

Sedgwick County

525 North Main Street 3rd Floor
Wichita, KS 67203



*Sedgwick County...
working for you*

Meeting Minutes

Wednesday, July 20, 2016

9:00 AM

BOCC Meeting Room

GOVERNING BODY OF FIRE DISTRICT #1

Pursuant to Resolution #007-2016, adopted by the Board of County Commissioners on January 20, 2016, members of the public are allowed to address the County Commission for a period of time limited to not more than five minutes or such time limits as may become necessary.

Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity of Sedgwick County, should contact Crissy Magee, Sedgwick County ADA Coordinator, 510 N. Main, Suite 306, Wichita, Kansas 67203. Phone: 316-660-7056, TDD: Kansas Relay at 711 or 800-766-3777

Email: Crissy.Magee@sedgwick.gov, as soon as possible but no later than 48 hours before the scheduled event. Please include the name, location, date and time of the service or program, contact information and the type of aid, service, or policy modification needed.

ORDER OF BUSINESS

MEETING OF THE BOARD OF COUNTY COMMISSIONERS
SITTING AS THE GOVERNING BODY OF FIRE DISTRICT No. 1

REGULAR MEETING

July 20, 2016

The Regular Meeting of the Board of the County Commissioners of Sedgwick County, Kansas, was called to order at 10:19 a.m. on July 20, 2016 in the County Commission Meeting Room in the Courthouse in Wichita, Kansas, by Chairman James M. Howell, with the following present: Chair Pro-Tem Commissioner Richard Ranzau; Commissioner David Unruh; Commissioner Tim Norton; Commissioner Karl Peterjohn; Mr. Michael Scholes, County Manager; Mr. Eric Yost, County Counselor; Ms. Lindsay Poe-Rousseau, Budget Director; Ms. Laura Billups, Deputy County Clerk.

CALL MEETING TO ORDER

ROLL CALL

The clerk reported, after calling roll, that all Commissioners were present.

PUBLIC AGENDA

CONSIDERATION OF MINUTES

- A [16-421](#) REGULAR FIRE MEETING MINUTES OF JUNE 8, 2016.
All Commissioners were present.

MOTION

Commissioner Peterjohn moved to approve the Fire Meeting minutes of June 8, 2016.

Commissioner Ranzau seconded the motion.

There was no further discussion and the vote was called.

VOTE

*Commissioner Unruh Aye
Commissioner Norton Aye
Commissioner Peterjohn Aye
Commissioner Ranzau Aye
Chairman Howell Aye*

Chairman Howell said, "Madam Clerk, next item, please."

NEW BUSINESS

- B [16-444](#) AUTHORIZE THE PUBLICATION OF THE MAXIMUM PROPERTY

TAX LEVY TO FUND THE 2017 FIRE DISTRICT 1 BUDGET AND
ESTABLISH PUBLIC BUDGET HEARINGS ON JULY 27 AND
AUGUST 4, 2016.

Presented by: Presented by: Lindsay Poe Rousseau, Budget Director.

RECOMMENDED ACTION: Authorize the publication of the maximum property tax levy to fund the 2017 budget and notice of the public budget hearing on August 4, 2016.

PUBLIC COMMENT

Ms. Lindsay Poe-Rousseau, Budget Director, greeted the Commission and said, "This item is identical in purpose to the item you already approved for Sedgwick County. The publication sets the maximum budget for the Fire District (No. 1) at \$18,064,749 and establishes a maximum property tax levy of \$15,744,982 based on the intent of maintaining an equal rate with the 2016 adopted budget of 18.371 mills. In addition to a public hearing to be held on Wednesday, July 27th at 9 a.m., the publication outlines that the final public budget hearing will be held here in this room on Thursday, August 4th at 6 p.m. Budget adoption again is scheduled for August 10th. I'll be happy to stand for any questions. But if there are none, I recommend you authorize the publication that's been included with your backup materials and the motion for this item is listed as the second item on the sheet I handed out earlier today."

Chairman Howell said, "Alright. Thank you. Commissioner Ranzau."

MOTION

Commissioner Ranzau moved to authorize the publication of a notice of public hearing regarding Fire District No. 1 2017 Budget. The publication shall include a total budget of \$18,064,749 and an ad valorem property tax levy of \$15,744,982, which is approximately equal to 18.371 mills based on the estimated assessed valuation and subject to technical adjustment.

Commissioner Ranzau seconded the motion.

Chairman Howell said, "We have a motion and a second. Would anybody from the public like to speak on this agenda item?"

There was no further discussion and the vote was called.

VOTE

*Commissioner Unruh Aye
Commissioner Norton Aye
Commissioner Peterjohn Aye
Commissioner Ranzau Aye
Chairman Howell Aye*

Chairman Howell said, "Madam Clerk, next item, please."

C [16-445](#)

ADOPTION OF RESOLUTION EXPRESSING THE PROPERTY TAX
POLICY OF THE SEDGWICK COUNTY BOARD OF COUNTY
COMMISSIONERS AS THE GOVERNING BOARD OF FIRE
DISTRICT 1 WITH RESPECT TO FINANCING THE ANNUAL

BUDGET FOR 2017.

Presented by: Lindsay Poe Rousseau, Budget Director.

RECOMMENDED ACTION: Adopt the Resolution.

PUBLIC COMMENT

Ms. Poe-Rousseau greeted the Commission and said, "Before you is a funding resolution for the 2017 Sedgwick County Fire District No. 1 budget. State budget law requires that a resolution is necessary when a levy of property taxes to fund the 2017 budget exceeds the levy of property taxes to fund the 2016 budget adjusted to reflect changes in the Consumer Price Index (CPI) for all urban consumers for calendar year 2015. In this case, the Consumer Price Index or CPI generally is considered to be a measure of inflation.

