

LA CENTER SCHOOL DISTRICT NO. 101
CLARK COUNTY, WASHINGTON

REPLACEMENT EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

RESOLUTION NO. 2018/2019-01

A RESOLUTION of the Board of Directors of La Center School District No. 101, Clark County, Washington, providing for the submission to the voters of the District at a special election to be held on February 12, 2019, of a proposition authorizing an excess tax levy to be made annually for three years commencing in 2019 for collection in 2020 of \$2,405,775, in 2020 for collection in 2021 of \$2,766,641, and in 2021 for collection in 2022 of \$3,181,637, for the District's General Fund to pay expenses of educational programs and operations; designating the Secretary to the Board and special counsel to receive notice of the ballot title from the Auditor of Clark County, Washington; and providing for other matters properly related thereto.

ADOPTED: NOVEMBER 27, 2018

This document prepared by:

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BE IT RESOLVED BY THE BOARD OF DIRECTORS OF LA CENTER SCHOOL DISTRICT NO. 101, CLARK COUNTY, WASHINGTON, as follows:

Section 1. Findings and Determinations. The Board of Directors (the "Board") of La Center School District No. 101, Clark County, Washington (the "District"), takes note of the following facts and makes the following findings and determinations:

(a) Calendar year 2019 is the last year of collection of the District's current three-year General Fund maintenance and operations tax levy, which was authorized pursuant to Resolution No. 2015/2016-1 and approved by the voters at a special election held and conducted within the District on February 9, 2016.

(b) With the expiration of the District's current three-year General Fund maintenance and operations tax levy, it appears certain that the money in the District's General Fund for the school years 2019-2020, 2020-2021, 2021-2022 and 2022-2023 will be insufficient to permit the District to meet the educational needs of its students and pay expenses of educational programs and operations support not funded by State of Washington, all as more particularly set forth in Section 3 of this resolution, during such school years, and that it is necessary that a replacement excess tax levy of \$2,405,775 be made in 2019 for collection in 2020, \$2,766,641 be made in 2020 for collection in 2021, and \$3,181,637 be made in 2021 for collection in 2022 for the District's General Fund to provide the money required to meet those expenses.

(c) The District's proposed three-year General Fund educational programs and operations tax levy authorized in this resolution provides for approximately the same educational programs and operations purposes as the District's expiring three-year General Fund maintenance and operations tax levy.

(d) The District is authorized pursuant to Article VII, Section 2(a) of the Washington Constitution and Revised Code of Washington ("RCW") 84.52.053 to submit to the District's voters at a special election, for their approval or rejection, the proposition of whether the District shall levy excess property taxes for support of the District's educational programs and operations expenses.

(e) The District has received approval of its educational programs and operations tax levy expenditure plan from the Office of the Superintendent of Public Instruction under RCW 28A.505.240 as required by RCW 84.52.053(4), a copy of which is on file with the District.

Section 2. Calling of Election. The Auditor of Clark County, Washington, as *ex officio* Supervisor of Elections (the "Auditor"), is requested to call and conduct a special election in the manner provided by law to be held in the District on February 12, 2019, for the purpose of submitting to the District's voters, for their approval or rejection, the proposition of whether a replacement General Fund educational programs and operations tax levy on all of the taxable property within the District (the assessed value of such representing 100% of true and fair value unless specifically provided otherwise by law) shall be made annually for three years commencing in 2019 for collection in 2020 of \$2,405,775, the estimated dollar rate of tax levy required to produce such an amount being \$1.50 per \$1,000 of assessed value, in 2020 for collection in 2021 of \$2,766,641, the estimated dollar rate of tax levy required to produce such an amount being \$1.50 per \$1,000 of assessed value, and in 2021 for collection in 2022 of \$3,181,637, the estimated dollar rate of tax levy required to produce such an amount being \$1.50 per \$1,000 of assessed value, all in excess of the maximum tax levy allowed by law for school districts without voter approval. The exact tax levy rate and amount to be collected may be adjusted based upon the actual assessed value of the taxable property within the District and the limitations imposed by law at the time of the levy.

Section 3. Use of Taxes. If the proposition authorized by this resolution is approved by the requisite number of voters, the District will be authorized to levy the foregoing excess property taxes to meet the educational needs of its students and pay expenses of educational programs and operations support not funded by the State of Washington during the school years 2019-2020, 2020-2021, 2021-2022 and 2022-2023, all as may be authorized by law and determined necessary by the Board. Pending the receipt of those taxes, the District may issue short-term obligations pursuant to chapter 39.50 RCW or contract indebtedness pursuant to RCW 28A.530.080. Upon receipt, the District may use those taxes to repay such short-term obligations or indebtedness, all as may be authorized by law and determined necessary and advisable by the Board.

[Remainder of page intentionally left blank]

Section 4. Form of Ballot Title. Pursuant to RCW 29A.36.071, the Clark County Prosecuting Attorney is requested to prepare the concise description of the aforesaid proposition for the ballot title in substantially the following form:

PROPOSITION 3

LA CENTER SCHOOL DISTRICT NO. 101

REPLACEMENT EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

The Board of Directors of La Center School District No. 101 adopted Resolution No. 2018/2019-01, concerning a proposition to finance educational programs and operations expenses. This proposition would authorize the District to levy the following excess taxes, to replace an expiring levy, on all taxable property within the District, for support of educational programs and operations expenses not funded by the State:

| <u>Collection Year</u> | <u>Estimated Levy Rate/\$1,000 Assessed Value</u> | <u>Levy Amount</u> |
|------------------------|---|--------------------|
| 2020 | \$1.50 | \$2,405,775 |
| 2021 | \$1.50 | \$2,766,641 |
| 2022 | \$1.50 | \$3,181,637 |

all as provided in Resolution No. 2018/2019-01 and subject to legal limits on levy rates and amounts at the time of levy. Should this proposition be approved?

