

Mandatory Resolution Cover Sheet

Date Received:

This form **must** accompany your emailed resolution. Contact person or persons should have the authority to approve changes and be available to answer questions. Online fillable form is available on our website: PierceCountyElections.org



Name of District: Dieringer School District No. 343, Pierce County, Washington

District Address: 1320 178th Ave E., Lake Tapps, WA 98391

Date of Election: November 8, 2022

Contact Person: Michael R. Farmer Title: Superintendent and Secretary to the Board

Contact Phone Number: 253.862.2537

Contact Email: mfarmer@dieringer.wednet.edu

2nd Contact Person: Kim Knight Title: Executive Director of Business Services

2nd Contact Phone Number: 253.826.7008

2nd Contact Email: kknight@dieringer.wednet.edu

Contact Phone Number for Voters 253.826.7008
(May or may not be printed in pamphlet.)

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

Attorney Phone Number: 206.447.5339

Attorney Email Address: jim.mcneill@foster.com

Type of Election (levy, bond, lid lift etc.): Proposition No. 1 - Capital Levy For Safety, Security and Critical Infrastructure Improvements

Please state the pass/fail requirement for this measure (i.e., Simply 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.

Office Use Only

<input type="checkbox"/> Sent to P.A.	<input type="checkbox"/> Ballot Title Final	<input type="checkbox"/> District Notified
Date:	Date:	Date:

DIERINGER SCHOOL DISTRICT NO. 343
PIERCE COUNTY, WASHINGTON

CAPITAL LEVY FOR SAFETY, SECURITY AND CRITICAL
INFRASTRUCTURE IMPROVEMENTS

RESOLUTION NO. 04-21-22

A RESOLUTION of the Board of Directors of Dieringer School District No. 343, Pierce County, Washington, providing for the submission to the voters of the District at a special election to be held on November 8, 2022, in conjunction with the State General election to be held on the same date, of a proposition authorizing an excess tax levy to be made annually for four years commencing in 2022 for collection in the years 2023 through 2026 in the aggregate total amount of \$20,432,578 for the District's Capital Projects Fund to support the construction, modernization and remodeling of school facilities by making certain safety, security and critical infrastructure improvements; designating the Secretary to the Board and special counsel to receive notice of the ballot title from the Auditor of Pierce County, Washington; and providing for related matters.

ADOPTED: JULY 25, 2022

This document prepared by:

*FOSTER GARVEY P.C.
1111 Third Avenue, Suite 3000
Seattle, Washington 98101
(206) 447-5339*

DIERINGER SCHOOL DISTRICT NO. 343
PIERCE COUNTY, WASHINGTON

RESOLUTION NO. 04-21-22

A RESOLUTION of the Board of Directors of Dieringer School District No. 343, Pierce County, Washington, providing for the submission to the voters of the District at a special election to be held on November 8, 2022, in conjunction with the State General election to be held on the same date, of a proposition authorizing an excess tax levy to be made annually for four years commencing in 2022 for collection in the years 2023 through 2026 in the aggregate total amount of \$20,432,578 for the District's Capital Projects Fund to support the construction, modernization and remodeling of school facilities by making certain safety, security and critical infrastructure improvements; designating the Secretary to the Board and special counsel to receive notice of the ballot title from the Auditor of Pierce County, Washington; and providing for related matters.

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF DIERINGER SCHOOL DISTRICT NO. 343, PIERCE COUNTY, WASHINGTON, as follows:

Section 1. Findings and Determinations. The Board of Directors (the "Board") of Dieringer School District No. 343, Pierce County, Washington (the "District"), takes note of the following facts and makes the following findings and determinations:

(a) Student safety and security needs, deteriorating and educationally outdated school facilities and infrastructure, and the needs of the District's educational programs require the District to make safety, security and critical infrastructure improvements throughout school facilities, 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 will be insufficient to permit the District to pay costs of the Projects, and that it is necessary that an excess tax levy of \$4,771,110 be made in 2022 for collection in 2023, \$5,009,666 be made in 2023 for collection in 2024, \$5,260,149 be made in 2024 for collection in 2025, and \$5,391,653 be made in 2025 for collection in 2026 for the District's Capital Projects Fund to provide the money required to pay those costs.

(c) 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 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.

Section 2. Description of the Projects. The Projects to be paid for with the excess property taxes authorized herein are more particularly defined and described as follows:

(a) Make safety, security and critical infrastructure improvements throughout school facilities, including, but not limited to: (1) upgrading and/or improving safety and security systems; (2) upgrading and/or improving heating, ventilation and air conditioning systems and equipment (“HVAC”) and lighting (and other energy efficiency); (3) replacing and/or repairing roofs; (4) improving athletic fields, including, but not limited to, adding synthetic turf, new track and lighting at North Tapps Middle School; and (5) making other safety, security and critical infrastructure improvements to school facilities, all as determined necessary and advisable by the Board.

