SUBJECT: Consider Recommending Adoption of Resolution No. 10-034 Providing Notice of the Scheduled Adoption of an Appropriations Limit for Fiscal Year 2010-11 Pursuant to Article XIII B of the Constitution of the State of California

RECOMMENDED ACTION:

☐ Information Only  ☐ Briefing Item  ☑ Recommended Motion

Consider Recommending that the Board Adopt Resolution No. 10-034

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Fiscal Impact:
N/A

Background/Discussion:
Article XIII B of the California Constitution places limitations on the annual appropriations of State and Local Governments

The District Board must establish the District’s Appropriations Limit at a regularly scheduled or special meeting, and the documentation used in the determination of the Appropriations Limit is required by law to be made available to the public fifteen days prior to the meeting.

The Fiscal Year 2010-11 Appropriations Limit and supporting documentation will be available for review by the public in the Office of the District Secretary located on the 10th Floor at 1600 Franklin Street, Oakland, California, on July 8, 2010. This schedule meets the requirements of law for public review fifteen days prior to the District’s scheduled adoption of the Appropriations Limit, which will be placed on the Special Board meeting agenda on July 28, 2010 for action.

Prior Relevant Board Actions/Policies:
Resolution No. 09-045 Establishing the Appropriations Limit for FY 2009-10 at $358,199,986

Attachments:
Resolution No. 10-034
ALAMEDA-CONTRA COSTA TRANSIT DISTRICT
RESOLUTION NO. 10-034

A RESOLUTION PROVIDING NOTICE OF THE SCHEDULED ADOPTION OF AN APPROPRIATIONS LIMIT FOR FISCAL YEAR 2010-11 PURSUANT TO ARTICLE XIII B OF THE CONSTITUTION OF THE STATE OF CALIFORNIA

WHEREAS, on November 6, 1989, the citizens of the State of California approved Proposition 4, which added Article XIII B to the Constitution of the State of California, to place various limitations on the fiscal powers of the State and Local Governments; and

WHEREAS, Government Code §7910 et. seq. defines various terms used in Article XIII B and prescribes procedures to be used in implementing specific provisions in Article XIII B; and

WHEREAS, the governing body of each jurisdiction is required to establish its Appropriations Limit at a regularly scheduled meeting or special meeting; and

WHEREAS, 15 days prior to such meeting, the documentation used in the determination of the Appropriations Limit must be made available to the public;

NOW THEREFORE, the Board of Directors of the Alameda-Contra Costa Transit does resolve as follows:

Section 1. At a Special Board meeting of July 28, 2010 the Board will consider and may adopt a Resolution establishing the District's Appropriations Limit for the 2010-11 Fiscal Year pursuant to Article XIII B of the Constitution of the State of California;

Section 2. The documentation used in the determination of the District's Appropriations Limit for Fiscal Year 2010-11 shall be made available for public review in the Office of the District Secretary, 10th Floor, 1600 Franklin Street, Oakland, California on July 8, 2010;

Section 3. This resolution shall be posted in the lobby area of the District's Administrative Office, 1600 Franklin Street, Oakland, California;

Section 4. This resolution shall become effective immediately upon its passage by four affirmative votes of the Board of Directors.

PASSED AND ADOPTED THIS 7th day of July 2010

Ryan "Rocky" Fernandez, President

Attest:

RESOLUTION NO. 10-034
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Linda Nemeroff, District Secretary

I, Linda A. Nemeroff, District Secretary for the Alameda-Contra Costa Transit District, do hereby certify that the foregoing Resolution was passed and adopted at a Special Meeting of the Board of Directors held on the 7th day of July 2010 by the following roll call vote:

Ayes:
Noes:
Absent:
Abstain:

Linda A. Nemeroff, District Secretary

Approved as to Form:

Kenneth C. Scheidig, General Counsel