Spokane County Resolution Cover Sheet

This form must accompany each resolution filed with Spokane County Elections. The contact person or persons should have the authority to do so and be available to answer questions.

Name of District: Deer Park School District No. 414-200-61, Spokane, Stevens and Pend Oreille Counties, Washington

District Address: 428 N. Main Ave., Deer Park, WA 99006-0490

Date of Election: February 13, 2024

Contact Person: Brendon Myers
Title: Director of Business Services
Contact Phone: 509.464.5506
Fax: 509.464.5510
Contact Email: brendon.myers@dpsdmail.org

2nd Contact Person: Alex Allman
Title: Superintendent and Secretary to the Board of Directors
2nd Contact Phone: 509.464.5507
2nd Contact Email: alexa.allman@dpsdmail.org

Attorney for District: Jim McNeill, Foster Garvey P.C.
Attorney Phone: 509.777.1602
Attorney Fax: 800.533.2284
Attorney Email Address: jim.mcneill@foster.com

Type of Election (levy, bond, lid lift, etc.): Proposition No. 1 - Educational Programs and Operations Replacement Levy

Please state the pass/fail requirement for this measure (i.e. simple majority, 60%, etc.) as determined by your legal counsel, together with applicable statutory references: Levy must be approved by a simple majority of the qualified voters within the school district. Applicable statutory references include, among others, Article VII, Section 2(a) of the Washington Constitution and RCW 84.52.053.

Signature: 
Date: 9/25/2023

This form may be filled out and printed.

This mandatory resolution cover sheet must accompany any resolution.
Stevens County Resolution Cover Sheet  (effective January 1, 2023)

This form must accompany each resolution filed with Stevens County Elections. The contact person or persons should have the authority to do so and be available to answer questions.

Name of District: Deer Park School District No. 414-200-61, Spokane, Stevens and Pend Oreille Counties, Washington

District Address: 428 N. Main Ave., Deer Park, WA 99006-0490

Date of Election: February 13, 2024

Contact Person: Brendon Myers  Title: Director of Business Services

Contact Phone: 509.464.5506  Fax: 509.464.5510

Contact Email: brendon.myers@dpsdmail.org

2nd Contact Person: Alex Allman  Title: Superintendent and Secretary to the Board of Directors

2nd Contact Phone: 509.464.5507

2nd Contact Email: alexa.allman@dpsdmail.org

Attorney for District: Jim McNeill, Foster Garvey P.C.

Attorney Phone: 509.777.1602  Attorney Fax: 800.533.2284

Attorney Email Address: jim.mcneill@foster.com

Type of Election (levy, bond, lid lift, etc.): Proposition No. 1 - Educational Programs and Operations Replacement Levy

Please state the pass/fail requirement for this measure (i.e. simple majority, 60%, etc.) as determined by your legal counsel, together with applicable statutory references: Levy must be approved by a simple majority of the qualified voters within the school district. Applicable statutory references include, among others, Article VII, Section 2(a) of the Washington Constitution and RCW 84.52.053.

Signature:  
Date: 9/28/2023

of person filing this form

This form may be filled out and printed.

This mandatory resolution cover sheet must accompany any resolution.
Resolution Cover Sheet
Pend Oreille County Auditor’s Office
Elections Division
(509) 447-6472

Name of District: Deer Park School District No. 414-200-61, Spokane, Stevens and Pend Oreille Counties, Washington

Resolution No. 1-2023-24: Proposition No. 1 - Educational Programs and Operations Replacement Levy Election Requested: February 13, 2024

Type of Measure (levy, bond, lid lift, etc.): Proposition No. 1 - Educational Programs and Operations Replacement Levy

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.) of the qualified voters within the school district.

District Contact Person: Brendon Myers

Phone Number: 509.464.5506 Email: brendon.myers@ dspdmail.org

Attorney for District if used: Jim McNeill, Foster Garvey PC

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: 9/25/2023 __________ Initials: __________

I, Brendon Myers, approve this ballot title.

RCW 25A.36.090 Local measures—Ballot title—Appeal.

If any persons are dissatisfied with the ballot title for a local ballot measure so 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 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.

FOR ELECTION USE ONLY

[ ] Uploaded to WEI: Initials: __________
DEER PARK SCHOOL DISTRICT NO. 414-200-61
SPOKANE, STEVENS AND PEND OREILLE COUNTIES, WASHINGTON

PROPOSITION NO. 1 - EDUCATIONAL PROGRAMS AND OPERATIONS REPLACEMENT LEVY

RESOLUTION NO. 1-2023-24

A RESOLUTION of the Board of Directors of Deer Park School District No. 414-200-61, Spokane, Stevens and Pend Oreille Counties, Washington, providing for the submission to the voters of the District at a special election to be held on February 13, 2024, of a proposition authorizing an excess tax levy to be made annually for three years commencing in 2024 for collection in 2025 of $3,517,590, in 2025 for collection in 2026 of $3,737,439, and in 2026 for collection in 2027 of $3,924,311, for the District’s General Fund to pay expenses of educational programs and operations; designating the District’s Director of Business Services and special counsel to receive notice of the ballot title from the Auditor of Spokane County, Washington; and providing for related matters.

