# KENSINGTON POLICE PROTECTION AND COMMUNITY SERVICES DISTRICT

# AGENDA

A Special meeting of the Board of Directors of the Kensington Police Protection and Community Services District will be held Thursday, January 7, 2010, at 7:00 P.M., at the Community Center, 59 Arlington Avenue, Kensington, California.

Note:

All proceedings of this meeting will be tape recorded and times are estimates except for those proceedings conducted in closed session.

7:00 Roll Call

Public Comments

**Board Member/Staff Comments** 

APPROVAL OF CONSENT CALENDAR

None

**DISTRICT - OLD BUSINESS** 

None

**DISTRICT - NEW BUSINESS** 

1. The Board will discuss for possible action contracting by January 7, 2010 with NBS to provide services needed to file an application to place a police tax assessment increase in the amount of \$200.00 per household with a cost of living adjustment on the June 2010 ballot.

**ADJOURNMENT** 

#### General Information

Accessible Public Meetings

NOTE: UPON REQUEST THE KENSINGTON POLICE PROTECTION AND COMMUNITY SERVICES DISTRICT WILL PROVIDE WRITTEN AGENDA MATERIALS IN APPROPRIATE ALTERNATIVE FORMATS, OR DISABILITY-RELATED MODIFICATION OR DISABILITIES TO PARTICIPATE IN PUBLIC MEETINGS.PLEASE SEND A WRITTEN REQUEST, INCLUDING YOUR NAME, MAILING ADDRESS, PHONE NUMBER AND A BRIEF DESCRIPTION OF THE REQUESTED MATERIALS AND PREFERRED ALTERNATIVE FORMAT OR AUXILARY AID OR SERVICE AT LEAST 10 DAYS BEFORE THE MEETING.REQUESTS SHOULD BE SENT TO:

STEPHANIE FRIES
COMMUNITY SERVICES DISTRICT, 217 ARLINGTON AVE., KENSINGTON, CA 94707
POSTED: Public Safety Building-Colusa Food-Library-Arlington Kiosk

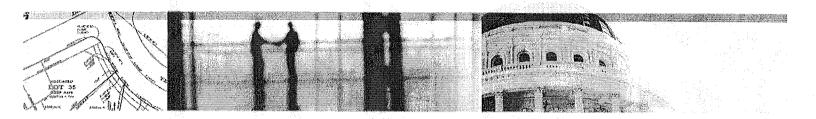
# **AGENDA ITEM**

Discuss for possible action contracting by Jan, 7, 2010 with NBS to provide services needed to file an application to place a police tax assessment increase in the amount of \$200 per household with a cost of living adjustment on the June 2010 ballot.

# **DISCUSSION MATERIAL**

- 1. The Board has reviewed Directors Wright and McLaughlin's 5-year Financial Forecast with Annual Deficits, which appeared in the November 2009 KPPCSD Board Packet, a copy of which is attached hereto.
- 2. The KPPCSD Finance Committee recommends a \$200/year/parcel tax with annual CPI Cost-of-Living increase to the Police Tax Assessment.
- 3. NBS has informed General Manager Harman that they must receive a signed contract by 1/7/10 but in no event later than January 14, 2009 in order to successfully complete all steps necessary to submit to Contra Costa County by February 22, 2010 a completed application for a June 2010 ballot measure.
- 4. The NBS proposal for "special tax increase services" dated 12/2/09 was included in the December 2009 KPPCSD Board Packet. A copy of that proposal is attached hereto.
- 5. NBS's fee for this service is \$15,000.
- 6. President Toombs and Director Stein volunteer their services (if necessary) to work with General Manager Greg Harman and NBS in preparing and filing the application by February 22, 2010.