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

(c) Pay incidental costs incurred in connection with carrying out and accomplishing the Projects. Such incidental costs constitute a part of the Projects and 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 acquisition and 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 determined 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 determined 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 Pierce County, Washington, as *ex officio* Supervisor of Elections (the “Auditor”), is requested to call and conduct a special election in the manner provided by law to be held in the District on November 8, 2022, in conjunction with the State General election to be held on the same date, for the purpose of submitting to the District’s voters, for their approval or rejection, the proposition authorizing a Capital Projects Fund excess property 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 four years commencing in 2022 for collection in 2023 of \$4,771,110, the estimated dollar rate of tax levy required to produce such an amount being \$1.46 per \$1,000 of assessed value, in 2023 for collection in 2024 of \$5,009,666, the estimated dollar rate of tax levy required to produce such an amount being \$1.46 per \$1,000 of assessed value, in 2024 for collection in 2025 of \$5,260,149, the estimated dollar rate of tax levy required to produce such an amount being \$1.46 per \$1,000 of assessed value, and in 2025 for collection in 2026 of \$5,391,653, the estimated dollar rate of tax levy required to produce such an amount being \$1.46 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 may be adjusted based upon the actual assessed value of the taxable property within the District at the time of the tax levy.

Section 4. 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 provided in this resolution to pay costs of the Projects, all as may be authorized by law and determined 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 determined necessary and advisable by the Board.

Section 5. Sufficiency of Taxes. If the excess property taxes 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 taxes 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 determines 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 will not be required to accomplish such Projects and may apply the excess property taxes authorized herein or any portion thereof to other capital purposes of the District, or reduce or eliminate the excess property taxes authorized herein, all as the Board may determine by resolution and as permitted by law. In the event that the excess property taxes, plus any other money of the District legally available therefor, are insufficient to accomplish all of the Projects, the District may use the available money for paying the cost of that portion of the Projects that the Board determines most necessary and in the best interests of the District.

Notwithstanding anything in this resolution to the contrary, the excess property taxes 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 Pierce County Prosecuting Attorney is requested to prepare the concise description of the aforesaid proposition for the ballot title in substantially the following form:

PROPOSITION NO. 1

DIERINGER SCHOOL DISTRICT NO. 343

CAPITAL LEVY FOR SAFETY, SECURITY AND CRITICAL INFRASTRUCTURE IMPROVEMENTS

The Board of Directors of Dieringer School District No. 343 adopted Resolution No. 04-21-22, concerning a proposition for a levy for capital improvements. If approved, Proposition No. 1 will authorize the District to levy the following excess taxes, on all taxable property within the District, to make safety, security and critical infrastructure improvements (including upgrading safety and security systems, HVAC and lighting; replacing/repairing roofs; improving athletic fields):

<u>Collection Year</u>	<u>Estimated Levy Rate per \$1,000 Assessed Value</u>	<u>Levy Amount</u>
2023	\$1.46	\$4,771,110
2024	\$1.46	\$5,009,666
2025	\$1.46	\$5,260,149
2026	\$1.46	\$5,391,653

all as provided in Resolution No. 04-21-22. Should Proposition No. 1 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 the Secretary’s designee is authorized and directed to: (a) present a certified copy of this resolution to the Auditor no later than August 2, 2022; 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 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 (Michael R. Farmer), telephone: 253.862.2537; email: mfarmer@dieringer.wednet.edu; and (b) special counsel, Foster Garvey P.C. (Jim McNeill), telephone: 206.447.5339; 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, determined necessary by the Auditor or the Pierce County Prosecuting Attorney.

Section 9. 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 Chair of the Board (the “Chair”), 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 Executive Director of Business Services, the Chair 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 10. 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 11. Effective Date. This resolution takes effect from and after its adoption.

ADOPTED by the Board of Directors of Dieringer School District No. 343, Pierce County, Washington, at a regular open public meeting held this 25th day of July, 2022.

DIERINGER SCHOOL DISTRICT NO. 343
PIERCE COUNTY, WASHINGTON




Chair and Director



Vice Chair and Director

Director

Director



Director

ATTEST: 

MICHAEL R. FARMER
Secretary to the Board of Directors

RECEIVED
PIERCE CO. AUDITOR
JUL 26 2022

CERTIFICATION

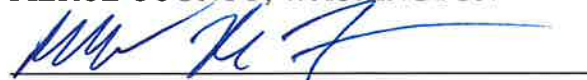
I, MICHAEL R. FARMER, Secretary to the Board of Directors of Dieringer School District No. 343, Pierce County, Washington (the "District"), hereby certify as follows:

1. The foregoing Resolution No. 04-21-22 (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 on July 25, 2022 (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 July, 2022.

