

Prop. 6



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CLARK COUNTY WASHINGTON

Clark County Elections Received

DEC 03 2024

RESOLUTION COVER SHEET

This form MUST accompany each original or certified copy of the resolution. Contact person or persons should have the authority to approve changes and to answer questions.

Name of District: La Center School District No. 101, Clark County, Washington

District Address: 725 NE Highland Road, La Center, WA 98629

Mailing Address: 725 NE Highland Road, La Center, WA 98629

Date of Election: February 11, 2025

Contact Person: Gary McGarvie Title: Business Manager

Contact Phone Number: 360-263-2131 Contact Email: gary.mcgarvie@lacenterschools.org

2nd Contact Person: Peter Rosenkranz Title: Superintendent

2nd Contact Phone Number: 360-263-2131 2nd Contact Email: peter.rosenkranz@lacenterschools.org

Attorney for District: Lee Marchisio, Foster Garvey P.C.

Attorney Phone Number: 206-447-6264

Attorney Email Address: lee.marchisio@foster.com

Type of election (levy, bond, lid lift, etc.): Replacement Educational Programs and Operations Levy

Please state the pass/fail requirements for this measure (i.e., simple majority, 60% super majority, etc.) as determined by your legal counsel, together with applicable statutory references:

Levy must be approved by a simple majority of the qualified voters within the school district.

See Wash. Const. art. VII, sec. 2(a) and RCW 84.52.053.

LA CENTER SCHOOL DISTRICT NO. 101
CLARK COUNTY, WASHINGTON

REPLACEMENT EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

RESOLUTION NO. 2024/2025-1

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 11, 2025, of a proposition authorizing an excess tax levy to be made annually for three years commencing in 2025 for collection in 2026 of \$3,798,678, in 2026 for collection in 2027 of \$4,102,122, and in 2027 for collection in 2028 of \$4,429,843, for the District's General Fund to pay expenses of educational programs and operations; designating the District's Business Manager and special counsel to receive notice of the ballot title from the Auditor of Clark County, Washington; and providing for related matters.

ADOPTED: November 19, 2024

This document prepared by:

*FOSTER GARVEY P.C.
1111 Third Avenue, Suite 3000
Seattle, Washington 98101
(206) 447-6264*

LA CENTER SCHOOL DISTRICT NO. 101
CLARK COUNTY, WASHINGTON

RESOLUTION NO. 2024/2025-1

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 11, 2025, of a proposition authorizing an excess tax levy to be made annually for three years commencing in 2025 for collection in 2026 of \$3,798,678, in 2026 for collection in 2027 of \$4,102,122, and in 2027 for collection in 2028 of \$4,429,843, for the District's General Fund to pay expenses of educational programs and operations; designating the District's Business Manager and special counsel to receive notice of the ballot title from the Auditor of Clark County, Washington; and providing for related matters.

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 2025 is the last year of collection of the District's current three-year General Fund educational programs and operations tax levy, which was authorized pursuant to Resolution No. 2021/2022-4, adopted by the Board on April 26, 2022, and approved by the voters at a special election held and conducted within the District on August 2, 2022.

(b) With the expiration of the District's current three-year General Fund educational programs and operations tax levy, it appears certain that the money in the District's General Fund for the school years 2025-2026, 2026-2027, 2027-2028 and 2028-2029 will be insufficient to permit the District to meet the educational needs of its students and pay expenses of educational programs and operations not funded by the State of Washington (the "State"), 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 \$3,798,678 be made in 2025 for collection in 2026, \$4,102,122 be made in 2026 for collection in 2027 and \$4,429,843 be made in 2027 for collection in 2028 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 educational programs and operations tax levy.

(d) Pursuant to Article VII, Section 2(a) of the Washington Constitution and Revised Code of Washington ("RCW") 84.52.053, the District may submit to its voters at a special election, for their approval or rejection, a proposition authorizing the District to levy annual excess property taxes for support of (*i.e.*, to fund or finance) the District's educational programs and operations expenses.

(e) The District has received or, prior to the time the ballot proposition authorized in this resolution is submitted to the voters, the District will have 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 or will be 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 11, 2025, for the purpose of submitting to the District's voters, for their approval or rejection, a proposition authorizing 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) to be made annually for three years commencing in 2025 for collection in 2026 of \$3,798,678, the estimated dollar rate of tax levy required to produce such an amount being \$1.50 per \$1,000 of assessed value, in 2026 for collection in 2027 of \$4,102,122, the estimated dollar rate of tax levy required to produce such an amount being \$1.50 per \$1,000 of assessed value, and in 2027 for collection in 2028 of \$4,429,843, 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 excess property taxes up to the amounts provided in this resolution to meet the educational needs of its students and pay expenses of educational programs and operations not funded by the State, including, but not limited to, smaller class sizes, advanced courses, technology, rising maintenance costs, extracurricular activities, transportation, special education and student safety, during the school years 2025-2026, 2026-2027, 2027-2028 and 2028-2029, 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 NO. __

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. 2024/2025-1, concerning a proposition to continue funding current educational programs and operations. This proposition would authorize the District to levy the following excess taxes, replacing an expiring levy, on all taxable property within the District, for educational programs and operations expenses not funded by the State (including smaller class sizes, advanced courses, technology, rising maintenance costs, extracurricular activities, transportation, special education and student safety):

<u>Collection Year</u>	<u>Estimated Levy Rate/\$1,000 Assessed Value</u>	<u>Levy Amount</u>
2026	\$1.50	\$3,798,678
2027	\$1.50	\$4,102,122
2028	\$1.50	\$4,429,843

all as provided in Resolution No. 2024/2025-1. 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 the Secretary's designee is authorized and directed to: (a) present a certified copy of this resolution to the Auditor no later than December 13, 2024; 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 authorizing the District to 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 District's Business Manager (Gary McGarvie), telephone: 360.263.2131; email: gary.mcgarvie@lacenterschools.org; and (b) special counsel, Foster Garvey P.C. (Lee Marchisio), telephone: 206.447.6264; email: lee.marchisio@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.

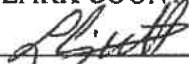
Section 7. Execution; General Authorization and Ratification. This resolution may be executed by the Directors being present and voting in favor of the resolution, or only the Chair of the Board (the "Chair"), and attested by the Secretary, in tangible medium, manual, facsimile or electronic form under any security procedure or platform, and notwithstanding any other District resolution, rule, policy or procedure, or in any other manner evidencing its adoption. The Secretary, the District's Business Manager, the Chair, other appropriate officers of the District and the District's special counsel, Foster Garvey P.C., are hereby further severally authorized and directed to take such actions and to create, accept, execute, send, use and rely upon such tangible medium, manual, facsimile or electronic documents, records and signatures under any security procedure or platform, and notwithstanding any other District resolution, rule, policy or procedure, 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 is 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 on November 19, 2024.

LA CENTER SCHOOL DISTRICT NO. 101
CLARK COUNTY, WASHINGTON



Chair and Director



Vice Chair and Director



Director



Director

Director

ATTEST:



PETER ROSENKRANZ
Secretary to the Board of Directors

CERTIFICATION

I, PETER ROSENKRANZ, 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. 2024/2025-1 (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 19, 2024 (the "Meeting"), as that Resolution appears in the records of the District, and the Resolution is now in full force and effect; and

2. The Meeting was duly convened, held and included an opportunity for public comment, in all respects in accordance with law, 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 as of November 19, 2024.

LA CENTER SCHOOL DISTRICT NO. 101
CLARK COUNTY, WASHINGTON



PETER ROSENKRANZ
Secretary to the Board of Directors