4 02 PM 1078/2008		KPPGSD R	KPPCSD Revenue/Expense Summary 5 year forecast		<del></del>	アイと
	2009/10	2010/11	2011/12	2012/13	2013714	2014/15
	(Budget)	projected	projected	projected	projected	projected
	Levy Tax increase	<b>4%</b>	4%	4%	4%	4%
Fiscal Year	Personnel increase	% ድ	3%	3%	3%	3%
Available Funds under vanous Tax Increases	۷ì					
A 150 per parcel (assumes 3% CPI)					<del>: &gt;x E-5-</del>	
Beginning Cash		1,515,792	1,391,865	1,307,392	1,316,030	1,215,308
Budget Dehort without 2010 Tax increase Plus Tax Increase		(463.242)	(433,967)	(351,341)	(471,500)	(490,267)
New Total Reserve		1,391,865	1307.392	1316,030	3/0,//9	381,902
Allowances		(454,396)	(460,990)	(472,768)	(484,942)	(497,526)
Dedicated Funds Unallocated Available Reserves		(165,440)	(185,440)	(205,440)	504 928	(245,440)
d (7.2 per parcel (assumes 3% C.P.)						
Beginning Cash		1,515,792	1,448,417	1,422,193	1,490,828	1,451,903
Puoget Denot without 2010 1ax increase		(463,242)	(433,967)	(351,341)	(471,500)	(490,267)
New Total Reserve		1448 417	1422 193	1 490 878	1 451 003	1,407,198
Allowances		(454,396)	(460,990)	(472.768)	(484 984)	367 (497)
Dedicated Funds		(165,440)	(185,440)	(205,440)	(225,440)	(245 440)
Unallocated Available Reserves		828,581	775,763	812,620	741,52	664,221
C 200 per parcel (assumes 3% CP1)						
Beginning Cash		1,515,792	1,504,970	1,536,995	1,665,626	1,888,497
Budget Deficit without 2010 Tax increase		(463,242)	(433,967)	(351,341)	(471,504)	(490,267)
Plus Tax Increase		452.420	465,993	479,972	494,372	509,203
New Total Reserve		1,504,970	1,536,995	1,665,626	1,688,497	1,707,432
Ordinated Enade		(454,536)	(460,350)	(4/2,/66)	(484.94 <u>%)</u>	(497,526)
Unallocated Available Reserves		885,134	890,565	987,418	978,115	964,466
D 250 per parcel (assumes 3% CPI)						
Beginning Cash		1,515,792	1,518,075	1,749,632	1,980,783	2,109,247
Budget Deficit without 2010 Tax increase		(463,242)	(433,967)	(351,341)	(471,500)	(490,267)
Plus Tax Increase		565,525	565,525	582,491	296,963	296,964
New Total Reserve		1,618,075	1,749,632	1,980,782	2,109,24	2,218,944
Aliowances		(454,396)	(460,990)	(472,768)	(484.942)	(497,526)
Dedicated Funds		(165,440)	(185,440)	(205,440)	(225,440)	(245,440)
Unallocated Available Reserves		998,239	1,103,202	1,302,574	1,398,86\$	1,475,978
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Proposal to the

Kensington Police Protection Community Services District

for

**Special Tax Increase Services** 

December 2, 2009

Submitted by



Main Office 32605 Temecula Parkway, Suit 100 Temecula, CA 92592 800.676.7516 Regional Office 870 Market Street, Suite 1223 San Francisco, CA 94102 800.434.8349





December 2, 2009

Mr. Gregory E. Harman General Manager/Chief of Police **Kensington Police Protection and Community Services District** 217 Arlington Avenue Kensington, CA 94707

Subject:

Proposal to Provide Special Tax Increase Services for the Kensington Police Protection and Community Services District

Dear Mr. Harman:

Thank you for the opportunity to submit this proposal to the Kensington Police P rotection and Community Services District ("KPPCSD") to provide Special Tax Increase Services. Our objective is to provide coordinated, comprehensive, and cost effective services that will enhance the efforts of the KPPCSD to serve your constituents. NBS is committed to providing you with accurate and timely services, and has the knowledge, experience, desire, and ability to assist you with this assessment increase.

We have worked with over 200 local governments, representing hundreds of districts, performing many types of administration, formation and other consulting projects. NBS has the strongest team in the industry. All senior consultants have been doing administration as a team for over ten years. To demonstrate this, please note:

- NBS works with public agencies across California reflecting over one million parcels
- NBS has developed the leading a dministration software solution, called D-FAST <sup>®</sup>, which provides data access options to the KPPCSD
- NBS' goal is to provide the required services in a coordinated and seamless manner ("one stop shop")

Enclosed please find one (1) original and one (1) copy of our proposal. NBS is committed and able to complete this work in a timely manner.

On behalf of the NBS team, we thank you again for the opportunity to submit this proposal. If you have any questions please do not hesitate to contact me at 800.676.7516.

