



**May 24, 2017**

**To:** Finance and Administration Committee

**From:** Darrell Johnson, Chief Executive Officer

**Subject:** Resolution to Establish the Orange County Local Transportation Authority/Measure M2 Appropriations Limitation for Fiscal Year 2017-18

### **Overview**

The State Constitution requires that each year the governing body of each local jurisdiction shall, by resolution, establish its appropriations limit for the following year pursuant to Article XIII B.

### **Recommendation**

Adopt Orange County Local Transportation Authority/Measure M2 Resolution No. 2017-028 to establish the Orange County Local Transportation Authority/Measure M2 appropriations limit at \$1,675,556,032 for fiscal year 2017-18.

### **Background**

In November 1979, the voters of the State of California approved Proposition 4, commonly known as the Gann Initiative. The proposition created Article XIII B of the California Constitution, which is also known as the Gann Appropriations Limitation.

Both the Article XIII B appropriations limit and its implementing legislation were modified by Proposition 111, approved by voters in 1990. The law specifies that the appropriations of revenues, "proceeds of taxes" by state and local governments, may only increase annually by a limit based on a factor comprised of the change in population and the change in California per capita personal income. The appropriation limit includes any interest earned from the investment of the proceeds of taxes and must be reviewed during the annual financial audit.

***Discussion***

In accordance with the requirements of Article XIII B, a resolution has been prepared and is attached for review (Attachment A). The resolution establishes the Orange County Local Transportation Authority (LTA)/Measure M2 (M2) appropriations limit for fiscal year (FY) 2017-18 at \$1,675,556,032, excluding federal grant funds and other funds to be received from sources not subject to the appropriations limitation. Appropriations subject to limitation do not include appropriations for debt service, costs of complying with the mandates of the courts, federal government, or capital outlay projects.

Based on the FY 2017-18 budget for the Orange County LTA/M2 Fund, appropriations subject to limitation equal \$322,954,296. This amount consists of \$313,970,822 in M2 ½ cent sales taxes, \$3,453,679 in State Board of Equalization fees, and \$5,529,795 in interest estimated to be received in FY 2017-18. Attachment B shows the calculation of the FY 2017-18 Orange County LTA/M2 appropriations limit. The change in population and change in California per capita personal income rates were obtained from the State of California, Department of Finance.

***Summary***

Staff recommends adoption of the Orange County Local Transportation Authority/Measure M2 Resolution No. 2017-028, which will establish the fiscal year 2017-18 appropriation limit at \$1,675,556,032 for the Orange County Local Transportation Authority.

***Attachments***

- A. Resolution of the Orange County Local Transportation Authority/Measure M2 Establishing Appropriations Limit for Fiscal Year 2017-18
- B. Orange County Local Transportation Authority/Measure M2 Fiscal Year 2017-18 Gann Appropriations Limitation
- C. Orange County Local Transportation Authority/Measure M2 Fiscal Year 2017-18 Gann Appropriations Limitation Detail Calculation

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