

1 BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF CONTRA COSTA,  
2 STATE OF CALIFORNIA

3 In the Matter of the Formation, Organization  
4 and Establishment of KENSINGTON COMMUNITY  
5 SERVICES DISTRICT in the County of Contra Costa,  
6 State of California.

7 RESOLUTION DECLARING FORMATION OF "KENSINGTON COMMUNITY  
8 SERVICES DISTRICT".

9 WHEREAS, a petition signed by registered electors residing  
10 within the boundaries of the hereinafter described territory equal  
11 in number to at least fifteen percent (15%) of the number of votes  
12 cast in the said territory for the office of governor at the gen-  
13 eral election next preceding the filing of said petition, which  
14 said petition stated the proposed name for the hereinafter des-  
15 cribed territory which it proposed to be formed into a community  
16 services district to be known as "Kensington Community Services  
17 District" and set forth the boundaries of the district proposed  
18 to be established and ~~the purposes for which the district~~  
19 is formed to be, "The equipment and maintenance of a police de-  
20 partment or other police protection to protect and safeguard life  
21 and property", as prescribed in Section 60600 (h) of the Govern-  
22 ment Code, and

23 WHEREAS, said petition was filed with the Clerk of the  
24 Board of Supervisors of the County of Contra Costa on the 18th  
25 day of November, 1952, and

26 WHEREAS, by order of the Board of Supervisors, duly given  
27 and made on the 18th day of November, 1952, the time for hearing  
28 upon said petition was set for Tuesday, the 9th day of December,  
29 1952, at the hour of ten o'clock a.m. of said day, and

30 WHEREAS, pursuant to law, the County Clerk of the County of  
31 Contra Costa caused to be published a notice of such hearing which  
32 said notice contained all of the information required to be con-  
tained therein by Section 60106 of the Government Code, and

1 AND BE IT FURTHER RESOLVED that the County Clerk shall  
2 immediately cause to be filed in the office of the County Recorder  
3 of the County of Contra Costa, and with the Secretary of State of  
4 the State of California, and with the State Board of Equalization  
5 a certified copy of this resolution, together with a map or plat  
6 of said district.

7 PASSED AND ADOPTED BY THE Board of Supervisors of the County  
8 of Contra Costa, State of California, at a meeting of said board  
9 held on the 27th day of January, 1953, by the following vote,

10 to wit:

11 AYES: Supervisors - I. T. GOYAK, H. L. CUMMINGS, RAY S.  
12 TAYLOR, W. G. BUCHANAN, J.  
13 FREDERICKSON

14 NOES: Supervisors - NONE

15 ABSENT: Supervisors - NONE

16 I HEREBY CERTIFY that the foregoing resolution was duly and  
17 regularly passed and adopted by the Board of Supervisors of the  
18 County of Contra Costa, State of California, at a regular meeting  
19 of said Board held on the 27th day of January, 1953.

20 W. T. PAASCH

21 County Clerk and Clerk of the Board of Super-  
22 visors of the County of Contra Costa, State  
23 of California

24 By W. T. Paasch

25 Deputy Clerk

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TFM:ela

1           WHEREAS, it appears from the affidavit of publication on  
2 file with this Board of Supervisors that such notice was duly and  
3 regularly published in the Richmond Daily Independent for the time  
4 and in the manner required by law, as shown by the affidavit of  
5 H. A. Bean, and

6           WHEREAS, at the meeting held on the 9th day of December,  
7 1952, the Board of Supervisors heard and considered said petition  
8 and

9           WHEREAS, no person protested the formation of said district  
10 or the proposed boundaries thereof, and

11           WHEREAS, on said 9th day of December, 1952, the Board of  
12 Supervisors of the County of Contra Costa found and determined  
13 that the said petition for the formation of said Kensington Com-  
14 munity Services District complies with the requirements and the  
15 provisions of Section 60100 and following of the Government Code  
16 and that said petition is genuine in every respect; that the notice  
17 of hearing on the formation petition was published and given as  
18 required by law, and approved the proposed boundaries for said  
19 district described in said petition and hereinafter described, and  
20 determined that no land was excluded from the proposed district  
21 which would be benefited by such proposed district, and determined  
22 that the name of the proposed district should be KENSINGTON COM-  
23 MUNITY SERVICES DISTRICT, and ordered that an election be called and  
24 held in the said proposed Kensington Community Services District  
25 on the 20th day of January, 1953, in accordance with the provisions  
26 of Section 60120 and following of the Government Code, and

27           WHEREAS, it appears that said election was held after notice  
28 duly and regularly given as prescribed by law on the 20th day of  
29 January, 1953, and

30           WHEREAS, the Board of Supervisors met and canvassed the vote  
31 at said election on Tuesday, the 27th day of January, 1953, and  
32 determined the vote at said election to be as follows:

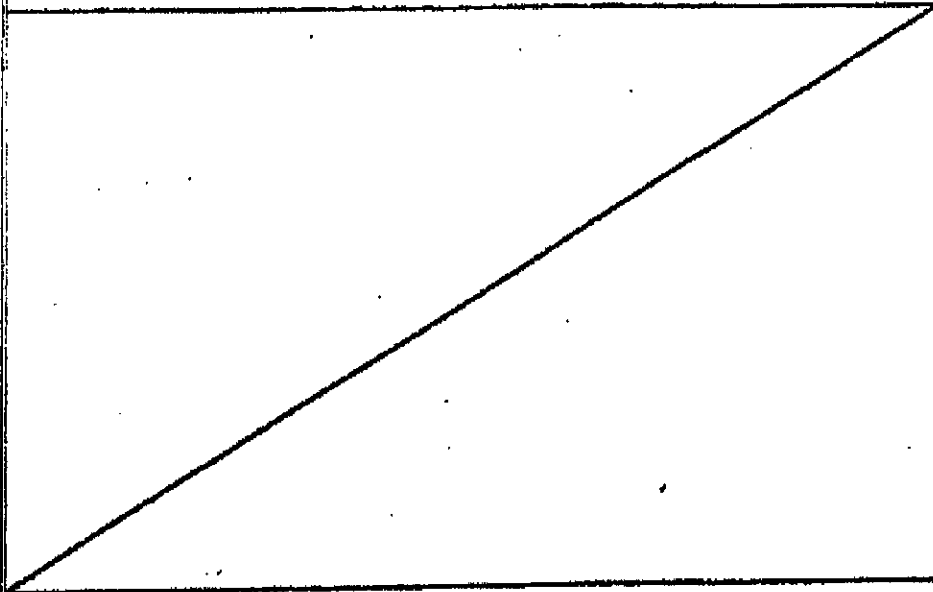
1 "Shall the proposition to form Kensington Community Ser-  
2 vices District under the Community Services District Law be  
3 adopted? Yes 566. No 175.

4 " For members of Board of Directors of Kensington Community  
5 Services District: Mervyn E. Abbott 617. Robert B. Claxton 619.  
6 James F. Wellington 620."

7 NOW THEREFORE, BE IT RESOLVED that the Board of Supervisors  
8 of the County of Contra Costa does hereby declare the Kensington  
9 Community Services District duly organized under the Community  
10 Services District Law for the following purposes, to wit:

11 "The equipment and maintenance of a police department or  
12 other police protection to protect and safeguard life and property."  
13 and does declare MERVYN E. ABBOTT, ROBERT B. CLAXTON and JAMES F.  
14 WELLINGTON elected as directors of the said community services  
15 district.

