September 21, 2004

Marin County Board of Supervisors
3501 Civic Center Drive
San Rafael, CA 94903

SUBJECT: Proposition 4 Gann Initiative Limit for 2004 - 2005 – County of Marin

Dear Supervisors:

RECOMMENDATION: Give preliminary approval of the appropriations limit applicable to the 2004 - 2005 tax proceeds in accordance with Article XIII-B of the State Constitution (Proposition 4 Gann Initiative) and set September 28, 2004, for adoption of a resolution determining the 2004 - 2005 appropriations of tax proceeds for the County of Marin.

SUMMARY: My office has calculated the appropriate limit pertaining to the County of Marin for the 2004 - 2005 fiscal year. The proceeds of taxes limit is $119,936,952. A description of proceeds of taxes, interest, franchise taxes, shared state taxes, and state subventions for which the County has discretionary use of the funds.

Based on County Counsel opinion, Special Districts under the Board have been rolled in to the calculation and are part of this presentation.

The Marin County Transit and Open Space Districts are not included in the attached schedule since they are exempt from Proposition 4 due to their tax rate being under 12.5 cents for the fiscal year 1977-78.

Under the statutes applicable to the Gann Initiative, Article XIII-B, Section 8(e)(2), the California per capita personal income percentage change has been utilized which amounted to a 3.28%.

Based on your Board’s preliminary approval on September 21, 2004, this matter should be adopted on September 28, 2004, which meets the legal requirements of adoption of the fiscal year (resolution attached).

FISCAL IMPACT: None

REVIEWED BY: [ ] Auditor-Controller [x] County Counsel [ ] Human Resources [ ] N/A [ ] N/A [ ] N/A
Very truly yours,

RICHARD S. ARROW
Auditor-Controller

Cc: Pat Faulkner, County Counsel

RSA: ml
Attach.