

OPTION TWO
Two year EPO levy (same as first two years of Feb. ballot measure)

TAHOMA SCHOOL DISTRICT NO. 409
KING COUNTY, WASHINGTON

REPLACEMENT OF EXPIRING EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

RESOLUTION NO. 2018-06

- A RESOLUTION of the Board of Directors of Tahoma School District No. 409, King County, Washington, providing for the submission to the qualified electors of the District at a special election to be held therein on April 24, 2018, of the proposition of whether excess taxes should be levied of up to \$10,710,073 in 2018 for collection in 2019, and up to \$11,823,067 in 2019 for collection in 2020, said excess taxes to pay part of the cost of educational programs and operations support of the District.

ADOPTED FEBRUARY 20, 2018

PREPARED BY:

K&L GATES LLP
Seattle, Washington

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WHEREAS, Tahoma School District No. 409, King County, Washington (the "District"), for the past four years has had in effect an educational programs operations levy in order to enable the District to pay for its educational programs and services, including teaching, school supplies, athletics, buildings and transportation; and

WHEREAS, the current educational programs and operations levies expire this year; and

WHEREAS, the money in and to be paid into the General Fund of the District during the 2018-2019, 2019-2020, and 2020-2021 school years will be insufficient to enable the District to pay for necessary educational programs and operations and to properly meet the educational needs of the students attending District schools; and

WHEREAS, the existing authority for the imposition of local tax levies and use of local revenues (including the proceeds of tax levies) has been modified by Chapter 13, Laws of 2017 (65th Legislature, Third Special Session) and may be modified in the future by the State Legislature; and

WHEREAS, in the event the State Legislature increases education funding to the District, the District would, therefore, review annually and determine the need to roll back the levies; and

WHEREAS, in order to properly provide for such educational programs and operations and such educational needs, the Board of Directors of the District deems it necessary to levy the

following taxes upon all of the taxable property within the District in excess of the maximum annual tax levy permitted by law to be levied within the District without a vote of the electors:

- A. A tax of not to exceed \$1.50 per thousand dollars of assessed valuation to provide up to \$10,710,073, said levy to be made in 2018 for collection in 2019; and
- B. A tax of not to exceed \$1.50 per thousand dollars of assessed valuation to provide up to \$11,823,067, said levy to be made in 2019 for collection in 2020.

WHEREAS, the Constitution and laws of the State of Washington require that the question of whether or not such excess taxes may be levied must be submitted to the qualified electors of the District for their ratification or rejection; and

WHEREAS, pursuant to Resolution No. 2017-25 of Board, the question of whether the foregoing taxes should be levied was presented to the voters at the election held within the District on February 13, 2018; and

WHEREAS, the results of the February 13, 2018 election have not yet been finally determined; and

WHEREAS, if the ballot proposition is finally determined to have failed, the Board intends to present the question to the voters again at the election to be held on April 24, 2018.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF TAHOMA SCHOOL DISTRICT NO. 409, KING COUNTY, WASHINGTON, as follows:

Section 1. The following taxes for the District's General Fund should be levied upon all of the taxable property within the District in excess of the maximum annual tax levy permitted by law to be levied within the District without a vote of the electors:

- A. Up to \$10,710,073, said levy to be made in 2018 for collection in 2019; and
- B. Up to \$11,823,067, said levy to be made in 2019 for collection in 2020.

The levy rate for the 2018 levy shall not exceed \$1.50 per thousand dollars of assessed valuation, and the levy rate for the 2019 levy shall not exceed \$1.50 per thousand dollars of assessed valuation. The dollar amount shall be adjusted based upon the legal limits and the actual assessed value of the property within the District at the time of the levy, but shall not exceed the dollar amounts provided above. Upon approval by the voters of the proposition substantially in the form set forth below, the District may use the proceeds of said levies during the 2018-2019, 2019-2020, and 2020-2021 school years by incurring an indebtedness by the issuance of short term obligations against the General Fund of the District, as authorized by Chapter 39.50 RCW, and may expend the proceeds of said levies to pay such part of the general expenses of educational programs and operations of the District during such school years as may be authorized or allowed by law for the use of excess levy funds.

Section 2. It is hereby found and declared that the best interests of the District require the submission to the qualified electors of the District of the proposition of whether or not the District shall levy such excess tax for their ratification or rejection at a special election to be held therein on April 24, 2018.

King County Elections, as *ex officio* supervisor of elections in King County, Washington, is hereby requested to call and conduct said special election to be held within the District on said date and to submit to the qualified electors of the District the proposition substantially in the form hereinafter set forth. The Secretary of the Board of Directors is hereby authorized and directed to certify said proposition substantially in the following form:

PROPOSITION NO. 1

TAHOMA SCHOOL DISTRICT NO. 409

REPLACEMENT OF EXPIRING EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

The Board of Directors adopted Resolution No. 2018-06 concerning educational funding. This proposition authorizes the District to levy the following excess taxes, to replace an expiring levy, on all taxable property within the District, to support the District’s educational programs and operations not funded by the state:

Collection Years	Not to exceed Levy Rate/\$1,000 Assessed Value	Levy Amount
2019	\$1.50	\$10,710,073
2020	\$1.50	\$11,823,067

all as provided in the Resolution. Should this proposition be approved?

YES

NO

The Secretary of the Board of Directors of the District is hereby directed to deliver a certified copy of this resolution to King County Elections.

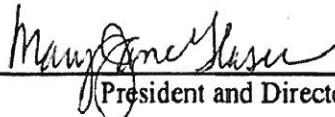
Section 3. For purposes of receiving notice of the exact language of the ballot title required by RCW 29A.36.080, the Board hereby designates (a) the District’s Assistant Superintendent, Financial Services (Lori Cloud), telephone: 425.413.3433; email: lcloud@tahomasd.us; and (b) special counsel, K&L Gates LLP (Cynthia Weed), telephone: 206.370.7801; email: cynthia.weed@klgates.com, as the individuals to whom the King County Elections shall provide such notice. The Assistant Superintendent, Financial Services is authorized to approve changes to the ballot title, if any, deemed necessary by King County Elections or the King County Prosecuting Attorney.

Section 4. Pursuant to authority granted by RCW 29A.32.220, the Board of Directors hereby authorizes the District’s participation in the local voters’ pamphlet for the April 24, 2018

election and requests that King County Elections prepare and publish a voters' pamphlet for this proposition. The District understands and agrees that it will be required to pay its proportionate share of the expenses of the voters' pamphlet.

ADOPTED by the Board of Directors of Tahoma School District No. 409, King County, Washington, at a special meeting thereof, held on the 20th day of February, 2018.

TAHOMA SCHOOL DISTRICT NO. 409, KING COUNTY, WASHINGTON



President and Director



Director



Director




Director



Director

ATTEST:



Acting Secretary, Board of Directors