

DEC 12 2017

UNIVERSITY PLACE SCHOOL DISTRICT NO. 83  
PIERCE COUNTY, WASHINGTON

EDUCATIONAL PROGRAMS AND OPERATIONS REPLACEMENT LEVY

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RESOLUTION NO. 807-11-08-17

- A RESOLUTION of the Board of Directors of University Place School District No. 83, Pierce County, Washington, providing for submission to the qualified electors of the District at a special election to be held on February 13, 2018, of a proposition authorizing the District to levy excess taxes of \$9,961,000 in 2018 for collection in 2019, \$10,957,000 in 2019 for collection in 2020, \$12,053,000 in 2020 for collection in 2021, and \$13,258,000 in 2021 for collection in 2022, so long as the levy amount in any year does not exceed lawful limits, which taxes will provide funding for eligible educational programs and operations of the District.

ADOPTED NOVEMBER 8, 2017

PREPARED BY:

Stradling Yocca Carlson & Rauth, a Professional Corporation  
Seattle, Washington

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WHEREAS, University Place School District No. 83, Pierce County, Washington (the "District"), for the past four years has had in effect maintenance and operations levies to enable the District to pay for its educational programs, student services and operations; and

WHEREAS, the District's current maintenance and operations levies expire at the end of 2018; and

WHEREAS, Laws of 2017, 3d Spec. Sess., ch. 13 (the "Basic Education Funding Act"), has modified the authority for and the permitted use of local school district tax levies; and

WHEREAS, the District's preliminary analysis of the impact of the Basic Education Funding Act indicates that state funds to be paid into the General Fund of the District during the 2018-2019, 2019-2020, 2020-2021, 2021-2022, and 2022-2023 school years will not provide sufficient funding to sustain the District's current educational programs and operations that were previously funded by proceeds from the District's maintenance and operations levies; and

WHEREAS, continued local funding of eligible aspects of the District's educational programs and operations will be essential for the District's students at all grade levels; and

WHEREAS, court decisions or statutory changes after the date of this resolution may further modify the amounts and rates permitted for local school levies or the purposes for which local levy proceeds may be used; and

WHEREAS, it is in the best interests of the District and its students to maintain some flexibility to respond to such changes in law during the four years in which the levies authorized by this resolution will be in effect; and

WHEREAS, the District's Board of Directors (the "Board"), wishes to authorize the following levies on all 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; provided, however, that the levy amount and levy rate in any year may not exceed any then-applicable limits:

- A. A tax of approximately \$2.50 per thousand dollars of assessed valuation to provide \$9,961,000, said levy to be made in 2018 for collection in 2019;

- B. A tax of approximately \$2.50 per thousand dollars of assessed valuation to provide \$10,957,000, said levy to be made in 2019 for collection in 2020; and
- C. A tax of approximately \$2.50 per thousand dollars of assessed valuation to provide \$12,053,000, said levy to be made in 2020 for collection in 2021; and
- D. A tax of approximately \$2.50 per thousand dollars of assessed valuation to provide \$13,258,000, said levy to be made in 2021 for collection in 2022; and

WHEREAS, the Constitution and laws of the State of Washington require that the question of whether these taxes may be levied must be submitted to the qualified electors of the District for their approval or rejection; and

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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF UNIVERSITY PLACE SCHOOL DISTRICT NO. 83, PIERCE COUNTY, WASHINGTON, as follows:

Section 1. Authorization of Levies. The following taxes for the District's General Fund shall be levied on all 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, subject to applicable limitations under state law, including the Basic Education Funding Act, as it may be amended or supplemented:

- A. \$9,961,000 to be levied in 2018 for collection in 2019;
- B. \$10,957,000 to be levied in 2019 for collection in 2020;
- C. \$12,053,000 to be levied in 2020 for collection in 2021; and
- D. \$13,258,000 to be levied in 2021 for collection in 2022;

The actual amounts to be collected depend upon the final dollar amount of assessed value of property within the District and the legal limits on the levy amount applicable at the time of each levy. At this time, based on information provided by the County Assessor's office, the estimated levy rate for the 2018 levy is \$2.50 per thousand dollars of assessed valuation, the estimated rate for the 2019 levy is \$2.50 per thousand dollars of assessed valuation, the estimated rate for the 2020 levy is \$2.50 per thousand dollars of assessed valuation, and the estimated rate for the 2021 levy is \$2.50 per thousand dollars of assessed valuation. The actual levy rates will be determined based on the assessed value of property within the District and the legal limits on the levy amount and levy rate at the time of each levy.

Upon approval by the voters of the proposition substantially in the form set forth below, the District may use the proceeds of these levies during the 2018-2019, 2019-2020, 2020-2021, 2021-2022, and 2022-2023 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 these levies for eligible activities in accordance with the Basic Education Funding Act, as it may be amended and supplemented, and other applicable law. To the extent required by law, local levies authorized by this resolution that are collected during 2020 and thereafter shall be deposited in a separate subfund of the General Fund.

Section 2. Authorization of Election and Approval of Ballot Title. The Board hereby finds that the best interests of the District require submitting to the qualified electors of the District the proposition of whether the District will levy the excess taxes described in Section 1 for their approval or rejection at a special election to be held in the District on February 13, 2018.

