

RESOLUTION NO. 2012-12

RESOLUTION ESTABLISHING MONTEREY COUNTY REGIONAL FIRE PROTECTION DISTRICT APPROPRIATIONS LIMIT FOR FISCAL YEAR 2012-2013 UNDER ARTICLE XIII-B OF THE CALIFORNIA CONSTITUTION, AND ESTABLISHING PERIOD FOR CONTESTING SUCH LIMITS

WHEREAS, Article XIII-B of the California Constitution provides that the State and each local government shall be subject to an annual appropriations limit as defined in that Article; and

WHEREAS, Article XIII-B Section 8(e)(2) requires the Governing Body to select the Change in Cost of Living methodology each year by recorded vote, and

WHEREAS, the Percentage Change in the California Per Capita Income and the Percentage Change in the Population for the County provides the greatest result.

NOW, THEREFORE, BE IT RESOLVED, that the Monterey County Regional Fire Protection District selects the California Per Capita Income and the Percentage Change in Monterey County's County Total population methodology for use in calculating it's appropriation limit for Fiscal Year 2012-2013.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the appropriations limit for the Monterey County Regional Fire District for Fiscal Year 2012-2013 is hereby established as \$12,309,115.43 and 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; and

No action or proceeding shall be brought, the purpose of which is directly or indirectly to attack, review, set aside, void or annul the appropriations limit established by this resolution unless such action or proceeding shall have been filed and served on the District within forty-five (45) days from the date of this resolution is adopted in accordance with Division 9 of the Government Code.

PASSED AND ADOPTED by the Board of Directors of the Monterey County Regional Fire Protection District at a regular meeting held on the 29.day of May 2012, by the following called vote:

AYES: Directors: Hughes, Slaten, Trenner, Haines, Poitras

NAYS: None

ABSENT: Panholzer

ABSTAIN:

ATTEST:

BY: _____
Warren "Pete" Poitras, Secretary of the Board

APPROVED:.

BY:  _____
Rick Hughes, President of the Board