

RESOLUTION No. 1614

A RESOLUTION OF THE BOARD OF DIRECTORS OF KENT SCHOOL DISTRICT NO. 415, KING COUNTY, WASHINGTON, CALLING A SPECIAL ELECTION IN ORDER TO SUBMIT TO THE QUALIFIED ELECTORS OF THE DISTRICT THE PROPOSITION OF WHETHER EXCESS PROPERTY TAXES SHOULD BE LEVIED TO PROVIDE EDUCATIONAL PROGRAMS AND OPERATIONS EXPENSES; PROVIDING FOR THE SUBMISSION OF THE PROPOSITION OF AUTHORIZING SUCH LEVY TO THE QUALIFIED ELECTORS AT A SPECIAL ELECTION TO BE HELD ON TUESDAY, FEBRUARY 8, 2022; PROVIDING FOR THE NOTICE OF SUCH ELECTION; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO

WHEREAS, Kent School District No. 415, King County, Washington (the "District"), is a first-class school district duly organized and existing under and by virtue of the Constitution and the laws of the state of Washington (the "State") now in effect;

WHEREAS, in 2017 the Washington State Legislature passed the Basic Education Funding Act (Laws of 2017, 3d Spec. Sess., ch. 13) which makes changes to education funding in the state, including redesignating maintenance and operations levies as "enrichment levies," placing limits on levied amounts (which limits were amended in 2019), and directing the deposit of taxes levied commencing in 2020 to a sub-fund of the General Fund; and

WHEREAS, pursuant to RCW 84.52.053, the District may authorize two-year through four-year enrichment levies when authorized to do so by a simple majority of the qualified electors of the District;

WHEREAS, calendar year 2022 is the last year of collection for the District's current enrichment levy, which provided funding for the District's educational programs and operations;

WHEREAS, the Board of Directors of the District (the "Board") hereby determines that with the expiration of the District's current enrichment levy, money which will be available for the District's General Fund or a sub-fund of the General Fund during the 2022-2023, 2023-2024, 2024-2025 school years will be insufficient to provide continued funding for the District's educational programs and operations expenses during those school years, and that it is necessary that excess tax levies be made for the District's General Fund to provide funding for educational programs and operations expenses as the District's expiring enrichment levy;

WHEREAS, to provide properly for educational programs and operations funding, the Board hereby deems it necessary and advisable that: (1) an excess tax of approximately \$1.88 per \$1,000 of assessed valuation, to provide an aggregate amount of \$76,250,000, be levied in 2022 as part of the taxes to be collected in 2023; and (2) an excess tax of approximately \$1.86 per \$1,000 of assessed valuation, to provide an aggregate amount of \$76,250,000, be levied in 2023 as part of the taxes to be collected in 2024 with such excess taxes to be deposited into the District's General Fund, or a sub-fund thereof, and used for continued funding for the District's educational programs and operations. The exact tax levy rate and amount to be collected may be adjusted based on the actual assessed value of the taxable property within the District and the limitations imposed by law at the time of the levy;

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

WHEREAS, the Board deems it necessary and advisable to place the proposition for such excess tax levies before the qualified electors of the District at an election to be held within the District on February 8, 2022;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF KENT SCHOOL DISTRICT NO. 415, KING COUNTY, WASHINGTON, as follows:

Section 1. The Board hereby determines that the best interests of the students and other residents of the District require the District to place before the qualified electors of the District, for their approval or rejection, the issue of whether excess property taxes should be levied within the District to provide continued educational programs and operations funding for the District.

Section 2. To provide money for continued funding for the District’s educational programs and operations as described in Section 3 below, the following taxes for the District’s General Fund shall be levied upon all taxable property within the District in excess of the maximum annual tax levy permitted by law without voter approval.

Collection Year	Approximate Levy Rate/\$1,000 Assessed Value	Levy Amount
2023	\$1.88	\$76,250,000
2024	\$1.86	\$76,250,000

Section 3. If the proposition specified in Section 6 below is approved by the qualified electors of the District as required by the Constitution and the laws of the State, the District shall be authorized to use such levy proceeds during the 2022-2023, 2023-2024, 2024-2025 school years to provide educational programs, enhancements and operations funding for the District, or such other District eligible activities or enhancements, as allowable and authorized by the Board. The exact levy rate and the actual amounts to be collected shall be adjusted based upon (1) the actual assessed value of the property within the District at the time of the levy and (2) the legal limit on the levy rate and levy amount applicable at the time of the levy. The District reserves the right to certify a levy amount each year that is less than the Levy Amount set forth in Section 2 of this Resolution.

Section 4. Upon approval of such proposition, the District may issue warrants, bonds or other lawful indebtedness against the District’s General Fund for such educational programs and operations.

Section 5. The King County Manager of Records and Elections, as ex officio Supervisor of Elections for the District, is hereby requested to call and conduct a special election to be held within the District on Tuesday, February 8, 2022.

Section 6. Pursuant to RCW 29A.36.071, as amended, the King County Prosecuting Attorney is directed to prepare the concise description of the proposition for the ballot title in substantially the following form:

PROPOSITION NO. 1
KENT SCHOOL DISTRICT NO. 415
REPLACEMENT OF EXPIRING EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

The Board of Directors of Kent School District No. 415 adopted Resolution No. 1614, concerning a proposition to support educational programs and operations expenses. If approved, this proposition would authorize the District to levy the following excess taxes, replacing an expiring levy, on all taxable property within the District, to support educational programs and operations not funded by the State’s statutory program of basic education:

Collection Year	Approximate Levy Rate/\$1,000 Assessed Value	Levy Amount
2023	\$1.88	\$76,250,000
2024	\$1.86	\$76,250,000

all as provided in Resolution No. 1614 Should this proposition be approved?