Sincerely,

Sara Mares Consultant

32605 Temecula Parkway, Suite 100 | Temecula, CA 92592 | Toll free: 800.676.7516 | Fax: 951.296.1998

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# **JEXECUTIVE SUMMARY**

Please read this one page summary for the relevant highlights of the proposal.

NBS is pleased to present this proposal to provide expert services to the Kensington Police Protection Community Services District ("KPPCSD"). A primary focus at NBS is to support agencies like KPPCSD with tools and services to maximize your special tax revenues at minimal cost. By relying on NBS, you and your colleagues can focus on your day to day core tasks and rest easily knowing that the special taxes are being professionally managed by an experienced and reputable firm.

By way of introduction, please note that NBS has calculated and administered over \$2 billion worth of similar special tax levies over the past decade in California for public agency clients. We have worked in 41 California Counties and provide similar services for over 150 public agencies across California.

Further, NBS has provided administration and consulting services to KPPCSD for over nine years and is knowledgeable about the special tax, the property owners and the community.



We have been pleased with the professional quality of service we've received from NBS. The product is delivered accurately, and in a timely manner. NBS staff is readily available for assistance or inquiries. We would recommend NBS to any of our colleagues in city government.



Margaret Souza Finance Director City of Patterson

# INBS PROFILEI

NBS is a stable and independent firm that provides expertise and consulting to local governmental agencies, including:

- Cities and Towns
- Counties
- Special Districts
- School Districts

NBS assists these agencies with public finance and engineering projects, primarily in the area of Special Financing Districts ("SFD's"). SFD's include special assessment and special tax districts. This is the primary focus at NBS, and we are committed to providing assessment engineering, special tax consulting and other related services that are in the best interests of a local agency and its constituents.

The firm was founded in 1996 by experienced finance and engineering professionals, and has worked with more than 200 public agencies to date. NBS now comprises 40 professionals, managed by a President with four Directors. The company was founded in Temecula, and has been based there for a decade.

From a public agency's perspective, we believe the following five points are the most important qualities of NBS:

- Experience NBS staff have worked with every type of SFD in almost every County in the State. Our long history of providing ongoing administrative services gives us the advantage of being able to develop solutions that make long term sense.
- 2. Differentiation The unique qualities of NBS include:
  - Working solely for local public agencies, without the inherent conflict of interest associated with working with private interests
    - Development of D-FAST software, which incorporates the latest in technology
    - Primary focus on the needs of local agencies who use SFD's
  - 3. Benefits By using NBS, a public agency gets:
    - Quality of work and attention to detail
    - » High level of service
    - Real stewardship, offering solutions that make sense for the public
    - Value and reasonable fees
    - Projects delivered on time and on budget
  - 4. Base Infrastructure and Systems The backbone of NBS includes:
    - Robust information and data technology systems
    - Quality control systems to ensure accuracy
    - An emergency preparedness and business back-up plan
    - Options for enhanced data availability via D-FAST proprietary software
  - 5. Strong Track Record: Most importantly, NBS has a proven track record of delivering projects on time, as demonstrated by:
    - Continuous growth of client base
    - High client retention rate
    - Strong client references

The ultimate goal of NBS is to provide support, expertise and solutions that allow local agencies to focus on their community needs and core services.



Quality is paramount in the services you provide, and we have faith in your professional abilities, accuracy, timelines, and overall integrity.



John M. Donoghue Financial Analyst City of Folsom

# INBS HEADLINES!

- OVER 150 years combined experience of senior staff alone
- FIRST Proposition 218 ballot process
- FASTEST full formation of an assessment district
- LONGEST legacy of best-of-breed software
- UNIQUE as exclusive provider to local governments

# [NBS CLIENTS]

**NBS** has a client base of over **200** local government agencies, which includes everything from small special districts to the largest of cities as represented below.

# Larger

City of Chula Vista

City of Long Beach

City of Los Angeles

City of Oakland

City of San Diego

City of Temecula

Contra Costa County

Olivenhain Municipal WD

# Mid Size

City of Alameda

City of Folsom

City of Santa Clarita

City of San Leandro

City of Scottsdale

Calaveras County

Empire Union School District

Trabuco Canyon Water District

# Smaller

Bel Marin Keys CSD

City of Emeryville

City of Placerville

City of Garden Grove

# **City of Newman**

Piedmont Unified School District

Coastside County Water District

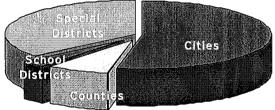
Riverbank Union School District

# **ICLIENT SATISFACTION**

In a recent Client Care Survey conducted by NBS, we were pleased to receive the following feedback from our clients:

# Sample Results

Overall Satisfaction	Overall Value
4.4 out of 5	4.3 out of 5



# **IREFERENCES**

The Kensington Police Protection Community Services District is encouraged to contact the public agency and professional references listed below regarding the quality of work and capabilities of NBS.