The Pierce County Auditor, as *ex officio* supervisor of elections in Pierce County, Washington, is hereby requested to call and conduct the special election to be held within the District on February 13, 2018, and to submit the proposition to the qualified electors of the District in a ballot title in substantially the following form:

PROPOSITION NO. 1

UNIVERSITY PLACE SCHOOL DISTRICT NO. 83

REPLACEMENT EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

The Board of Directors of University Place School District No. 83 passed Resolution #807-11-08-17 concerning funding of educational programs and operations. If approved, this proposition would replace an expiring levy and fund eligible educational programs and operations, including teachers, nurses, and counselors, safety personnel, textbooks, athletics, and special education, and authorize the District to levy the following excess taxes, subject to applicable limitations, on all taxable property within the District:

Collection Year	Estimated Levy Rate/\$1,000 Assessed Value	Amount
2019	\$2.50	\$9,961,000
2020	\$2.50	\$10,957,000
2021	\$2.50	\$12,053,000
2022	\$2.50	\$13,258,000

as provided in Resolution #807-11-08-17.

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 the Pierce County Auditor prior to December 15, 2017.

Section 3. 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 the (a) Secretary of the Board, Jeff Chamberlin, telephone 253-566-5600, email: jchamberlin@upsd83.org, and (b) bond counsel, Stradling Yocca Carlson & Rauth, P.C. (David Thompson), telephone: 206-829-3006, email: dthompson@sycr.com, as the individuals to whom the Auditor would provide such notice. The Secretary of the Board is authorized to approve changes to the ballot title, if any, deemed necessary by the Auditor or the Pierce County Prosecuting Attorney.

Section 4. Participation in Voters' Pamphlet. Pursuant to authority granted by RCW 29.81A.010, the Board hereby authorizes the District's participation in the local voters' pamphlet for the February 2018 election and requests that the Pierce County Auditor prepare and publish a voter's 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.

Section 5. Effective Date. This resolution will become effective immediately upon its adoption.

ADOPTED by the Board of Directors of the University Place School District No. 83, Pierce County, Washington, at a regular meeting thereof, held on November 8, 2017.

UNIVERSITY PLACE SCHOOL DISTRICT  
NO 83, PIERCE COUNTY, WASHINGTON



Michael Ehart, President



Ethelda Burke, Vice-President



Mary Lu Dickinson, Board Member

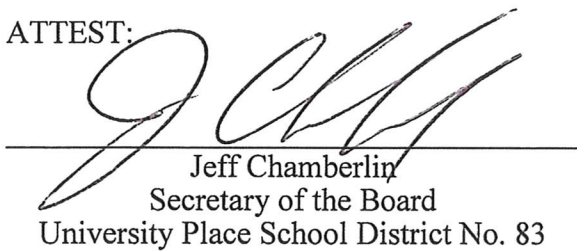


Annie Fitzsimmons, Board Member



T'wina Franklin, Board Member

ATTEST:



Jeff Chamberlin  
Secretary of the Board  
University Place School District No. 83

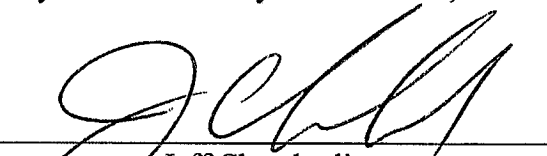
CERTIFICATE

I, the undersigned, Secretary of the Board of Directors of University Place School District No. 83, 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. 807-11-08-17 of the Board (the "Resolution"), duly adopted at a regular meeting thereof held on November 8, 2017.

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 8<sup>th</sup> day of November, 2017.

  
\_\_\_\_\_  
Jeff Chamberlin  
Secretary of the Board  
University Place School District No. 83

OFFICIAL BALLOT  
UNIVERSITY PLACE SCHOOL DISTRICT NO. 83  
PIERCE COUNTY, WASHINGTON  
February 13, 2018

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INSTRUCTIONS TO VOTERS: To vote in favor of the following proposition, place a cross (x) in the square opposite the words "YES"; to vote against the following proposition, place a cross (X) in the square opposite the words "NO."

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as provided in Resolution #807-11-08-17.

Should this proposition be approved?

YES .....

NO .....



NOTICE  
UNIVERSITY PLACE SCHOOL DISTRICT NO. 83  
PIERCE COUNTY, WASHINGTON  
February 13, 2018

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NOTICE IS HEREBY GIVEN that on February 13, 2018, a special election will be held in the above-named school district for the submission to the qualified electors of that school district of the following proposition:

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2022	\$2.50	\$13,258,000

as provided in Resolution #807-11-08-17.

Should this proposition be approved?

YES .....

NO .....

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Pierce County Auditor

OFFICE OF THE PIERCE COUNTY AUDITOR  
PIERCE COUNTY, WASHINGTON

WHEREAS, the undersigned, as the duly elected, qualified and acting Auditor of Pierce County, Washington, has jurisdiction of and is required by law to conduct all special elections for school districts within the County; and

WHEREAS, University Place School District No. 83, Pierce County, Washington, lies entirely within the boundaries of Pierce County; and

WHEREAS, the Board of Directors of the District by resolution adopted on November 8, 2017, a certified copy of which has been delivered to the undersigned, has found that the interests of the District require the holding of a special election February 13, 2018; and

WHEREAS, said District by said resolution has authorized and directed the undersigned to assume jurisdiction of and conduct said special election;

NOW, THEREFORE, it is hereby authorized and ordered as follows:

The undersigned hereby assumes jurisdiction within Pierce County of the above-mentioned special election of University Place School District No. 83, Pierce County, Washington, authorized and ordered by resolution of its Board of Directors adopted on November 8, 2017, and will conduct said special election to be held on February 13, 2018.

DATED at Tacoma, Washington, this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

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Pierce County Auditor