



Resolution Cover Sheet

This form is mandatory and must accompany each resolution.

Name of District: Toledo School District
District Address: 116 Ramsey Way/ PO Box 469, Toledo, WA 98591
Date of Election: April 23, 2024
Contact Person: Brennan Bailey Title: Superintendent
Contact Phone: 360-864-6325 Email: bbailey@toledoschools.us
2nd Contact Person: Jenaya Lawrence Title: Business Manager
2nd Contact Phone: 360-864-6325 Email: jlawrence@toledoschools.us

Attorney for District: Cynthia Weed: K & L Gatess LLP
Attorney Phone: 206-370-7801 Attorney Email: cynthia.weed@klgates.com

Type of Election (levy, bond, lid lift, sales tax, etc.): Levy

Pass/Fail requirement for this measure as determined by your legal counsel: _____



Simple majority or majority 50% +1



Supermajority or 60%

Applicable statutory reference as determined by legal counsel: Washington State Constitution, Article VII Section 2(a) _____

Validation requirement as determined by your legal counsel. The minimum number of voters "required" to turnout (cast a ballot) in an excess levy or bond election.

This issue requires validation:



Yes



No

This form must accompany each resolution filed with Lewis County Elections. The contact person or persons should have the authority to do so and be available to answer questions.

Received 2-21-2024

Lewis County Elections

Clerk SN

TOLEDO SCHOOL DISTRICT NO. 237
LEWIS COUNTY, WASHINGTON

REPLACEMENT EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

RESOLUTION NO. 2023-24-07

- A RESOLUTION of the Board of Directors of Toledo School District No. 237, Lewis County, Washington, providing for the submission to the qualified electors of the District at a special election to be held therein on April 23, 2024, of the proposition of whether excess taxes should be levied of \$1,640,000 in 2024 for collection in 2025, \$1,780,000 in 2025 for collection in 2026 and \$1,930,000 in 2026 for collection in 2027, said excess taxes to pay part of the cost of educational programs and operations support of the District.

ADOPTED FEBRUARY 15, 2024

PREPARED BY:

K&L GATES LLP
Seattle, Washington

RESOLUTION NO. 2023-24-07

A RESOLUTION of the Board of Directors of Toledo School District No. 237, Lewis County, Washington, providing for the submission to the qualified electors of the District at a special election to be held therein on April 23, 2024, of the proposition of whether excess taxes should be levied of \$1,640,000 in 2024 for collection in 2025, \$1,780,000 in 2025 for collection in 2026 and \$1,930,000 in 2026 for collection in 2027, said excess taxes to pay part of the cost of educational programs and operations support of the District.

WHEREAS, Toledo School District No. 237, Lewis County, Washington, (the “District”), for the past two years has had in effect an educational programs and operations levy in order to enable the District to pay for its educational programs, services and operational needs, including teaching, instructional materials, special programs, activities and sports, technology systems operation, transportation costs, maintenance of facilities and other non-capital expenses; and

WHEREAS, the current school programs and operations levies expire in 2024; and

WHEREAS, the money in and to be paid into the General Fund of the District during the 2024-2025, 2025-2026, 2026-2027, and 2027-2028 school years will be insufficient to enable the District to pay for necessary educational programs and operations and to properly meet the educational needs of the students attending District schools; and

WHEREAS, the existing authority for the imposition of local tax levies and use of local revenues (including the proceeds of tax levies) has been modified by Chapter 410, Laws of 2019 (66th Legislature, Regular Session) and may be modified in the future by the State Legislature; and

WHEREAS, in order to properly provide for such educational programs, operations and such educational needs, the Board of Directors of the District deems it necessary to levy the following taxes upon all of the taxable property within the District:

- A. A levy in the amount of up to \$1,640,000, said levy to be made in 2024 for collection in 2025;
- B. A levy in the amount of up to \$1,780,000, said levy to be made in 2025 for collection in 2026;
- C. A levy in the amount of up to \$1,930,000, said levy to be made in 2026 for collection in 2027; and

WHEREAS, the taxes collected upon approval of the levies would be deposited in the District's General Fund to pay part of the educational programs, services and operations the District, include employee costs (such as salaries), instructional materials, special programs, activities and sports, technology systems operation, transportation costs, maintenance of facilities and other non-capital expenses of operating the District schools, not funded or fully funded by the State; and

WHEREAS, prior to the time the ballot proposition authorized in this resolution is submitted to the voters, the District will have received approval of its educational programs and operations/enrichment tax levy expenditure plan from the Office of the Superintendent of Public Instruction as required under RCW 84.52.053(4); and