# **PROFESSIONAL REFERENCES**

Public Agency	Gontact	Phone#
City of Vacaville 650 Merchant Street Vacaville, CA 95688	Ken Campo Finance Manager	(707) 449-5118
Olivenhain Municipal Water District 1966 Olivenhain Road Encinitas, CA 92024	Rainy Selamat Finance Officer	(760) 753-6466
Nevada Irrigation District 1036 West Main Street Grass Valley, CA 95945	Timothy Crough Assistant General Manager	(530) 273-6185



NBS has done an exemplary job in handling much of our City's complex district work, allowing our staff to concentrate on their own essential tasks. Their analysts are extremely knowledgeable, quick to respond, and are a pleasure to work with.

Betsy St. John Director of Finance and Administration Services City of Palmdale

# **ISCOPE OF WORK!**

# |Special Tax Increase Services|

**Expert Resource.** First and foremost, NBS will act as KPPCSD's "expert resource," and is available to answer questions and advise KPPCSD regarding the special tax increase process.

**Kick-Off Meeting, Project Schedule**. NBS will meet with KPPCSD staff and other interested parties to:

- Establish lines of communication.
- Clarify the specific project goals and criteria that will meet the KPPCSD's preference.
- dentify and resolve any special circumstances regarding the special tax increase.
- Develop project schedules to meet legal requirements and provide for effective interaction of all involved parties.
- Establish meeting dates consistent with schedule to achieve project milestones.

**Data Collection**. NBS will gather and review data relevant to the special tax increase. Data will be obtained from various sources, including KPPCSD records, Assessor's parcel maps, County Assessor information and County Registrar of Voter records.

**Cost Estimate.** NBS will work with KPPCSD to develop an estimate of projected revenues to calculate an adequate special tax rate.

**Special Tax Formula.** NBS will work with KPPCSD to develop a special tax formula that meets the needs of the community, voters and KPPCSD.

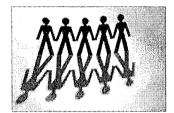
**Resolutions.** NBS will prepare the required resolutions to be considered by the Board for the special tax increase proceedings.

**Report.** NBS will prepare a detailed written report documenting the budget estimates for police service, the special tax formula and showing the projected revenue of the special tax increase. The Report will be presented to KPPCSD staff, Board of Directors and others as appropriate.

**Election Coordination.** NBS will work with the County to coordinate the election schedule and materials for the election including the statement of the measure and applicable arguments.

**Board Meeting.** NBS will present all necessary testimony and respond to public comments regarding the special tax increase proceedings and will attend one Board Meeting.

**Toll-Free Phone Number**. NBS will provide a toll-free phone number for use by KPPCSD, other interested parties and all property owners. Our staff will be available to answer questions regarding the formation and ongoing collection of special taxes for KPPCSD. Bilingual staff is available for Spanish-speaking property owners.





NBS has provided high quality service to our District for nearly a decade with respect to services involving our standby assessment districts. From planning and documentation preparation to labels and mailings, as liaison between financial advisors, legal counsel and the County of Riverside Tax Assessor office, etc..., your staff is always available to answer questions and deliver.

Karen Hornbarger
District Secretary
Lake Hemet Municipal
Water District

# **IPROJECT TEAM!**

NBS is proud to present the following Project Team. In addition to the staff presented, NBS has a depth of key resources as well as the flexibility to allow for the introduction of additional specialists, if needed. Key personnel resumes are presented below. They are available and stand fully committed to Kensington Police Protection Community Services District to begin work immediately upon award of contract. Additional engineering and financial staff are available as needed.

