



SPOKANE COUNTY ELECTIONS DEPARTMENT

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Ballot Title Contact Information

District: Riverside School District No. 416-62, Spokane and Pend Oreille Counties, Washington

Subject of Ballot Title: Levy for Security, Facilities and Technology Improvements

Date of Election: February 13, 2018

Contact: Kenneth L. Russell, Superintendent and Secretary to the Board

Phone: 509.464.8201

Email: ken.russell@rsdmail.org

Contact: Jim McNeill, Foster Pepper PLLC

Phone: 509.777.1602

Email: jim.mcneill@foster.com

Received Date: 12-13-17

Received By: *RGRuss*

Received - Spokane

DEC 13 2017

County Elections



Name of District: Riverside School District No. 416-62, Spokane and Pend Oreille Counties, Washington

Name of Resolution Submitted: Resolution No. 11-17-05 Election Requested: February 13, 2018

Type of Measure (levy, bond, lid lift, etc.): Proposition 2 - Levy for Security, Facilities and Technology Improvements

Check List of submitted documents: Resolution Ballot title in WordDoc Other

Explanatory Statement (only for General Election)

Pass/Fail requirements for this measure (i.e., simple Majority, 60%, etc.) Simple Majority

District Contact Person: Kenneth L. Russell, Superintendent and Secretary to the Board

Phone Number: 509.464.8201 Email: ken.russell@rsdmail.org

Attorney for District if used: Jim McNeill, Foster Pepper PLLC

Attorney Phone Number: 509.777.1602 Email: jim.mcneill@foster.com

FOR ELECTION USE ONLY

Resolution received by Pend Oreille Elections: Date: _____ Initials: _____

FOR PROSECUTING ATTORNEY USE ONLY

Resolution received by Prosecuting Attorney: Date: _____ Initials: _____

FOR DISTRICT USE ONLY

Resolution received by District to Review any Changes: Date: _____ Initials: _____

I _____ approve this ballot title.

RCW 29A.36.090 Local measures—Ballot title—Appeal.
If any persons are dissatisfied with the ballot title for a local ballot measure that was formulated by the city attorney or prosecuting attorney preparing the same, they may at any time within ten days from the time of the filing of the ballot title, not including Saturdays, Sundays, and legal holidays, appeal to the superior court of the county where the question is to appear on the ballot, by petition setting forth the measure, the ballot title objected to, their objections to it, and praying for amendment of it. The time of the filing of the ballot title, as used in this section in determining the time for appeal, is the time the ballot title is first filed with the county auditor.

A copy of the petition on appeal together with a notice that an appeal has been taken shall be served upon the county auditor and the official preparing the ballot title. Upon the filing of the petition on appeal, the court shall immediately, or at the time to which a hearing may be adjourned by consent of the appellants, examine the proposed measure, the ballot title filed, and the objections to it and may hear arguments on it, and shall as soon as possible render its decision and certify to and file with the county auditor a ballot title that it determines will meet the requirements of this chapter. The decision of the superior court is final, and the ballot title or statement so certified will be the established ballot title. The appeal must be heard without cost to either party.

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Uploaded to WEI: Initials: _____

RIVERSIDE SCHOOL DISTRICT NO. 416-62
SPOKANE AND PEND OREILLE COUNTIES, WASHINGTON

PROPOSITION 2 - LEVY FOR SECURITY, FACILITIES AND
TECHNOLOGY IMPROVEMENTS

RESOLUTION NO. 11-17-05

A RESOLUTION of the Board of Directors of Riverside School District No. 416-62, Spokane and Pend Oreille Counties, Washington, providing for the submission to the voters of the District at a special election to be held therein on February 13, 2018, of a proposition authorizing a tax levy to be made annually for four years commencing in 2018 for collection in 2019 on all of the taxable property within the District of \$811,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.80 per \$1,000 of assessed value (such assessed value representing 100% of true and fair value unless specifically provided otherwise by law), in 2019 for collection in 2020 of \$827,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.80 per \$1,000 of assessed value, in 2020 for collection in 2021 of \$844,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.80 per \$1,000 of assessed value, and in 2021 for collection in 2022 of \$861,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.80 per \$1,000 of assessed value, all in excess of the maximum tax levy specified by law for school districts without voter approval, for the District's Capital Projects Fund, the proceeds of such levies to be used to support the construction, modernization and remodeling of school facilities by making certain security, facilities and technology improvements, all as more particularly set forth herein; designating the Secretary to the Board and special counsel to receive notice of the ballot title from the Auditor of Spokane County, Washington; and providing for other matters properly related thereto, all as more particularly set forth herein.

ADOPTED: NOVEMBER 20, 2017

This document prepared by:

*FOSTER PEPPER PLLC
618 West Riverside Avenue, Suite 300
Spokane, Washington 99201
(509) 777-1602*

RIVERSIDE SCHOOL DISTRICT NO. 416-62
SPOKANE AND PEND OREILLE COUNTIES, WASHINGTON

RESOLUTION NO. 11-17-05

A RESOLUTION of the Board of Directors of Riverside School District No. 416-62, Spokane and Pend Oreille Counties, Washington, providing for the submission to the voters of the District at a special election to be held therein on February 13, 2018, of a proposition authorizing a tax levy to be made annually for four years commencing in 2018 for collection in 2019 on all of the taxable property within the District of \$811,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.80 per \$1,000 of assessed value (such assessed value representing 100% of true and fair value unless specifically provided otherwise by law), in 2019 for collection in 2020 of \$827,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.80 per \$1,000 of assessed value, in 2020 for collection in 2021 of \$844,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.80 per \$1,000 of assessed value, and in 2021 for collection in 2022 of \$861,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.80 per \$1,000 of assessed value, for the District's Capital Projects Fund, the proceeds of such levies to be used to support the construction, modernization and remodeling of school facilities by making certain security, facilities and technology improvements, all as more particularly set forth herein; designating the Secretary to the Board and special counsel to receive notice of the ballot title from the Auditor of Spokane County, Washington; and providing for other matters properly related thereto, all as more particularly set forth herein.

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF RIVERSIDE SCHOOL DISTRICT NO. 416-62, SPOKANE AND PEND OREILLE COUNTIES, WASHINGTON, as follows:

Section 1. Findings and Determinations. The Board of Directors (the "Board") of Riverside School District No. 416-62, Spokane and Pend Oreille Counties, Washington (the "District"), takes note of the following facts and hereby makes the following findings and determinations:

(a) Security and safety concerns, the existing condition of school facilities (including infrastructure and educational technology equipment) and the institution of new educational programs, require the District to support the construction, modernization and remodeling of school facilities by making certain security, facilities and technology improvements, all as more particularly defined and described in Section 2 herein (collectively the "Projects").

(b) It appears certain that the money in the District's Capital Projects Fund for the school years 2018-2019, 2019-2020, 2020-2021, 2021-2022 and 2022-2023 will be insufficient to permit the District to pay costs of the Projects thereof, during such school years, and that it is necessary that an excess tax levy of \$811,000 be made in 2018 for collection in 2019, \$827,000 be made in 2019 for collection in 2020, \$844,000 be made in 2020 for collection in 2021, and

\$861,000 be made in 2021 for collection in 2022 for the District's Capital Projects Fund to provide the money required to meet those costs.

(c) 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 annual excess property taxes to pay costs of the Projects.

(d) The best interests of the District's students and other inhabitants require the District to carry out and accomplish the Projects as hereinafter provided.

Section 2. Description of the Projects. The Board hereby finds and declares that the Projects to be paid for with proceeds from the excess property tax levies authorized herein are more particularly defined and described as follows:

(a) Make security, facilities and technology improvements throughout existing school facilities, including, but not limited to: (1) acquiring, installing, implementing and modernizing security cameras, entry/access controls, door locks and other security and safety systems; (2) replacing roofs throughout the District; (3) improving and/or upgrading classrooms for vocational education; (4) acquiring, installing, implementing and modernizing classroom computers and other instructional technology equipment, infrastructure, systems and facilities (including telecommunication systems), and making other improvements and upgrades to the District's technology systems and facilities; and (5) making other security, facilities and technology improvements to existing school facilities, all as deemed necessary and advisable by the Board. The foregoing technology improvements shall be part of the District's integrated technology systems and facilities for instruction and research.

