

RESOLUTION NO. 19-40

A RESOLUTION OF THE BOARD OF DIRECTORS OF CENTRAL VALLEY SCHOOL DISTRICT NO. 356, SPOKANE COUNTY, WASHINGTON, CALLING A SPECIAL ELECTION IN ORDER TO SUBMIT TO THE QUALIFIED ELECTORS OF THE DISTRICT THE PROPOSITION OF WHETHER A SUPPLEMENTAL LEVY OF EXCESS PROPERTY TAXES SHOULD BE MADE TO PROVIDE FOR SCHOOL PROGRAMS AND OPERATIONS FUNDING FOR THE DISTRICT; PROVIDING FOR THE SUBMISSION OF THE PROPOSITION OF AUTHORIZING SUCH SUPPLEMENTAL LEVY TO THE QUALIFIED ELECTORS AT A SPECIAL ELECTION TO BE HELD ON TUESDAY, FEBRUARY 11, 2020; PROVIDING FOR THE NOTICE OF SUCH ELECTION; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF CENTRAL VALLEY SCHOOL DISTRICT NO. 356, SPOKANE COUNTY, WASHINGTON, as follows:

WHEREAS, Central Valley School District No. 356, Spokane 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, the voters of the District previously approved a three-year school programs and operations levy at the February 13, 2018, election to replace an expiring school programs and operations levy;

WHEREAS, in 2017 the Washington State Legislature ("Legislature") passed the Basic Education Funding Act (Laws of 2017, 3d Spec. Sess., ch. 13) which, among other things, placed limits on levied amounts and as a result the Board of Directors of the District (the "Board") approved a levy resolution that authorized the maximum levy rate of \$1.50 per thousand dollars of assessed value of property in the District;

WHEREAS, pursuant to RCW 84.52.053(2)(a), school districts are prohibited from authorizing additional tax levies for school programs funding except for "additional levies to provide for subsequently enacted increases that affect the district's maximum levy";

WHEREAS, in 2019 the Legislature passed Engrossed Senate Substitute Bill 5313 (Laws of 2019, Reg. Sess. ch. 410) which raised the maximum levy limit from \$1.50 per \$1,000 to \$2.50 per \$1,000 of assessed value of property in the District for taxes levied for collection commencing in 2020;

WHEREAS, the Board has determined that the money which will be available for the District's General Fund during the 2020-2021 and 2021-2022 school years will be insufficient to provide continued funding for the District's school programs and operations during those school years, and that it is necessary to authorize and place before the voters a supplemental school programs and operations levy;

WHEREAS, to provide properly for school programs and operations funding, the Board hereby deems it necessary and advisable that an excess tax of approximately \$1.00 per \$1,000 of assessed valuation, to provide an amount of \$11,750,000, be levied in 2020 as part of the taxes to be collected in 2021, with such excess taxes to be deposited into the District's General Fund and used for continued funding for the District's school programs and operations. The exact tax levy rate and amounts 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 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 supplemental excess tax levy before the qualified electors of the District at an election to be held within the District on February 11, 2020;

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED AND ORDERED, 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 supplemental excess property taxes should be levied within the District to provide for school programs and operations funding for the District.

Section 2. To provide money for continued funding for the District's school 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 and supplementing the excess tax levy approved by the voters of the District at the February 11, 2020, election.

<u>Collection Year</u>	<u>Approximate Levy Rates/\$1,000 Assessed Value</u>	<u>Supplemental Levy Amount</u>
2021	\$1.00	\$11,750,000

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 2020-2021 and 2021-2022 school years to provide school programs and operations funding for the District, or such other eligible District activities or enhancements, as may be authorized or allowed by law for the use of such levies and deemed necessary and advisable by the Board.

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 school programs and operations.

Section 5. The Spokane County Auditor, 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 11, 2020.

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

**PROPOSITION NO. 1
CENTRAL VALLEY SCHOOL DISTRICT NO. 356
SUPPLEMENTAL SCHOOL PROGRAMS AND OPERATIONS LEVY**

The Board of Directors of Central Valley School District No. 356 adopted Resolution No. 19-40, concerning a proposition to supplement its school programs and operations levy. This proposition would authorize the District to levy the following excess taxes, in addition to previously authorized excess taxes, upon all taxable property within the District, for support of the District's General Fund to provide for school programs and operations expenses:

<u>Collection Year</u>	<u>Approximate Levy Rates/\$1,000 Assessed Value</u>	<u>Supplemental Levy Amount</u>
2021	\$1.00	\$11,750,000

all as provided in Resolution No. 19-40, 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 Spokane County Auditor in accordance with chapter 29A.40 RCW and chapter 434-250 WAC.

