Penman*  
James F. Penman, City Attorney