16 Said Kensington Community Services District, as formed,  
17 shall include the following described property situated in the  
18 County of Contra Costa, State of California:



KINGSINGTON COMMUNITY SERVICE DISTRICT

1 Beginning at a point on the dividing line between the  
2 Counties of Contra Costa and Alameda at the southeast corner of  
3 Lot 2 as said lot is so laid down, designated and delineated  
4 upon that certain map entitled "Map of the San Pablo Rancho, Ac-  
5 companying and Forming a part of the final report of the Referees  
6 in Partition," filed March 1st, 1894, in the Office of the Recor-  
7 der of Contra Costa County, California; thence running along said  
8 county boundary line in a westerly direction to its intersection  
9 with the center line of Santa Fe Avenue, as so designated and de-  
10 lined upon that certain map entitled "Berkeley Park," filed  
11 July 6, 1911, in Book 5 of Maps, page 116, records of Contra Costa  
12 County, California; thence leaving said county boundary line and  
13 running northerly along said center line of Santa Fe Avenue to a  
14 point where said line would be intersected by the northwesterly  
15 line of Lot 1, Block "A" as said lot and block are so laid down,  
16 designated and delineated upon that certain map entitled "Map of  
17 Hillside Park," filed November 6, 1912, in Book 8 of Maps, page  
18 193, records of Contra Costa County, if produced southwesterly;  
19 thence, leaving said center line of Santa Fe Avenue and running  
20 in a northeasterly direction to the most westerly corner of said  
21 Lot 1, Block "A", Map of Hillside Park; thence running along the  
22 northerly line of said Block "A" in a northeasterly and easterly  
23 direction to its intersection with the westerly line of the here-  
24 inbefore mentioned Lot 2 of San Pablo Rancho; thence running  
25 along the westerly line of Lots 2 and 1 of said San Pablo Rancho  
26 in a northwesterly direction to the most westerly corner of said  
27 Lot 1; thence running northeasterly along the northerly line of  
28 said Lot 1 to the most northerly corner thereof and a point on  
29 the dividing line between Rancho San Pablo and Rancho El Sobrente;  
30 thence running southeasterly along said dividing line to Station  
31 S. P. 83, said point also being the most westerly corner of Lot  
32 13, Block "T", Berkeley Woods Addition, recorded December 8, 1937.

1 in Volume 22 of Maps, page 654; thence following the boundary  
2 line of said Berkeley Woods Addition, north 37° 40' East 500.34  
3 feet; thence south 47° 20' 17" East 2399.08 feet; thence south  
4 55° 08' 45" West 560.99 feet; thence south 4° 00' 30" East  
5 342.36 feet to the northerly boundary line of Spruce Street as  
6 shown on the map of Berkeley Woods, recorded November 21, 1917,  
7 in Volume 16 of Maps, page 339; thence in a general southeasterly  
8 direction following the northeasterly boundary line of said  
9 Spruce Street to the southeasterly boundary line of said Berkeley  
10 Woods; thence southwesterly on said boundary line to the most  
11 southerly corner of said Berkeley Woods, said point also being  
12 on the boundary line between Contra Costa County and Alameda  
13 County; thence in a general northwesterly direction following  
14 said County boundary line to the point of beginning.

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BEFORE THE BOARD OF DIRECTORS OF THE KENSINGTON COMMUNITY SERVICES  
DISTRICT OF THE COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA

In the Matter of Calling a  
Special District Election in  
the KENSINGTON COMMUNITY SERVICES  
DISTRICT.

RESOLUTION ADOPTED PURSUANT  
TO SECTION 60600 OF GOVERNMENT  
CODE.

WHEREAS, there has been presented to the Board of Directors of the Kensington Community Services District a petition requesting that the District exercise its powers for one of the purposes specified in Section 60600 of the Government Code, namely, that specified in Subdivision (e) thereof, public recreation by means of parks, playgrounds, swimming pools or recreation buildings; and

WHEREAS, this Board has determined that it is feasible, economically sound and in the public interest for this District to exercise its powers for said purpose, which is a purpose not designated in the petition for the formation of this District;

NOW, THEREFORE, good cause appearing, the Board of Directors calls a special district election for the 8th day of March, 1955, at which there shall be submitted to the electors of this District the question of whether the District should adopt such additional purpose. If a majority of the votes cast at the election upon said proposition shall be in favor of the adoption, then the powers of the District will be exercised therefor.

PASSED AND ADOPTED at a regular meeting of the Directors of the Kensington Community Services District held on Monday, the 7th day of February, 1955, by the following vote, to wit:

AYES: ABBOTT, WELLINGTON, CLAXTON - Directors  
NOES: None  
ABSENT: None

I HEREBY CERTIFY that the foregoing is a true and correct copy of a resolution of the Board of Directors of the Kensington Community Services District, duly and regularly passed and adopted by said Board of Directors on Monday, the 7th day of February, 1955.

  
\_\_\_\_\_  
George S. Zool, Secretary.



File # 100-100000

NOTICE OF SPECIAL ELECTION CALLED PURSUANT TO THE PROVISIONS OF  
SECTION 60601, GOVERNMENT CODE

NOTICE IS HEREBY GIVEN that a special election will be held throughout the Kensington Community Services District on Tuesday, March 8, 1955, on the question whether Kensington Community Services District shall adopt the additional purpose of providing public recreation by means of parks, playgrounds, swimming pools or recreation buildings.

The Board of Directors has established one election precinct for the holding of said election, which is the Arlington Community Center, situated at 52 Arlington Avenue, Kensington (Berkeley 7), California. Said precinct as so designated shall comprise all or parts of the following regular Contra Costa County election precincts: A portion of Berkeley Park 2, all of Berkeley Park 1, and Kensington 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15 and 16.

The Board of Directors has appointed an election board consisting of the following:

Inspector: Jessie N. White, 35 Westminster Ave.  
Clerk: Louise O. Farly, 135 Windsor Ave.  
Judge: Constance M. Partsch, 9 Westminster Ave.  
Judge: Ann Crockett, 18 Arlington Court.

The polling place will be open between the hours of 7:00 a.m. and 7:00 p.m. of election day.


The question to be voted upon is: "Shall the Kensington Community Services District adopt the additional purpose of providing public recreation by means of parks, playgrounds, swimming pools or recreation buildings?"

If a majority of the votes cast at the election upon such proposition are in favor of the adoption of said additional purpose,

then the powers of the District will be exercised therefor.

DATED this 14th day of February, 1955.

M.E. Abbott



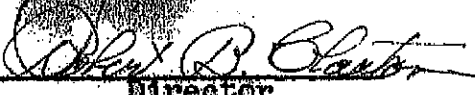
Director

J.F. Wellington



Director

R.B. Claxton



Director

*Post*

**KENSINGTON POLICE DEPARTMENT**

KENSINGTON COMMUNITY SERVICE DISTRICT

264 ARLINGTON AVENUE  
BERKELEY, CALIFORNIA

LANDSCAPE 6-4141

G. A. YOOL  
CHIEF OF POLICE

REFERENCE  
NUMBER

March 22, 1955

Board of Supervisors  
Contra Costa County  
Martinez, California

Gentlemen:

**FILED**  
W. T. PAASCH  
CLERK BOARD OF SUPERVISORS  
CONTRA COSTA CO.  
*W. T. Paasch*

A special election was called by the Directors of the Kensington Community Services District on March 8th, 1955 to determine if the powers of the District should be expanded to include:-

Public recreation by means of  
parks, playgrounds, swimming pools  
or recreation buildings.

