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CLARK COUNTY
WASHINGTON

AUG 3 '18 PM2:50

RESOLUTION COVER SHEET

This form **MUST** accompany each original or certified copy of the resolution. Contact person or persons should have the authority to approve change and to answer questions.

Name of District: Green Mountain School District No. 103, Clark County, Washington

District Address: 13105 NE Grinnell Road, Woodland, Washington 98674

Date of Election: November 6, 2018

Contact Person: Tyson Vogeler Title: Superintendent and Secretary to Board

Contact Phone Number: 360.225.7366 Fax Number: 360.225-2217

Contact Email: tyson.vogeler@greenmountainschool.us

2nd Contact Person: _____ Title: _____

2nd Contact Phone Number: _____

2nd Contact Email: _____

Attorney for District: Jim McNeill, Foster Pepper PLLC

Attorney Phone Number: 206.447.5339

Attorney Email Address: jim.mcneill@foster.com

Type of election (levy, bond, lid lift, etc.): Capital Levy to Modernize, Renovate and Improve Green Mountain School

Please state the pass/fail requirements 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 with the school district. Applicable statutory references include, among others, Article VII, Section 2(a) of the Washington Constitution and RCW 84.52.053.

GREEN MOUNTAIN SCHOOL DISTRICT NO. 103
CLARK COUNTY, WASHINGTON

CAPITAL LEVY TO MODERNIZE, RENOVATE AND IMPROVE
GREEN MOUNTAIN SCHOOL

RESOLUTION NO. 2018-08

A RESOLUTION of the Board of Directors of Green Mountain School District No. 103, Clark County, Washington, providing for the submission to the voters of the District at a special election to be held on November 6, 2018, 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 five years commencing in 2018 for collection in the years 2019 through 2023 in the aggregate total amount of \$1,250,000 for the District's Capital Projects Fund to support the construction, modernization and remodeling of school facilities; designating the Secretary to the Board and special counsel to receive notice of the ballot title from the Auditor of Clark County, Washington; and providing for other matters properly related thereto, all as more particularly set forth herein.

ADOPTED: JULY 24, 2018

This document prepared by:

*FOSTER PEPPER PLLC
1111 Third Avenue, Suite 3000
Seattle, Washington 98101
(206) 447-5339*

GREEN MOUNTAIN SCHOOL DISTRICT NO. 103
CLARK COUNTY, WASHINGTON

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BE IT RESOLVED BY THE BOARD OF DIRECTORS OF GREEN MOUNTAIN SCHOOL DISTRICT NO. 103, CLARK COUNTY, WASHINGTON, as follows:

Section 1. Findings and Determinations. The Board of Directors (the "Board") of Green Mountain School District No. 103, Clark County, Washington (the "District"), takes note of the following facts and hereby makes the following findings and determinations:

(a) Student and staff health and safety concerns, deteriorating infrastructure, educationally outdated school facilities and the need to improve operational efficiencies require the District to levy excess property taxes to support the construction, modernization and remodeling of 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 for the school years 2018-2019, 2019-2020, 2020-2021, 2021-2022, 2022-2023 and 2023-2024 will be insufficient to permit the District to pay costs of the Projects during such school years, and that it is necessary that an excess tax levy of \$250,000 be made in 2018 for collection in 2019, \$250,000 be made in 2019 for collection in 2020, \$250,000 be made in 2020 for collection in 2021, \$250,000 be made in 2021 for collection in 2022 and \$250,000 be made in 2022 for collection in 2023, for the District's Capital Projects Fund to provide the money required to meet those costs.

(c) The District is authorized pursuant to Article VII, Section 2(a) of the Washington Constitution and Revised Code of Washington ("RCW") 84.52.053 to submit to the District's voters at a special election, for their approval or rejection, the proposition of whether the District shall 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 as hereinafter provided.

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

(a) Modernize, renovate and improve Green Mountain School, including, but not limited to: (1) upgrading and/or improving sidewalks, lighting, bathrooms, the fire alarm system and heating, ventilation and air conditioning (“HVAC”); (2) replacing the roof, windows and doors; (3) renovating cottage instructional spaces; (4) acquiring, constructing and installing a covered play area; (5) resurfacing the parking lot; and (6) making other capital improvements, all as determined necessary and advisable by the Board.