WHEREAS, the Constitution and laws of the State of Washington require that the question of whether or not such excess taxes may be levied must be submitted to the qualified electors of the District for their ratification or rejection;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF TOLEDO SCHOOL DISTRICT NO. 237, LEWIS COUNTY, WASHINGTON, as follows:

Section 1. The following taxes for the District's General Fund should be levied upon all of the taxable property within the District in excess of the maximum annual tax levy permitted by law to be levied within the District without a vote of the electors:

- A. A levy in the amount of up to \$1,640,000, said levy to be made in 2024 for collection in 2025;
- B. A levy in the amount of up to \$1,780,000, said levy to be made in 2025 for collection in 2026; and
- C. A levy in the amount of up to \$1,930,000, said levy to be made in 2026 for collection in 2027.

The expected levy rate depends on the limitations of state law. At this time, based on state law, the expected levy rate for the 2025 levy is \$1.34 per thousand dollars of assessed valuation, the expected levy rate for the 2026 levy is \$1.34 per thousand dollars of assessed valuation, and the expected levy rate for the 2027 levy is \$1.34 per thousand dollars of assessed valuation. The exact levy rate and amount shall be adjusted based upon the legal levy limits and the actual assessed value of the property within the District at the time of the final establishment of each levy. Upon approval by the voters of the proposition substantially in the form set forth below, the District may use the proceeds of said levies during the 2024-2025, 2025-2026, 2026-2027, and 2027-2028 school years by incurring an indebtedness by the issuance of short term obligations against the General Fund of the District, as authorized by Chapter 39.50 RCW, and may expend the proceeds of said levies to pay such part of the general expenses of educational programs and operations of the District during such school years as may be authorized or allowed by law for the use of local levy funds.

Section 2. 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 of whether or not the

District shall levy such excess taxes for their ratification or rejection at a special election to be held therein on April 23, 2024.

This Resolution No. 2023-24-07 is identical to Resolution No. 2023-24-02, except that the date of the election specified herein is April 23, 2024, and the date of the election specified in Resolution No. 2023-24-02 is February 13, 2024. The Lewis County Auditor is requested to conduct the April 23, 2024 election only in the event that the ballot proposition authorized by Resolution No. 2023-24-02 is not approved by the voters at the February 13, 2024 election.

The Lewis County Auditor, as *ex officio* supervisor of elections in Lewis County, Washington, is hereby requested to call and conduct said special election to be held within the District on April 23, 2024 and to submit to the qualified electors of the District the proposition substantially in the form hereinafter set forth. The Secretary of the Board of Directors is hereby authorized and directed to certify said proposition to the Lewis County Auditor substantially in the following form:

PROPOSITION NO. 1

TOLEDO SCHOOL DISTRICT

REPLACEMENT EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

The Board of Directors of Toledo School District adopted Resolution No. 2023-24-07 concerning a replacement levy for education. This proposition would authorize the District to levy the following excess taxes, to replace an expiring levy to support the District's educational programs and operations which are not funded or not fully funded by the State:

Collection Years	Estimated Levy Rate/\$1,000 Assessed Value	Levy Amount
2025	\$1.34	\$ 1,640,000
2026	\$1.34	\$ 1,780,000
2027	\$1.34	\$ 1,930,000

Should this proposition be approved?

YES ☐

NO ☐

The Secretary of the Board of Directors of the District is hereby directed to deliver a certified copy of this resolution to the Lewis County Auditor.

Section 3. 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 District's Superintendent (Brennan Bailey), telephone 360.864.6325; email: bbailey@toledoschools.us; and (b) special counsel, K&L Gates LLP, (Cynthia Weed) telephone: 206.370.7801; cell: 206.618.6050; email: cynthia.weed@klgates.com, as the individuals to whom the Auditor shall provide such notice. The Superintendent is authorized to approve changes to the ballot title, if any, deemed necessary by the Auditor or the Lewis County Prosecuting Attorney.

Section 4. 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 April 23, 2024

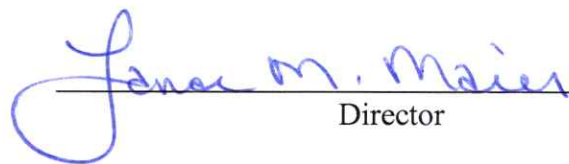
election and requests that the Lewis County Auditor prepare and publish a voters' pamphlet for this proposition. The District understands and agrees that it will be required to pay its proportionate share of the expenses of the voters' pamphlet.