"The statute also calls for a variety of adjustments to be included in the calculation, including new improvements to real property, increased personal property valuation, property located within added jurisdictional territory or property which has changed in use.

"Per state law, if the Commission as Governing Board of Fire District No. 1 intends to adopt the budget with a property tax levy that is greater than that computed limit, a funding resolution must be adopted prior to budget adoption, which is scheduled for August 10th. Assessed value in the district is estimated to increase by 3.3 percent for the 2017 budget year while the CPI adjustment allows for minimal growth for the 2015 calendar year of only 0.1 percent.

"The levy included in the 2017 recommended budget is \$15,744,982 based on the estimated tax rate of 18.371 mills. Under state law, the limit without passing a resolution, would be \$15,518,689, a difference of \$226,293. Adopting a levy in excess of the computed limit would allow the district to regain some of the ground it lost during the great recession. Over the five prior budget years, tax base growth in the fire district has been lower than growth in inflation.

"From 2011, when the 2012 budget was adopted, to 2015, when the 2016 budget was adopted, tax base of the district increased 4.7 percent. However, CPI grew 6.8 percent from 2010 to 2014, which would have been the complete years of data available when those budgets were adopted. Should the budget actually be adopted with the property tax levy that is greater than the computed limit, statute directs notice of that vote be published in the official county newspaper. I'm happy to address any questions you may have about this. Otherwise, I recommend you adopt the resolution and authorize publication if the budget is adopted with a levy in excess of the computed limit."

Chairman Howell said, "Thank you for the presentation. I'm a little confused because it says we are adopting the resolution, authorizing a levy of property taxes. I thought this was only going to be the intent to actually publish that we potentially will do that."

Ms. Poe-Rousseau said, "That's the last update. That was the last item we did. This item is done because statute says that if we intend to adopt a budget with that levy then we have to adopt this resolution prior to Budget adoption, and then if the budget is adopted, that way we'll have to publish notice of that."

Chairman Howell said, "Any other questions? Commissioner Peterjohn."

Commissioner Peterjohn thanked the Chairman and said, "Yes. I wanted to get a clarification. Because from looking at the material background that I received, it looks like the mill levy at 18.371 mills is the same for next year as it is for this year."

Ms. Poe-Rousseau said, "Yes, sir."

Commissioner Peterjohn said, "Okay, so the mill levy is flat and is not changing, and now the authorized expenditure though, is actually, and this is just rough but about \$90,000 less in '17 than it is for this year. So there's actually a tiny percentage, \$90,000 out of \$18 million we're talking about less than one percent. I think about half of one at most half of one percent. I'm just sort of eyeballing the numbers. So it's basically this is flat, and this looks like basically we're just going through a bookkeeping exercise, with this budgetary information that's been presented, to comply with state law. Am I correct?"

Ms. Poe-Rousseau said, "Yes."

Commissioner Peterjohn said, "Okay."

Ms. Poe-Rousseau said, "It's the .1 percent limitation from CPI that is causing the need to do this."

Commissioner Peterjohn said, "Well, I won't go into the mechanism in terms of the state law. It's just straight forward looking that this mill levy is flat and the actual expenditure we're authorizing here as a maximum would be slightly less than our current year. Thank you."

Chairman Howell said, "So if this was next year and we had this issue, we would have to send this out for a vote of the people?"

Ms. Poe-Rousseau said, "The new Tax Lid Legislation, or Voter Empowerment Provision actually only applies to cities and counties. So this law that we're following this year will be the case for the fire district as a special district going forward unless there is legislation and I can defer to the legal folks if you need more details."

Chairman Howell said, "So this is really the Truth in Taxation Law that passed a couple years ago. And this will continue to be the requirements for the fire district?"

Ms. Poe-Rousseau said, "Yes, sir."

Chairman Howell said, "Unless the law changes again. Okay. Commissioner Ranzau."

Commissioner Ranzau thanked the Chairman and said, "This doesn't tie us to the same mill levy or spending. We could choose spend less but not more?"

Ms. Poe-Rousseau said, "Absolutely. This resolution is only necessary if the budget does get adopted with the levy that's currently included in the recommended budget. If it goes down, then this resolution doesn't have any particular affect and we wouldn't need to publish notice."

Chairman Howell said, "Alright, any further comments?"

MOTION

Commissioner Unruh moved to make a motion to adopt the resolution authorizing the

levy of property taxes for financing of the Sedgwick County Fire District No. 1 for the 2017 budget, in an amount which exceeds the amount levied to finance the 2016 budget as adjusted pursuant to KSA 79-2925b(a) as amended.

Commissioner Ranzau seconded the motion

Chairman Howell said, "Again, we would ask the public is there anybody here that wants to speak on the agenda item? Seeing none, we have a motion and a second. No other comments."

There was no further discussion and the vote was called.

VOTE

*Commissioner Unruh Aye
Commissioner Norton Aye
Commissioner Peterjohn Aye
Commissioner Ranzau Aye
Chairman Howell Aye*

Ms. Poe-Rousseau said, "Thank you."

Chairman Howell said, "That's the last item for the Fire District Agenda, is that correct?"

So with that I will now therefore adjourn the meeting of the Governing Body of Fire District No. 1."

Adopted

ADJOURNMENT

The Meeting for Sedgwick County Fire District No. 1 was adjourned at 10:30 a.m.

*JAMES M. HOWELL, Chairman
Fifth District*

*RICHARD RANZAU, Chair Pro Tem
Fourth District*

*DAVID M. UNRUH, Commissioner
First District*

*TIM R. NORTON, Commissioner
Second District*

*KARL PETERJOHN, Commissioner
Third District*

ATTEST:

Kelly B. Arnold, County Clerk

APPROVED:
