

MOSSYROCK SCHOOL DISTRICT NO. 206
LEWIS COUNTY, WASHINGTON

REPLACEMENT EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

RESOLUTION NO. 18/19-05

A RESOLUTION of the Board of Directors of Mossyrock School District No. 206, Lewis County, Washington, providing for the submission to the qualified electors of the District at a special election to be held therein on February 12, 2019, of the proposition of whether excess taxes should be levied of \$687,299 in 2019 for collection in 2020, \$721,664 in 2020 for collection in 2021, and \$757,747 in 2021 for collection in 2022, said excess taxes to pay part of the cost of educational programs and operations support of the District.

ADOPTED NOVEMBER 19, 2018

PREPARED BY:

K&L GATES LLP
Seattle, Washington

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WHEREAS, Mossyrock School District No. 206, Lewis County, Washington, (the “District”), for the past two years has had in effect an educational programs and 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 school programs and operations levies expire in 2019; and

WHEREAS, the money in and to be paid into the General Fund of the District during the 2019-2020, 2020-2021, 2021-2022 and 2022-2023 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 2018 (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 levy in the amount of up to \$687,299, said levy to be made in 2019 for collection in 2020;
- B. A levy in the amount of up to \$721,664, said levy to be made in 2020 for collection in 2021;
- C. A levy in the amount of up to \$757,747, said levy to be made in 2021 for collection in 2022; and

WHEREAS, 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/enrichment] tax levy expenditure plan from the Office of the Superintendent of Public Instruction as required under RCW 84.52.053(4); and

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;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF MOSSYROCK SCHOOL DISTRICT NO. 206, LEWIS 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. A levy in the amount of up to \$687,299, said levy to be made in 2019 for collection in 2020;
- B. A levy in the amount of up to \$721,664, said levy to be made in 2020 for collection in 2021;
- C. A levy in the amount of up to \$757,747, said levy to be made in 2021 for collection in 2022.

The estimated levy rate depends on the limitations of state law. At this time, based on state law, the estimated levy rate for the 2019 levy is \$1.50 per thousand dollars of assessed valuation, the estimated levy rate for the 2020 levy is \$1.50 per thousand dollars of assessed valuation, and the estimated levy rate for the 2021 levy is \$1.50 per thousand dollars of assessed valuation. The exact levy rate and amount shall be adjusted based upon the legal levy limits and the actual assessed value of the property within the District at the time of the levy. 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 2019-2020, 2020-2021, 2021-2022 and 2022-2023 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 local 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 February 12, 2019.

The Lewis County Auditor, as *ex officio* supervisor of elections in Lewis 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 to the Lewis County Auditor substantially in the following form:

PROPOSITION NO. 1

MOSSYROCK SCHOOL DISTRICT

REPLACEMENT EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

The Board of Directors of Mossyrock School District adopted Resolution No. 18/19-05 concerning a replacement levy for education. This proposition would authorize the District to levy the following excess taxes, to replace an expiring levy to support the District’s educational programs and operations which are not funded or not fully funded by the State:

Collection Years	Approximate Levy Rate/\$1,000 Assessed Value	Levy Amount
2020	\$1.50	\$ 687,299
2021	\$1.50	\$ 721,664
2022	\$1.50	\$ 757,747

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 the Lewis County Auditor.

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 Superintendent, (Lisa Grant), telephone: 360.983.3181; email: lgrant@mossyrockschools.org; 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 Auditor shall provide such notice. The Superintendent is authorized to approve changes to the ballot title, if any, deemed necessary by the Auditor or the Lewis 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 February 2019 election and requests that the Lewis County Auditor 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 Mossyrock School District No. 206, Lewis County, Washington, at a regular meeting thereof, held on the 19th day of November, 2018.

MOSSYROCK SCHOOL DISTRICT NO. 206,
LEWIS COUNTY, WASHINGTON

By _____
Chair and Director

Director

Director

Director

Director

ATTEST:

Secretary, Board of Directors

CERTIFICATE

I, the undersigned, Secretary of the Board of Directors of Mossyrock School District No. 206, Lewis County, Washington, (the “District”) and keeper of the records of the Board of Directors (the “Board”), DO HEREBY CERTIFY:

1. That the attached resolution is a true and correct copy of Resolution No. 18/19-05 of the Board (the “Resolution”), duly adopted at a regular meeting thereof held on the 19th day of November, 2018.

2. That said meeting was duly convened and held in all respects in accordance with law, and to the extent required by law, due and proper notice of such meeting was given; that a legal quorum was present throughout the meeting and a legally sufficient number of members of the Board voted in the proper manner for the adoption of the Resolution; that all other requirements and proceedings incident to the proper adoption of the Resolution have been duly fulfilled, carried out and otherwise observed; and that I am authorized to execute this certificate.

IN WITNESS WHEREOF, I have hereunto set my hand this 19th day of November, 2018.

Secretary, Board of Directors

OFFICIAL BALLOT

MOSSYROCK SCHOOL DISTRICT NO. 206
LEWIS COUNTY, WASHINGTON

February 12, 2019

INSTRUCTIONS TO VOTERS: To vote in favor of the following proposition, place a cross (X) in the square opposite the word "YES"; to vote against the following proposition, place a cross (X) in the square opposite the word "NO."

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2020	\$1.50	\$ 687,299
2021	\$1.50	\$ 721,664
2022	\$1.50	\$ 757,747

Should this proposition be approved?

YES

NO

NOTICE OF SPECIAL ELECTION

MOSSYROCK SCHOOL DISTRICT NO. 206
LEWIS COUNTY, WASHINGTON

NOTICE IS HEREBY GIVEN that on February 12, 2019, a special election will be held in the above-named school district for the submission to the qualified electors of said school district of the following proposition:

PROPOSITION NO. 1

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2020	\$1.50	\$ 687,299
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Should this proposition be approved?

YES

NO

Lewis County Auditor