LEVY... YES

LEVY... NO

Section 7. The special election will be conducted by mail ballot. The procedures and forms to conduct the special election by mail ballot shall be prescribed by the King County Manager of Records and Elections in accordance with chapter 29A.40 RCW and chapter 434-250 WAC.

Section 8. The King County Manager of Records and Elections shall prepare the notice of special election which shall be published at least once, which publication shall take place not more than fifteen days nor less than five days prior to the mail-in registration deadline. Such publication shall be in a newspaper of general circulation within the District and in accordance with RCW 29A.52.355.

Section 9. The Secretary to the Board of Directors is hereby directed to deliver a certified copy of this Resolution to the King County Manager of Records and Elections, as ex officio Supervisor of Elections for the District no later than December 10, 2021.

Section 10. For purposes of receiving notice of the exact language of the ballot title required by RCW 29A.36.080, the Board hereby designates the Executive Director of Business and Finance (Ben Rarick) telephone: 253-373-7164; fax: 253-373-7536; email: benjamin.rarick@kent.k12.wa.us as the individual to whom the Auditor shall provide such notice. The Executive Director of Business and Finance is authorized to approve changes to the ballot title, if any, determined necessary by the Auditor or the King County Prosecuting Attorney.


Section 11. The Superintendent, the Executive Director of Business and Finance, and the Chair of the Board 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 provision of this Resolution are hereby ratified and confirmed in all respects.

Section 12. All resolutions in conflict with this Resolution are hereby repealed in their entirety.

Section 13. This Resolution shall become effective immediately upon adoption.

ADOPTED by the Board of Directors of Kent School District No. 415, King County, Washington, at a regular meeting thereof, held on the 10th day of November 2021.

KENT SCHOOL DISTRICT NO. 415
KING COUNTY, WASHINGTON



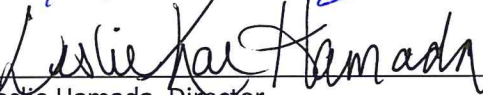
Denise Daniels, President



Michele Bettinger, Vice President



Maya Vengadasalam, Director



Leslie Hamada, Director



Joseph Bento, Director

ATTEST:



Mr. Israel Vela
Secretary to the Board of Directors

(S E A L)

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CERTIFICATE

I, Mr. Israel Vela, Secretary to the Board of Directors of Kent School District No. 415, King County, Washington, hereby certify that the foregoing resolution is a full, true, and correct copy of a resolution duly passed and adopted at a regular meeting of the Board of Directors of such District, duly held at the regular meeting place thereof on November 10, 2021, of which meeting all members of such Board had due notice and at which a majority thereof was present; and that at such meeting, such resolution was adopted by the following vote:

AYES, and in favor thereof, Directors: 5

NAYS, Directors: 0

ABSENT, Directors: 0

ABSTAIN, Directors: 0

I further certify that I have carefully compared the same with the original resolution on file and of record in my office; that such resolution is a full, true, and correct copy of the original resolution adopted at such meeting; and that such resolution has not been amended, modified, or rescinded since the date of its adoption and is now in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 10th day of November 2021.

KENT SCHOOL DISTRICT NO. 415
King County, Washington



Mr. Israel Vela
Secretary to the Board of Directors

(SEAL)

TO: The King County Manager of Records and Elections, as Ex Officio Supervisor of Elections for Kent School District No. 415, King County, Washington

Pursuant to Resolution No. 1614, adopted by the Board of Directors of Kent School District No. 415, King County, Washington (the "Board"), at a regular meeting of the Board held on November 10, 2021, a certified copy of which is attached hereto, you are respectfully requested to submit the following proposition to the electors of the Kent School District No. 415, King County, Washington (the "District") for their approval or rejection, at a special election to be held on Tuesday, February 8, 2022. The proposition shall be in substantially the following form:

PROPOSITION NO. 1
KENT SCHOOL DISTRICT NO. 415
REPLACEMENT OF EXPIRING EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

The Board of Directors of Kent School District No. 415 adopted Resolution No. 1614, concerning a proposition to support educational programs and operations expenses. If approved, this proposition would authorize the District to levy the following excess taxes, replacing an expiring levy, on all taxable property within the District, to support educational programs and operations not funded by the State's statutory program of basic education:

Collection Year	Approximate Levy Rate/\$1,000 Assessed Value	Levy Amount
2023	\$1.88	\$76,250,000
2024	\$1.86	\$76,250,000

all as provided in Resolution No. 1614. Should this proposition be approved?

LEVY... YES

LEVY... NO

The special election shall be conducted by mail ballot; and the procedures and forms to conduct the special election by mail ballot shall be prescribed by the King County Manager of Records and Elections in accordance with chapter [29A.40](#) RCW and chapter [434-250](#) WAC.

DATED as of November 10, 2021.

KENT SCHOOL DISTRICT NO. 415
King County, Washington



Mr. Israel Vela
Secretary to the Board of Directors