Section 8. The Spokane County Auditor 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 is hereby directed to deliver a certified copy of this Resolution to the Spokane County Auditor, as ex officio Supervisor of Elections for the District, no later than December 13, 2019.

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: (a) the Assistant Superintendent, Finance (Janice Hutton) telephone: 509-558-5461; email: JHutton@cvsd.org; and (b) bond counsel, Kutak Rock LLP (Roy J. Koegen) telephone: 509-343-4470; email: roy.koegen@kutakrock.com as the individuals to whom the Spokane County Auditor shall provide such notice. The Assistant Superintendent, Finance, is authorized to approve changes to

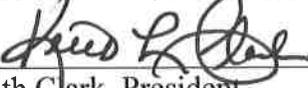
the ballot title, if any, determined necessary by the Spokane County Auditor or the Spokane County Prosecuting Attorney.

Section 11. The Assistant Superintendent, Finance, the Chair of the Board, other appropriate officers of the District and bond counsel, Kutak Rock LLP, 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.

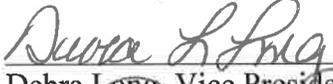
Section 12. This Resolution shall take effect immediately upon adoption.

ADOPTED by the Board of Directors of Central Valley School District No. 356, Spokane County, Washington, at a regular meeting thereof, held on this 9th day of December, 2019.

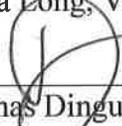
CENTRAL VALLEY SCHOOL DISTRICT NO. 356
Spokane County, Washington



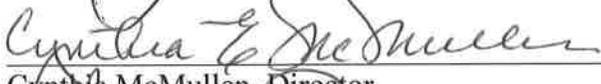
Keith Clark, President



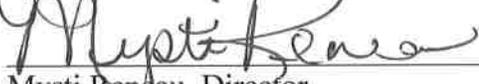
Debra Long, Vice President



Thomas Dingus, Director



Cynthia McMullen, Director



Mysti Rendau, Director

ATTEST:


Ben Small
Secretary to the Board of Directors

(S E A L)

CERTIFICATE

I, Secretary to the Board of Directors of Central Valley School District No, 356, Spokane 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 December 9, 2019, 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: Keith Clark, Thomas Dingus, Debra Long, Cynthia McMullen, Mysti Reneau

NAYS, Directors:

ABSENT, Directors:

ABSTAIN, Directors:

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 9th day of December, 2019.

CENTRAL VALLEY SCHOOL DISTRICT NO. 356
Spokane County, Washington



Ben Small
Secretary to the Board of Directors

(S E A L)

Received - Spokane

DEC 11 2019

County Elections

TO: The Spokane County Auditor, as Ex Officio Supervisor of Elections for Central Valley School District No. 356, Spokane County, Washington

Pursuant to Resolution No. 19-40, adopted by the Board of Directors of Central Valley School District No. 356, Spokane County, Washington (the "Board"), at a regular meeting of the Board held on December 9, 2019, a certified copy of which is attached hereto, you are respectfully requested to submit the following proposition to the electors of the Central Valley School District No. 356, Spokane County, Washington (the "District") for their approval or rejection, at a special election to be held on Tuesday, February 11, 2020. The proposition shall be in substantially the following form:

**PROPOSITION NO. 1
CENTRAL VALLEY SCHOOL DISTRICT NO. 356
SUPPLEMENTAL SCHOOL PROGRAMS AND OPERATIONS LEVY**

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<u>Collection Year</u>	<u>Approximate Levy Rates/\$1,000 Assessed Value</u>	<u>Supplemental Levy Amount</u>
2021	\$1.00	\$11,750,000

all as provided in Resolution No. 19-40. Should this proposition be approved?

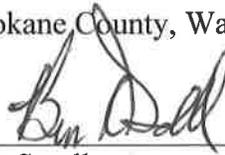
LEVY ...YES

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 Spokane County Auditor in accordance with chapter 29A.40 RCW and chapter 434-250 WAC.

DATED as of December 9, 2019.

CENTRAL VALLEY SCHOOL DISTRICT NO. 356
Spokane County, Washington



Ben Small
Secretary to the Board of Directors

Received - Spokane

DEC 11 2019

County Elections