

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2013 FEB 14 AM 11:00

APPROVED AS TO FORM AND LEGALITY


CITY ATTORNEY

OAKLAND CITY COUNCIL

Resolution No. 84228 C.M.S.

RESOLUTION AMENDING THE APPROPRIATIONS LIMITS FOR FISCAL YEARS (FY) 2010-11, 2011-12, AND 2012-13 PURSUANT TO ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION

WHEREAS, Article XIII B of the California Constitution (Limitation of Government Appropriations) was passed by the California electorate on November 6, 1979, and became effective on July 1, 1980; and

WHEREAS, California Government Code Title 1 (General), Division 9 (Expenditure Limitations), Section 7900 formally implements methods for governmental entities to establish and define annual appropriations limits, based on annual appropriations for prior fiscal years; and

WHEREAS, Section 7910(a) reads that "each year the governing body of each local jurisdiction shall, by resolution, establish its appropriations limit and make other necessary determinations for the following fiscal year pursuant to Article XIII B of the California Constitution at a regularly scheduled meeting or noticed special meeting"; and

WHEREAS, the City of Oakland has received notification from Yano Accountancy Corporation, a subcontractor of the City's primary external auditor, Macias, Gini & O'Connell LLP, that the City's adopted past appropriations limits are slightly noncompliant with accepted methodology; and

WHEREAS, the City of Oakland had previously calculated and the City Council approved by resolution the following appropriations limits:

- FY 2010-11 - \$444,315,285 (Resolution No. 82850 CMS),
- FY 2011-12 - \$457,422,586 (Resolution No. 83439 CMS), and
- FY 2012-13 - \$475,216,324 (Resolution No. 83896 CMS); now therefore be it

RESOLVED: That the growth factors used to calculate the City of Oakland's appropriations limit are the county population change and the increase in the California per capita income; and

FURTHER RESOLVED: That, accordingly, the amended annual appropriations limits for the City of Oakland shall be:

- FY 2010-11 - \$444,305,995,
- FY 2011-12 - \$459,056,954, and
- FY 2012-13 - \$481,045,783.

IN COUNCIL, OAKLAND, CALIFORNIA, MAR 5 2013, 2013

PASSED BY THE FOLLOWING VOTE:

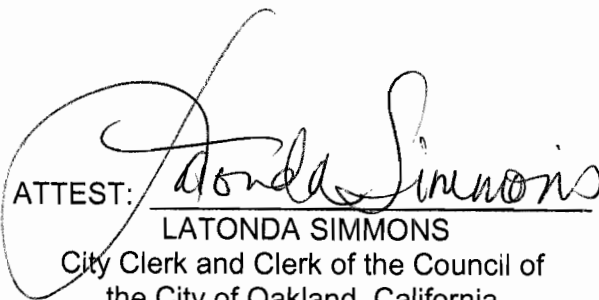
AYES--- BROOKS, GALLO, KALB, KAPLAN, MCELHANEY, ~~REID~~, SCHAAF, AND PRESIDENT KERNIGHAN - 7

NOES--- 0

ABSENT--- 0

ABSTENTION--- 0

Excused- Reid-1

ATTEST: 
LATONDA SIMMONS
City Clerk and Clerk of the Council of
the City of Oakland, California