An official canvass of the balloting at this election was made on March 14th, 1955 by Directors Robert B. Claxton, James F. Wellington and Mervyn E. Abbott in accordance with the California Elections Code. A total of nine hundred and twenty-two (922) votes were cast as follows; five hundred and twenty-two (522) yes; four hundred (400) no. A majority of the votes cast being in favor of the proposal, the Kensington Community Services District now exercises powers of Public Recreation as well as Police Protection, as provided in Section 60600 Community Services District Law, Division 3, Title 5 of the Government Code.

Very truly yours,

Kensington Community Services District

By *M. E. Abbott*  
President of the Board.

cc: Supervisor I. Goyak  
County Recorder  
County Clerk

# CONTRA COSTA COUNTY

ADDRESS ALL COMMUNICATIONS TO THE DISTRICT ATTORNEY

P. O. BOX 670

MARTINEZ, CALIFORNIA  
March 17, 1955

IN REPLY REFER TO  
Thomas F. McBride  
Re: Kensington Community  
Services District

Mrs. Paul Novotny  
205 Lake Drive  
Berkeley, California

Dear Mrs. Novotny:

This is in response to your letter of March 13th, received in this office on March 16th, with reference to the recent election in the Kensington Community Services District.

The additional power and authority given to the District by virtue of the election is that set forth in Section 60,600 (e) of the Government Code: "Public recreation by means of parks, playgrounds, swimming pools or recreation buildings". The granting of this power to the District does not mean that all or any combination of these facilities need be furnished by the District. The discretion as to what is to be done in the public recreation field as a result of the new authority is entirely with the Directors of the District.

It is my understanding that the vote was a favorable one of 522 to 400. This is a substantial majority, and in addition to this, the vote is a heavy one in an election of this type. It is not often that as large a percentage of the electorate turns out as did for this election, and for that reason I am inclined to believe that the vote recorded is probably reasonably representative of the sentiment of the entire group.

With reference to the conduct of the election itself, the choice of newspaper for publication of the notice of election is one which the Directors of the District make. Section 60,405 states simply, "Notice of each district election shall be published in a newspaper of general circulation circulated within the district at least twice with an interval of at least six days between the first and last publication. Publication shall be complete at least six days before the election." There are probably several papers which qualify under this rather broad authority, and the choice of paper is one which the law vests in the Directors.

# COPY

Mrs. Paul Novotny

-2-

March 17, 1955

The number of polling places is again a matter for decision by the Directors, and while there may be some difference of opinion as to the propriety of using a single polling place as against a larger number, I am inclined to believe that we cannot quarrel with the decision made by the Directors. Section 60,407 of the Government Code says: "The Board shall establish election precincts, designate the polling place or places, and appoint the election board or boards, and shall canvass the returns on the Monday following the date of the election."

There is no requirement in the Chapter relating to the holding of such elections requiring the use of sample ballots, and this is quite generally true in district or municipal elections.

I feel sure that you will feel upon reflection that the very fine men you have chosen to head your Community Services District conducted the election in the best manner they knew how, and that there was no attempt on their part to predetermine the outcome of the vote. I am sure, also, that you have found and will find them very receptive to any suggestions that you or your friends may have with regard to the operation of the District and willing to sit down with any or all of you at any time to work out your common community problems.

Yours very truly,

Francis W. Collins  
District Attorney

By:

Thomas F. McBride  
Assistant

TFM:bp

COPY

*Post*

**KENSINGTON POLICE DEPARTMENT**  
KENSINGTON COMMUNITY SERVICE DISTRICT

254 ARLINGTON AVENUE  
BERKELEY, CALIFORNIA  
LANDSCAPE 6-4141

REFERENCE  
NUMBER

G. A. YOOL  
CHIEF OF POLICE

March 22, 1955

Board of Supervisors  
Contra Costa County  
Martinez, California

Gentlemen:

**FILED**  
W. T. SAASCH  
BY BOARD OF SUPERVISORS  
CONTRA COSTA CO. CA.  
*W. T. Saasch*

A special election was called by the Directors of the Kensington Community Services District on March 8th, 1955 to determine if the powers of the District should be expanded to include:-

Public recreation by means of  
parks, playgrounds, swimming pools  
or recreation buildings.

An official canvass of the balloting at this election was made on March 14th, 1955 by Directors Robert B. Claxton, James F. Wellington and Mervyn E. Abbott in accordance with the California Elections Code. A total of nine hundred and twenty-two (922) votes were cast as follows; five hundred and twenty-two (522) yes; four hundred (400) no. A majority of the votes cast being in favor of the proposal, the Kensington Community Services District now exercises powers of Public Recreation as well as Police Protection, as provided in Section 60600 Community Services District Law, Division 3, Title 5 of the Government Code.

Very truly yours,

Kensington Community Services District

By *M. E. Abbott*  
President of the Board.

cc: Supervisor I. Goyak  
County Recorder  
County Clerk

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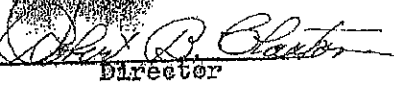


then the powers of the District will be exercised therefor.

DATED this 14th day of February, 1955.

M.E. Abbott   
Director

J.F. Wellington   
Director

R.B. Claxton   
Director



BEFORE THE BOARD OF DIRECTORS OF THE KENSINGTON COMMUNITY SERVICES  
DISTRICT OF THE COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA

In the Matter of Calling a  
Special District Election in  
the KENSINGTON COMMUNITY SERVICES  
DISTRICT.

RESOLUTION ADOPTED PURSUANT  
TO SECTION 60600, GOVERNMENT  
CODE.

WHEREAS, there has been presented to the Board of Directors of the Kensington Community Services District a petition requesting that the District exercise its powers for one of the purposes specified in Section 60600 of the Government Code, namely, that specified in Subdivision (a) thereof, public recreation by means of parks, playgrounds, swimming pools or recreation buildings; and


WHEREAS, this Board has determined that it is feasible, economically sound and in the public interest for this District to exercise its powers for said purpose, which is a purpose not designated in the petition for the formation of this District;

NOW, THEREFORE, good cause appearing, the Board of Directors calls a special district election for the 8th day of March, 1955, at which there shall be submitted to the electors of this District the question of whether the District should adopt such additional purpose. If a majority of the votes cast at the election upon said proposition shall be in favor of the adoption, then the powers of the District will be exercised therefor.

PASSED AND ADOPTED at a regular meeting of the Directors of the Kensington Community Services District held on Monday, the 7th day of February, 1955, by the following vote, to wit:

AYES: ABBOTT, WELLINGTON, CLAXTON - Directors  
NOES: None  
ABSENT: None

I HEREBY CERTIFY that the foregoing is a true and correct copy of a resolution of the Board of Directors of the Kensington Community Services District, duly and regularly passed and adopted by said Board of Directors on Monday, the 7th day of February, 1955.

  
George W. Mason, Secretary.

11-12-54

AGREEMENT RELATING TO POLICE PROTECTION SERVICES IN THE KENSINGTON COMMUNITY SERVICES DISTRICT

RECEIVED  
MAY 14 1955  
San Jose Police Dept.

