

WHITE RIVER SCHOOL DISTRICT NO. 416
PIERCE COUNTY, WASHINGTON

CAPITAL PROJECTS LEVIES

RESOLUTION NO. 21-23

A RESOLUTION of the Board of Directors of White River School District No. 416, Pierce County, Washington, providing for the submission to the qualified electors of the district at a special election to be held therein on February 8, 2022, of a proposition to authorize the district to levy an additional tax to provide a total of \$12,100,000 for the District's Capital Projects Fund for technology improvements, equipment and training to meet the needs of current and future educational programs for students, and the construction, renovation, improvements and expansion of existing facilities, such levies to be made for four years commencing in 2022 for collection in the school years from 2022-2023 through 2026-2027 and repealing Resolution No. 21-21.

ADOPTED NOVEMBER 10, 2021

PREPARED BY:

K&L GATES LLP
Seattle, Washington

RESOLUTION NO. 21-23

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WHEREAS, the educational facilities of White River School District No. 416, Pierce County, Washington (the "District"), including technology equipment and systems need renovation, construction, improvements and expansion to meet the current and future educational programs for its students for safety, security and efficiency; and

WHEREAS, the District, for the past four years has had in effect a Capital Projects levy in order to enable the District to pay for the modernization of its facilities and the implementation of its technology plan; and

WHEREAS, the current Capital Projects levy expires following the 2022 collections; and

WHEREAS, funds available to the District will be insufficient to enable the District to implement such projects; and

WHEREAS, the Board of Directors of the District adopted Resolution No. 21-21 on October 13, 2021 authorizing a replacement capital projects levy for the District; and

WHEREAS, subsequent to the adoption of Resolution No. 21-21, the District has been advised that its anticipated assessed valuation growth has changed and certain elements of

Resolution No.21-21 and the replacement capital projects levy should be modified to accommodate such changes; and

WHEREAS, in order to support the cost of these projects as found necessary by the Board of Directors, it is deemed advisable that the District levy a tax upon all the taxable property within the District in excess of the annual tax the District is permitted by law to levy without a vote of the people, such levy to be made for four years commencing in 2022 (for collection in 2023) for collection in the school years from 2022-2023 through 2026-2027, inclusive, as authorized by Article VII, Section 2 of the State Constitution and RCW 84.52.053; and

WHEREAS, the question of whether or not such excess tax may be levied must be submitted to the qualified electors of the District for their ratification or rejection; and

WHEREAS, the conditions here and above set forth requires the holding of a special election in the District;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF WHITE RIVER SCHOOL DISTRICT NO.416, PIERCE COUNTY, WASHINGTON as follows:

Section 1. Finding. It is hereby found and declared that the welfare of the students and other residents of the District requires the District to carry out the improvements hereinafter provided.

Section 2. Authorization of Improvements. The District shall modernize its school facilities through construction, renovation, and improvement of existing facilities including structural, safety and energy repairs at White River High School and other facilities , paving and road improvements within the District, roofing repairs to the District Distribution Center and

other facilities, and improvements to technology, including but not limited to equipment, infrastructure, and staff training to meet the needs of current and future educational programs.

The District may utilize the levy to repay the principal of any obligations hereafter issued or incurred by the District for the foregoing purposes.

~~If available funds are sufficient, the District shall acquire, construct, equip and make~~ other capital improvements to the facilities of the District, all as the Board of Directors finds necessary; provided that such funds may be used only to support the construction, modernization, replacement, and remodeling of school facilities or implementation of the District's technology plan.

If the District shall determine that it has become impracticable to accomplish any of such improvements or portions thereof by reason of changed conditions or needs, incompatible development, costs substantially in excess of those estimated, or acquisition by a superior governmental authority, the District shall not be required to accomplish such improvement and may apply levy proceeds as set forth in this section. If any or all of the improvements have been completed, or their completion duly provided for, or their completion found to be impractical, the District may apply the levy proceeds or any portion thereof to other portions of the improvements or to other capital purposes of the District, as the District in its discretion shall determine. Notwithstanding any provision of this resolution to the contrary, levy proceeds may only be used to support the construction, modernization or remodeling of school facilities or implementation of the District's technology plan.

