



**KENSINGTON POLICE PROTECTION
AND COMMUNITY SERVICES DISTRICT
BOARD OF DIRECTORS**

A G E N D A

Thursday, August 2, 2018
59 Arlington Avenue, Kensington, California

Special Meeting 1:00 P.M.

- 1. Call to Order/Roll Call: 1:00 P.M.**
- 2. Public Comments:** Members of the public may address the Board on items not listed on the agenda but that are within the jurisdiction of the District. Comments on matters that are listed on the agenda and requiring Board action may be made at the time the Board is considering each item. Please observe our five-minute per person limit and 20 minute per subject matter limit, per Board Policy 5030.41.
- 3. Board/Staff Comments**
- 4. New Business**
 - a. **Annual Appropriations Limit.** Resolution 2018-10. Resolution of the Board of Directors of the Kensington Police Protection and Community Services District Affirming the Establishment of the Appropriations Limit Applicable to The District During Fiscal Year 2018-19.

Staff Report
Gann Limit Calculation
FY 2018-19 Appropriations Limit Calculation Worksheet
California Department of Finance – Price Factors and Population Information
Published Public Notice
 - b. **Appropriations Limit Election.** Resolution 2018-11. Resolution of The Board of Directors of The Kensington Police Protection and Community Services District Calling an Election for The Purpose of Submitting to The Qualified Electors of The District the Question of Establishing The District's Appropriations Limit Under Article XIIIb of the California Constitution, Fixing the Date of Said Election and Requesting the Services of the County Clerk

Staff Report
2014 Ballot Material

ADJOURNMENT

General Information

- All proceedings of the Open Session will be audio and video taped.
- The Community Center has devices for hearing assistance. Please contact GM Anthony Constantouros for information about the equipment.
- The Community Center is Wi-Fi accessible.
- Upon request, the Kensington Police Protection and Community Services District will provide written agenda materials in appropriate alternative formats or disability-related modification of disabilities to participate in public meeting. Please send written request, including your name, mailing address, phone number, and a

brief description of the requested materials and preferred alternative format or auxiliary aid or service at least two days before the meeting. Requests should be sent to: Kensington Police Protection & Community Services District, 217 Arlington Ave, Kensington, CA 94707

Agenda posted at:

Public Safety Building
Colusa Food
Arlington Kiosk
www.kppcsd.org

Complete agenda packets are available at the Public Safety Building.

All public records that relate to an open session item of a meeting of the Kensington Police Protection & Community Services District that are distributed to a majority of the Board less than 72 hours before regular meetings and less than 24 hours before a special meeting, excluding records that are exempt from disclosure pursuant to the California Public Records Act, will be available for inspection at the **District offices, 217 Arlington Ave, Kensington, CA 94707** at the same time that those records are distributed or made available to a majority of the Board.

Items formerly included under the Board Packet Addendum are now posted separately on the District's website under the title "Monthly Reports."

**Staff Report -
Annual
appropriations
Limit**

KENSINGTON POLICE PROTECTION AND COMMUNITY SERVICES DISTRICT

BOARD OF DIRECTORS MEETING

August 2, 2018

ITEM 4a

RESOLUTION (2018-10) OF THE BOARD OF DIRECTORS OF THE KENSINGTON POLICE PROTECTION AND COMMUNITY SERVICES DISTRICT AFFIRMING THE ESTABLISHMENT OF THE APPROPRIATIONS LIMIT FOR FISCAL YEAR 2018-19

BACKGROUND

California Constitution Article XIII B requires public agencies to establish an annual limit of maximum allowable appropriations based on a formula that begins with the appropriation limit of the previous year and considers adjustments to the County population and increases in either non-residential new construction or California per capita income. Both the population and per capita personal income change factors are provided by the California State Department of Finance.

To satisfy legal requirements, a Notice of Determination of the Appropriations Limit is required to be posted at least 15 days prior to the Board taking action on this item. To satisfy this requirement, the Notice of Determination was published in the West County Times on July 2, 2018. The calculation of the appropriations limit has also been posted on the District's website.

For Fiscal year 2018-19, the appropriations limit has been calculated to be \$4,375,000. The District appropriations subject to the limit total \$3,104,000 which is \$1,271,000 below the limit.