THIS AGREEMENT, made and entered into by and between the COUNTY OF CONTRA COSTA, a political subdivision of the State of California, hereinafter referred to as the "County", and KENSINGTON COMMUNITY SERVICES DISTRICT of Contra Costa County, California, hereinafter referred to as "District",

WITNESSETH:

WHEREAS, the KENSINGTON POLICE PROTECTION DISTRICT, which for many years furnished police protection services in substantially the same territory which now comprises the KENSINGTON COMMUNITY SERVICES DISTRICT has been dissolved; and

WHEREAS, upon the dissolution of said KENSINGTON POLICE PROTECTION DISTRICT the properties of the District remaining at the time of dissolution became the property of the County for use by the County in general police work; and

WHEREAS, the KENSINGTON COMMUNITY SERVICES DISTRICT is organized for the sole purpose of providing police protection in what comprises substantially the same area as formerly comprised the KENSINGTON POLICE PROTECTION DISTRICT and is best able to use the remaining monies and equipment in the area of its jurisdiction;

NOW, THEREFORE, BE IT AGREED by and between the County and the District that the County does herewith transfer to the District the remaining funds of the Police Protection District at the time of its dissolution, to wit, the sum of Two Thousand Four Hundred Sixty-four and 70/100 Dollars (\$2,464.70) and the various items of personal property which were on hand at the dissolution of the Police Protection District to the KENSINGTON COMMUNITY SERVICES DISTRICT to be used by said District for general police protection within the District; and

BE IT FURTHER AGREED that the County shall withhold from general funds which would have been spent in the area for general

police protection purposes an amount equal to said cash so transferred and the present value of the personal property so transferred.

IN WITNESS WHEREOF the parties hereto have, by their appropriate officers thereunto duly authorized, executed these presents this 12th day of March, 1954.

KENSINGTON COMMUNITY SERVICES DISTRICT

By: M. E. Abbott Chairman

Robert D. Clifton Secretary

COUNTY OF CONTRA COSTA

By: H. P. A. Chairman of the Board of Supervisors of the County of Contra Costa

W. J. FASCH County Clerk and ex-officio Clerk of the Board of Supervisors of the County of Contra Costa

By: R. M. [unclear] Deputy

AGREEMENT RELATING TO POLICE PROTECTION  
SERVICES IN THE KENSINGTON COMMUNITY  
SERVICES DISTRICT

THIS AGREEMENT, made and entered into by and between the COUNTY OF CONTRA COSTA, a political subdivision of the State of California, hereinafter referred to as the "County", and KENSINGTON COMMUNITY SERVICES DISTRICT of Contra Costa County, California, hereinafter referred to as "District",

WITNESSETH:

WHEREAS, the KENSINGTON POLICE PROTECTION DISTRICT, which for many years furnished police protection services in substantially the same territory which now comprises the KENSINGTON COMMUNITY SERVICES DISTRICT has been dissolved; and

WHEREAS, upon the dissolution of said KENSINGTON POLICE PROTECTION DISTRICT the properties of the District remaining at the time of dissolution became the property of the County for use by the County in general police work; and

WHEREAS, the KENSINGTON COMMUNITY SERVICES DISTRICT is organized for the sole purpose of providing police protection in what comprises substantially the same area as formerly comprised the KENSINGTON POLICE PROTECTION DISTRICT and is best able to use the remaining monies and equipment in the area of its jurisdiction;

NOW, THEREFORE, BE IT AGREED by and between the County and the District that the County does herewith transfer to the District the remaining funds of the Police Protection District at the time of its dissolution, to wit, the sum of Two Thousand Four hundred Sixty-four and 70/100 Dollars (\$2,464.70) and the various items of personal property which were on hand at the dissolution of the Police Protection District to the KENSINGTON COMMUNITY SERVICES DISTRICT to be used by said District for general police protection within the District; and

IT IS FURTHER AGREED that the County shall withhold from general funds which would have been spent in the area for general

police protection purposes an amount equal to said cash so transferred and the present value of the personal property so transferred.

IN WITNESS WHEREOF the parties hereto have, by their appropriate officers thereunto duly authorized, executed these presents this 22<sup>nd</sup> day of November, 1954.

KENSINGTON COMMUNITY SERVICES DISTRICT

By: [Signature] Chairman

[Signature] Secretary

COUNTY OF CONTRA COSTA

By: [Signature]  
Chairman of the Board of Supervisors of the County of Contra Costa

V. T. PAASCH  
County Clerk and ex-officio Clerk of the Board of Supervisors of the County of Contra Costa

By: [Signature] Deputy

1                   BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF  
2                                   CONTRA COSTA, STATE OF CALIFORNIA  
3

4 In the Matter of the Dissolution  
5 of KENSINGTON POLICE PROTECTION  
6 DISTRICT.

RESOLUTION

7                   WHEREAS, there was filed with the Clerk of the Board of  
8 Supervisors of Contra Costa County on the 25th day of November,  
9 1952, a petition pursuant to Section 20,130, et seq., of the  
10 Health and Safety Code of the State of California, requesting the  
11 dissolution of the Kensington Police Protection District, which  
12 said petition was signed by fifty and more persons who are  
13 registered voters in said Kensington Police Protection District,  
14 as appears by the certificate of W. T. Pansch, County Clerk, on  
15 file herein; and

16                   WHEREAS, this Board did, by resolution duly and regularly  
17 passed and adopted on the 25th day of November, 1952, viz Tuesday,  
18 the 9th day of December, 1952, in the Chambers of the Board of  
19 Supervisors, Hall of Records, Main and Court Streets, Martinez,  
20 Contra Costa County, California, at ten o'clock a.m., or as soon  
21 thereafter as the matter might be heard, as the time and place  
22 when said petition for dissolution of said police protection  
23 district would be heard; and

24                   WHEREAS, this Board did, at said time, and from time to  
25 time thereafter, in regular meeting, continue said time of hear-  
26 ing to Tuesday, the 13th day of May, 1954, and the Board on said  
27 13th day of May, 1954, having heard and passed upon the petition,  
28 and no person having objected to the prayer of said petition, did  
29 call an election upon the proposition of dissolving the said  
30 Kensington Police Protection District, and set Tuesday, the 15th  
31 day of June, 1954, a day not less than twenty (20) days after  
32 the adoption of said resolution calling said election as the date

1 of said election, and did set forth therein election precincts,  
 2 polling places and names of judges, inspectors and clerks for  
 3 said special election, together with the Board's resolution that  
 4 the polls be open from the hour of ten o'clock a.m. to the hour of  
 5 seven o'clock p.m., and did direct the County Clerk to give notice  
 6 of said election in the manner and for the time required by law;  
 7 and

8 WHEREAS, the County Clerk did give notice of said election  
 9 by publication in the "RICHMOND INDEPENDENT" for the time required  
 10 by law, as appears by the affidavit of the publisher on file here-  
 11 in; and

12 WHEREAS, said election was duly and regularly held and  
 13 this Board has today canvassed the returns of said election;

14 NOW, THEREFORE, BE IT RESOLVED that this Board finds the  
 15 results of said election to be as follows:

		<u>For</u>	<u>Against</u>
16	Consolidated Precinct No. 1	90	38
17	2	151	34
18	3	99	15
	TOTAL	<u>340</u>	<u>87</u>

19 and this Board does, therefore, pursuant to the provision of  
 20 Section 20,140 of the Health and Safety Code of the State of Cali-  
 21 fornia, find that a majority of the votes cast at said election  
 22 are in favor of the dissolution, and it does direct the Clerk of  
 23 the Board to enter a finding to this effect in the minutes of the  
 24 Board of Supervisors and does declare said district dissolved.