Section 3. Authorization of Levies. It is hereby found and declared that best interests of the District require the submission to the qualified electors of the District of the proposition whether the District shall make the Capital Projects Fund levies for their ratification or rejection

at a special election to be held on February 8, 2022. For the purpose of providing funds necessary for the needs described in Section 2 above, the Pierce County Auditor, as *ex officio* supervisor of elections in Pierce County, is hereby requested to call and conduct such special election to be held within the District on such day and to submit to the qualified electors of the District for their approval or rejection, a proposition providing for tax levies for the Capital Projects Fund for four years, commencing in 2022 (for collection in 2023), producing dollar amounts at estimated tax rates per thousand dollars of assessed value to produce such amounts, in excess of the maximum amount tax levy permitted by law to be levied within the District without a vote of the electors, all as follows:

- A. \$2,500,000, said levy to be made in 2022 for collection in 2023;
- B. \$2,800,000, said levy to be made in 2023 for collection in 2024;
- C. \$3,300,000, said levy to be made in 2024 for collection in 2025; and
- D. \$3,500,000, said levy to be made in 2025 for collection in 2026.

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 Pierce County Assessor's office, the estimated levy rate for the 2022 levy is \$0.49 per thousand dollars of assessed valuation, the estimated levy rate for the 2023 levy is \$0.52 per thousand dollars of assessed valuation, the estimated levy rate for the 2024 levy is \$0.57 per thousand dollars of assessed valuation, and the estimated levy rate for the 2025 levy is \$0.57 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.

Section 4. Approval of Form of Ballot. The Secretary of the Board of Directors is hereby authorized and directed to certify said proposition (Proposition 2) to the Pierce County

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

PROPOSITION NO. 2

WHITE RIVER SCHOOL DISTRICT NO. 416

CAPITAL PROJECTS LEVIES
(Technology and Critical Repairs)

The Board of Directors of White River School District approved Resolution No. 21-23 authorizing levies for technology/modernization. This levy funds technology equipment and infrastructure, critical school and facility projects, including structural, safety, security and energy improvements and authorizes the following excess levies on all taxable property within the District:

| Collection Years | Approximate Levy Rate/\$1,000 Assessed Value | Levy Amount |
|---------------------|--|----------------|
| 2023 | \$0.49 | \$ 2,500,000 |
| 2024 | \$0.52 | \$ 2,800,000 |
| 2025 | \$0.57 | \$ 3,300,000 |
| 2026 | \$0.57 | \$ 3,500,000 |

all as provided in Resolution No. 21-23. Should this proposition be approved?

YES

NO

The Secretary of the Board of Directors of the District is hereby authorized and directed to deliver certified copies of this resolution to the Pierce County Auditor.

Section 5. 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 Finance Director (Donna Morey), telephone: 360.829.3393; email: dmorey@whiteriver.wednet.edu; 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

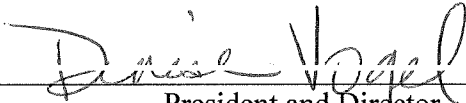
Auditor shall provide such notice. The Finance Director is authorized to approve changes to the ballot title, if any, deemed necessary by the Auditor or the Pierce County Prosecuting Attorney.

Section 6. Voters' Pamphlet. Pursuant to RCW 29A.32.220, the Board of Directors hereby confirms the District's participation in the local voters' pamphlet for the February 8, 2022 election, which shall be prepared and published by the Pierce County Auditor, including, but not limited to, an explanatory statement reviewed and approved by the District's attorney, and, if available, a Statement For and a Statement Against. The District understands and agrees that it will be required to pay its proportionate share of the expenses of the voters' pamphlet.

Section 7. Repealer. Resolution No. 21-21 is hereby repealed in its entirety and replaced with this resolution.