In the early 1980's, the District held a special election where the voters of the District set the appropriations limit in a manner that required the District to go back to the voters every four years. The District has gone to the voters every four years, as required. The last special election was held in November 2014 which provides authorization for the appropriations limit calculation through the 2018-19 fiscal year. As was discussed during the recent budget review process, it is anticipated that another ballot initiative will be required in November 2018. Staff has recommended that a Board-subcommittee be formed to assist with this process.

RECOMMENDATION:

1. Discuss and receive comments;
2. Adopt Resolution 2018-10 affirming the establishment of the Appropriations Limit for Fiscal Year 2018-19.

FISCAL IMPACT: No fiscal impact

ATTACHMENTS:

Resolution 2018-10
Appropriations Limit Calculation

SUBMITTED BY: Anthony Constantouros, General Manager

RESOLUTION NO. 2018-10

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE KENSINGTON POLICE PROTECTION AND COMMUNITY SERVICES DISTRICT AFFIRMING THE ESTABLISHMENT OF THE APPROPRIATIONS LIMIT APPLICABLE TO THE DISTRICT DURING FISCAL YEAR 2018-19

The Board of Directors of the Kensington Police Protection and Community Services District (hereafter referred to as the "Board of Directors") does resolve as follows:

WHEREAS, at the November 4, 2014 election, District voters adopted Measure V, which established the appropriations limit for the District for Fiscal Year 2015-16 at \$3,744,262; and

WHEREAS, the Board of Directors affirmed the Fiscal Year 2015-16 appropriations limit of \$3,744, 262 by resolution on June 29, 2015; and

WHEREAS, Article XIII B of the California Constitution and Section 61113 of the Government Code require that the District establish by resolution the applicable appropriations limit each fiscal year;

NOW, THEREFORE BE IT RESOLVED, DETERMINED, AND ORDERED BY THE BOARD OF DIRECTORS, AS FOLLOWS:

1. The Board of Directors hereby affirms the establishment of the appropriations limit for Fiscal Year 2018-19 at \$4,375,000.

PASSED AND ADOPTED by the Board of Directors of the Kensington Police Protection and Community Services District on _____, the _____ day of _____, 2018, by the following vote to wit:

AYES:

Rachelle Sherris-Watt, President

NOES:

Eileen Nottoli, Vice President

ABSENT:

Len Welsh, Director

Sylvia Hacaj, Director

Christopher Deppe, Director

I HEREBY CERTIFY the foregoing resolution was duly and regularly adopted by the Board of Directors of the Kensington Police Protection and Community Services District at the regular meeting of said Board held on _____, the _____ day of _____, 2018.

Tony Constantouros, General Manager

Gann Limit Calculation

KENSINGTON POLICE PROTECTION AND COMMUNITY SERVICES DISTRICT

KENSINGTON POLICE PROTECTION AND COMMUNITY SERVICES DISTRICT NOTICE OF DETERMINATION OF APPROPRIATIONS LIMIT FOR FISCAL YEAR 2018-19

State law (Section 7910 of the California Government Code) requires each local government agency to determine during each fiscal year the appropriations limit pursuant to Article XIII B of the California Constitution applicable during the following fiscal year. The limit must be adopted at a regularly scheduled meeting or a noticed special meeting and the documentation used in determining the limit must be made available for public review fifteen days prior to such meeting.

Set out below is the methodology used to calculate the Fiscal Year 2018-19 appropriations limit for the District. The appropriations limit as set forth below will be adopted at the meeting of the Board of Directors on July 17, 2018.

1. Appropriations Limit for Fiscal Year 2017-18	\$4,183,401
2. Contra Costa County Population Change (January 1, 2017 to January 1, 2018)	0.88%
3. Change in California Per Capita Personal Income	3.67%
4. Fiscal Year 2018-19 Adjustment Factor (1.0088 X 1.0367)	1.0458
5. Fiscal Year 2018-19 Appropriations Limit (\$4,183,401 X 1.0458)	<u>\$4,375,000</u>

**FY 2018-19
Appropriations
Limit
Calculation
Worksheet**

KENSINGTON POLICE PROTECTION AND COMMUNITY SERVICES DISTRICT
 FY 2018-19 APPROPRIATIONS LIMIT CALCULATION WORKSHEET
 APPROPRIATIONS SUBJECT TO LIMIT