25 PASSED AND ADOPTED by the Board of Supervisors of the  
 26 County of Contra Costa, State of California, at a regular meeting  
 27 of said Board held on the 22nd day of June, 1954, by the following  
 28 vote, to wit:

29 AYES: Supervisors - I. T. Goyak, H. L. Cummings,  
 30 Ray S. Taylor, W. G. Buchanan,  
 J. Frederickson.  
 31 NOES: Supervisors - None  
 32 ABSENT: Supervisors - None



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I HEREBY CERTIFY that the foregoing resolution was duly passed and adopted by the Board of Supervisors of the County of Contra Costa at a regular meeting of said Board held on the 22nd day of June, 1954.

W. T. PAASCH  
County Clerk and ex-officio Clerk  
of the Board of Supervisors of the  
County of Contra Costa, State of  
California.

By: E. M. Montanari  
Deputy

(SEAL)

1 BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF CONTRA COSTA,  
2 STATE OF CALIFORNIA

3 In the Matter of the Formation, Organization  
4 and Establishment of KENSINGTON COMMUNITY  
5 SERVICES DISTRICT in the County of Contra Costa,  
6 State of California.

7  
8 RESOLUTION DECLARING FORMATION OF "KENSINGTON COMMUNITY  
9 SERVICES DISTRICT"

10 WHEREAS, a petition signed by registered electors residing  
11 within the boundaries of the hereinafter described territory equal  
12 in number to at least fifteen percent (15%) of the number of votes  
13 cast in the said territory for the office of governor at the gen-  
14 eral election next preceding the filing of said petition, which  
15 said petition stated the proposed name for the hereinafter des-  
16 cribed territory which it proposed to be formed into a community  
17 services district to be known as "Kensington Community Services  
18 District" and set forth the boundaries of the district proposed  
19 to be established and stated the purposes for which the district  
20 is formed to be, "The equipment and maintenance of a police de-  
21 partment or other police protection to protect and safeguard life  
22 and property", as prescribed in Section 60600 (h) of the Govern-  
23 ment Code, and

24 WHEREAS, said petition was filed with the Clerk of the  
25 Board of Supervisors of the County of Contra Costa on the 18th  
26 day of November, 1952, and

27 WHEREAS, by order of the Board of Supervisors, duly given  
28 and made on the 18th day of November, 1952, the time for hearing  
29 upon said petition was set for Tuesday, the 9th day of December,  
30 1952, at the hour of ten o'clock a.m. of said day, and

31 WHEREAS, pursuant to law, the County Clerk of the County of  
32 Contra Costa caused to be published a notice of such hearing which  
33 said notice contained all of the information required to be con-  
34 tained therein by Section 60106 of the Government Code, and

1           WHEREAS, it appears from the affidavit of publication on  
2 file with this Board of Supervisors that such notice was duly and  
3 regularly published in the Richmond Daily Independent for the time  
4 and in the manner required by law, as shown by the affidavit of  
5 R. A. Bean, and

6           WHEREAS, at the meeting held on the 9th day of December,  
7 1952, the Board of Supervisors heard and considered said petition  
8 and

9           WHEREAS, no person protested the formation of said district  
10 or the proposed boundaries thereof, and

11           WHEREAS, on said 9th day of December, 1952, the Board of  
12 Supervisors of the County of Contra Costa found and determined  
13 that the said petition for the formation of said Kensington Com-  
14 munity Services District complies with the requirements and the  
15 provisions of Section 60100 and following of the Government Code  
16 and that said petition is genuine in every respect; that the notice  
17 of hearing on the formation petition was published and given as  
18 required by law, and approved the proposed boundaries for said  
19 district described in said petition and hereinafter described, and  
20 determined that no land was excluded from the proposed district  
21 which would be benefited by such proposed district, and determined  
22 that the name of the proposed district should be KENSINGTON COM-  
23 MUNITY SERVICES DISTRICT, and ordered that an election be called and  
24 held in the said proposed Kensington Community Services District  
25 on the 20th day of January, 1953, in accordance with the provisions  
26 of Section 60120 and following of the Government Code, and

27           WHEREAS, it appears that said election was held after notice  
28 duly and regularly given as prescribed by law on the 20th day of  
29 January, 1953, and

30           WHEREAS, the Board of Supervisors met and canvassed the vote  
31 at said election on Tuesday, the 27th day of January, 1953, and  
32 determined the vote at said election to be as follows:

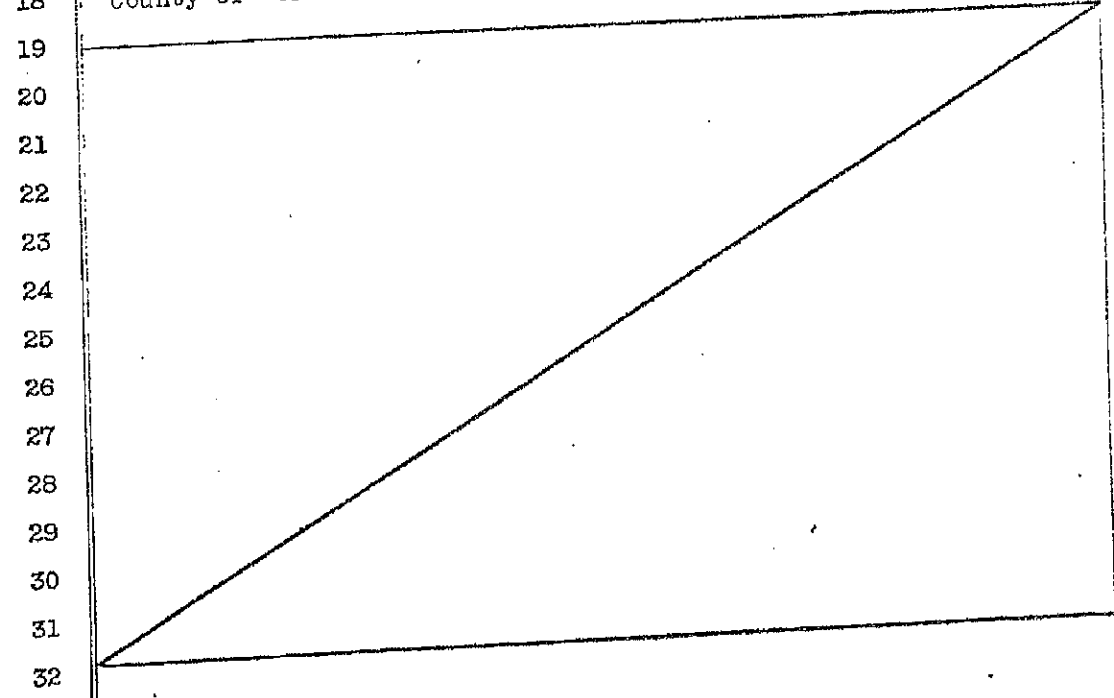
1 "Shall the proposition to form Kensington Community Ser-  
2 vices District under the Community Services District Law be  
3 adopted? Yes 566. No 175.

4 " For members of Board of Directors of Kensington Community  
5 Services District; Mervyn E. Abbott 617. Robert B. Claxton 619.  
6 James F. Wellington 620."