LEVY . . . YES ☐

LEVY . . . NO ☐

Section 5. Authorization to Deliver Resolution to Auditor and Perform Other Necessary Duties. The Secretary to the Board (the "Secretary") or his designee is directed to: (a) present a certified copy of this resolution to the Auditor no later than December 14, 2018; and (b) perform such other duties as are necessary or required by law to submit to the District's voters at the aforesaid special election, for their approval or rejection, the proposition of whether the District shall levy excess property taxes for support of the District's educational programs and operations expenses.

Section 6. Notices Relating to Ballot Title. For purposes of receiving notice of the exact language of the ballot title required by RCW 29A.36.080, the Board hereby designates (a) the Secretary (David Holmes), telephone: 360.263.2131; fax: 360.263.1140; email: dave.holmes@lacenterschools.org; and (b) special counsel, Foster Pepper PLLC (Jim McNeill), telephone: 206.447.5339; fax 800.533.2284; email: jim.mcneill@foster.com, as the individuals to whom the Auditor shall provide such notice. The Secretary is authorized to approve changes to the ballot title, if any, determined necessary by the Auditor or the Clark County Prosecuting Attorney.

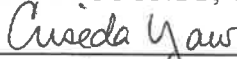
Section 7. General Authorization and Ratification. The Secretary, the District's Fiscal Officer, the Chair of the Board, other appropriate officers of the District and special counsel, Foster Pepper PLLC, are severally authorized and directed to take such actions and to execute such documents as in their judgment may be necessary or desirable to effectuate the provisions of this resolution. All actions taken prior to the effective date of this resolution in furtherance of and not inconsistent with the provisions of this resolution are ratified and confirmed in all respects.

Section 8. Severability. If any provision of this resolution shall be declared by any court of competent jurisdiction to be invalid, then such provision shall be null and void and shall be separable from the remaining provisions of this resolution and shall in no way affect the validity of the other provisions of this resolution, or of the levy or collection of excess property taxes authorized herein.

Section 9. Effective Date. This resolution takes effect from and after its adoption.

ADOPTED by the Board of Directors of La Center School District No. 101, Clark County, Washington, at a regular open public meeting held this 27th day of November, 2018, the following Directors being present and voting in favor of the resolution.

LA CENTER SCHOOL DISTRICT NO. 101
CLARK COUNTY, WASHINGTON


Chair and Director


Vice Chair and Director


Director


Director

Director

ATTEST:


DAVID HOLMES
Secretary to the Board of Directors

CERTIFICATION

I, DAVID HOLMES, Secretary to the Board of Directors of La Center School District No. 101, Clark County, Washington (the "District"), hereby certify as follows:

1. The foregoing Resolution No. 2018/2019-01 (the "Resolution") is a full, true and correct copy of the Resolution duly adopted at a regular meeting of the Board of Directors of the District (the "Board") held at its regular meeting place on November 27, 2018, as that Resolution appears on the minute book of the District, and the Resolution is now in full force and effect; and

2. A quorum of the members of the Board was present throughout the meeting and a sufficient number of members of the Board present voted in the proper manner for the adoption of the Resolution.

IN WITNESS WHEREOF, I have hereunto set my hand this 27th day of November, 2018.

LA CENTER SCHOOL DISTRICT NO. 101
CLARK COUNTY, WASHINGTON

A handwritten signature in dark ink, appearing to read 'David Holmes', is written over a horizontal line.

DAVID HOLMES

Secretary to the Board of Directors

Pro and Con Committee Member Appointment Form

Ballot
Measure
Information

La Center School District # 101

name of jurisdiction/district

Proposition 3 – Replacement Educational Programs and Operations Levy

name of ballot measure (proposition number or description)

Committee
Member
Information

Committee advocating approval (pro)

committee spokesperson Melinda Mazna

address 5305 NE 384th St.

city, state and zip La Center, WA 98629

phone number 360-991-8215

email address or fax number mmazna@gmail.com

committee member Josh Soske

address 29400 NE 66th Ave.

city, state and zip Battle Ground, WA 98604

phone number 360-263-2211

email address or fax number josh@idandr.com

committee member

address

city, state and zip

phone number

email address or fax number

Dave Holmes
name of person submitting this form
phone number 360-263-2131

Committee advocating rejection (con)

committee spokesperson

address

city, state and zip

phone number

email address or fax number

committee member

address

city, state and zip

phone number

email address or fax number

committee member

address

city, state and zip

phone number

email address or fax number

Superintendent
title
date November 28, 2018

Submitter
Information

EXPLANATORY STATEMENT FOR PROPOSITION 3 – REPLACEMENT EDUCATIONAL
PROGRAMS AND OPERATIONS LEVY

This proposition authorizes La Center School District to replace an existing maintenance and operation levy that expires after 2019. The proposed three-year replacement levy would authorize collection of taxes to provide \$2,405,775 in 2020, \$2,766,641 in 2021 and \$3,181,637 in 2022. To produce these levy amounts, the estimated tax levy rate is \$1.50 per \$1,000 of assessed value. Taxes collected by the proposed levy, together with State levy equalization money that is contingent upon passage of the levy, will provide approximately 15% of the District's General Fund budget. Exemptions from taxes may be available, call Clark County Assessor (564) 397-2391.

(100 words – 100 allowed)