

**BOARD OF DIRECTORS
SANTA CLARA VALLEY WATER DISTRICT**

RESOLUTION NO. 22-

ESTABLISHING APPROPRIATIONS LIMIT FOR FISCAL YEAR 2022-23

WHEREAS, Article XIII B of the California Constitution and Government Code Sections 7901-7914 provide that the State and each local agency shall be subject to an annual Appropriations Limit as defined therein; 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 Santa Clara Valley Water District (Valley Water) has selected the percentage change in California per capita personal income as the factor to be used in the calculation of the Appropriations Limit; and

WHEREAS, Valley Water has prepared the applicable documentation as intended by Article XIII B of the California Constitution, and such documents pursuant to Government Code Section 7910(a) were made available fifteen (15) days prior to adoption for public review in the Office of the Clerk of the Board during regular business hours.

NOW, THEREFORE BE IT RESOLVED that the Appropriations Limit for Fiscal Year 2022-23 is hereby established at \$187,289,721 by applying the percentage change in California per capita personal income of 7.55 percent, and the Santa Clara County population percentage change over prior year of -0.69 percent as shown on Exhibit A. This limit may be adjusted at a later date in accordance with Sections 3 and 11 of Article XIII B of the California Constitution.

BE IT FURTHER RESOLVED that any judicial action or proceeding to attack, review, set aside, void, or annul the Fiscal Year 2022-23 Appropriations Limit established by this resolution shall be commenced within forty-five (45) days from the date of this resolution in accordance with Section 7910(b) of the Government Code.

PASSED AND ADOPTED by the Board of Directors of the Santa Clara Valley Water District by the following vote on June 28, 2022:

AYES: Directors

NOES: Directors

ABSENT: Directors

ABSTAIN: Directors

SANTA CLARA VALLEY WATER DISTRICT

JOHN L. VARELA
Chair Pro Tem, Board of Directors

ATTEST: MICHELE L. KING, CMC

Clerk, Board of Directors

EXHIBIT A COVERSHEET

FISCAL YEAR 2022-23 APPROPRIATIONS LIMIT ON THE PROCEEDS OF TAXES

No. of Pages: 1

Exhibit Attachments: None

EXHIBIT A**Santa Clara Valley Water District Fiscal Year 2022-23
Appropriations Limit on the Proceeds of Taxes***

| | FY 2021-22 Appropriations Limit | Ratio of Change | FY 2022-23** Appropriations Limit | FY 2022-23 Budgeted Proceeds of Taxes | Amount Under/(Over) Limit |
|--------------------------------|--|----------------------------|--|--|--|
| Watershed & Stream Stewardship | \$175,348,489 | 1.0681 | \$187,289,721 | \$40,321,659 | \$147,058,062 |

Article XIII B of the California Constitution specifies that local jurisdictions may select either the percentage change in California per capita personal income or the percentage change in the local assessment roll due to the addition of local non-residential new construction. The percentage change in the California per capita personal income has been selected by the Santa Clara Valley Water District and is 7.55 percent.

The population percentage change minus exclusions as reported by the State Department of Finance and prepared pursuant to Government Code Section 7901 (b) is calculated for Santa Clara County for the period from January 1, 2021, to January 1, 2022, to be used in setting the Appropriations Limit for Fiscal Year 2022-23. That change is negative 0.69 percent.

| | | | |
|---|-----------------------------------|-----------------------|-----------------|
| Per Capita Personal Income: | 7.55% | converted to a factor | = 1.0755 |
| Population (Santa Clara County): | -0.69% | converted to a factor | = <u>0.9931</u> |
| Ratio of Change: | (1.0755 x 0.9931) = 1.0681 | | |

*Other watershed funds, Lower Peninsula and West Valley, and the Water Enterprise Fund were exempt from the Appropriations Limit under Article XIII B because they did not meet the criteria.

**Commencing with the FY 2009-10 Adopted Budget, the discretionary 1 percent ad valorem property taxes and other revenues (excluding benefit assessment charges) for Guadalupe, Coyote, and Uvas/Llagas watershed funds have been consolidated, as one, into the Watershed and Stream Stewardship Fund.

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