

RESOLUTION 07-10

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE TWENTYNINE PALMS WATER DISTRICT ESTABLISHING THE APPROPRIATIONS LIMIT FOR THE FISCAL YEAR 2007-08, FOR THE TWENTYNINE PALMS FIRE DEPARTMENT OF THE TWENTYNINE PALMS WATER DISTRICT IN ACCORDANCE WITH THE PROVISIONS OF DIVISION 9 OF TITLE 1 OF THE CALIFORNIA GOVERNMENT CODE.

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 and amended in June, 1990 by the people of the State of California (Proposition 111), provides that the total annual appropriations subject to limitations 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 in said Article; and

WHEREAS, the State Legislature added Division 9 (commencing with Section 7900) to Title 1 of the Government Code of the State of California to implement Article XIII B of the California Constitution; 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, Proposition 111 as approved by the voters of the State of California, requires a recorded vote of the Board of Directors regarding which of the annual adjustment factors have been selected each year; and

WHEREAS, at the time of adoption of this resolution, data necessary to calculate the increase in the non-residential assessed valuation was not available from the County Assessor's office; and

WHEREAS, Section 7902 of the Government Code sets forth the method for determining the appropriations limit for each local jurisdiction for the 2007-08 fiscal year; and

WHEREAS, the Board of Directors of the TWENTYNINE PALMS WATER DISTRICT wishes to establish the appropriations limit for fiscal year 2007-08 for the TWENTYNINE PALMS FIRE DEPARTMENT OF THE TWENTYNINE PALMS WATER DISTRICT.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the TWENTYNINE PALMS WATER DISTRICT, as follows:

Section 1: That it is hereby found and determined that the District has documented its calculation of the appropriations limit for fiscal year 2007-08, and said calculations have been posted on the District's bulletin board. Said documentation used in the determination of the appropriations limit for the TWENTYNINE PALMS FIRE DEPARTMENT OF THE TWENTYNINE PALMS WATER DISTRICT for fiscal year 2007-08 was available to the public in the District Office of said District at least fifteen days prior to this date.

Section 2: That the factors selected for calculating the appropriations limit for the 2007-08 fiscal year are the growth in CALIFORNIA PER CAPITA INCOME AND COUNTY WIDE POPULATION.

Section 3: That there may be a need to amend the inflation factor selected and adjust the appropriations limit once the non-residential assessed valuation data becomes available from the County Assessor's office.

Section 4: That the appropriations limit for the TWENTYNINE PALMS FIRE DEPARTMENT OF THE TWENTYNINE PALMS WATER DISTRICT as established in accordance with Section 7902(a) of the California Government Code is \$1,426,126.

Section 5: A copy of the documentation used in the determination of the appropriations limit for fiscal year 2007-08 shall be affixed hereto and shall be available for public inspection.

Section 6: Pursuant to Section 7910 of the California Government Code, any judicial action or proceeding to attack, review, set aside, void or annul the establishment of the appropriations limit as set forth herein must be commenced within forty-five days of the adoption of this resolution.

PASSED, APPROVED AND ADOPTED this 23rd day of May 2007 by the following vote:

Ayes: Directors Anthony, Carter, Cisneros and Yockey
Noes: None
Abstain: None
Absent: Director Moore

Edith E. Carter, President
Board of Directors

Attest:

Mike Wright, Board Secretary
Twentynine Palms Water District

Twentynine Palms Water District
Appropriations Limit Calculation
 July 1, 1997 To June 30, 2008

Base Year - June 30, 1998			\$ 700,718.00
Per Capita Change (A)		1.0415	
Population Change (B)	X	<u>1.0098</u>	
(A) * (B) =			<u>X 1.0517</u>
June 30, 1999			736,949.82
Per Capita Change (A)		1.0453	
Population Change (B)	X	<u>1.0137</u>	
(A) * (B) =			<u>X 1.0596</u>
June 30, 2000			780,887.21
Per Capita Change (A)		1.0491	
Population Change (B)	X	<u>1.0182</u>	
(A) * (B) =			<u>X 1.0682</u>
June 30, 2001			834,138.74
Per Capita Change (A)		1.0782	
Population Change (B)	X	<u>1.0195</u>	
(A) * (B) =			<u>X 1.0992</u>
June 30, 2002			916,906.07
Per Capita Change (A)		0.9873	
Population Change (B)	X	<u>1.1364</u>	
(A) * (B) =			<u>X 1.1220</u>
June 30, 2003			1,028,739.01
Per Capita Change (A)		1.0231	
Population Change (B)	X	<u>1.0259</u>	
(A) * (B) =			<u>X 1.0496</u>
June 30, 2004			1,079,762.71
Per Capita Change (A)		1.0328	
Population Change (B)	X	<u>1.0251</u>	
(A) * (B) =			<u>X 1.0587</u>
June 30, 2005			1,143,169.92
Per Capita Change (A)		1.0526	
Population Change (B)	X	<u>1.0249</u>	
(A) * (B) =			<u>X 1.0788</u>
June 30, 2006			1,233,262.84
Per Capita Change (A)		1.0396	
Population Change (B)	X	<u>1.0458</u>	
(A) * (B) =			<u>X 1.0872</u>
June 30, 2007			1,340,820.23
Per Capita Change (A)		1.0442	
Population Change (B)	X	<u>1.0186</u>	
(A) * (B) =			<u>X 1.0636</u>
June 30, 2008			1,426,126.06

**TWENTYNINE PALMS WATER DISTRICT
(FIRE DEPARTMENT)
GANN LIMIT vs BUDGETED EXPENDITURES
FISCAL 2006-07**

	Fiscal Year 2007-08
Total Budgeted Expenses	\$ 1,266,452
<u>Less:</u>	
Capital Expense-Net of Grants	(88,000)
Debt Service	-
Bad Debt Expense	<u>(12,000)</u>
Adjusted Expenses	1,166,452
Revenue From Non-Taxed Sources	<u>(11,400)</u>
Budgeted Net Expenses Subject to Gann Limit	<u>\$ 1,155,052</u>
Statutory Spending Limit	<u>\$ 1,426,126</u>
Difference	\$ 271,074