ADOPTED by the Board of Directors of Toledo School District No. 237, Lewis County, Washington, at a regular meeting thereof, held on the 15th day of February, 2024.

TOLEDO SCHOOL DISTRICT NO. 237
LEWIS COUNTY, WASHINGTON

By 
Chair and Director



Director


Director

Director

Director

ATTEST:


Secretary, Board of Directors

CERTIFICATE

I, the undersigned, Secretary of the Board of Directors of Toledo School District No. 237, Lewis 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. 2023-24-07 of the Board (the "Resolution"), duly adopted at a regular meeting thereof held on the 15th day of February, 2024.

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 15th day of February, 2024.



Secretary, Board of Directors

OFFICIAL BALLOT

TOLEDO SCHOOL DISTRICT NO. 237
LEWIS COUNTY, WASHINGTON

April 23, 2024

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 word "NO."

PROPOSITION NO. 1

TOLEDO SCHOOL DISTRICT

REPLACEMENT EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

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Collection Years	Estimated Levy Rate/\$1,000 Assessed Value	Levy Amount
2025	\$1.34	\$ 1,640,000
2026	\$1.34	\$ 1,780,000
2027	\$1.34	\$ 1,930,000

Should this proposition be approved?

YES..... ☐

NO..... ☐

NOTICE OF SPECIAL ELECTION

TOLEDO SCHOOL DISTRICT NO. 237
LEWIS COUNTY, WASHINGTON

April 23, 2024

NOTICE IS HEREBY GIVEN that on April 23, 2024, 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. 1

TOLEDO SCHOOL DISTRICT

REPLACEMENT EDUCATIONAL PROGRAMS AND OPERATIONS LEVY

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Collection Years	Estimated Levy Rate/\$1,000 Assessed Value	Levy Amount
2025	\$1.34	\$ 1,640,000
2026	\$1.34	\$ 1,780,000
2027	\$1.34	\$ 1,930,000

Should this proposition be approved?

YES ☐

NO ☐

Lewis County Auditor

Election Date: April 23, 2024

Name of Jurisdiction Submitting Measure: Toledo School District No. 237, Lewis County, Washington

Contact Name: Cynthia Weed

Daytime Contact Phone Number: 206-370-7801; cell phone: 206-618-6050

EXPLANATORY STATEMENT - PROPOSITION NO. 1

Passage of Proposition No. 1 would replace an expiring levy and allow the levy of \$1,640,000 in property taxes within Toledo School District for collection in 2025, the levy of \$1,780,000 for collection in 2026, and the levy of \$1,930,000 for collection in 2027. In accordance with Resolution No. 2023-24-07 approving this proposition, these taxes would be deposited in the Toledo School District's General Fund to pay part of the general expenses of operating the District that are not funded or fully funded by the State. General expenses of the District include employee costs (such as salaries), instructional materials, special programs, activities and sports, technology systems operation, transportation costs, maintenance of facilities and other non-capital expenses of operating the District schools.

If authorized by the voters, such property taxes would be collected at a rate estimated to be \$1.34 per \$1,000 of assessed valuation in each of the collection years, 2025 through 2027. The exact levy rate shall be adjusted based upon the actual assessed value of the property within the District and the legal limit of the levy amount at the time of the levy.

Exemptions from taxes may be available to certain homeowners. To determine if you qualify, call the Lewis County Assessor at 360-740-1392.



Lewis County Prosecuting Attorney's Office

345 W. Main Street, 2nd Floor
Chehalis, WA 98532
Phone: (360) 740-1240
Fax: (360) 740-1497
TDD: (360) 740-1480

MEMORANDUM

TO: The Auditor's Office
FROM: Robert W. Bradley, Civil Deputy Prosecuting Attorney
RE: Approval of Ballot Language and Explanatory Statement
DATE: March 1, 2024

Our office has reviewed the proposed levy for Toledo School District. The ballot language and explanatory statement are impartial, written in clear and concise language, avoid the use of legal and technical terms whenever possible, and do not exceed statutory word limits.

Our office approves as to form.

Sincerely,

A handwritten signature in blue ink, appearing to read "Robert Bradley", with a long, sweeping flourish extending to the right.

Robert W. Bradley
Civil Deputy Prosecuting Attorney
Lewis County Prosecuting Attorney's Office

END

It is the Mission of the Lewis County Prosecutor's Office to zealously seek justice in all criminal matters, consistently promote public confidence in the legal system, and diligently represent county government while adhering to the highest ethical and moral standards.