

CLOVER PARK SCHOOL DISTRICT NO. 400  
PIERCE COUNTY, WASHINGTON

FOUR-YEAR REPLACEMENT EDUCATIONAL AND  
OPERATIONS PROGRAM LEVY

RESOLUTION NO. 12-016

A RESOLUTION of the Board of Directors of Clover Park School District No. 400, Pierce County, Washington, providing for the submission to the voters of the District at a special election to be held therein on February 14, 2012, of a proposition authorizing a replacement tax levy to be made annually for four years, commencing in 2012 for collection in 2013, on all of the taxable property within the District of \$20,181,000, the estimated dollar rate of tax levy required to produce such an amount being \$3.95 per \$1,000 of assessed value (such assessed value representing 100% of true and fair value unless specifically provided otherwise by law), and in 2013 for collection in 2014, of \$20,762,000, the estimated dollar rate of tax levy required to produce such an amount being \$3.80 per \$1,000 of assessed value, and in 2014 for collection in 2015, of \$21,104,000, the estimated dollar rate of tax levy required to produce such an amount being \$3.87 per \$1,000 of assessed value, and in 2015 for collection in 2016, of \$21,196,000, the estimated dollar rate of tax levy required to produce such an amount being \$3.86 per \$1,000 of assessed value, all in excess of the maximum tax levy specified by law for school districts without voter approval, for the District's General Fund, the proceeds of such levies to be used to pay general expenses of educational programs and operations, all as more particularly set forth herein; designating the Secretary to the Board and special counsel to receive notice of the ballot title from the Auditor of Pierce County, Washington; authorizing preparation of materials in a voters pamphlet; and providing for other matters properly related thereto, all as more particularly set forth herein.

ADOPTED: SEPTEMBER 12, 2011

*This document prepared by:*

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CLOVER PARK SCHOOL DISTRICT NO. 400  
PIERCE COUNTY, WASHINGTON

RESOLUTION NO. 12- 016

A RESOLUTION of the Board of Directors of Clover Park School District No. 400, Pierce County, Washington, providing for the submission to the voters of the District at a special election to be held therein on February 14, 2012, of a proposition authorizing a replacement tax levy to be made annually for four years, commencing in 2012 for collection in 2013, on all of the taxable property within the District of \$20,181,000, the estimated dollar rate of tax levy required to produce such an amount being \$3.95 per \$1,000 of assessed value (such assessed value representing 100% of true and fair value unless specifically provided otherwise by law), and in 2013 for collection in 2014, of \$20,762,000, the estimated dollar rate of tax levy required to produce such an amount being \$3.80 per \$1,000 of assessed value, and in 2014 for collection in 2015, of \$21,104,000, the estimated dollar rate of tax levy required to produce such an amount being \$3.87 per \$1,000 of assessed value, and in 2015 for collection in 2016, of \$21,196,000, the estimated dollar rate of tax levy required to produce such an amount being \$3.86 per \$1,000 of assessed value, all in excess of the maximum tax levy specified by law for school districts without voter approval, for the District's General Fund, the proceeds of such levies to be used to pay general expenses of educational programs and operations, all as more particularly set forth herein; designating the Secretary to the Board and special counsel to receive notice of the ballot title from the Auditor of Pierce County, Washington; authorizing preparation of materials in a voters pamphlet; and providing for other matters properly related thereto, all as more particularly set forth herein.

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF CLOVER PARK SCHOOL DISTRICT NO. 400, PIERCE COUNTY, WASHINGTON, as follows:

Section 1. Findings and Determinations. The Board of Directors (the "Board") of Clover Park School District No. 400, Pierce County, Washington (the "District"), hereby makes the following findings and determinations:

(a) With projected cuts in funding from the State of Washington, enrollment pressures and existing contractual obligations, it appears certain that the funds which will be available for the General Fund for the four school years 2012-2013, 2013-2014, 2014-2015, 2015-2016, will be insufficient to permit the District to meet the educational needs of its students, operate its educational programs and pay general expenses of educational programs, student services and operations support thereof, 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 \$20,181,000 be made in 2012 for collection in 2013, \$20,762,000 be made in 2013 for collection in 2014, \$22,104,000 be made in 2014 for collection in 2015, and \$21,196,000 be made in 2015 for collection in 2016 for the District's General Fund to provide the funds required to meet those expenses.

(b) 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.

