

WEST VALLEY SCHOOL DISTRICT NO. 363
SPOKANE COUNTY, WASHINGTON

REPLACEMENT OF EXPIRING TECHNOLOGY CAPITAL PROJECTS LEVY

RESOLUTION NO. 14-13

A RESOLUTION OF THE BOARD OF DIRECTORS OF WEST VALLEY SCHOOL DISTRICT NO. 363, SPOKANE COUNTY, WASHINGTON, PROVIDING FOR THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE DISTRICT AT A SPECIAL ELECTION TO BE HELD ON TUESDAY, FEBRUARY 10, 2015, OF THE PROPOSITION TO AUTHORIZE THE DISTRICT TO LEVY AN ADDITIONAL TAX TO PROVIDE A TOTAL OF \$500,000 FOR THE DISTRICT'S CAPITAL PROJECTS FUND FOR TECHNOLOGY IMPROVEMENTS, EQUIPMENT AND TRAINING; SUCH LEVIES TO BE MADE FOR THREE YEARS COMMENCING IN 2015 FOR COLLECTION IN THE YEARS 2016 THROUGH 2018, INCLUSIVE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO

ADOPTED NOVEMBER 12, 2014

PREPARED BY:

K&L GATES LLP
Spokane, Washington

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A RESOLUTION OF THE BOARD OF DIRECTORS OF WEST VALLEY SCHOOL DISTRICT NO. 363, SPOKANE COUNTY, WASHINGTON, PROVIDING FOR THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE DISTRICT AT A SPECIAL ELECTION TO BE HELD ON TUESDAY; FEBRUARY 10, 2015, OF THE PROPOSITION TO AUTHORIZE THE DISTRICT TO LEVY AN ADDITIONAL TAX TO PROVIDE A TOTAL OF \$500,000 FOR THE DISTRICT'S CAPITAL PROJECTS FUND FOR TECHNOLOGY IMPROVEMENTS, EQUIPMENT AND TRAINING; SUCH LEVIES TO BE MADE FOR THREE YEARS COMMENCING IN 2015 FOR COLLECTION IN THE YEARS 2016 THROUGH 2018, INCLUSIVE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO

WHEREAS, West Valley School District No. 363, Spokane County, Washington (hereinafter referred to as the "District"), is a duly incorporated first-class school district operating under and by virtue of the laws of the State of Washington; and

WHEREAS, the educational facilities of the District, including technology and computer systems and related technology infrastructure, are in need of modernization, upgrades, expansion, and renovation to meet the current and future educational needs 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 three (3) years commencing in 2015 for collection in the years 2016 through 2018, 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 set forth above require the holding of a special election in the District;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of West Valley School District No. 363, Spokane 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 District technology capital facilities through the acquisition, development, installation, and implementation 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 and capital administrative expenses to support the instructional program of the District, 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 Projects Fund 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 technology facilities plan.

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 or implementation of the District's technology facilities plan.

Section 3. Authorization of Levies. It is hereby found and declared that the best interests of the District require the submission to the qualified electors of the District of the proposition whether the District shall make the technology capital project levy for their ratification or rejection at a special election to be held on February 10, 2015. For the purpose of providing funds necessary for the needs described in Section 2 above, the Spokane County Auditor, as *ex-officio* supervisor of elections in Spokane County, is hereby requested to call and conduct such special election to be held by mail-in ballot on such date and to submit to the qualified electors of

the District for their approval or rejection, a proposition providing for tax levies for technology capital improvements for three (3) years, commencing in 2015, for collection in years 2016 through 2018, inclusive, 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. \$500,000, said levy to be made in 2015 for collection in 2016; and
- B. \$500,000, said levy to be made in 2016 for collection in 2017; and
- C. \$500,000, said levy to be made in 2017 for collection in 2018.

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 2015 levy is \$0.28 per thousand dollars of assessed valuation, the estimated levy rate for the 2016 levy is \$0.27 per thousand dollars of assessed valuation, and the estimated levy rate for the 2017 levy is \$0.27 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 deliver a certified copy of this resolution to the Spokane County Auditor, as *ex-officio* supervisor of elections in Spokane County, and to certify said proposition substantially in the following form:

PROPOSITION NO. 2

WEST VALLEY SCHOOL DISTRICT NO. 363

REPLACEMENT OF EXPIRING TECHNOLOGY CAPITAL PROJECTS LEVY

The Board of Directors of West Valley School District No. 363 passed Resolution No. 14-13 concerning this proposition for a technology capital projects levy. This proposition would authorize the District to levy the following excess taxes to replace an expiring levy, on all taxable property within the District for modernization and upgrades of District technology and computer systems for instruction and operations, and other capital project expenditures:

<u>Collection Year</u>	<u>Approximate Levy Rate Per \$1,000 Assessed Value</u>	<u>Levy Amount</u>
2016	\$0.28	\$500,000
2017	\$0.27	\$500,000
2018	\$0.27	\$500,000

Should this proposition be approved?

YES

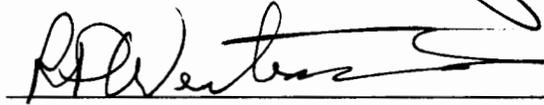
NO

ADOPTED by the Board of Directors of West Valley School District No. 363, Spokane County, Washington, at a regular meeting thereof, held on November 12, 2014.

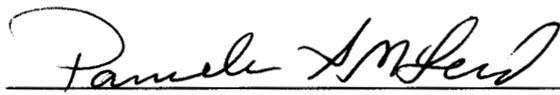
WEST VALLEY SCHOOL DISTRICT NO. 363
SPOKANE COUNTY, WASHINGTON



President and Director



Director



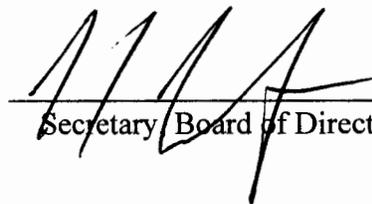
Director



Director

Director

ATTEST:



Secretary Board of Directors

(SEAL)

Spokane County
Elections Department

R6

NOV 26 2014

Received

CERTIFICATE

I, the undersigned, Secretary of the Board of Directors of West Valley School District No. 363, Spokane 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. 14-13 of the Board (the "Resolution"), duly adopted at a regular meeting thereof held on November 12, 2014.

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 on November 12, 2014.



Secretary, Board of Directors

Spokane County
Elections Department

R6

NOV 26 2014

Received

OFFICIAL BALLOT
WEST VALLEY SCHOOL DISTRICT NO. 363
SPOKANE COUNTY, WASHINGTON
February 10, 2015

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

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2016	\$0.28	\$500,000
2017	\$0.27	\$500,000
2018	\$0.27	\$500,000

Should this proposition be approved?

YES

NO

NOTICE
WEST VALLEY SCHOOL DISTRICT NO. 363
SPOKANE COUNTY, WASHINGTON
February 10, 2015

NOTICE IS HEREBY GIVEN that on February 10, 2015, 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:

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2017	\$0.27	\$500,000
2018	\$0.27	\$500,000

Should this proposition be approved?

YES.....

NO.....

Spokane County Auditor