

ATTACHMENT 3

**EFFECTIVE DATE
OF ORDINANCE**

January 5, 2023

ORDINANCE NO. 2828 N.C.S.

AN ORDINANCE AMENDING ORDINANCE NO. 2816 N.C.S. TO CHANGE SPECIAL REVENUE AND TRUST FUNDS APPROPRIATIONS FOR THE OPERATION OF THE CITY OF PETALUMA FROM JULY 1, 2022 TO JUNE 30, 2023

WHEREAS, on June 6, 2022, Council approved the second reading of the Fiscal Year 2022- 2023 City Appropriations Ordinances; and

WHEREAS, in accordance with Petaluma City Charter Section 60, City Council may amend an annual appropriation ordinance; and

WHEREAS, a duly noticed public meeting was held on November 7, 2022 to consider information presented by staff and receive public comment regarding amending ordinance No. 2816 N.C.S. to change special revenue and trust fund appropriations for the operation of the City of Petaluma from July 1, 2022 to June 30, 2023; and

WHEREAS, on December 5, 2022, after considering information presented by staff and hearing public comments, City Council approved the first introduction of the Ordinance amending Ordinance No. 2816 N.C.S. by a vote of 6-0 with 1 absent; and

WHEREAS, the recommended ordinance amendment will further City Council goals and improve the City of Petaluma; and

WHEREAS, environmental analysis for compliance with the California Environmental Quality Act (CEQA) was already completed with each adjustment, transfer, and encumbrance this action is exempt from CEQA because it is not a project which has a potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment, pursuant to CEQA Guideline section 15378, because this action merely amends the City's annual appropriations ordinance in accordance with Section 60 of the Petaluma City Charter.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PETALUMA AS FOLLOWS:

Section 1. Findings. The above recitals are declared to be true and correct and are incorporated into this resolution as findings of the City Council.

Section 2. Exemptions from CEQA. Environmental analysis for compliance with the California Environmental Quality Act (CEQA) was already completed with each adjustment, transfer, and encumbrance and this action is exempt from CEQA because it is not a project which has a potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment, pursuant to CEQA Guideline section 15378, because this action merely amends the City's annual appropriations ordinance in accordance with Section 60 of the Petaluma City Charter.

Section 3. Amendment. Ordinance No. 2816 N.C.S. is hereby amended for the fiscal year beginning on July 1, 2022 and ending on June 30, 2023 in the amounts as set forth in the attached. Exhibit A, incorporated herein by reference, and distributed to the various funds as set out in said exhibit and shall be expended and used in accordance therewith.

Section 4. Appropriations Finding. The City Council hereby finds and determines that the amount of appropriations provided hereby does not exceed the estimated revenue, other sources and available fund balances for the fiscal year ending June 30, 2023.

Section 5. Repeal of Ordinances in Conflict. All ordinance or parts of ordinances in conflict herewith are hereby repealed.

Section 6. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance is for any reason held to be unconstitutional, unlawful or otherwise invalid by a court of competent jurisdiction or preempted by state legislation, such decision or legislation shall not affect the validity of the remaining portions of this ordinance. The City Council of the City of Petaluma hereby declares that it would have passed and adopted this ordinance and each and all provisions thereof irrespective of the fact that any one or more of said provisions be declared unconstitutional, unlawful or otherwise invalid.

Section 7. Posting/Publishing of Notice. The City Clerk is hereby directed to post/publish this ordinance or a synopsis of this ordinance for the period and in the manner required by the City Charter.

INTRODUCED and ordered published and posted this 7th day of November, 2022.

ADOPTED this _____ day of _____ 2022 by the following vote:

Ayes:

Noes:

Abstain:

Absent:

ATTEST:

Teresa Barrett, Mayor

APPROVED AS TO FORM:

Kendall Rose, CMC, City Clerk

Eric Danly, City Attorney

EXHIBIT A

Detailed FY 22/23 1st Quarter Budget Adjustments												Exhibit A
Ref	fund name	Revenue	Expenditures	amount	Fund group	account string			Type	project string (if applicable)	revision purpose	
						fund	cost ctr	object				
A	Transit		277,761	(277,761)	Enterprise	6500	65200	54111			Increased MV Operations agreement costs. Resolution No. 2022-137	
	Transit		111,239	(111,239)	Enterprise	6500	65300	54111				
	Transit TDA	389,000			Enterprise	6500	65100	44152				
		389,000	389,000	-								
B	Water Operating	(4,910,000)		(4,910,000)	Utilities	6700	67100	44210			Urban and Multi-benefit Drought Relief Grant Program- AMI meter project	
	Water Operating		(6,000,000)	6,000,000	Utilities	6700	67100	62210			realignment of project costs and grant award per Resolution 2022-005	
		(4,910,000)	(6,000,000)	1,090,000								
C	Parks CIP		830,055	(830,055)	CIP	3140	31400	54151	E	c14402010-30600	Turning Basin Dredging Resolution No. 2022-154	
	Parks CIP	1,100,000		1,100,000		3140	31400	49910	F	c14402010-01100	Phase one Marina dredging Resolution No. 2022-165	
	General Fund		1,100,000	(1,100,000)		1100	11110	69910				
		1,100,000	1,930,055	(830,055)								
D	General Fund	450,000		450,000	General Fund	1100	11110	41220			Increased sales tax revenue	
	General Fund -Measure U	600,000		600,000	General Fund	1115	11115	41220				
		1,050,000	-	1,050,000								
E	PW CIP		5,725,189	(5,725,189)	CIP	3160	31600	54151	E	c16102147-30600	North McDowell Blvd Complete Streets. Resolution No. 2022-161	
	Traffic Impact Fees		1,300,000	(1,300,000)	Special Revenue	2161	21610	69910				
	PW CIP	1,300,000		1,300,000	CIP	3160	31600	49910	F	c16102147-02160		
	Street Maintenance		1,281,000	(1,281,000)	Special Revenue	2411	24110	69910				
	PW CIP	1,281,000		1,281,000	CIP	3160	31600	49910	F	c16102147-02411		
	Bond- Measure U Sales Tax		3,400,000	(3,400,000)		4600	46100	69940				
	PW CIP	3,400,000		3,400,000	CIP	3160	31600	49910	F	c16102147-04600		
	Bond- Measure U Sales Tax		(3,400,000)	3,400,000		4600	46100	69940				
	PW CIP	(3,400,000)		(3,400,000)	CIP	3160	31600	49910	F	c16102248-04600		
	Public Works Grants	(550,000)		(550,000)		2260	22600	44154				
	Public Works Grants		(550,000)	550,000	CIP	2260	22600	69920				
	PW CIP	(550,000)		(550,000)	CIP	3160	31600	49920	F	c16102147-44150		
		1,481,000	7,756,189	(6,275,189)								
	NET CHANGE TO FUND BALANCES	(890,000)	4,075,244	(4,965,244)								
Ref	fund name	Revenue	Expenditures	amount	Fund group	account string			Type	project string (if applicable)	revision purpose	
						fund	cost ctr	object				
Encumbrances:												
Enc A	Housing In-Lieu IF		1,120,000	(1,120,000)	Special Revenue	2130	21300	54130			FY 22 Encumbrance for Housing. Fund to Burbank for Old Elm Village New Note	
		-	1,120,000	(1,120,000)								
Enc B	Grant Fund		131,631	(131,631)	Special Revenue	2260	22600	54110		g22603040	FY 22 Encumbrance Climate Ready Campaign	
			100,000	(100,000)	Special Revenue	2260	22600	54130		g22603040	FY 22 Encumbrance Feeding Petaluma	
			200,000	(200,000)	Special Revenue	2260	22600	54130		g22603040	FY 22 Encumbrance Friends of Petaluma River Dock	
		-	431,631	(431,631)								
Enc C	Vehicle Replacement		63,000	(63,000)	Vehicle and Equipment Replacement Fund	7500	75100	62220			FY 22 Encumbrance 2 green electric mowers	
		-	63,000	(63,000)								
Enc D	Vehicle Replacement		100,000	(100,000)	Vehicle and Equipment Replacement Fund	7500	75100	62220			FY 22 Encumbrance 2023 Toyota BZ4X 2022 Ford Mach-E Resolution No. 2022-102	
		-	100,000	(100,000)								
Enc E	Waste Water Operating		17,500	(17,500)	Utilities	6700	66100	62220			FY 22 Encumbrance Purchase of 0.5 eBolt EV for GIS and Managers	
	Water Operating		17,500	(17,500)	Utilities	6700	67100	62220			FY 22 Encumbrance Purchase of 0.5 eBolt EV for GIS and Managers	
	Water Operating		106,000	(106,000)	Utilities	6700	67700	62220			FY 22 Encumbrance Purchase of 2 Electric Vans. 1 for utility technician and 1 for maintenance crew	
	Water Operating		98,000	(98,000)	Utilities	6700	67700	62220			FY 22 Encumbrance Purchase of 2 Electric Trucks for water crews	
	Vehicle Replacement		105,000	(105,000)		7500	75100	62220			FY 22 Encumbrance Purchase of 2 e-Bolts EV - Engineer pool cars	
		-	344,000	(344,000)								
ENCUMBRANCES												
		-	2,058,631	(2,058,631)								