ADOPTED by the Board of Directors of White River School District No. 416, Pierce County, Washington, at a special meeting thereof, held this 10th day of November, 2021.

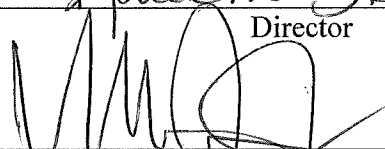
WHITE RIVER SCHOOL DISTRICT NO. 416
PIERCE COUNTY, WASHINGTON



President and Director



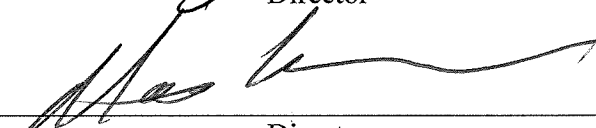
Director



Director

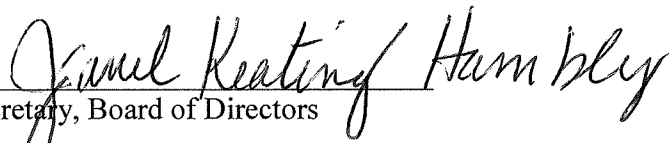


Director



Director

ATTEST:



Secretary, Board of Directors

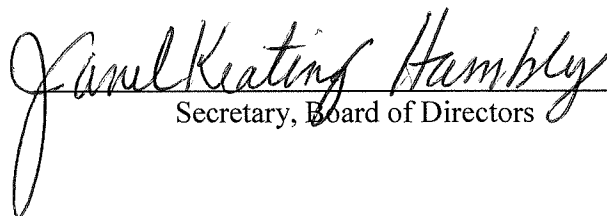
CERTIFICATE

I, the undersigned, Secretary of the Board of Directors of White River School District No. 416, Pierce 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. 21-23 of the Board (the "Resolution"), duly adopted at a special meeting thereof held on the 10th day of November, 2021.

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 10th day of November, 2021.


Secretary, Board of Directors

OFFICIAL BALLOT

WHITE RIVER SCHOOL DISTRICT NO. 416
PIERCE COUNTY, WASHINGTON

February 8, 2022

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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| 2025 | \$0.57 | \$ 3,300,000 |
| 2026 | \$0.57 | \$ 3,500,000 |

all as provided in Resolution No. 21-23. Should this proposition be approved?

YES

NO

NOTICE OF SPECIAL ELECTION

WHITE RIVER SCHOOL DISTRICT NO. 416
PIERCE COUNTY, WASHINGTON

February 8, 2022

NOTICE IS HEREBY GIVEN that on February 8, 2022, 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. 2

WHITE RIVER SCHOOL DISTRICT NO. 416

CAPITAL PROJECTS LEVIES
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all as provided in Resolution No. 21-23. Should this proposition be approved?

YES.....

NO.....

Pierce County Auditor

EXPLANATORY STATEMENT - PROPOSITION NO. 2

Passage of Proposition No. 2 would allow the levy of \$2,500,000 in property taxes within White River School District No. 416 for collection in 2023, the levy of \$2,800,000 for collection in 2024, the levy of \$3,300,000 for collection in 2025 and the levy of \$3,500,000 for collection in 2026, to modernize its existing facilities including structural, safety and energy repairs at White River High School and other facilities, paving and road improvements, roofing repairs to the District Distribution Center and other facilities and improvements to technology, including but not limited to equipment, infrastructure, and staff training to meet the needs of educational programs. These taxes would be collected in the school years from 2022-2023 through 2026-2027. If authorized by the voters, and based on projected assessed valuation information, estimated levy rates per \$1,000 of assessed value would be \$0.49 (2023 collection), \$0.52 (2024 collection), \$0.57 (2025 collection) and \$0.57 (2026 collection). 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.

Exemptions from taxes may be available to certain homeowners. To determine if you qualify, call the Pierce County Assessor-Treasurer at 253.798.6111.