

5.

RESOLUTION 12-11

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE LOS ALTOS HILLS COUNTY FIRE DISTRICT
ESTABLISHING THE APPROPRIATIONS LIMIT FOR THE
DISTRICT FOR FISCAL YEAR 2012-13 IN ACCORDANCE WITH
ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION
AND GOVERNMENT CODE SECTION 7910 AND
ESTABLISHING PERIOD FOR CONTESTING SUCH LIMITS**

WHEREAS, Article XIII B of the California Constitution and Government Code Sections 7901-7913 provide that the State and each local agency shall be subject to an annual appropriation limit as defined therein; and

WHEREAS, the Controller-Treasurer Department of the County of Santa Clara has computed the appropriation limits for the Fiscal Year 2012-13; and

WHEREAS, Article XIII B Section 8(e) (2) requires each local government entity to select its methodology annually by a recorded vote of the governing body; and

WHEREAS, the Controller-Treasurer Department of County of Santa Clara has determined the total adjustment factor by multiplying the population factor by the inflation factor. The population factor is based on the increase in population of the County of Santa Clara. The inflation factor is based on the increase in per capita personal income for the State of California. These factors were derived from data provided by the State of California's Department of Finance; and

WHEREAS, the Controller-Treasurer Department of the County of Santa Clara has prepared the applicable documentation as intended by Article XIII B of the California Constitution, and such documents are available for public review during reasonable hours at least 15 days prior to the Board meeting at which this Resolution was adopted.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Los Altos Hills County Fire District ("District") as follows:

1. That the appropriations limit for the District funds for Fiscal Year 2012-13 is hereby established as \$ 16,970,934, as shown on Exhibit A, attached hereto, but that such appropriations limit may be adjusted at a later date in accordance with Sections 3 and 11 of Article XIII B of the California Constitution;
2. Such appropriations limit may be adjusted at a later date in the event that revenues which are unanticipated, and classified as proceeds of taxes in accordance with Section 9 (c) of Article XIII of the California Constitution, are received and appropriated;
3. That any judicial action or proceeding to attack, review, set aside, void, or annul the 2012-13 appropriations limit established by this Resolution shall be

commenced within 45 days from the date of this resolution in accordance with Government Code Section 7910.

PASSED AND ADOPTED by the Board of Directors of the Los Altos Hills County Fire District on _____, 2012 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

David Bergman, Board President
Board of Directors

ATTEST:

Jeanne Evilsizer, District Clerk

APPROVED AS TO FORM AND LEGALITY:

Margaret A. Sloan, District Counsel