	<u>Proceeds of Taxes</u>	<u>Non-Proceeds of Taxes</u>	<u>Total</u>
Police Activities			
Property Tax Levy	1,812,000		
Homeowners' Exemption Tax	0		
Special Tax - Police	682,000		
Measure G Supplemental Tax Revenue	564,500		
Police Fees/Service Charges		1,500	
Kensington Hilltop Services Reimb.		0	
Crossing Guard Reimbursement		0	
Interest - Police	8,000		
POST Reimbursement		1,000	
Police Grants		100,000	
Miscellaneous Police Income		10,000	
Supplemental Workers Comp Reimb.		0	
Total Police Activities Revenue	3,066,500	112,500	3,179,000
Parks/Recreation Activities			
Taxes - L&L	37,500		
Community Center Revenue		14,000	
Miscellaneous Revenue		200	
Contributions for Community Center		0	
Total Parks/Recreation Revenue	37,500	14,200	51,700
District Activities Revenue			
Franchise Fees (Net)		54,285	
Interest		200	
Total District Activities Revenue	0	54,485	54,485
TOTAL REVENUE	\$3,104,000	\$181,185	3,285,185
TOTAL PROCEEDS OF TAXES	3,104,000		
LESS: REVENUE USED FOR CAPITAL	0		
TOTAL APPROPRIATIONS SUBJECT TO LIMIT	\$3,104,000		

FY 2018-19 APPROPRIATIONS LIMIT	\$4,375,000
FY 2018-19 APPROPRIATIONS SUBJECT TO LIMIT	<u>\$3,104,000</u>
FY 2018-19 APPROPRIATIONS UNDER LIMIT	<u>\$1,271,000</u>

California
Department of
Finance – Price
Factors and
Population
Information



May 2018

Dear Fiscal Officer:

Subject: Price Factor and Population Information

Appropriations Limit

California Revenue and Taxation Code section 2227 requires the Department of Finance to transmit an estimate of the percentage change in population to local governments. Each local jurisdiction must use their percentage change in population factor for January 1, 2018, in conjunction with a change in the cost of living, or price factor, to calculate their appropriations limit for fiscal year 2018-19. Attachment A provides the change in California's per capita personal income and an example for utilizing the price factor and population percentage change factor to calculate the 2018-19 appropriations limit. Attachment B provides the city and unincorporated county population percentage change. Attachment C provides the population percentage change for counties and their summed incorporated areas. The population percentage change data excludes federal and state institutionalized populations and military populations.

Population Percent Change for Special Districts

Some special districts must establish an annual appropriations limit. California Revenue and Taxation Code section 2228 provides additional information regarding the appropriations limit. Article XIII B, section 9(C) of the California Constitution exempts certain special districts from the appropriations limit calculation mandate. The code section and the California Constitution can be accessed at the following website: <http://leginfo.legislature.ca.gov/faces/codes.xhtml>.

Special districts required by law to calculate their appropriations limit must present the calculation as part of their annual audit. Any questions special districts have on this requirement should be directed to their county, district legal counsel, or the law itself. No state agency reviews the local appropriations limits.

Population Certification

The population certification program applies only to cities and counties. California Revenue and Taxation Code section 11005.6 mandates Finance to automatically certify any population estimate that exceeds the current certified population with the State Controller's Office. **Finance will certify the higher estimate to the State Controller by June 1, 2018.**

Please Note: The prior year's city population estimates may be revised.

If you have any questions regarding this data, please contact the Demographic Research Unit at (916) 323-4086.

MICHAEL COHEN
Director
By:

AMY M. COSTA
Chief Deputy Director

Attachment

- A. **Price Factor:** Article XIII B specifies that local jurisdictions select their cost of living factor to compute their appropriation limit by a vote of their governing body. The cost of living factor provided here is per capita personal income. If the percentage change in per capita personal income is selected, the percentage change to be used in setting the fiscal year 2018-19 appropriation limit is:

Per Capita Personal Income	
Fiscal Year (FY)	Percentage change over prior year
2018-19	3.67

- B. Following is an example using sample population change and the change in California per capita personal income as growth factors in computing a 2018-19 appropriation limit.