7 NOW THEREFORE, BE IT RESOLVED that the Board of Supervisors  
8 of the County of Contra Costa does hereby declare the Kensington  
9 Community Services District duly organized under the Community  
10 Services District Law for the following purposes, to wit:

11 "The equipment and maintenance of a police department or  
12 other police protection to protect and safeguard life and property."  
13 and does declare MERVYN E. ABBOTT, ROBERT B. CLAXTON and JAMES F.  
14 WELLINGTON elected as directors of the said community services  
15 district.

16 Said Kensington Community Services District, as formed,  
17 shall include the following described property situated in the  
18 County of Contra Costa, State of California:



KILSINGTON COMMUNITY SERVICE DISTRICT

1 Beginning at a point on the dividing line between the  
2 Counties of Contra Costa and Alameda at the southeast corner of  
3 Lot 2 as said lot is so laid down, designated and delineated  
4 upon that certain map entitled "Map of the San Pablo Rancho, Ac-  
5 companying and Forming a part of the final report of the Referees  
6 in Partition," filed March 1st, 1894, in the Office of the Recor-  
7 der of Contra Costa County, California; thence running along said  
8 county boundary line in a westerly direction to its intersection  
9 with the center line of Santa Fe Avenue, as so designated and de-  
10 linedated upon that certain map entitled "Berkeley Park," filed  
11 July 6, 1911, in Book 5 of Maps, page 116, records of Contra Costa  
12 County, California; thence leaving said county boundary line and  
13 running northerly along said center line of Santa Fe Avenue to a  
14 point where said line would be intersected by the northwesterly  
15 line of Lot 1, Block "A" as said lot and block are so laid down,  
16 designated and delineated upon that certain map entitled "Map of  
17 Hillside Park," filed November 6, 1912, in Book 8 of Maps, page  
18 195, records of Contra Costa County, if produced southwesterly;  
19 thence, leaving said center line of Santa Fe Avenue and running  
20 in a northeasterly direction to the most westerly corner of said  
21 Lot 1, Block "A", Map of Hillside Park; thence running along the  
22 northerly line of said Block "A" in a northeasterly and easterly  
23 direction to its intersection with the westerly line of the here-  
24 inbefore mentioned Lot 2 of San Pablo Rancho; thence running  
25 along the westerly line of Lots 2 and 1 of said San Pablo Rancho  
26 in a northwesterly direction to the most westerly corner of said  
27 Lot 1; thence running northeasterly along the northerly line of  
28 said Lot 1 to the most northerly corner thereof and a point on  
29 the dividing line between Rancho San Pablo and Rancho El Sobrante;  
30 thence running southeasterly along said dividing line to Station  
31 S. P. 63, said point also being the most westerly corner of Lot  
32 13, Block "T", Berkeley Woods Addition, recorded December 8, 1937,

1 in Volume 22 of Maps, page 654; thence following the boundary  
2 line of said Berkeley Woods Addition, north 37° 40' East 500.34  
3 feet; thence south 47° 20' 17" East 2399.08 feet; thence south  
4 55° 08' 45" West 560.99 feet; thence south 4° 00' 30" East  
5 342.36 feet to the northerly boundary line of Spruce Street as  
6 shown on the map of Berkeley Woods, recorded November 21, 1917,  
7 in Volume 16 of Maps, page 338; thence in a general southeasterly  
8 direction following the northeasterly boundary line of said  
9 Spruce Street to the southeasterly boundary line of said Berkeley  
10 Woods; thence southwesterly on said boundary line to the most  
11 southerly corner of said Berkeley Woods, said point also being  
12 on the boundary line between Contra Costa County and Alameda  
13 County; thence in a general northwesterly direction following  
14 said County boundary line to the point of beginning.

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AND BE IT FURTHER RESOLVED that the County Clerk shall immediately cause to be filed in the office of the County Recorder of the County of Contra Costa, and with the Secretary of State of the State of California, and with the State Board of Equalization a certified copy of this resolution, together with a map or plat of said district.

PASSED AND ADOPTED BY THE Board of Supervisors of the County of Contra Costa, State of California, at a meeting of said board held on the 27th day of January, 1953, by the following vote, to wit:

AYES: Supervisors - I. T. GOYAK, H. L. GUMMINGS, RAY S. TAYLOR, W. G. BUCHANAN, J. FREDERICKSON

NOES: Supervisors - NONE

ABSENT: Supervisors - NONE

I HEREBY CERTIFY that the foregoing resolution was duly and regularly passed and adopted by the Board of Supervisors of the County of Contra Costa, State of California, at a regular meeting of said Board held on the 27th day of January, 1953.

W. T. PAASCH

County Clerk and Clerk of the Board of Supervisors of the County of Contra Costa, State of California

By W. T. Paasch  
Deputy Clerk

LAW OFFICES  
**HANSON, BRIDGETT, MARCUS, VLAHOS & RUDY**

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JAMES O'NEIL ATTRIDGE  
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STEVEN J. LEVINE  
SHELLY K. HUBNER  
PETER CHADWICK  
ANDREW B. GIACOMINI  
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CHARLES L. THOMPSON IV  
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MICHAEL B. McNAUGHTON  
AMY L. BROWN

OF COUNSEL  
JACK R. WONG  
DANIEL W. BAKER  
ROBERT E. SIMMS

November 15, 1994

Mr. James M. Bray, General Manager  
Kensington Community Services District  
217 Arlington Avenue  
Kensington, CA 94707

Subject: Change of District's Name

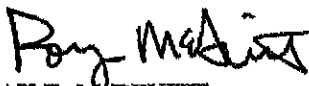
Dear Jim:

Enclosed are four copies of Resolution 93-07, changing the name of the District. Please have the District Secretary sign each, filling in the date of signing. Two should be sent to the Secretary of State; a sample letter is enclosed for your use. If you do use it, be sure to enclose a stamped, self-addressed return envelope along with the two certified resolutions. Two should also be mailed or delivered to the County Recorder, again with a request to record one, file stamp the other and return it to you.

Once that is done and you have received file stamped copies back, the change of name will be effective. At that point, you should update the Statement you should have on file with the Secretary of State and the County Clerk under Government Code Section 53051. (This statement is for the Roster of Public Agencies and must be kept current in order to take advantage of the 6-month limit on tort claims. If it's not kept up to date, tort claims can be filed after that deadline.) The new Statement should also reflect the current directors.

I have enclosed a Statement, filled out to the best of my information. I recommend you sign it, date and mail it to the Secretary of State as soon as you have received the file stamped copies of the resolution back. A blank form is enclosed for future updating. I hope this is helpful. If you have any questions, please call me.

Very truly yours,

  
RAY E. McDEVITT  
REM/ld

203944-1



BEFORE THE BOARD OF DIRECTORS  
OF THE KENSINGTON COMMUNITY SERVICES DISTRICT  
OF THE COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA

In the matter of Renaming the Kensington Community Services District.

RESOLUTION 93-07

WHEREAS, the Kensington Police Protection District was formed in 1947 pursuant to Part 1 (commencing with Section 20000) of Division 14 of the Health and Safety Code, and

WHEREAS, the Kensington Community Services District is an independent special district formed in 1954 under Title 6, Division 3, Section 61000 of the Government Code, and

WHEREAS, both the Kensington Police Protection District and Kensington Community Services District were formed with the express purpose of providing police services to the community of Kensington, and

WHEREAS, as the name Kensington Community Services District does not adequately describe the District's primary role in providing police protection;

NOW, THEREFORE, BE IT RESOLVED that the District shall hereby be renamed the Kensington Police Protection and Community Services District.

