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CLARK COUNTY
WASHINGTON

Prop 2

MAY 6 '19 PM 2:09

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: August 6, 2019

Contact Person: Tyson Vogeler Title: Superintendent and Secretary to the 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.): Replacement Educational Programs and Operations Levy

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

REPLACEMENT EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

RESOLUTION NO. 2019-06

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 August 6, 2019, in conjunction with the State Primary election to be held on the same date, of a proposition authorizing an excess tax levy to be made annually for three years commencing in 2019 for collection in 2020 of \$321,129, in 2020 for collection in 2021 of \$353,241, and in 2021 for collection in 2022 of \$388,566, for the District's General Fund to pay expenses of students' educational needs and operational expenses; 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.

ADOPTED: APRIL 30, 2019

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

RESOLUTION NO. 2019-06

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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 makes the following findings and determinations:

(a) Calendar year 2019 is the last year of collection of the District's current three-year General Fund maintenance and operations tax levy, which was authorized pursuant to Resolution No. 2016-02 and approved by the voters at a special election held and conducted within the District on February 9, 2016.

(b) With the expiration of the District's current three-year General Fund maintenance and operations tax levy, it appears certain that the money in the District's General Fund for the school years 2019-2020, 2020-2021, 2021-2022 and 2022-2023 will be insufficient to permit the District to continue funding students' educational needs and operational expenses not funded by the State of Washington ("State"), all as more particularly set forth in Section 3 of this resolution, during such school years, and that it is necessary that a replacement excess tax levy of \$321,129 be made in 2019 for collection in 2020, \$353,241 be made in 2020 for collection in 2021, and \$388,566 be made in 2021 for collection in 2022 for the District's General Fund to provide the money required to meet those expenses.

(c) The District's proposed three-year General Fund educational programs and operations tax levy authorized in this resolution provides for approximately the same educational programs and operations purposes as the District's expiring three-year General Fund maintenance and operations tax levy.

(d) 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 excess property taxes for support of the District's educational programs and operations expenses.

(e) The District has received approval of its educational programs and operations tax levy expenditure plan from the Office of the Superintendent of Public Instruction under RCW 28A.505.240 as required by RCW 84.52.053(4), a copy of which is on file with the District.

Section 2. 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 August 6, 2019, in conjunction with the State Primary 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 a replacement General Fund educational programs and operations 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) shall be made annually for three years commencing in 2019 for collection in 2020 of \$321,129, the estimated dollar rate of tax levy required to produce such an amount being \$1.50 per \$1,000 of assessed value, in 2020 for collection in 2021 of \$353,241, the estimated dollar rate of tax levy required to produce such an amount being \$1.50 per \$1,000 of assessed value, and in 2021 for collection in 2022 of \$388,566, the estimated dollar rate of tax levy required to produce such an amount being \$1.50 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 and amount to be collected may be adjusted based upon the actual assessed value of the taxable property within the District and the limitations imposed by law at the time of the levy.

Section 3. 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 foregoing excess property taxes to continue funding students' educational needs (including, but not limited to, instructional materials, special education and technology) and operational expenses (including, but not limited to, essential teachers and staff, and transportation) not funded by the State, during the school years 2019-2020, 2020-2021, 2021-2022 and 2022-2023, all as may be authorized by law and determined necessary 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.

[Remainder of page intentionally left blank]

Section 4. 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 2

GREEN MOUNTAIN SCHOOL DISTRICT NO. 103

REPLACEMENT EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

The Board of Directors of Green Mountain School District No. 103 adopted Resolution No. 2019-06, concerning this proposition to support current education funding. This proposition would authorize the District to continue funding students' educational needs (including instructional materials, special education and technology) and operational expenses (including essential teachers and staff, and transportation) not funded by the State by replacing an expiring levy with the following excess taxes on all taxable property within the District:

<u>Collection Year</u>	<u>Estimated Levy Rate/\$1,000 Assessed Value</u>	<u>Levy Amount</u>
2020	\$1.50	\$321,129
2021	\$1.50	\$353,241
2022	\$1.50	\$388,566

all as provided in Resolution No. 2019-06. Should this proposition be approved?

LEVY . . . YES

LEVY . . . NO

Section 5. 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 May 10, 2019; 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 excess property taxes for support of the District's educational programs and operations expenses.

Section 6. 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: 206.447.5339; 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 7. 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 ratified and confirmed in all respects.

Section 8. 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 9. Effective Date. This resolution takes effect from and after its adoption.

ADOPTED by the Board of Directors of Green Mountain School District No. 103, Clark County, Washington, at a regular open public meeting held this 30th day of April, 2019, the following Directors being present and voting in favor of the resolution.

GREEN MOUNTAIN SCHOOL DISTRICT NO. 103
CLARK COUNTY, WASHINGTON



Chair and Director

Vice Chair and Director



Director



Director



Director

ATTEST:



TYSON VOGELER
Secretary to the Board of Directors