(b) Acquire, construct and install all necessary furniture, equipment, apparatus, accessories, fixtures and appurtenances in the foregoing, all as deemed necessary and advisable by the Board.

(c) Pay costs associated with implementing the foregoing technology improvements, including, but not limited to, acquiring, constructing and installing hardware and licensing software, online applications and training related to the installation of the foregoing, all as deemed necessary and advisable by the Board. Such costs shall be deemed part of the Projects and shall also include, but are not limited to, the ongoing fees for online applications, subscriptions, or software licenses, including upgrades and incidental services, and ongoing training related to the use, installation and integration of these products and services, all as deemed necessary and advisable by the Board. The hardware, software or applications shall be an integral part of the District's technology systems and facilities for instruction and research.

(d) Pay incidental costs incurred in connection with carrying out and accomplishing the Projects. Such costs shall be deemed part of the Projects and shall include, but are not limited to: (1) payments for fiscal and legal costs; (2) costs of establishing and funding accounts; (3) necessary and related engineering, architectural, planning, consulting, permitting, inspection and testing costs; (4) administrative and relocation costs; (5) site improvement costs; (6) demolition costs; (7) costs related to demolition and/or deconstruction of existing school facilities to recycle, reclaim and repurpose all or a portion of such facilities and/or building materials; (8) costs of on and off-site utilities and road improvements; and (9) costs of other similar activities or purposes, all as deemed necessary and advisable by the Board.

The Projects, or any portion or portions thereof, shall be acquired or made insofar as is practicable with available money and in such order of time as shall be deemed necessary and advisable by the Board. The Board shall determine the application of available money between the various parts of the Projects so as to accomplish, as near as may be, all of the Projects. The Board shall determine the exact order, extent and specifications for the Projects. The Projects are to be more fully described in the plans and specifications to be filed with the District.

Section 3. Calling of Election. The Auditor of Spokane County, Washington, as *ex officio* Supervisor of Elections (the "Auditor"), and the proper officer of the county to which the District belongs pursuant to chapter 28A.323 RCW, is requested to call and conduct a special election in the District in the manner provided by law to be held therein on February 13, 2018, for the purpose of submitting to the District's voters, for their approval or rejection, the proposition of whether an excess property tax levy for the Capital Projects Fund shall be made annually for four years commencing in 2018 for collection in 2019 on all of the taxable property within the District of \$811,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.80 per \$1,000 of assessed value (such assessed value representing 100% of true and fair value unless specifically provided otherwise by law), in 2019 for collection in 2020 of \$827,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.80 per \$1,000 of assessed value, in 2020 for collection in 2021 of \$844,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.80 per \$1,000 of assessed value, and in 2021 for collection in 2022 of \$861,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.80 per \$1,000 of assessed value, all in excess of the maximum tax levy specified by law for school districts without voter approval. The exact tax levy rate may be adjusted based upon the actual assessed value of the taxable property within the District at the time of the levy.

Section 4. Use of Levy Proceeds. If the proposition authorized by this resolution is approved by the requisite number of voters, the District will be authorized to levy excess property taxes and use the proceeds of such levies to pay costs of the Projects thereof, during the school years 2018-2019, 2019-2020, 2020-2021, 2021-2022 and 2022-2023, all as may be authorized by law and deemed necessary and advisable 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 deemed necessary and advisable by the Board.

Section 5. Sufficiency of Levy Proceeds. If available proceeds from the excess property tax levies authorized herein are more than sufficient to carry out the Projects, or should

state or local circumstances require any alteration in the Projects, the District may apply such proceeds to other capital purposes, or reduce or eliminate the excess property tax levies authorized herein, all as the Board may determine by resolution and as permitted by law.