\* \* \* \* \*

I HEREBY CERTIFY that the foregoing Resolution was duly and regularly adopted by the Board of Directors of the Kensington Community Services District at the regular meeting of said Board held Tuesday, the 9th day of November, 1993.

Dated: November \_\_, 1994

\_\_\_\_\_  
Judith G. Young, District Secretary

November \_\_, 1994

Secretary of State  
State of California  
1230 J Street  
Sacramento, CA 95812

**Subject: Kensington Community Services District; Change of Name**

Dear Mr. Secretary:

Pursuant to Government Code Section 61230, the Board of Directors of the Kensington Community Services District has adopted a resolution changing its name to the "Kensington Police Protection and Community Services District."

Enclosed for filing are two certified copies of Resolution 93-07 effecting this change. Please file one and file stamp and return the other to me in the enclosed envelope as evidence of filing.

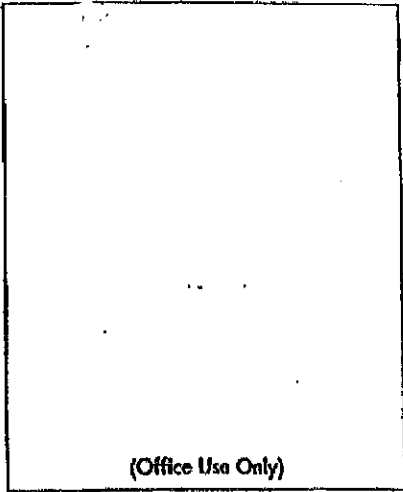
Thank you.

Very truly yours,

JAMES M. BRAY, General Manager



State of California  
 March Hong Lu  
 Secretary of State



(Office Use Only)

STATEMENT OF FACTS  
 ROSTER OF PUBLIC AGENCIES FILING  
 (Government Code Section 53051)

Instructions:

1. Complete and mail to: Secretary of State,  
 P.O. Box 944225, Sacramento, CA 94244-2250 (916) 324-6778
2. A street address must be given as the official mailing address  
 or as the address of the presiding officer.
3. Complete addresses are required.
4. If you need additional space, please include information on an  
 8 1/2 X 11 page.

New Filing [ ] Update [ ]

Legal name of Public Agency: Kensington Police Protection and Community Services District

Nature of Update: Change of name; new directors

County: Contra Costa

Official Mailing Address: 217 Arlington Avenue, Kensington, CA 94706

Name and Address of each member of the governing board:

Chairman, President or other Presiding Officer (Indicate Title): President

Name: \_\_\_\_\_ Address: 217 Arlington Avenue, Kensington, CA 94706

Secretary or Clerk (Indicate Title): Secretary

Name: Judith Young Address: 217 Arlington Avenue, Kensington, CA 94706

Members:

Name: \_\_\_\_\_ Address: 217 Arlington Avenue, Kensington, CA 94706

Name: \_\_\_\_\_ Address: 217 Arlington Avenue, Kensington, CA 94706

Name: \_\_\_\_\_ Address: \_\_\_\_\_

Name: \_\_\_\_\_ Address: \_\_\_\_\_

Name: \_\_\_\_\_ Address: \_\_\_\_\_

Date: \_\_\_\_\_ By: \_\_\_\_\_  
 Signature

James Bray, General Manager  
 Typed Name and Title



LAW OFFICES  
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TELEX 680628734 MCI

OF COUNSEL  
JACK F. WONG  
DANIEL W. BAKER  
ROBERT E. SIMMS  
JOHN W. BRADY

March 13, 1995

Mr. James M. Bray, General Manager  
Kensington Community Services District  
217 Arlington Avenue  
Kensington, CA 94707

**Subject: Election; Expansion of Board of Directors**

Dear Jim:

I have reviewed the draft Resolutions No. 95-07 and 95-08 you sent me last Friday.

Because the election dates and the length of the initial terms are different from those involved in the recent Fire District election, various changes need to be made to your drafts, which are modelled on the Fire District resolutions. For example, the election to be held in November 1995 is a "regular" election but neither a "general" election nor a "statewide" election.

My recommended changes are noted directly on the draft resolutions, which are returned herewith. Because the revisions to Section 3 of Resolution 95-07 are extensive and difficult to read, the text I suggest would read as follows:

**"Section 3.** In order to keep as nearly equal as practicable the number of directors to be elected at each subsequent general district election, one of the new members shall be elected (or appointed, if necessary) for an initial term of one year (i.e., ending on or about November 30, 1996) and the other new member shall be elected (or appointed, if necessary) for an initial term of three years (i.e., ending on or about November 30, 1998)."

Mr. James M. Bray, General Manager

March 13, 1995

Page 2

You should know that the entire Election Code was repealed and reenacted last term, so all Election Code sections have new numbers. There may be substantives changes as well which could affect the November election. Therefore, early consultation with the Registrar of Voters Office will be particularly important.

Finally, please note that under Kensington's enabling statute (Government Code Section 61400), the election, being a special rather than general district election, is governed by the provisions of the Election Code applicable to elections in general law cities (i.e., Election Code Sections 10100 et seq.) rather than by the Uniform District Election Act.

I hope this is helpful. If you have any questions, please call me.

Very truly yours,



RAY E. McDEVITT

REM/lid

Enclosure

BEFORE THE BOARD OF DIRECTORS OF THE  
KENSINGTON POLICE PROTECTION AND COMMUNITY SERVICES DISTRICT  
OF THE COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA

In the matter of Calling a Special Election for the Purpose of Submitting to Qualified Electors of the District the Question of Expanding the Board of Directors from Three to Five Members; Fixing the Date of Said Election; and Providing for the Consolidation of Said Election.

Resolution 95-07

WHEREAS, the Kensington Police Protection and Community Services District ("District") is now governed by a board of directors comprised of three persons elected by the voters of the District; and

WHEREAS, Section 61210 of the California Government Code provides that the number of members of the board of a community service district may be increased from three to five if approved by a majority of voters at a special or general election voting on the question, and further provides that the directors may adopt a resolution placing the question of expanding the size of the board on the ballot; and

WHEREAS, the current members of the Board of Directors believe that it would be in the best interest of the District and the community which it serves for the Board of Directors to be expanded to five directors; and

WHEREAS, the Board of Directors wishes that the question of approval of such expansion of the Board of Directors be submitted to the qualified electors of the District at the earliest practicable date; and

WHEREAS, the next regular ~~election~~ election will be held on November 7, 1995. ✓

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 7, 1995, at which election the following question shall be submitted to all persons possessing all requirements of electors under the general election laws of the State of California who are duly qualified electors residing within the District:

"Shall the Board of Directors of the Kensington Community Services District be increased in size from three (3) to five (5) members, effective as of December 1, 1995?"

Section 2. The additional members of the Board, if the expansion is approved, shall be elected simultaneously, i.e., at the November 7, 1995 election.