# KENSINGTON POLICE PROTECTION AND CSD

# GREG DAVIDSON

gdavidson@nbsgov.com Client Services Director Leads Client Relations Over 10 years of experience

# DENNIS KLINGELHOFER, P.E.

dklingelhofer@nbsgov.com Project Manager Leads technical approach Over 20 years experience

# SARA MARES

smares@nbsgov.com

# Senior Consultant

Performs day-to-day activities related to the project

Main contact for the KPPCSD

Over 9 years of experience

# Greg Davidson Director gdavidson@nbsgov.com

# [HIGHLIGHTS]

Expert in District Administration

Project Manager on numerous projects with over eleven years of experience with Special Financing Districts

Experienced Special Tax Consultant

Over 11 years experience

# **IEDUCATIONI**

Certified Downtown Professional, California State University – San Bernardino

Bachelor of Science, Business Finance with minor in Psychology, San Diego State University

# |PROFESSIONAL AFFILIATIONS|

California Downtown Association (CDA)

California Special Districts Association (CSDA)

California Society of Municipal Finance Officers (CSMFO)

#### **IRESUME**

Greg Davidson is a Director with NBS where he and his staff form and administer special financing districts, including Property-Based Business Improvement Districts, Landscape Maintenance Districts, 1913 and 1915 Act Assessment Districts, and Community Facilities Districts. Greg is actively involved in managing the day-to-day district administration operations, the preparation of the annual special assessment levies, and related special projects. He has worked directly with more than 100 Agencies administering 300 Districts.

- District Formation: Greg has formed Special Financing Districts consisting of:
  - o Community Facilities Districts (CFD, or Mello-Roos)
  - o Business Improvement Districts
  - Landscape Maintenance Districts
- Speaking Engagements: Greg participated in speaking panels for the USDA, CMTA, CSMFO, and will be presenting at the 2009 annual CDA conference.
- District Administration: Greg has more than 11 years of experience in actively managing ongoing administration and annual levy calculations for Landscape Maintenance Districts, 1913/1915 Act Assessment Districts, and Mello-Roos Community Facilities Districts. He has trained numerous staff, and has directly prepared levies for hundreds of Assessment and Special Tax Districts. He has also provided consulting services related to curing troubled districts which have involved judicial foreclosure, refinancing and property owner bond tender programs.
- Financial Projects: Greg has experience performing revenue audits, parcel audits, tax roll billing services and the formation of Community Facilities Districts.
- Continuing Disclosure: Greg has prepared and disseminated Municipal Disclosure Reports for numerous California Agencies over the past several years. He currently is involved with the preparation and approval of more than 160 disclosure reports for 1915 Act, Community Facilities District, Tax Allocation and General Obligation Bonds.
- 1915 Reassessment and Refunding: Greg has prepared several Reassessment Reports as required by the California Streets and Highways Code §9523 saving parcel owners a significant amount of money.
- Proposition 218: Greg also provides Proposition 218 consulting services related to the establishment or increase of fees, charges and assessments.

Dennis Klingelhofer, P.E. Acquisition Engineer dklingelhofer@nbsgov.com

#### [HIGHLIGHTS]

Over 20 years experience

Engineering in the primary field of assessment and special tax district formation

Successfully developed funding strategies including Standby Charges

Served as assessment engineer for the formation/renewal of over 300 assessment and special tax districts

# **|EDUCATION|**

M.S. Engineering Administration George Washington University,

B.S. Civil Engineering University of Massachusetts,

# |REGISTRATIONS|

Registered Civil Engineer California, #50255

Registered Civil Engineer Arizona, #30610

Registered Civil Engineer Virginia, #010798

# **|AFFILIATIONS|**

American Public Works Association (APWA)

California Society of Municipal Finance Officers (CSMFO)

#### IRESUME

Dennis Klingelhofer will serve as NBS's Project Manager and Acquisition Engineer, and brings over 20 years of assessment engineering experience, to this project. Dennis is well known throughout California, and established many of the methods and procedures used to analyze special benefit that have become standard in the industry over the course of his career.

