

RESOLUTION NO. 2024-142

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN BERNARDINO, CALIFORNIA, APPROVING AND ADOPTING THE CITY OF SAN BERNARDINO'S OPERATING BUDGET AND CAPITAL IMPROVEMENT PLAN (CIP) FOR FISCAL YEARS 2024/25 AND 2025/26; ESTABLISHING THE CITY'S APPROPRIATION LIMIT AS REQUIRED BY ARTICLE XIII B OF THE CALIFORNIA STATE CONSTITUTION; AND AUTHORIZE THE CARRYOVER OF ENCUMBRANCES AND UNEXPENDED APPROPRIATIONS FOR AUTHORIZED BUT UNCOMPLETED PROJECTS, UPON APPROVAL BY THE CITY MANAGER.

WHEREAS, the proposed FY 2024/25 and FY 2025/26 Operating Budget and CIP for FY 2025-2029 provide for service levels necessary to respond to protect the health, safety, and welfare of the community, which are deemed appropriate by the Mayor and City Council and provides a workforce to accomplish said service priorities; and

WHEREAS, Article XIII B of the Constitution of the State of California as proposed by the initiative Measure approved by the people at the special statewide election held on November 6, 1979, provides that the total annual appropriations subject to limitation of each local government shall not exceed the appropriations limit of such entity for the prior year adjusted for changes in the cost of living and population except as otherwise specifically provided for in said Article; and

WHEREAS, Section 7910 of the Government Code provides that each year the governing body of each local jurisdiction shall, by resolution establish its appropriations limit for the following fiscal year pursuant to Article XIII B at a regularly scheduled meeting or noticed special meeting

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN BERNARDINO AS FOLLOWS:

SECTION 1. The above recitals are true and correct and are incorporated herein by this reference.

SECTION 2. The Mayor and City Council approve the Operating Budget for Fiscal Year 2024/25, Fiscal Year 2025/26, and the CIP 2025-2029. Total Estimated Revenue for Fiscal Year 2025 included in the Budget is \$331,680,719; for Fiscal Year 2026, the total Revenue is \$350,435,049. Total appropriations in the Operating Budget for Fiscal Year 2025 are \$312,722,247 and \$330,125,679 in Fiscal Year 2026. The total appropriations in the CIP Budget for FY 2024/25 is \$13,236,500, and FY 2025/26 is \$17,481,000.

SECTION 3. The Appropriations Limit for the City of San Bernardino, as established in accordance with Article XIII B of the Constitution of the State of California and detailed as Exhibit “B,” is \$481,445,743.

SECTION 4. At the close of the prior fiscal year, unexpended appropriations in the operating budget will be encumbered as necessary to underwrite the expense of outstanding purchase commitments. Unexpended appropriations for authorized but uncompleted projects, as approved by the City Council, may be carried forward to the next succeeding budget upon approval of the City Manager.

SECTION 5. The Mayor and City Council finds this Resolution is not subject to the California Environmental Quality Act (CEQA) in that the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty, as in this case, that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

SECTION 6. Severability. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications, and to this end the provisions of this Resolution are declared to be severable.

SECTION 7. Effective Date. This Resolution shall become effective immediately.

APPROVED and **ADOPTED** by the City Council and signed by the Mayor and attested by the City Clerk this ___ day of _____ 2024.

Helen Tran, Mayor
City of San Bernardino

Attest:

Genoveva Rocha, CMC, City Clerk

Approved as to form:

Sonia Carvalho, City Attorney

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO) ss
CITY OF SAN BERNARDINO)

I, Genoveva Rocha, CMC, City Clerk, hereby certify that the attached is a true copy of Resolution No. 2024-____, adopted at a regular meeting held on the ____ day of _____ 2024 by the following vote:

<u>Council Members:</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
SANCHEZ	_____	_____	_____	_____
IBARRA	_____	_____	_____	_____
FIGUEROA	_____	_____	_____	_____
SHORETT	_____	_____	_____	_____
REYNOSO	_____	_____	_____	_____
CALVIN	_____	_____	_____	_____
ALEXANDER	_____	_____	_____	_____

WITNESS my hand and official seal of the City of San Bernardino this ____ day of _____ 2024.

Genoveva Rocha, CMC, City Clerk