Section 3. In order to keep as nearly equal as practicable the number of directors to be elected at each subsequent general district election, one of the new members shall be elected (or appointed, if necessary) for a term of ~~three~~ <sup>INITIAL</sup> years and the other new member shall be elected (or appointed, if necessary) for an initial term of ~~one~~ <sup>THREE</sup> year, and ~~thereafter also elected (or appointed) for terms of four years.~~

(i.e. ending on or about NOVEMBER 30, 1998)

Section 4. Candidates for election to new directorships shall declare whether they are seeking the three-year term or the one-year term.

(i.e. ending on or about NOVEMBER 30, 1998)

Section 5. The County Clerk of Contra Costa County is hereby requested and authorized to order the consolidation of the election called by this Resolution with the ~~general~~ <sup>REGULAR</sup> election to be held November 7, 1995, and further to provide that within the territory affected by said order of consolidation the election precincts, polling places and voting booths shall in every case be the same and that there shall be only one set of election officers in each of said precincts.

Section 6. The question of the expansion of the Board of Directors, in the form hereinabove set forth, shall be set forth in each form of ballot used in said election insofar as the same is held within the territory affected by said order of consolidation. Said County Clerk is authorized and requested (i) to publish a notice relative to arguments for an against said question, to receive and select such arguments, to call for rebuttal arguments and to receive rebuttal arguments, to the extent required by law; (ii) to set forth on all sample ballots relating to said election to be mailed to the qualified electors within the District said question as hereinabove determined and to mail with said sample ballots to said electors printed copies of arguments (if any) for an against said question; and (iii) to provide absent voter ballots for said election for use by qualified electors who are entitled thereto in the manner provided by law.

Section 7. Said County Clerk is hereby further authorized and requested to canvas or cause to be canvassed, as provided by law, the returns of said election with respect to votes cast on said question and to certify such canvass of the votes cast for and against said question to the Board.

Section 8. Said County Clerk is hereby further authorized and requested to regulate and carry out all proceedings incidental to and connected with the election in accordance with the provisions of law regulating the election.

Section 9. The Secretary of the Board is hereby authorized and directed to certify to the due adoption of this Resolution and to transmit a copy hereof so certified to the County Clerk of Contra Costa County.

PASSED AND ADOPTED this 4th day of April, 1995, by the following vote to wit:

Ayes:

\_\_\_\_\_  
John A. Pierce, President

Noes:

\_\_\_\_\_  
David J. Fike, Director

Absent:

\_\_\_\_\_  
Lynn M. Wolter, Director

I HEREBY CERTIFY that the foregoing Resolution was duly and regularly passed and adopted by the Board of Directors of the Kensington Police Protection and Community Services District, at a regular meeting of said Board, held on Tuesday, the 4th day of April, 1995.

\_\_\_\_\_  
Judith G. Young, District Secretary



BEFORE THE BOARD OF DIRECTORS OF THE  
KENSINGTON POLICE PROTECTION AND COMMUNITY SERVICES DISTRICT  
OF THE COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA

*Special* ✓  
In the matter of Kensington Police Protection and Community Service District Requesting the County Clerk to Render Specific Election Services in Connection with a ~~General~~ Election to be Held Within the District on Tuesday, November 7, 1995.

Resolution 95-08

*SPECIAL* ✓  
WHEREAS, the Board of Directors of the Kensington Police Protection and Community Services District has called for a ~~general~~ election to be held within the District on Tuesday, November 7, 1995, by their Resolution No. 95-07.

*SPECIAL* ✓  
NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Kensington Police Protection and Community Services District ~~as follows~~ that the Board of Supervisors of the County of Contra Costa is hereby requested to permit the County Clerk of Contra Costa County to render specified election services pursuant to Elections Code Section 22003, such services to include:

- \* Securing translations of election materials and notices;
- \* Publication of notices required by law;
- \* Selection of arguments on the ballot measure;
- \* Consolidation of precincts;
- \* Furnishing of precinct indexes;
- \* Preparation of polling place notices;
- \* Preparation and printing of ballot copy and arguments;
- \* Mailing of sample and official ballot, polling place verification and other election material;
- \* Furnishing of polling places and appointment of election officers;
- \* Furnishing of voting supplies;
- \* Furnishing of precinct supplies and training of precinct workers;
- \* Processing of absentee ballots;
- \* Canvas of election and certification to the District on the results of the canvas.

BE IT FURTHER RESOLVED that this Board shall, and does hereby, accept the terms and conditions of the performance of said election services and agrees to pay its proportionate share of all costs in connection with the conduct of this election.

PASSED AND ADOPTED this 4th day of April, 1995, by the following vote to wit:

Ayes:

John A. Pierce, President

Noes:

David J. Fike, Director

Absent:

Lynn M. Wolter, Director

I HEREBY CERTIFY that the foregoing Resolution was duly and regularly passed and adopted by the Board of Directors of the Kensington Police Protection and Community Services District, at a regular meeting of said Board, held on Tuesday, the 4th day of April, 1995.

Judith G. Young, District Secretary

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August 3, 1995

VIA FACSIMILE

Mr. James M. Bray, General Manager  
Kensington Police Protection and  
Community Services District  
217 Arlington Avenue  
Kensington, CA 94707

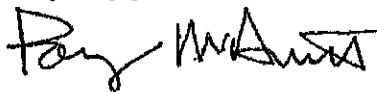
**Subject: Expansion of Board of Directors  
Impartial Analysis**

Dear Jim:

As you requested, I have prepared and enclose a draft Impartial Analysis of the ballot proposition to increase the size of the Board from three to five directors. The information about the directors declining compensation and benefit reflects our conversation this morning.

Please review the draft and call me with any corrections, comments or questions. Once I hear from you, I will prepare it in final.

Very truly yours,



Ray E. McDevitt

REM:sey  
Enclosure

### IMPARTIAL ANALYSIS

The Kensington Police Protection and Community Service District ("District") is governed by a Board of Directors, whose members are elected at large for terms of four years. At present there are three directors on the District Board. Section 61210 of the California Government Code allows the number of directors to be increased from three to five if this change is approved by a majority of the voters. In April 1995, in accordance with Section 61210, the Board of Directors adopted a resolution placing the question of expanding the Board from three to five members on the ballot for the November 1995 election.

If the measure is approved, then the District's Board of Directors will be increased to five members on December 1, 1995, which is the date persons elected at the November election take office.

All directors will continue to be elected at large. After an initial one year term for one of the new directorships and a three year term for the other, all directors will continue to be elected for four year terms. (The initial "short" terms are required in order to preserve the legally required "staggered" terms, i.e., as equal a number of directors as possible being elected at alternate general elections held at two year intervals.)

Currently, two directors constitute a quorum of the Board and two votes are needed in order for the Board to take any official action. If the measure is approved, three directors will constitute a quorum and three votes will be needed to take official action.

The increase in the size of the Board may increase the cost of operation of the district. All directors are entitled to statutorily allowed compensation (currently a maximum of \$100 per meeting) for attending meetings of the Board. If the Board continues its traditional practice of meeting monthly, the maximum additional cost in direct compensation would be \$2,400 per year for the new directors. According to the District General manager (1) District directors have for many years voluntarily refused to accept compensation and the current directors serve without pay and (2) District directors also do not take advantage of other benefits for which they <sup>are</sup> eligible under State law, such as medical insurance coverage. So long as this custom continues, the addition of two new directors would not increase costs due to direct or indirect compensation for directors.

ATTORNEY FOR THE KENSINGTON POLICE PROTECTION AND COMMUNITY  
SERVICE DISTRICT