Section 2. Calling of Election. The Auditor of Pierce County, Washington, as *ex officio* Supervisor of Elections (the “Auditor”) and the proper officer of the county to which the District belongs pursuant to chapter 28A.323 RCW, is requested to call and conduct a special election in the District in the manner provided by law to be held therein on February 14, 2012, for the purpose of submitting to the District’s voters, for their approval or rejection, the proposition of whether a General Fund replacement educational and maintenance program tax levy shall be made annually for four years commencing in 2012 for collection in 2013 on all of the taxable property within the District of \$20,181,000, the estimated dollar rate of tax levy required to produce such an amount being \$3.95 per \$1,000 of assessed value (such assessed value representing 100% of true and fair value unless specifically provided otherwise by law), and in 2013 for collection in 2014, of \$20,762,000, the estimated dollar rate of tax levy required to produce such an amount being \$3.80 per \$1,000 of assessed value, and in 2014 for collection in 2015, of \$21,104,000, the estimated dollar rate of tax levy required to produce such an amount being \$3.87 per \$1,000 of assessed value, and in 2015 for collection in 2016, of \$21,196,000, the estimated dollar rate of tax levy required to produce such an amount being \$3.86 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 3. Use of Levy Proceeds. If such proposition is approved by the requisite numbers of voters, the District will be authorized to levy excess property taxes and use the proceeds of such levies to meet the educational needs of its students, operate its educational programs and pay general expenses of educational programs, student services and operations support thereof during the school years 2012-2013, 2013-2014, 2014-2015, and 2015-2016, all as may be authorized by law and deemed 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 deemed 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 Pierce County Prosecuting Attorney, as the county prosecuting attorney of the county within which the majority area of the District is located, is requested to prepare the concise description of the aforesaid proposition for the ballot title in substantially the following form:

PROPOSITION 1

CLOVER PARK SCHOOL DISTRICT NO. 400

REPLACEMENT EDUCATIONAL PROGRAMS LEVY

The Board of Directors of Clover Park School District No. 400 adopted Resolution No. 2010-11-10, concerning a proposition to finance educational programs and operations expenses. This proposition would authorize the District to levy the following excess taxes, on all taxable property within the District, for support of the District's General Fund educational programs and operations expenses:

<u>Collection Year</u>	<u>Approximate Levy Rate/\$1,000 Assessed Value</u>	<u>Levy Amount</u>
2013	\$3.95	\$20,181,000
2014	\$3.80	\$20,762,000
2015	\$3.87	\$21,104,000
2016	\$3.86	\$21,196,000

all as provided in Resolution No. 12-016. 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 her designee is directed to: (a) present a certified copy of this resolution to the Auditor at least 46 days prior to the date of the special election provided for herein (*i.e.*, by December 30, 2011); 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. All actions of the District or its staff or officers taken prior to the effective date of this resolution and consistent with the objectives and terms of this resolution are ratified and confirmed.

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 the (a) Secretary (Deborah LeBeau), telephone: 253-583-5190; fax: 253-583-5198; email: [dlebeau@cloverpark.k12.wa.us](mailto:dlebeau@cloverpark.k12.wa.us); and (b) special counsel, Foster Pepper PLLC (Hugh Spitzer), telephone: 206.447.8965; fax 206-749-2014; email: [spith@foster.com](mailto:spith@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, deemed necessary by the Auditor or the Pierce County Prosecuting Attorney.

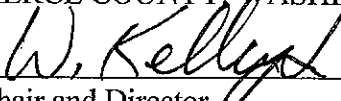
Section 7. Authorization of Local Voters' Pamphlet. The preparation and distribution of a local voters' pamphlet providing information on this ballot title is hereby authorized. The pamphlet shall include an explanatory statement and statements in favor of and in opposition to the ballot title. The preparation of explanatory statement, the appointment of pro/con committees and the preparation of statements in favor or and in opposition to the ballot title shall be in accordance with chapter 29A.32 RCW and the rules and guidelines of the Auditor.

Section 8. 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 9. Effective Date. This resolution shall become effective immediately upon its adoption.

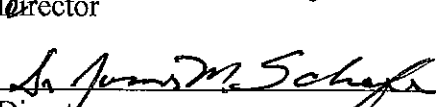
ADOPTED by the Board of Directors of Clover Park School District No. 400, Pierce County, Washington, at a regular open public meeting thereof, held this 12<sup>th</sup> day of September, 2011, the following Directors being present and voting in favor of the resolution.

CLOVER PARK SCHOOL DISTRICT NO. 400  
PIERCE COUNTY, WASHINGTON

  
\_\_\_\_\_  
Chair and Director


  
\_\_\_\_\_  
Director

  
\_\_\_\_\_  
Director

  
\_\_\_\_\_  
Director

\_\_\_\_\_  
Director

ATTEST:

  
\_\_\_\_\_  
DEBORAH L. LEBEAU  
Secretary to the Board of Directors

CERTIFICATION

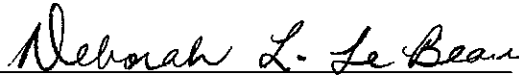
I, DEBORAH L. LEBEAU, Secretary to the Board of Directors of Clover Park School District No. 400, Pierce County, Washington (the "District"), hereby certify as follows:

1. The foregoing Resolution No. 12-016 (the "Resolution") is a full, true and correct copy of the Resolution duly adopted at a regular meeting of the Board of Directors of the District (the "Board") held at the regular meeting place thereof on September 12, 2011, as that Resolution appears on the minute book of the District, and the Resolution is now in full force and effect; and

2. A quorum of the members of the Board was present throughout the meeting and a sufficient number of members of the Board present voted in the proper manner for the adoption of the Resolution.

IN WITNESS WHEREOF, I have hereunto set my hand this 12<sup>th</sup> day of September, 2011.

CLOVER PARK SCHOOL DISTRICT NO. 400  
PIERCE COUNTY, WASHINGTON

  
DEBORAH L. LEBEAU  
Secretary to the Board of Directors