ADOPTED: SEPTEMBER 25, 2023

This document prepared by:

FOSTER GARVEY P.C.
618 West Riverside Avenue, Suite 300
Spokane, Washington 99201
(509) 777-1602
DEER PARK SCHOOL DISTRICT NO. 414-200-61
SPOKANE, STEVENS AND PEND OREILLE COUNTIES, WASHINGTON

RESOLUTION NO. 1-2023-24

A RESOLUTION of the Board of Directors of Deer Park School District No. 414-200-61, Spokane, Stevens and Pend Oreille Counties, Washington, providing for the submission to the voters of the District at a special election to be held on February 13, 2024, of a proposition authorizing an excess tax levy to be made annually for three years commencing in 2024 for collection in 2025 of $3,517,590, in 2025 for collection in 2026 of $3,737,439, and in 2026 for collection in 2027 of $3,924,311, for the District’s General Fund to pay expenses of educational programs and operations; designating the District’s Director of Business Services and special counsel to receive notice of the ballot title from the Auditor of Spokane County, Washington; and providing for related matters.

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF DEER PARK SCHOOL DISTRICT NO. 414-200-61, SPOKANE, STEVENS AND PEND OREILLE COUNTIES, WASHINGTON, as follows:

Section 1. Findings and Determinations. The Board of Directors (the “Board”) of Deer Park School District No. 414-200-61, Spokane, Stevens and Pend Oreille Counties, Washington (the “District”), takes note of the following facts and makes the following findings and determinations:

(a) Calendar year 2024 is the last year of collection of the District’s current three-year General Fund educational programs and operations tax levy, which was authorized pursuant to Resolution No. 1-2020-21, adopted by the Board on November 23, 2020, and approved by the voters at a special election held and conducted within the District on February 9, 2021.

(b) With the expiration of the District’s current three-year General Fund educational programs and operations tax levy, it appears certain that the money in the District’s General Fund for the school years 2024-2025, 2025-2026, 2026-2027 and 2027-2028 will be insufficient to permit the District to meet the educational needs of its students and pay expenses of educational programs and operations not funded by the State of Washington, all as more particularly set forth in Section 3 of this resolution, during such school years, and that it is necessary that a replacement excess tax levy of $3,517,590 be made in 2024 for collection in 2025, $3,737,439 be made in 2025 for collection in 2026, and $3,924,311 be made in 2026 for collection in 2027 for the District’s General Fund to provide the money required to meet those expenses.

(c) The District’s proposed three-year General Fund educational programs and operations tax levy authorized in this resolution provides for approximately the same educational programs and operations purposes as the District’s expiring three-year General Fund educational programs and operations tax levy.

(d) Pursuant to Article VII, Section 2(a) of the Washington Constitution and Revised Code of Washington (“RCW”) 84.52.053, the District may submit to its voters at a special election,
for their approval or rejection, a proposition authorizing the District to levy annual excess property taxes for support of (i.e., to pay or finance) the District’s educational programs and operations expenses.

(e) The District has received or, 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 tax levy expenditure plan from the Office of the Superintendent of Public Instruction under RCW 28A.505.240 as required by RCW 84.52.053(4), a copy of which is or will be on file with the District.

Section 2. 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 manner provided by law to be held in the District on February 13, 2024, for the purpose of submitting to the District’s voters, for their approval or rejection, the proposition authorizing a replacement General Fund educational programs and operations tax levy on all of the taxable property within the District (the assessed value of such representing 100% of true and fair value unless specifically provided otherwise by law) to be made annually for three years commencing in 2024 for collection in 2025 of $3,517,590, the estimated dollar rate of tax levy required to produce such an amount being $1.50 per $1,000 of assessed value, in 2025 for collection in 2026 of $3,737,439, the estimated dollar rate of tax levy required to produce such an amount being $1.50 per $1,000 of assessed value, and in 2026 for collection in 2027 of $3,924,311, the estimated dollar rate of tax levy required to produce such an amount being $1.50 per $1,000 of assessed value, all in excess of the maximum tax levy allowed by law for school districts without voter approval. The exact tax levy rate and amount to be collected may be adjusted based upon the actual assessed value of the taxable property within the District and the limitations imposed by law at the time of the tax levy.

Section 3. Use of Taxes. If the proposition authorized by this resolution is approved by the requisite number of voters, the District will be authorized to levy the excess property taxes up to the amounts provided in this resolution to meet the educational needs of its students and pay expenses of educational programs and operations not funded by the State of Washington during the school years 2024-2025, 2025-2026, 2026-2027 and 2027-2028, all as may be authorized by law and determined necessary 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 determined necessary and advisable by the Board.

