



Resolution Cover Sheet

This form must accompany each resolution.

Name of District: White Pass School District No. 303, Lewis County, Washington
District Address: 516 Silverbrook Rd., Randle, WA 98377
Date of Election: February 9, 2021
Contact Person/Title: Paul J. Farris, Superintendent and Secretary to the Board
Contact Phone: 360.497.3791 ext 4004 email: pfarris@whitepass.k12.wa.us

Attorney for District: Jim McNeill, Foster Garvey P.C.
Attorney Phone: 206.447.5339 email: jim.mcneill@foster.com

Type of Election (levy, bond, lid lift, sales tax, etc.): School Programs and Operations Replacement Levy
Pass/Fail Requirements for this measure as determined by your legal counsel:

☒ Simple majority or majority 50% +1 ☐ Supermajority or 60%

Notes:

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.

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

This issue requires validation: ☐ Yes ☒ No

Notes:

Questions?

Elections Department
351 NW North St
PO Box 29
Chehalis, WA 98532

Phone: 360-740-1278, 360-740-1164
Fax: 360-740-1421
Email: heather.boyer@lewiscountywa.gov
Website: <http://elections.lewiscountywa.gov>

WHITE PASS SCHOOL DISTRICT NO. 303
LEWIS COUNTY, WASHINGTON

SCHOOL PROGRAMS AND OPERATIONS REPLACEMENT LEVY

RESOLUTION NO. 10-20

A RESOLUTION of the Board of Directors of White Pass School District No. 303, Lewis County, Washington, providing for the submission to the voters of the District at a special election to be held on February 9, 2021, of a proposition authorizing an excess tax levy to be made annually for four years commencing in 2021 for collection in 2022 of \$932,927, in 2022 for collection in 2023 of \$932,927, in 2023 for collection in 2024 of \$932,927, and in 2024 for collection in 2025 of \$932,927, for the District's General Fund to pay expenses of school programs and operations; designating the Secretary to the Board and special counsel to receive notice of the ballot title from the Auditor of Lewis County, Washington; and providing for other matters properly related thereto.

ADOPTED: DECEMBER 3, 2020

This document prepared by:

*FOSTER GARVEY P.C.
1111 Third Avenue, Suite 3000
Seattle, Washington 98101
(206) 447-5339*

WHITE PASS SCHOOL DISTRICT NO. 303
LEWIS COUNTY, WASHINGTON

RESOLUTION NO. 10-20

A RESOLUTION of the Board of Directors of White Pass School District No. 303, Lewis County, Washington, providing for the submission to the voters of the District at a special election to be held on February 9, 2021, of a proposition authorizing an excess tax levy to be made annually for four years commencing in 2021 for collection in 2022 of \$932,927, in 2022 for collection in 2023 of \$932,927, in 2023 for collection in 2024 of \$932,927, and in 2024 for collection in 2025 of \$932,927, for the District's General Fund to pay expenses of school programs and operations; designating the Secretary to the Board and special counsel to receive notice of the ballot title from the Auditor of Lewis County, Washington; and providing for other matters properly related thereto.

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF WHITE PASS SCHOOL DISTRICT NO. 303, LEWIS COUNTY, WASHINGTON, as follows:

Section 1. Findings and Determinations. The Board of Directors (the "Board") of White Pass School District No. 303, Lewis County, Washington (the "District"), takes note of the following facts and makes the following findings and determinations:

(a) Calendar year 2021 is the last year of collection of the District's current four-year General Fund school programs and operations tax levy, which was authorized pursuant to Resolution No. 05-16, adopted by the Board on November 21, 2016, and approved by the voters at a special election held and conducted within the District on February 14, 2017.

(b) With the expiration of the District's current four-year General Fund school programs and operations tax levy, it appears certain that the money in the District's General Fund for the school years 2021-2022, 2022-2023, 2023-2024, 2024-2025 and 2025-2026 will be insufficient to permit the District to meet the educational needs of its students and pay expenses of school programs and operations support not funded by the State of Washington (the "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 \$932,927 be made in 2021 for collection in 2022, \$932,927 be made in 2022 for collection in 2023, \$932,927 be made in 2023 for collection in 2024, and \$932,927 be made in 2024 for collection in 2025, for the District's General Fund to provide the money required to meet those expenses.

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

(d) Pursuant to Article VII, Section 2(a) of the Washington Constitution and Revised Code of Washington ("RCW") 84.52.053, the District may submit to its voters at a special election,

for their approval or rejection, a proposition authorizing the District to levy annual excess property taxes for support of the District's school programs and operations expenses.

(e) Prior to the time the ballot proposition authorized in this resolution is submitted to the voters, the District will have received approval of its school 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 will be on file with the District after approval.

