

SOUTH KITSAP SCHOOL DISTRICT NO. 402
KITSAP COUNTY, WASHINGTON

CAPITAL PROJECTS, SCHOOL SAFETY AND SECURITY and TECHNOLOGY LEVIES

RESOLUTION NO. 1271

A RESOLUTION of the Board of Directors of South Kitsap School District No. 402, Kitsap County, Washington, providing for the submission to the qualified electors of the district at a special election to be held therein on November 6, 2018, of a proposition to authorize the district to levy an additional tax of \$5,263,571 in 2018 for collection in 2019, \$5,368,843 in 2019 for collection in 2020, \$5,476,220 in 2020 for collection in 2021, and \$5,585,744 in 2021 for collection in 2022 for the District's Capital Projects Fund for construction, renovation, improvements and expansion of new and existing facilities, for school safety and security, technology improvements, and equipment, support and training to meet the current and future educational programs for its students.

ADOPTED JULY 18, 2018

PREPARED BY:

K&L GATES LLP
Seattle, Washington

RESOLUTION NO. 1271

A RESOLUTION of the Board of Directors of South Kitsap School District No. 402, Kitsap County, Washington, providing for the submission to the qualified electors of the district at a special election to be held therein on November 6, 2018, of a proposition to authorize the district to levy an additional tax of \$5,263,571 in 2018 for collection in 2019, \$5,368,843 in 2019 for collection in 2020, \$5,476,220 in 2020 for collection in 2021, and \$5,585,744 in 2021 for collection in 2022 for the District's Capital Projects Fund for construction, renovation, improvements and expansion of new and existing facilities, for safety and security, technology improvements, and equipment, support and training to meet the current and future educational programs for its students.

WHEREAS, the educational facilities of South Kitsap School District No. 402, Kitsap County, Washington (the "District"), including technology equipment and infrastructure are in need of renovation, construction, safety and security improvements, support and expansion to meet the current and future educational programs for its students; and

WHEREAS, funds available to the District will be insufficient to enable the District to implement such projects; 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 2018 for collection in the school years from 2018-2019 through 2022-2023, 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 which requires the holding of a special election in the District;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF SOUTH KITSAP SCHOOL DISTRICT NO. 402, KITSAP 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 and expand its school facilities through the construction, renovation, improvement and expansion of new and existing facilities, providing for enhanced safety and security and improvements to technology equipment, support and training. The District will meet the requirements of the audit conducted by the United States Office of Civil Rights (OCR) at identified sites to provide equitable access to all of its students, visitors and staff. In addition, the District shall also modernize its educational facilities through the acquisition and installation, implementation and management of computer technology and technology systems, facilities and projects, including but not limited to enhancing infrastructure, acquiring hardware, licensing software, and implementing online applications and training related to the installation of the foregoing as an integral part of the District's technology systems, facilities, or projects; and the application and modernization of technology systems for operations and instruction including, but not limited to, the ongoing fees for online applications, subscriptions, or software licenses, including upgrades and incidental services, and ongoing training related to the installation and integration of these products or services, and shall make other capital project expenditures as found necessary by the Board of Directors.

The District may repay any obligations hereafter incurred 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 facilities and/or technology plans.

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, meeting OCR identified accessibility requirements or implementation of the District's facilities and/or technology plans.

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 November 6, 2018. For the purpose of providing funds necessary for the needs described in Section 2 above, the Kitsap County Auditor, as *ex officio* supervisor of elections in Kitsap 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 2018, 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. \$5,263,571, said levy to be made in 2018 for collection in 2019;
- B. \$5,368,843, said levy to be made in 2019 for collection in 2020;
- C. \$5,476,220, said levy to be made in 2020 for collection in 2021; and
- D. \$5,585,744, said levy to be made in 2021 for collection in 2022.