2018-19:

Per Capita Cost of Living Change = 3.67 percent
 Population Change = 0.78 percent

Per Capita Cost of Living converted to a ratio: $\frac{3.67 + 100}{100} = 1.0367$

Population converted to a ratio: $\frac{0.78 + 100}{100} = 1.0078$

Calculation of factor for FY 2018-19: $1.0367 \times 1.0078 = 1.0448$

Fiscal Year 2018-19

Attachment B
Annual Percent Change in Population Minus Exclusions*
January 1, 2017 to January 1, 2018 and Total Population, January 1, 2018

County City	Percent Change 2017-2018	--- Population Minus Exclusions ---		Total Population
		1-1-17	1-1-18	1-1-2018
Contra Costa				
Antioch	0.70	112,280	113,061	113,061
Brentwood	2.70	61,383	63,042	63,042
Clayton	0.78	11,342	11,431	11,431
Concord	0.68	128,282	129,159	129,159
Danville	0.79	44,048	44,396	44,396
El Cerrito	1.07	24,674	24,939	24,939
Hercules	0.50	26,185	26,317	26,317
Lafayette	0.94	25,416	25,655	25,655
Martinez	0.70	37,831	38,097	38,097
Moraga	0.74	16,866	16,991	16,991
Oakley	1.52	41,116	41,742	41,742
Orinda	0.98	19,012	19,199	19,199
Pinole	0.71	19,101	19,236	19,236
Pittsburg	1.83	71,342	72,647	72,647
Pleasant Hill	0.35	34,944	35,068	35,068
Richmond	0.77	110,114	110,967	110,967
San Pablo	0.67	31,383	31,593	31,593
San Ramon	1.58	81,354	82,643	82,643
Walnut Creek	0.15	70,558	70,667	70,667
Unincorporated	0.25	171,998	172,429	172,513
County Total	0.88	1,139,229	1,149,279	1,149,363

*Exclusions include residents on federal military installations and group quarters residents in state mental institutions, state and federal correctional institutions and veteran homes.

Published Public Notice

West County Times

1050 Marina Way S
Richmond, CA 94804
(510) 262-2740

2010129

KENSINGTON POLICE DEPT.
217 ARLINGTON AVE
KENSINGTON, CA 94707-1401

PROOF OF PUBLICATION

FILE NO. August 2 Meeting

In the matter of

West County Times

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter.

I am the Principal Legal Clerk of the West County Times, a newspaper of general circulation, printed and published in the City of Walnut Creek, County of Contra Costa, 94598

And which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Contra Costa, State of California, under the date of August 29, 1978. Case Number 188884.

The notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

07/19/2018

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Executed at Walnut Creek, California.
On this 19th day of July, 2018.



Signature

Legal No. **0006190713**

**KENSINGTON POLICE PROTECTION AND
COMMUNITY SERVICES DISTRICT
PUBLIC NOTICE**

The Board of Directors of the Kensington Police Protection and Community Services District will, at its meeting to be held at the Kensington Community Center, 59 Arlington Avenue, Kensington, California, at 1:00 p.m. on Thursday August 2, 2018, consider the adoption of the Appropriations Limit for Fiscal Year 2018-19 in accordance with Article XIII B (Proposition 4) of the State of California Constitution. Documentation in support of the Appropriations Limit is available at the District Offices, 217 Arlington Avenue, Kensington, for review by persons interested in this matter.

Anthony Constantouros
General Manager
Kensington Police Protection and
Community Services District

Published: July 19, 2018

WCT 6190713 July 19, 2018

Staff Report - Appropriations Limit Election

KENSINGTON POLICE PROTECTION AND COMMUNITY SERVICES DISTRICT

BOARD OF DIRECTORS MEETING

August 2, 2018

ITEM 4b

RESOLUTION (2018 - 11) OF THE BOARD OF DIRECTORS OF THE KENSINGTON POLICE PROTECTION AND COMMUNITY SERVICES DISTRICT CALLING AN ELECTION FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF THE DISTRICT THE QUESTION OF ESTABLISHING THE DISTRICT'S APPROPRIATIONS LIMIT UNDER ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION, FIXING THE DATE OF SAID ELECTION AND REQUESTING THE SERVICES OF THE COUNTY CLERK

BACKGROUND

The appropriation limits for local governments in California were originally set by Proposition 4 in 1979. Article XIII B of the California Constitution authorizes a public entity to establish or change its appropriations limit for up to four years upon approval of a majority of voters voting on the measure. Changing the appropriations limit will not result in an increase in taxes and allows the District to fully use revenue that is already received.