(b) Acquire, construct and install all necessary furniture, equipment, apparatus, accessories, fixtures and appurtenances in 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 shall include, but are not limited to: (1) payments for fiscal and legal costs; (2) costs of printing, advertising, 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 Clark 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 6, 2018, 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 of whether an excess property tax levy for the Capital Projects Fund shall be made annually for five years commencing in 2018 for collection in 2019 on all of the taxable property within the District of \$250,000, the estimated dollar rate of tax levy required to produce such an amount being \$1.35 per \$1,000 of assessed value (such assessed value representing 100% of true and fair value unless specifically provided otherwise by law), in 2019 for collection in 2020 of \$250,000, the estimated dollar rate of tax levy required to produce such an amount being \$1.23 per \$1,000 of assessed value, in 2020 for collection in 2021 of \$250,000, the estimated dollar rate of tax levy required to produce such an amount being \$1.12 per \$1,000 of assessed value, in 2021 for collection in 2022 of \$250,000, the estimated dollar rate of tax levy required to produce such an amount being \$1.01 per \$1,000 of assessed value, and in 2022 for collection in 2023 of \$250,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.93 per \$1,000 of assessed value, all in excess of the maximum tax levy specified

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 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 excess property taxes to pay costs of the Projects, during the school years 2018-2019, 2019-2020, 2020-2021, 2021-2022, 2022-2023 and 2023-2024, 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 shall determine 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 shall not be required to accomplish such Projects and may apply the excess property tax levies or any portion thereof to other capital purposes of the District, or reduce or eliminate the excess property tax levies authorized herein, all as the Board may determine by resolution and as permitted by law. In the event that the excess property tax levies authorized herein, plus any other money of the District legally available therefor, are insufficient to accomplish all of the Projects, the District shall 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 tax levies 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 Clark County Prosecuting Attorney is requested to prepare the concise description of the aforesaid proposition for the ballot title in substantially the following form:

PROPOSITION 1

GREEN MOUNTAIN SCHOOL DISTRICT NO. 103

CAPITAL LEVY TO MODERNIZE, RENOVATE AND IMPROVE GREEN MOUNTAIN SCHOOL

The Board of Directors of Green Mountain School District No. 103 adopted Resolution No. 2018-08, concerning a proposition for a levy for capital improvements. This proposition would authorize the District to levy the following excess taxes, on all taxable property within the District, to modernize, renovate and improve Green Mountain School (upgrading sidewalks, HVAC, lighting, bathrooms, fire alarm, parking lot; replacing roof, windows, doors; renovating cottage; installing covered play area):

<u>Collection Year</u>	<u>Estimated Levy Rate/\$1,000 Assessed Value</u>	<u>Levy Amount</u>
2019	\$1.35	\$250,000
2020	\$1.23	\$250,000
2021	\$1.12	\$250,000
2022	\$1.01	\$250,000
2023	\$0.93	\$250,000

all as provided in Resolution No. 2018-08. Should this proposition 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 his designee is directed to: (a) present a certified copy of this resolution to the Auditor no later than August 7, 2018; 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 of whether the District shall 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 (Tyson Vogeler), telephone: 360.225.7366; fax: 360.225.2217; email: tyson.vogeler@greenmountainschool.us; and (b) special counsel, Foster Pepper PLLC (Jim McNeill), telephone: 509.777.1602; fax 800.533.2284; 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 Clark County Prosecuting Attorney.

Section 9. General Authorization and Ratification. The Secretary, the District's Business Manager, the Chair of the Board, other appropriate officers of the District and special counsel, Foster Pepper PLLC, are severally authorized and directed to take such actions and to execute such documents 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 hereby ratified and confirmed in all respects.

Section 10. Severability. If any provision of this resolution shall be 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 shall become effective immediately upon its adoption.

ADOPTED by the Board of Directors of Green Mountain School District No. 103, Clark County, Washington, at a regular open public meeting thereof, held this 24th day of July, 2018, the following Directors being present and voting in favor of the resolution.

GREEN MOUNTAIN SCHOOL DISTRICT NO. 103
CLARK COUNTY, WASHINGTON



Chair and Director

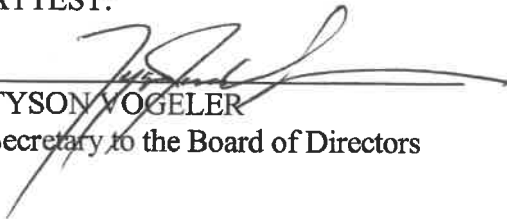
Director


Director


Director


Director

ATTEST:



TYSON VOGELER
Secretary to the Board of Directors