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**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUNNYVALE ESTABLISHING THE APPROPRIATIONS LIMIT FOR FISCAL YEAR 2022/2023 PURSUANT TO ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION**

WHEREAS, Article XIII B of the California Constitution (enacted with the passage of Proposition 4 in 1979; with modifications under Proposition 111, passed by the voters of California in June 1990; and implemented by California Government Code Sections 7900 *et seq.*), specifies that appropriations of governmental entities may increase by an amount adjusted by the cost of living and change in population from the prior year; and

WHEREAS, California Government Code Section 7910 provides for the annual establishment by local jurisdictions of their appropriations limit for each fiscal year, and further provides that upon establishment of such appropriations limit any judicial action or proceeding to attack, review, set aside, void, or annul such action by the City Council must be commenced within forty-five (45) days of the effective date of the resolution establishing the appropriations limit; and

WHEREAS, pursuant to Government Code Section 7910, in Report to Council (RTC) No. 23-0455, dated June 6, 2023, the Director of Finance has computed the appropriations limit applicable to the City of Sunnyvale for the fiscal year 2023/2024, and transmitted the same with suggested modifications to the City Council in RTC No. 23-0454, dated June 20, 2023; and

WHEREAS, documentation used in determining the appropriations limit has been made available to the public for a period of not less than fifteen (15) days prior to City Council consideration of this resolution.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE AS FOLLOWS:**

1. Pursuant to the appropriations limit formula set forth by Government Code Sections 7900-7914, the City Council does hereby establish the appropriations limit for fiscal year 2023/2024 for the City of Sunnyvale as \$304,855,740.00, as documented in Exhibit A, attached hereto and incorporated herein by reference as though fully set forth.
2. Pursuant to Government Code Section 7910, no judicial action or proceeding to attack, review, set aside, void, or annul the action of the City Council in establishing the appropriations limit for fiscal year 2023/2024 shall be brought unless such action or proceeding shall have been commenced within forty-five (45) days of the date of adoption of this resolution.

Adopted by the City Council at a regular meeting held on \_\_\_\_\_, by the following vote:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:  
RECUSAL:

ATTEST:

APPROVED:

\_\_\_\_\_  
DAVID CARNAHAN  
City Clerk  
(SEAL)

\_\_\_\_\_  
LARRY KLEIN  
Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
JOHN A. NAGEL  
City Attorney

**EXHIBIT A**

**CITY OF SUNNYVALE  
APPROPRIATIONS LIMIT  
FY 2023/24 Adopted Budget**

	<u>AMOUNT</u>	<u>SOURCE</u>
A. LAST YEAR'S LIMIT	\$ 291,983,171	Prior Year
B. ADJUSTMENT FACTORS		
1. Population	0.9997	State Department of Finance
2. Inflation	1.0444	State Department of Finance
	1.0441	(B1*B2)
<b>Total Adjustment %</b>	0.0441	(B1*B2-1)
C. ANNUAL ADJUSTMENT	\$ 12,872,569	(B*A)
D. OTHER ADJUSTMENTS:		
Lost Responsibility (-)	0	
Transfer to private (-)	0	
Transfer to fees (-)	0	
Assumed Responsibility (+)	0	
Sub-total	<u>0</u>	
E. TOTAL ADJUSTMENTS	\$ 12,872,569	(C+D)
F. THIS YEAR'S LIMIT	<u>\$ 304,855,740</u>	(A+E)

**CITY OF SUNNYVALE  
CALCULATION OF APPROPRIATIONS LIMIT  
FY 2023/24 Adopted Budget**

	<u>FY 2022/2023</u>	<u>FY 2023/2024</u>
<b>Appropriations:</b>		
1001 General Fund	\$ 202,839,588	\$ 227,154,457
2020 Housing Fund	1,724,528	17,987,154
2060 Home Fund	2,081,013	89,191
2080 Redevelopment Housing Fund	2,801,782	1,304,718
2040 Community Development Block Grant Fund	1,783,827	1,366,188
2100 Park Dedication Fund	21,994,117	16,049,372
2200. Public Safety Forfeiture Fund	-	-
2220 Police Services Augmentation Fund	406,735	427,681
2300 Employment Development Fund	10,500,000	10,799,132
2400 Parking District Fund	200,100	383,527
2500 Gas Tax Fund	1,250,000	1,250,000
2521 RMRA (SBI)	3,335,704	3,761,168
2560 2016 Measure B Santa Clara VTA Fund	3,224,977	31,497,400
2580 VRF Local Road Improvement Fund	139,445	-
1040 Youth and Neighborhood Services Fund	999,521	1,051,309
3100 Capital Projects Fund	4,238,051	8,703,838
3200 Infrastructure Renovation and Replacement Fund	4,209,572	18,517,919
	<u>261,728,960</u>	<u>340,343,054</u>
<b>Total Appropriations</b>		
<b>Appropriation Adjustments:</b>		
Current Non-Tax Revenues	(123,998,118)	(127,806,679)
Prior Non-Tax Revenues	-	-
Debt Service Appropriation	-	-
Qualified Capital Outlay	(1,281,250)	-
	<u>(125,279,368)</u>	<u>(127,806,679)</u>
<b>Total Appropriation Adjustments</b>		
<b>Appropriations Subject to Limit</b>	<b>136,449,593</b>	<b>212,536,375</b>
Growth Rate Factor	<u>1.0817</u>	<u>1.0441</u>
<b>Total Allowable Appropriations Limit</b> <i>(Prior Year Appropriations Limit x Growth Rate Factor)</i>	<u>291,983,171</u>	<u>304,855,740</u>
<b>Amount Under (Over) Allowable Appropriations Limit</b>	<u><u>\$ 155,533,578</u></u>	<u><u>\$ 92,319,365</u></u>

**CITY OF SUNNYVALE  
CALCULATION OF APPROPRIATIONS LIMIT  
FY 2023/24 Adopted Budget**

	<u>FY 2022/2023</u>	<u>FY 2023/2024</u>
<b>Revenues:</b>		
<b>Tax Revenues:</b>		
Property Tax	\$ 110,225,171	\$ 117,631,014
Sales Tax	29,876,069	34,286,478
Other Taxes	28,937,546	35,460,907
Unrestricted State Subventions	118,955	150,879
Interest Income	<u>5,175,120</u>	<u>7,943,348</u>
<b>Total Tax Revenues</b>	<b><u>174,332,861</u></b>	<b><u>195,472,626</u></b>
<b>Non-Tax Revenues:</b>		
Federal Grants	16,188,486	12,009,643
Restricted State Shared Revenues	4,447,916	3,975,310
State Grants/Reimbursements	4,182,082	4,500,781
Other Intergovernmental Contributions	4,984,261	32,021,096
Franchise Fees	7,507,779	7,525,097
Permits and Licenses	1,992,514	2,274,571
Service and Development Fees	67,600,506	43,390,339
Rents and Concessions	6,989,808	10,321,126
Fines and Forfeitures	792,211	534,269
Housing Loan Repayments	558,140	1,932,349
Revenue from Sale of Property	-	-
Miscellaneous	653,679	130,847
Inter-Fund Loan Repayments	4,419,817	3,997,618
Interest Income	<u>3,680,919</u>	<u>5,193,633</u>
<b>Total Non-Tax Revenues</b>	<b><u>123,998,118</u></b>	<b><u>127,806,679</u></b>
<b>Total Revenues</b>	<b><u>\$ 298,330,979</u></b>	<b><u>\$ 323,279,305</u></b>