

**BRANCIFORTE FIRE PROTECTION DISTRICT
CHANGE OF APPROPRIATIONS LIMIT MEASURE D
(Full Text of Ordinance No. 88-1)**

THE PEOPLE RESIDING IN THE BRANCIFORTE FIRE PROTECTION DISTRICT OF SANTA CRUZ COUNTY DO HEREBY ORDAIN AS FOLLOWS

Section I

Necessity. The Board of Directors of Branciforte Fire Protection District deems and determines it is necessary and hereby proposes that the Branciforte Fire Protection District be authorized to raise its limits of appropriations pursuant to Article XIII B of the Constitution of the State of California.

Section II

Change of Appropriations Limit Upon Voter Approval. That pursuant to Article XIII B of the Constitution of the State of California a special election be held, in the Branciforte Fire Protection District on the 7th day of June, 1988, for the purpose of submitting to the qualified voters of said District a proposition which, if approved by a majority of the voters voting at said election, will authorize and allow the District to raise its limits of appropriations.

Section III

Change of Appropriations Limit. The appropriations limit for Branciforte Fire Protection District is changed pursuant to Article XIII B of the Constitution of the State of California to an amount the total of which will equal the combined total of all of the following: (1) The amount of all ad valorem taxes on property to which the District is entitled as limited by Article XIII A of the Constitution of the State of California and any legislation supplemental thereto. (2) The amount of property taxes allocated or apportioned to the District pursuant to the method set forth in chapter 6 of part 0.5 of Division I of the Revenue and Taxation Code commonly known and referred to as "Augmentation Funds". (3) The amount of the proceeds from the special taxes which were authorized by more than two-thirds of the District Voters on November 3, 1981. (4) Any interest received by the District and (5) Any subventions or other aid received from the State of California.

If said change is approved by the voters, it shall be for each of the fiscal years retroactively from 1987 and shall remain in effect for a period of four years from and after the date of this election unless changed by the voters at a subsequent election or elections.

Section IV

Priorities. To the extent that additional revenues are received by the District as a result of the adoption of this ordinance, the following programs shall be given priority:

- A. Continued funding of existing operations including training.
- B. Operation and maintenance of the Branciforte Fire Station.
- C. Purchase of new equipment required by law.

Because the exact nature of additional tax revenues cannot be predicted and major unforeseen events can force a reordering of priorities, the Board of Directors shall have final responsibility for determining the time, financing and extent of expenditures pursuant to the established priorities.

Section V

Savings Clause. The intent of this initiative is to comply with California Constitution Article XIII B. If any section, part, clause, form, word or phrase hereof is for any reason held to be invalid, the remaining provisions of this act shall remain in full force and effect and shall be interpreted to serve the intent of this ballot proposition.

IMPARTIAL ANALYSIS OF MEASURE D

The voters of the State of California at an election in November 1979 approved Proposition 4 which became Article XIII B of the Constitution of the State of California. Article XIII B restricts the annual appropriations of a local governmental agency to the appropriations limit for the prior year adjusted for changes in cost of living and population. The Branciforte Fire Protection District of Santa Cruz County has reached its appropriations limit. The California Constitution also authorizes the voters in a governmental agency to change the appropriations limit imposed by law. Pursuant to the Constitutional authorizations the governing board of the fire district has proposed to the voters that they adopt an ordinance to increase the appropriations limit in an amount sufficient to meet its operating costs which are presently more than the limits allowed under Article XIII B.

The proposed ordinance does not authorize the district to impose an assessment or increase the property tax rate. The ordinance authorizes an increase in the appropriations limit to enable the district to expend monies obtained from sources outside the district such as revenues for the Special District Augmentation Fund. The ordinance provides that all revenues received by the district above the existing appropriations limit will be used to fund existing operations, including training, and to repair or replace fire fighting equipment.

The Board of Directors has called an election for the purpose of submitting the ordinance to the voters of Branciforte Fire Protection District of Santa Cruz County for adoption. If a majority of the voters of the district voting on the measure approve it, the ordinance will operate retroactively from fiscal year beginning July 1, 1987-88 and through fiscal years 1988-89, 1989-90, 1990-91, and 1991-92.

A "yes" vote on Measure "D" is a vote to adopt the ordinance.

A "no" vote is a vote against adopting the ordinance.

s/ Margaret Molin
Attorney for
Branciforte Fire Protection District

ARGUMENT IN FAVOR OF MEASURE D

The Branciforte Fire Protection District has reached its Proposition 4 (Gann) appropriations limit. This ballot measure allows the District to receive and spend additional revenues that may be available from the Special District Augmentation Fund or other governmental services over the next four years. The measure will not increase your taxes in any way but merely allow the Fire District to expend funds that would not be available to it because of the Districts Proposition 4 appropriations limit.

The Branciforte Fire Protection District responds to all structural fires throughout the District. Brush fires and emergency rescues, roadway accidents, and hazardous material spills, in addition to providing fire prevention and emergency medical services.

Passage of this Measure will help to ensure maintenance and enhancement of existing service levels without increasing your taxes.

s/ Juanita A. Leatherman
s/ Clay Dieckmann
s/ James G. Page
s/ J. Mark Messer
s/ Benjamin F. Cahill

**NO ARGUMENT AGAINST THIS MEASURE
WAS SUBMITTED**

6/88