- Special Tax Consultant and Assessment Engineering: Mr. Klingelhofer has in-depth knowledge of California's public finance and special assessment procedures. He has served as Special Tax Consultant and Assessment Engineer for the formation of Public Finance Districts including Mello-Roos Community Facilities Districts, 1913 Improvement Act districts, 1972 Landscaping and Lighting Act districts, 1982 Benefit Assessment Act districts, Fire Suppression Assessment Districts, and Special Tax Districts for police and fire services. He has worked with agencies to identify financing alternatives, evaluate the feasibility of forming special districts, and to prepare the necessary documents/reports required for district formation.
- Asset Management: Dennis has over 22 years of experience dealing with infrastructure valuation, implementation of asset management systems and the fiscal impact of development on communities. He is a recognized leader on GASB 34 Compliance issues, speaking on this subject to various associations and agencies. Moreover, he has been responsible for the development and implementation of Pavement Evaluation and Management Systems totaling for over 10,000 miles of roads for approximately 40 public agencies.
- Acquisition Audit: As a registered professional engineer, Mr. Klingelhofer has been responsible for the review of developer reimbursement request for the acquisition of more than \$300 million of public improvements. He has developed acquisition audit procedures for the Cities of Lake Elsinore and Davis, as well as for Clark County Nevada.

Sara Mares Senior Consultant smares@nbsgov.com

|HIGHLIGHTS|

Over 9 years experience

Expert in the Field

Project Manager on numerous projects

Expert in formation and administration

Experienced Special Tax Consultant

**|EDUCATION|** 

Bachelor of Arts, with honors, Economics, Mills College

#### IRESUME

Sara Mares is a Senior Consultant with NBS. She forms special financing districts, including 1913 Act Assessment Districts, Community Facilities Districts, Landscape and Lighting Districts, Benefit Assessment Districts, Property and Business Improvement Districts and Fire Assessments. Sara has experience working with all aspects of the formation process, including planning, project management, budget analysis, development of Rate and Method of Apportionment and Engineer's Reports and presentations. She also has significant experience with ongoing special district administration including levy submittal, delinquency management and continuing disclosure.

- District Formation: Sara has formed many Special Financing Districts for many communities across California, including Community Facilities Districts, Landscape Maintenance Districts, Benefit Assessment Districts, Property and Business Improvement Districts and Fire Assessments. She has prepared the Special Assessment and Special Benefit Methodologies and Rate and Method of Special Tax Apportionment Models.
- Reassessment Consulting: Sara has prepared several Reassessment Reports as required by the California Streets and Highways Code §9523 saving parcel owners a significant amount of money. Sara has been involved with many challenging issues, including pooled bonds, workouts and distressed districts including a project which was nominated for the Bond Buyer Deal of the Year Award.
- Proposition 218: Sara provides Proposition 218 Consulting Services related to the establishment of and increases to fees, charges and assessments.
- District Administration: Sara has extensive experience in ongoing administration and annual levy calculations for 1913/1915 Act Assessment Districts, Mello-Roos Community Facilities Districts, Landscape & Lighting, and Benefit Assessment Districts.
- Continuing Disclosure: Sara has prepared and disseminated Municipal Disclosure Reports for several California Agencies. She prepared and disseminated ongoing disclosure reports for special districts including 1915 Act, Community Facilities Districts in compliance with Securities Exchange Commission regulation 15c2-12.
- Delinquency Management: Sara also works extensively on delinquency management. This includes the gathering of county data, sending letters, setting up payment plans and dealing with foreclosure attorneys and property owners. Sara has managed delinquencies for over 21 public agencies and approximately 60,000 parcels.

Sara received her Bachelor of Arts in Economics from Mills College, where she graduated with honors.

# **COST PROPOSALI**

# |Special Tax Increase Services|

Special Tax Increase Services.....\$15,000

# |Expenses|

Customary out-of-pocket expenses will be billed to KPPCSD at actual cost to NBS. These expenses may include, but not be limited to travel, postage, telephone, reproduction, meals and various charges for tapes, maps, and recording fees. County fees for the Election to be paid to the County directly by KPPCSD.

# |Hourly Schedule|

The following table shows our current hourly rates. Additional services authorized by KPPCSD will be billed at this rate or the then applicable hourly rate.

Title	Hourly Rate
Director	\$ 190
Senior Consultant/Programmer	150
Engineer	140
Consultant	130
Analyst	100
Clerical/Support	55
Expert Witness	TBD; with minimum fee

# |Terms|

Special Tax Increase Service fees will be invoiced upon project milestones with the final invoice prepared upon delivery of the Resolution Calling the Election. If the project is prematurely terminated by either party, NBS shall receive payment for work completed. Payment shall be made within 30 days of submittal of an invoice. If payment is not received within 90 days simple interest will begin to accrue at the rate of 1.5% per month. Either party can cancel administration contracts with 30 days written notice.