Since 1981 the District has successfully brought this topic for voter approval at ten elections. The last vote on the appropriations limit was approved at the November 4, 2014 election. The results of that election were 66.03% of the voters in favor and 33.97% opposed. This election established the limit through fiscal year 2018-19; the limit for Fiscal Year 2018-2019 is \$4,375,000.00. A new vote of the electorate is required to establish the limit for the fiscal years from 2019-20 to 2022-23. As in prior years, the appropriations limit will be subject to adjustments in the cost of living and population. The next general election is scheduled for November 6, 2018 and the filing deadlines for this election are summarized below.

Filing Period

August 10	Last day to place a Measure on the ballot
August 16	Local Measure Letter assigned
August 22	Deadline for Primary Arguments
August 27	Deadline for Rebuttal Arguments
September 6	Last day to file Writ of Mandate
September 27	Estimated Voter Information Guide mailing

SOURCE: Guide to Filing Measure Arguments, Contra Costa County Elections Division, 2018

Resolution 2018- is included in the Board's agenda packet. The resolution calls for a vote on November 6, 2018 and establishes the 2018-2019 limit of \$4,375,000.00 as the base year for calculating the limit for the next four fiscal years 2019-2020 through 2022-2023.

The board may submit an argument in favor of the measure. A copy of the ballot arguments in the 2014 election are included in the Board's agenda packets. A number of procedural rules control the drafting of the argument in favor of the measure.

If the measure should pass, it will set the District's appropriations limit through the 2022-2023 fiscal year. The District will need to go to the voters again no later than June 2023 to allow the continuation of this past practice.

RECOMMENDATION:

Adopt resolution 2018-11

ATTACHMENTS:

Resolution 2018-11f

Impartial analysis, ballot arguments, November 2014

SUBMITTED BY: Anthony Constantouros, General Manager

RESOLUTION NO. 2018-11

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE KENSINGTON POLICE PROTECTION AND COMMUNITY SERVICES DISTRICT CALLING AN ELECTION FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF THE DISTRICT THE QUESTION OF ESTABLISHING THE DISTRICT'S APPROPRIATIONS LIMIT UNDER ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION, FIXING THE DATE OF SAID ELECTION AND REQUESTING THE SERVICES OF THE COUNTY CLERK

The Board of Directors of the Kensington Police Protection and Community Services District (hereafter referred to as the "Board of Directors") does resolve as follows:

WHEREAS, Article XIII B of the California Constitution provides that the appropriations limit otherwise applicable to a government entity may be changed by majority vote of the electors of such entity, subject to and in conformity with constitutional and statutory voting requirements; and

WHEREAS, the Board of Directors believes that it would be in the best interests of the peace and safety of the residents of the Kensington Police Protection and Community Services District (the "District") for the appropriations limit for Fiscal Year 2019-2020 to be established by the voters of the District and for the appropriations limit for the ensuing three years to be determined accordingly.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Kensington Police Protection and Community Services District as follows:

Section 1. An election (the "election") is hereby ordered and called and will be held in the District on Tuesday, November 6, 2018, at which election the following issue shall be submitted to all persons possessing all requirements of electors under the general election laws of the State of California and who are duly qualified electors residing within the District.

"Shall the appropriations limit of the Kensington Police Protection and Community Services District for Fiscal Year 2018-2019 be established at \$4,375,000.00 and the limit for Fiscal Year 2019-2020 (i.e., \$4,375,000.00) be used to determine the limits for Fiscal Years 2019-2020 through 2022-2023?"

Section 2. The election shall be and is hereby consolidated, pursuant to law, with the statewide election to be held on November 6, 2018, and the election precincts, polling places and officers of election within the area of the District for the election shall be the same as those selected and designated by the County Clerk of Contra Costa County for said statewide election. All proceedings incidental to and connected with the election shall be

regulated and done in accordance with the provisions of law regulating the said statewide election.

