

## ATTACHMENT A

### RESOLUTION NO. 2021-49

#### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWPORT BEACH, CALIFORNIA, DETERMINING AND ESTABLISHING AN APPROPRIATIONS LIMIT FOR FISCAL YEAR 2021-22 IN ACCORDANCE WITH ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION AND GOVERNMENT CODE SECTION 7910**

**WHEREAS**, Article XIII B was added to the California Constitution at the special State-wide election held November 6, 1979 (commonly known as Proposition 4);

**WHEREAS**, Government Code Section 7910 was added to Chapter 1205 by Statute at the Regular Session of the California Legislature in 1980;

**WHEREAS**, Proposition 111, which, among other things, provides new annual adjustment formulas for the Appropriations Limit, was approved by the voters in June, 1990;

**WHEREAS**, the State of California Department of Finance have published population and per capita income growth indexes, as well as guidelines for the uniform application of Proposition 111;

**WHEREAS**, Government Code Section 7910 requires the governing body of each local jurisdiction to adopt, by resolution, its appropriations limit; and

**WHEREAS**, said appropriations limit must be adhered to in preparing and adopting the City of Newport Beach's annual budget.

**NOW, THEREFORE**, the City Council of the City of Newport Beach resolves as follows:

**Section 1:** In accordance with Article XIII B of the California Constitution and Government Code Section 7910, the appropriations limit for the fiscal year commencing July 1, 2021 for the City of Newport Beach is \$218,535,203. The computation of appropriations for the 2021-22 fiscal year are set forth in detail in the attachment hereto, which is incorporated as though fully set forth herein.

**Section 2:** Said appropriations limit shall be adhered to in the City of Newport Beach budget for the 2021-2022 fiscal year.

**Section 3:** The recitals provided in this resolution are true and correct and are incorporated into the operative part of this resolution.

**Section 4:** If any section, subsection, sentence, clause or phrase of this resolution is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this resolution. The City Council hereby declares that it would have passed this resolution, and each section, subsection, sentence, clause or phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

**Section 5:** The City Council finds the adoption of this resolution is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Division 6, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

**Section 6:** This resolution shall take effect immediately upon its adoption by the City Council, and the City Clerk shall certify the vote adopting the resolution.

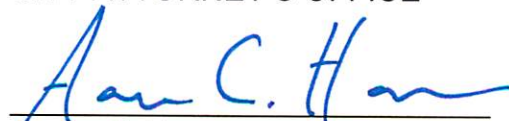
**ADOPTED** this 8th day of June, 2021.

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Brad Avery  
Mayor

**ATTEST:**

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Leilani I. Brown  
City Clerk

**APPROVED AS TO FORM:**  
CITY ATTORNEY'S OFFICE



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Aaron C. Harp  
City Attorney

Attachment A: Computation of Appropriations Limit

# CITY OF NEWPORT BEACH

## COMPUTATION OF APPROPRIATIONS LIMIT FOR FISCAL YEAR ENDING JUNE 30, 2022 AS PER ARTICLE XIII B, CALIFORNIA STATE CONSTITUTION

<u>FISCAL YEAR</u>	<u>PRIOR YEAR LIMIT</u>	<u>INFLATION ADJUST. (1)</u>	<u>POPULATION ADJUST. (2)</u>	<u>NEW APPROP. LIMIT</u>
2021-22	\$208,442,683	5.73	-0.84	<b>218,535,203</b>

*note (1):* Based on California per capita income increases

*note (2):* Based on Orange County population growth

## CALCULATION OF ESTIMATED PROCEEDS OF TAXES FOR FISCAL YEAR ENDING JUNE 30, 2022

Total Estimated Proceeds of Taxes	<b>\$190,670,013</b>
Less Authorized Exclusions	<i>note (3)</i> <b>\$0</b>
Net Proceeds of Taxes	<b>\$190,670,013</b>

*note (3):* Since estimated proceeds are substantially less than the Appropriations Limit, exclusions were not calculated.

<b>AMOUNT UNDER APPROPRIATIONS LIMIT</b>	<b>27,865,190</b>
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