DIERINGER SCHOOL DISTRICT NO. 343
PIERCE COUNTY, WASHINGTON



MICHAEL R. FARMER
Secretary to the Board of Directors

COMMITTEE MEMBER APPOINTMENT FORM

Name of Jurisdiction: Dieringer School District

Jurisdiction Contact Name: Michael Farmer

Email: mfarmer@dieringer.wednet.edu Phone: 253-862-2537



Jurisdiction's responsibility:

1. Email completed form to VoterPamphlet@PierceCountyWa.gov by the resolution submittal deadline.
2. Provide committee members with statement submission requirements and deadlines. (See 2021 Election Guide for Jurisdictions at PierceCountyElections.org)
Committees are solely responsible for submitting voters' pamphlet statements to the Elections Division in accordance with the specified time line for that election.

Questions? Voters' Pamphlet Coordinator: VoterPamphlet@PierceCountyWa.gov or (253) 798-8683

For Committee (1 - 3 members)		Against Committee (1 - 3 members)	
1st Committee Member		1st Committee Member	
Name* <u>Stephanie Chipp</u>		Name*	
One form of committee contact is required below for print in the local voters' pamphlet.		One form of committee contact is required below for print in the local voters' pamphlet.	
Email (required) * <u>DieringerVoters@gmail.com</u>	Publish in Voters' Pamphlet? <input checked="" type="checkbox"/> Check if YES.	Email (required) *	Publish in Voters' Pamphlet? <input type="checkbox"/> Check if YES.
Phone (optional)	Publish in Voters' Pamphlet? <input type="checkbox"/> Check if YES.	Phone (optional)	Publish in Voters' Pamphlet? <input type="checkbox"/> Check if YES.
Website (Published in Voters' Pamphlet)		Website (Published in Voters' Pamphlet)	
Committee Name (Published in Voters' Pamphlet) <u>Dieringer Citizens for Schools</u>		Committee Name (Published in Voters' Pamphlet)	
2nd Committee Member		2nd Committee Member	
Name: <u>Chelsea Steiner</u>		Name:	
Email: <u>Chelsea.k.steiner@gmail.com</u>		Email:	
3rd Committee Member		3rd Committee Member	
Name:		Name:	
Email:		Email:	

If jurisdiction is NOT appointing a "For" Committee, check box to confirm.

If jurisdiction is NOT appointing an "Against" Committee, check box to confirm.

*1st Committee Member required to provide name and email address for correspondence with Voters' Pamphlet Coordinator.

DIERINGER SCHOOL DISTRICT NO. 343
PIERCE COUNTY, WASHINGTON

EXPLANATORY STATEMENT

PROPOSITION NO. 1 - CAPITAL LEVY FOR SAFETY, SECURITY AND CRITICAL
INFRASTRUCTURE IMPROVEMENTS

Passage of Proposition No. 1 would allow Dieringer School District to levy taxes over a four year period to make certain safety, security and critical infrastructure improvements throughout school facilities, including, but not limited to: (1) upgrading and/or improving safety and security systems; (2) upgrading and/or improving heating, ventilation and air conditioning systems and equipment and lighting (and other energy efficiency); (3) replacing and/or repairing roofs; (4) improving athletic fields, including, but not limited to, adding synthetic turf, new track and lighting at North Tapps Middle School; and (5) making other safety, security and critical infrastructure improvements to school facilities. Further information is available at <https://dieringer.wednet.edu/>.

The proposed four-year capital levy would authorize collection of taxes to provide \$4,771,110 in 2023, \$5,009,666 in 2024, \$5,260,149 in 2025, and \$5,391,653 in 2026. The tax levy rate required to produce these levy amounts is estimated to be \$1.46 per \$1,000 of assessed value. Exemptions from taxes may be available to certain homeowners. To determine if you qualify, call the Pierce County Assessor at 253.798.2169.

FINAL

**Dieringer School District No. 343
Special Election - Proposition No. 1
Capital Levy for Safety, Security and Critical Infrastructure Improvements**

Official Ballot Title: The Board of Directors of Dieringer School District No. 343 adopted Resolution No. 04-21-22 concerning a proposition for a levy for capital improvements. If approved, Proposition No. 1 will authorize the District to levy the following excess taxes, on all taxable property within the District, to make safety, security and critical infrastructure improvements (including upgrading safety and security systems, HVAC and lighting; replacing/repairing roofs; improving athletic fields):

<u>Collection Years</u>	<u>Estimated Levy Rate per \$1,000 Assessed Value</u>	<u>Levy Amount</u>
2023	\$1.46	\$4,771,110
2024	\$1.46	\$5,009,666
2025	\$1.46	\$5,260,149
2026	\$1.46	\$5,391,653

as provided in Resolution No. 04-21-22. Should Proposition No. 1 be approved?

Yes...[]

No ...[]