Section 3. This resolution shall also constitute a request to the Board of Supervisors of Contra Costa County and to the County Clerk to consolidate the election called by the Board of Directors with the statewide election on November 6, 2018.

Section 4. The County Clerk is notified that the appropriations limit measure must be approved by a majority of the electors.

Section 5. The County Clerk is notified that the boundaries of the District have not changed since the District's previous election.

Section 6. The County Clerk is authorized and directed, at the District's proportionate expense, to provide all necessary election services and to canvass the results of said election.

PASSED AND ADOPTED by the Board of Directors of the Kensington Police Protection and Community Services District on _____, the ____ day of _____, 2018, by the following vote to wit:

AYES:

Rachelle Sherris-Watt, President

NOES:

Eileen Nottoli, Vice President

ABSENT:

Len Welsh, Director

Sylvia Hacaj, Director

Christopher Deppe, Director

I HEREBY CERTIFY the foregoing resolution was duly and regularly adopted by the Board of Directors of the Kensington Police Protection and Community Services District at the regular meeting of said Board held on _____, the ____ day of _____, 2018.

Tony Constantouros, General Manager

2014 Ballot Material

**MEASURE V
KENSINGTON POLICE PROTECTION & COMMUNITY
SERVICES DISTRICT**

Shall the appropriations limit of the Kensington Police Protection and Community Services District for Fiscal Year 2015-2016 be established at \$3,744,262.00 and the limit for Fiscal Year 2015-2016 (i.e., \$3,744,262.00) be used to determine the limits for Fiscal Years 2016-2017 through 2018-2019?

**COUNTY COUNSEL'S IMPARTIAL ANALYSIS OF
MEASURE V**

Article XIII B of the California Constitution authorizes a public entity to establish or change its appropriations limit (the maximum amount a public entity may expend in a given fiscal year) upon approval of a majority of voters voting on the measure.

This ballot measure proposes to establish the appropriations limit for the Kensington Police Protection and Community Services District at three-million-seven-hundred-forty-four thousand-two-hundred-sixty-two dollars (\$3,744,262), beginning fiscal year 2015-2016 and continuing through fiscal year 2018-2019. Beginning fiscal year 2016-2017, that appropriations limit will be subject to adjustments for changes in the cost of living and population.

This ballot measure does not seek voter approval to impose any new or additional tax.

A "yes" vote is a vote to approve the establishment of the appropriations limit for the stated fiscal years.

A "no" vote is a vote to reject the establishment of the appropriations limit for the stated fiscal years.

**ARGUMENT IN FAVOR OF
MEASURE V**

This measure is necessary in order to ensure that your Police Protection and Community Services District can continue the present levels of police staffing for the next four years. It will not result in any increase in your taxes but will allow the District to make full use of the revenues it already receives.

An amendment to the State Constitution in 1979 imposed a limit on expenditures of most local government agencies, including the District. This "appropriations limit" was originally based on the level of the agencies' expenditures during Fiscal Year 1978-79. That base year was one year before the District voters approved a special tax to be used only for police protection services furnished by the District. As a result, the State-imposed expenditure limit would have prevented the District from making use of funds that an overwhelming majority of District voters had approved.

The State Constitution allows local agency voters to correct situations of this kind by approving temporary increases in the local appropriations limit. Kensington voters approved such an increase in 1981 and authorized its continuation at elections in 1984, 1986, 1990, 1994, 1998, 2002, 2006, 2010, when District voters approved a supplemental special tax, and most recently in 2011. Your Board of Directors is asking that the increased limit be continued for an additional four years. This will ensure that we do not have to reduce our complement of public safety officers.

- Passage of this measure **will not** increase your taxes or other costs.
- It **will** allow the District to maintain present levels of police protection, using funds it already receives.

We want to provide you high quality police service and consider this measure necessary to do so. Please vote yes on Measure V.

