

FEDERAL WAY SCHOOL DISTRICT NO. 210
KING COUNTY, WASHINGTON

EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

RESOLUTION NO. 2011-37

- A RESOLUTION of the Board of Directors of Federal Way School District No. 210, King County, Washington, providing for the submission to the qualified electors of the District at a special election to be held therein on February 14, 2012, of the proposition of whether excess taxes should be levied of \$53,000,000 in 2012 for collection in 2013, \$53,000,000 in 2013 for collection in 2014, said excess taxes to pay part of the cost of educational programs and maintenance and operations support of the District.

ADOPTED November 8th, 2011

PREPARED BY:

K&L GATES LLP
Seattle, Washington

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WHEREAS, Federal Way School District No. 210, King County, Washington, (the "District"), for the past four years has had in effect an educational programs and maintenance and operations levy in order to enable the District to pay for its educational programs and school operations, including additional teaching staff and classroom support, additional and expanded instructional programs, technology and security staff, athletics and activities, maintenance and transportation; and

WHEREAS, the final year for collection of the current educational programs and maintenance and operations levies is 2012; and

WHEREAS, the District currently is anticipating that the State Legislature will eliminate the funding of certain local effort levy equalization assistance that historically has permitted the District to maintain lower levy rates; and

WHEREAS, the money in and to be paid into the General Fund of the District during the 2012-2013, 2013-2014 and 2014-2015 school years will be insufficient to enable the District to properly meet the educational needs of the students attending District schools and to pay for necessary maintenance and operations; and

WHEREAS, in order to properly provide for such educational needs and maintenance and operations, 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 tax of approximately \$4.95 per thousand dollars of assessed valuation to provide \$53,000,000, said levy to be made in 2012 for collection in 2013;
- B. A tax of approximately \$4.95 per thousand dollars of assessed valuation to provide \$53,000,000, said levy to be made in 2013 for collection in 2014;

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 FEDERAL WAY SCHOOL DISTRICT NO. 210, KING COUNTY, WASHINGTON, as follows:

Section 1. This Board is establishing the following proposed levies based on an expectation that the Washington State Legislature will eliminate funding of local effort levy equalization assistance ("LEA"). In the event that LEA funding is not eliminated or reduced or is otherwise reinstated prior to November 30, 2012 and/or November 30, 2013, respectively, the levy amount(s) will be adjusted accordingly. 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. \$53,000,000, said levy to be made in 2012 for collection in 2013;
- B. \$53,000,000, said levy to be made in 2013 for collection in 2014;

The estimated levy rate depends upon the final dollar amount of assessed value of the property within the District. At this time, based upon information provided by the County Assessor's office, the estimated levy rate for the 2012 levy is \$4.95 per thousand dollars of assessed valuation and the estimated levy rate for the 2013 levy is \$4.95 per thousand dollars of assessed valuation. The exact levy rate shall be adjusted based upon 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 2012-2013, 2013-2014 and 2014-2015 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 maintenance and operations of the District during such school years as may be authorized or allowed by law for the use of excess levy funds.

Section 2. It is hereby found and declared that the best interests of the District require 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 14, 2012.

King County Elections, as ex officio supervisor of elections in King County, Washington, is hereby requested to call and conduct said special election to be held within the District in King County on said date and to submit to the qualified electors of the District the proposition substantially in the form hereinafter set forth.

PROPOSITION NO. 1

FEDERAL WAY SCHOOL DISTRICT NO. 210

REPLACEMENT OF EXISTING EDUCATIONAL PROGRAMS AND
OPERATIONS LEVY

The Board of Directors adopted Resolution #2011-37 concerning a replacement levy for education. This replacement levy funds district educational programs and school operations, including classroom support, technology and security staff, athletics and activities, maintenance, and transportation, and authorizes the following excess levies to replace an expiring levy on all taxable property within the District, subject to reduction if the State continues or reinstates levy equalization funding to the District as provided in the Resolution:

Collection Years	Approximate Levy Rate/\$1,000 Assessed Value	Levy Amount
2013	\$4.95	\$53,000,000
2014	\$4.95	\$53,000,000

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 King County Elections.

Section 3. 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 14, 2012 election and requests that King County Elections 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 Federal Way School District No. 210, King
County, Washington, at a regular meeting thereof, held on the 8th day of November, 2011.

2011-37

FEDERAL WAY SCHOOL DISTRICT NO. 210,
KING COUNTY, WASHINGTON

William A. Moorey.
President and Director

[Signature]
Director

[Signature]
Director

[Signature]
Director

Ed Bonney
Director

ATTEST:

[Signature]
Secretary, Board of Directors


CERTIFICATE

I, the undersigned, Secretary of the Board of Directors of Federal Way School District No. 210, King 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. 2011-37 of the Board (the "Resolution"), duly adopted at a regular meeting thereof held on the 8th day of November, 2011.

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 passage 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 8th day of November, 2011.



Secretary, Board of Directors

OFFICIAL BALLOT
FEDERAL WAY SCHOOL DISTRICT NO. 210
KING COUNTY, WASHINGTON
February 14, 2012

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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FEDERAL WAY SCHOOL DISTRICT NO. 210

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Collection Years	Approximate Levy Rate/\$1,000 Assessed Value	Levy Amount
2013	\$4.95	\$53,000,000
2014	\$4.95	\$53,000,000

Should this proposition be approved?

YES ☐

NO ☐

NOTICE
FEDERAL WAY SCHOOL DISTRICT NO. 210
KING COUNTY, WASHINGTON
February 14, 2012

NOTICE IS HEREBY GIVEN that on February 14, 2012, 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

FEDERAL WAY SCHOOL DISTRICT NO. 210

REPLACEMENT OF EXISTING EDUCATIONAL PROGRAMS AND
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Collection Years	Approximate Levy Rate/\$1,000 Assessed Value	Levy Amount
2013	\$4.95	\$53,000,000
2014	\$4.95	\$53,000,000

Should this proposition be approved?

YES..... ☐

NO..... ☐

Superintendent of Elections
King County Elections