If the Board shall determine that it has become impractical to accomplish the Projects or any portion thereof by reason of state or local circumstances, including changed conditions or needs, regulatory considerations, incompatible development or costs substantially in excess of those estimated, or for any other reason determined by the Board, the District shall not be required to accomplish such Projects and may apply the proceeds from the excess property tax levies or any portion thereof to other capital purposes of the District, or reduce or eliminate the excess property tax levies authorized herein, all as the Board may determine by resolution and as permitted by law. In the event that the proceeds from the excess property tax levies authorized herein, plus any other money of the District legally available therefor, are insufficient to accomplish all of the Projects, the District shall use the available money for paying the cost of that portion of the Projects that is deemed by the Board most necessary and in the best interest of the District.

Notwithstanding anything in this resolution to the contrary, the proceeds from the excess property tax levies authorized herein may be used only to support the construction, modernization or remodeling of school facilities.

[Remainder of page intentionally left blank]

Section 6. Form of Ballot Title. Pursuant to RCW 29A.36.071, the Spokane County Prosecuting Attorney, as the county prosecuting attorney of the county within which the majority area of the District is located, is requested to prepare the concise description of the aforesaid proposition for the ballot title in substantially the following form:

PROPOSITION 2

RIVERSIDE SCHOOL DISTRICT NO. 416-62

LEVY FOR SECURITY, FACILITIES AND TECHNOLOGY IMPROVEMENTS

The Board of Directors of Riverside School District No. 416-62 adopted Resolution No. 11-17-05, concerning a proposition to finance security, facilities and technology improvements. This proposition would authorize the District to levy the following excess taxes, on all taxable property within the District, to make security, facilities and technology improvements (including installing security cameras and entry/access controls; replacing roofs; improving classrooms for vocational education; and acquiring classroom computers and telecommunication systems):

<u>Collection Year</u>	<u>Estimated Levy Rate/\$1,000 Assessed Value</u>	<u>Levy Amount</u>
2019	\$0.80	\$811,000
2020	\$0.80	\$827,000
2021	\$0.80	\$844,000
2022	\$0.80	\$861,000

all as provided in Resolution No. 11-17-05. Should this proposition be approved?

LEVY . . . YES

LEVY . . . NO

Section 7. 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 15, 2017; 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 annual excess property taxes to pay costs of the Projects.

Section 8. 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 (Kenneth L. Russell), telephone: 509.464.8201; fax: 509.464.8206; email: ken.russell@rsdmail.org; and (b) special counsel, Foster Pepper PLLC (Jim McNeill), telephone: 509.777.1602; 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, deemed necessary by the Auditor or the Spokane County Prosecuting Attorney.

Section 9. General Authorization and Ratification. The Secretary, the District's Business Manager, 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 hereby ratified and confirmed in all respects.

Section 10. 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 11. Effective Date. This resolution shall become effective immediately upon its adoption.

ADOPTED by the Board of Directors of Riverside School District No. 416-62, Spokane and Pend Oreille Counties, Washington, at a regular open public meeting thereof, held this 20th day of November, 2017, the following Directors being present and voting in favor of the resolution.

RIVERSIDE SCHOOL DISTRICT NO. 416-62
SPOKANE AND PEND OREILLE COUNTIES,
WASHINGTON

Amy D. [Signature]
Chair and Director

Brandi Maynard
Vice Chair and Director

Bob Carroll
Director

Sandra Huggins
Director

[Signature]
Director

ATTEST:

Kenneth L. Russell
KENNETH L. RUSSELL
Secretary to the Board of Directors



RHS
Received - Spokane
DEC 13 2017
County Elections

CERTIFICATION

I, KENNETH L. RUSSELL, Secretary to the Board of Directors of Riverside School District No. 416-62, Spokane and Pend Oreille Counties, Washington (the "District"), hereby certify as follows:

1. The foregoing Resolution No. 11-17-05 (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 the regular meeting place thereof on November 20, 2017, 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 20th day of November, 2017.

RIVERSIDE SCHOOL DISTRICT NO. 416-62
SPOKANE AND PEND OREILLE COUNTIES,
WASHINGTON

Kenneth L. Russell

KENNETH L. RUSSELL
Secretary to the Board of Directors



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