Len Welsh, President
Linda G. Lipscomb, Vice President
Tony Loyd, Director
Charles E. Toombs, Director
Pat Gillette, Director

ARGUMENT AGAINST MEASURE V

In 1993 the California State Legislature enacted an expenditure restraint program that requires special districts to ask their voters every four years to reauthorize the collection of taxes that exceed California's revenue limit. In June KPPCSD directors unanimously passed (for the third year in a row) another deficit budget. Because this reauthorization request is on the ballot earlier than necessary (current authorization goes through 2014/2015), a "No" vote will send KPPCSD directors the message voters expect competent financial management.

Kensington voters approved a special property tax in 2002 that provides additional yearly police funding of \$300.00 per home. Measure G (passed in 2010) now collects \$220.00 per household, having been upped to its legal limit. This year's projected deficit is greater than \$250,000. The police pension is under-funded by \$2,000,000. The current pension payout ratio is 39%.

KPPCSD could control costs by adopting the required remedies, specifically directed to the KPPCSD, that are listed in the 2012 Contra Costa County Grand Jury report titled, "Who's Minding the Store," and by negotiating employee contracts in accordance with direction from an earlier Grand Jury. Directors could also adopt recommendations from their own finance committee, but have instead taken the position, articulated by KPPCSD President Welsh during the July 2014 KPPCSD Board meeting, that Kensington voters "would approve" new property tax increase measures to "adequately fund police services."

Spending first and counting on voters to bail the District out isn't a responsible plan. Reauthorization can be placed on next year's ballot. This year voters have an opportunity to send KPPCSD directors a message: preserve our valued institutions by first inaugurating responsible fiscal policies. Send this message by voting No on Measure "V".

Anna Shane, Kensington Voter

REBUTTAL TO ARGUMENT IN FAVOR OF MEASURE V

In 2009 KPPCSD Director Toombs requested and received a management bid of \$1,390,000 for providing the exact police services we'd had. Citing high cost, this option was rejected. By 2013/2014, however, the KPPCSD managed police budget had skyrocketed to \$2,470,000.

Since 2009 KPPCSD directors have been involving the District in risky legal ventures, for example five times defending employees charged with wrongdoing by other employees. Within the last two years KPPCSD spent over \$800,000 on lawyers. KPPCSD fought with our garbage company and lost, resulting in our garbage rates increasing 22%, rather than the 6% rate increase KPPCSD directors had refused to approve. KPPCSD recently lost a drawn-out defense of male employees charged with harassment by their only female employee.

To reduce this year's deficit KPPCSD requested \$50,000 from our school district's funds and asked the Fire District to forgive KPPCSD's share of building upkeep and use costs. KPPCSD again deferred mandated repairs of District assets. KPPCSD President Welsh made clear the only other plan is another police funding property tax increase measure for next year's ballot.

KPPCSD has not earned the public trust early reauthorization approval represents. No sitting director has admitted to having made mistakes. Voters last approved four-year authorization in 2011. A "No" vote will send the message Kensington voters expect a financial plan that isn't founded on repeatedly raising property taxes. Voters deserve responsible and competent representation. Should KPPCSD directors hear this message and introduce remedies, voters can reauthorize in 2015

Anna Shane, Kensington Voter

REBUTTAL TO ARGUMENT AGAINST MEASURE V

If the Kensington Police Protection and Community Services District cannot continue to spend the revenue that it already receives, the result will be an end to present levels of police staffing and a drastic reduction in the ability to protect the residents of Kensington.

If Measure V does not pass, there will be a major reduction in how services are provided, either by the District's own officers or by outside providers.

The police department and services currently provided will cease to exist.

This measure does not increase your taxes or any other costs. This fact is confirmed by the impartial analysis of Measure V.

Measure V simply allows the District to continue providing the community with comprehensive police protection services with the revenue the District already receives. That revenue was overwhelmingly supported by the voters in previous elections.

The District chose the November ballot for this election to save District resources. Holding an election in the spring of 2015 would be more expensive, because there would be fewer measures on the ballot, and the District's share of the County election costs would increase by approximately \$15,000.

- Passage of this measure **will not** increase your taxes or other costs.
- It **will** allow the District to maintain present levels of police protection, using funds it already receives.

Please vote yes on Measure V so that the District can continue to provide you with high quality police service at no additional cost to you.

Len Walsh, President
Chuck Toombs, Director