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 County Assessor's office, the estimated levy rate for the 2018 levy is \$0.67 per thousand dollars of assessed valuation, the estimated levy rate for the 2019 levy is \$0.67 per thousand dollars of assessed valuation, the estimated levy rate for the 2020 levy is \$0.67 per thousand dollars of assessed valuation, the estimated levy rate for the 2021 levy is \$0.67 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 to the Kitsap County Auditor, as *ex officio* supervisor of elections in Kitsap County, substantially in the following form:

PROPOSITION NO. 2

SOUTH KITSAP SCHOOL DISTRICT NO. 402

CAPITAL PROJECTS, SCHOOL SAFETY AND SECURITY and TECHNOLOGY LEVIES

The Board of Directors approved Resolution No. 1271 for educational facilities and technology levies. This proposition authorizes the improvement and upgrade of District facilities and supporting school safety and security, educational technology, software and training; support and building and site improvements; and authorizes the following excess levies for such purposes on all taxable property within the District:

Collection Years	Approximate Levy Rate/\$1,000 Assessed Value	Levy Amount
2019	\$0.67	\$ 5,263,571
2020	\$0.67	\$ 5,368,843
2021	\$0.67	\$ 5,476,220
2022	\$0.67	\$ 5,585,744

all as provided in the Resolution. 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 Kitsap 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 the (a) Director of Business Services (Kira Acker), telephone: 360.874.7015; fax: 360.876.7675; email: acker@skschools.org, and (b) bond counsel, K&L Gates LLP (Cynthia Weed), telephone: 206.370.7801; fax: 206.623.7022; email: cynthia.weed@klgates.com, as the individuals to whom the Kitsap County Auditor shall provide such notice. The Secretary of the Board is authorized to approve changes to the ballot title, if any, deemed necessary by the Kitsap County Auditor or the Kitsap County Prosecuting Attorney.

Section 6. Voters' Pamphlet. Pursuant to authority granted by RCW 29A.32.220, the Board of Directors hereby authorizes the District's participation in the local voters' pamphlet for the November 6, 2018 election and requests that the Kitsap County Auditor prepare and publish a voters' 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.

ADOPTED by the Board of Directors of South Kitsap School District No. 402, Kitsap County, Washington, at a regular meeting thereof, held this 18th day of July, 2018.

SOUTH KITSAP SCHOOL DISTRICT NO. 402,
KITSAP 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 South Kitsap School District No. 402, Kitsap 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. 1271 of the Board (the “Resolution”), duly adopted at a regular meeting thereof held on the 18th day of July, 2018.

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 18th day of July, 2018.

Secretary, Board of Directors

OFFICIAL BALLOT

SOUTH KITSAP SCHOOL DISTRICT NO. 402
KITSAP COUNTY, WASHINGTON

November 6, 2018

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."

PROPOSITION NO. 2

SOUTH KITSAP SCHOOL DISTRICT NO. 402

CAPITAL PROJECTS, SCHOOL SAFETY AND SECURITY and TECHNOLOGY LEVIES

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Collection Years	Approximate Levy Rate/\$1,000 Assessed Value	Levy Amount
2019	\$0.67	\$ 5,263,571
2020	\$0.67	\$ 5,368,843
2021	\$0.67	\$ 5,476,220
2022	\$0.67	\$ 5,585,744

all as provided in the Resolution. Should this proposition be approved?

YES ☐

NO ☐

NOTICE OF ELECTION

SOUTH KITSAP SCHOOL DISTRICT NO. 402
KITSAP COUNTY, WASHINGTON

November 6, 2018

NOTICE IS HEREBY GIVEN that on November 6, 2018, 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

SOUTH KITSAP SCHOOL DISTRICT NO. 402

TECHNOLOGY CAPITAL PROJECTS LEVIES

The Board of Directors approved Resolution No. 1271 for educational facilities and technology levies. This proposition authorizes the improvement and upgrade of District facilities and supporting school safety and security, educational technology, software and training; support and building and site improvements; and authorizes the following excess levies for such purposes on all taxable property within the District:

Collection Years	Approximate Levy Rate/\$1,000 Assessed Value	Levy Amount
2019	\$0.67	\$ 5,263,571
2020	\$0.67	\$ 5,368,843
2021	\$0.67	\$ 5,476,220
2022	\$0.67	\$ 5,585,744

all as provided in the Resolution. Should this proposition be approved?

YES ☐

NO ☐

Kitsap County Auditor