[Remainder of page intentionally left blank]
Section 4. 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 NO. 1

DEER PARK SCHOOL DISTRICT NO. 414-200-61

EDUCATIONAL PROGRAMS AND OPERATIONS REPLACEMENT LEVY

The Board of Directors of Deer Park School District No. 414-200-61 adopted Resolution No. 1-2023-24, concerning a proposition to finance educational programs and operations expenses. This proposition would authorize the District to levy the following excess taxes, in place of an expiring levy, on all taxable property within the District, for support of the District’s educational programs and operations expenses not funded by the State of Washington:

<table>
<thead>
<tr>
<th>Collection Year</th>
<th>Assessed Value</th>
<th>Levy Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2025</td>
<td>$1.50</td>
<td>$3,517,590</td>
</tr>
<tr>
<td>2026</td>
<td>$1.50</td>
<td>$3,737,439</td>
</tr>
<tr>
<td>2027</td>
<td>$1.50</td>
<td>$3,924,311</td>
</tr>
</tbody>
</table>

all as provided in Resolution No. 1-2023-24. Should this proposition be approved?

LEVY . . . YES ☐  LEVY . . . NO ☐

Section 5. Authorization to Deliver Resolution to Auditor and Perform Other Necessary Duties. The Secretary to the Board (the “Secretary”) or the Secretary’s designee is authorized and directed to: (a) present a certified copy of this resolution to the Auditor, the Auditor of Stevens County, Washington (the “Stevens County Auditor”), and the Auditor of Pend Oreille County, Washington (the “Pend Oreille County Auditor”), no later than December 15, 2023; 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 authorizing the District to levy excess property taxes for support of the District’s educational programs and operations expenses.

Section 6. 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 District’s Director of Business Services (Brendon Myers), telephone: 509.464.5506; email: brendon.myers@dpsdmail.org; and (b) special counsel, Foster Garvey P.C. (Jim McNeill), telephone: 509.777.1602; email: jim.mcnell@foster.com, as the individuals to whom the Auditor, the Stevens County Auditor and the Pend Oreille County Auditor shall provide such notice. The Secretary is authorized to approve changes to the ballot title, if any, determined necessary by the Auditor or the Spokane County Prosecuting Attorney.
Section 7. Execution: General Authorization and Ratification. This resolution may be executed by the Directors being present and voting in favor of the resolution, or only the President of the Board (the “President”), and attested by the Secretary, in tangible medium, manual, facsimile or electronic form under any security procedure or platform, and notwithstanding any other District resolution, rule, policy or procedure, or in any other manner evidencing its adoption. The Secretary, the District’s Director of Business Services, the President, and the District’s special counsel, Foster Garvey P.C., are hereby further severally authorized and directed to take such actions and to create, accept, execute, send, use and rely upon such tangible medium, manual, facsimile or electronic documents, records and signatures under any security procedure or platform, and notwithstanding any other District resolution, rule, policy or procedure, 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 ratified and confirmed in all respects.

Section 8. Severability. If any provision of this resolution is 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 9. Effective Date. This resolution takes effect from and after its adoption.

ADOPTED by the Board of Directors of Deer Park School District No. 414-200-61, Spokane, Stevens and Pend Oreille Counties, Washington, at a regular open public meeting held this 25th day of September, 2023.

DEER PARK SCHOOL DISTRICT NO. 414-200-61
SPokane, STEVENS AND PEND OREILLE COUNTIES, WASHINGTON

President and Director
Caro Buentener

Vice President and Director
Regina Ottes

Director

Director

ATTEST:  
ALEXA ALLMAN  
Secretary to the Board of Directors
CERTIFICATION

I, ALEXA ALLMAN, Secretary to the Board of Directors of Deer Park School District No. 414-200-61, Spokane, Stevens and Pend Oreille Counties, Washington (the “District”), hereby certify as follows:

1. The foregoing Resolution No. 1-2023-24 (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 its regular meeting place on September 25, 2023 (the “Meeting”), as that Resolution appears in the records of the District, and the Resolution is now in full force and effect; and

2. The Meeting was duly convened, held and included an opportunity for public comment, in all respects in accordance with law, 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 25th day of September, 2023.

DEER PARK SCHOOL DISTRICT NO. 414-200-61
SPOKANE, STEVENS AND PEND OREILLE COUNTIES, WASHINGTON

ALEXA ALLMAN
Secretary to the Board of Directors
EXPLANATORY STATEMENT

PROPOSITION NO. 1 – EDUCATIONAL PROGRAMS AND OPERATIONS REPLACEMENT LEVY

Passage of Proposition No. 1 would allow Deer Park School District to replace an existing educational programs and operations levy that will expire at the end of 2024. The taxes collected by this replacement levy will be used to pay expenses of educational programs and operations not funded by the State, for example, student extracurricular activities, athletics, music, class size reduction, safety and security, nursing staff and technology. Further information is available https://www.dpsd.org/.

The proposed three-year replacement levy would authorize the collection of taxes to provide up to $3,517,590 in 2025, $3,737,439 in 2026 and $3,924,311 in 2027. The tax levy rate required to produce these levy amounts is estimated to be $1.50 per $1,000 of assessed value. The exact tax levy rate and amount to be collected may be adjusted based upon the actual assessed value of the taxable property within the District and the limitations imposed by State law at the time of the levy. Exemptions from taxes may be available, call Spokane County Assessor (509)477-3698.

(168 words – 175 allowed)