Section 2. Calling of Election. The Auditor of Lewis 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 February 9, 2021, for the purpose of submitting to the District's voters, for their approval or rejection, the proposition authorizing a replacement General Fund school 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) to be made annually for four years commencing in 2021 for collection in 2022 of \$932,927, the estimated dollar rate of tax levy required to produce such an amount being \$1.29 per \$1,000 of assessed value, in 2022 for collection in 2023 of \$932,927, the estimated dollar rate of tax levy required to produce such an amount being \$1.29 per \$1,000 of assessed value, in 2023 for collection in 2024 of \$932,927, the estimated dollar rate of tax levy required to produce such an amount being \$1.29 per \$1,000 of assessed value, and in 2024 for collection in 2025 of \$932,927, the estimated dollar rate of tax levy required to produce such an amount being \$1.29 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 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 tax 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 excess property taxes up to the amounts provided in this resolution to meet the educational needs of its students and pay expenses of school programs and operations support not funded by the State, including, but not limited to, teachers, support staff, technology, curriculum, athletics, and facility maintenance and operations, during the school years 2021-2022, 2022-2023, 2023-2024, 2024-2025 and 2025-2026, 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 Lewis County Prosecuting Attorney is requested to prepare the concise description of the aforesaid proposition for the ballot title in substantially the following form:

PROPOSITION 1

WHITE PASS SCHOOL DISTRICT NO. 303

SCHOOL PROGRAMS AND OPERATIONS REPLACEMENT LEVY

The Board of Directors of White Pass School District No. 303 adopted Resolution No. 10-20, concerning a proposition for a replacement levy for education. This proposition would authorize the District to levy the following excess taxes, replacing an expiring levy, on all taxable property within the District, for support of school programs and operations expenses not funded by the State, including teachers, support staff, technology, curriculum, athletics, and facility maintenance and operations:

<u>Collection Year</u>	<u>Estimated Levy Rate/\$1,000 Assessed Value</u>	<u>Levy Amount</u>
2022	\$1.29	\$932,927
2023	\$1.29	\$932,927
2024	\$1.29	\$932,927
2025	\$1.29	\$932,927

all as provided in Resolution No. 10-20. 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 the Secretary's designee is directed to: (a) present a certified copy of this resolution to the Auditor no later than December 11, 2020; 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 authorizing the District to levy excess property taxes for support of the District's school 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 (Paul J. Farris), telephone: 360.497.3791 (ext. 4004); email: pfarris@whitepass.k12.wa.us; and (b) special counsel, Foster Garvey P.C. (Jim McNeill), telephone: 206.447.5339; 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 Lewis County Prosecuting Attorney.

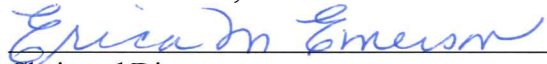
Section 7. General Authorization and Ratification. The Secretary, the District's Business Manager, the Chair of the Board, other appropriate officers of the District and special counsel, Foster Garvey P.C., are severally authorized and directed to take such actions and to execute such documents as in 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 White Pass School District No. 303, Lewis County, Washington, at a special open public meeting, of which due notice was given as required by law, held this 3rd day of December, 2020, the following Directors being present and voting in favor of the resolution.


WHITE PASS SCHOOL DISTRICT NO. 303
LEWIS COUNTY, WASHINGTON


Chair and Director

Vice Chair and Director


Director


Director


Director

ATTEST:


PAUL J. FARRIS
Secretary to the Board of Directors

APPENDIX 1

COPY OF NOTICE OF SPECIAL MEETING

White Pass School District No. 303



White Pass Jr. Sr. High School
516 Silverbrook Rd.
Randle, WA 98377
360-497-5816

Home of the Panthers
Preparing Students Today, For Tomorrow
P.O. Box 188, RANDLE, WASHINGTON 98377-0188

White Pass Elementary School
127 Kindle Rd.
Randle, WA 98377
360-497-7300

WHITE PASS SCHOOL DISTRICT NO. 303 **LEWIS COUNTY, WASHINGTON**

NOTICE OF SPECIAL MEETING

NOTICE IS HEREBY GIVEN that the Board of Directors (the "Board") of White Pass School District No. 303, Lewis County, Washington (the "District") will hold a special meeting on December 3, 2020, at 6:00P.M., or as soon thereafter as possible (the "Special Meeting"). The Special Meeting is called for the purpose of considering and acting upon the following items:

1. Welcome;
2. Verify Quorum;
3. Call to Order;
4. Zoom Protocol - attendees to the zoom should mute their microphones until invited by the board chair to speak);
5. Levy information recap;
6. Resolution No. 10-20, which provides for the submission to the District's voters, at a special election to be held on February 9, 2021, of a proposition authorizing the District to impose a four-year School Programs and Operations Replacement Levy; and
7. Adjournment.

Due to the current State of Emergency caused by the COVID-19 pandemic and the various proclamations and orders issued by the Governor of the State of Washington, public attendance at the meeting will be only by remote telephonic access and, as available, internet access. To attend remotely, please use the following Zoom link:

<https://us02web.zoom.us/j/83145659013?pwd=SUKvMINZM051MGglRzF6cHEvMDVhZz09>

(with telephone access at 415-762-9988 or 646-568-7788; Meeting ID: 831 4565 9013;

Passcode: **1QbycD**. Please call or email District Secretary, Nancy Nebeker at 360-497-3791 or nnebeker@whitepass.k12.wa.us if you have any questions regarding attending the meeting and public hearing remotely.

The White Pass School District does not discriminate on the basis of sex, race, creed, religion, color, national origin, age, honorably discharged veteran or military status, sexual orientation including gender expression or identity, the presence of any sensory, mental or physical disability or the use of a trained dog guide or service animal by a person with a disability in its programs and activities and provides equal access to the Boy Scouts and other designated youth groups. The following employee has been designated to handle questions and complaints of alleged discrimination: Dr. Paul Farris, PO Box 188, Randle, WA 98377; (360) 497-3791 (Title IX/ Section 504/ ADA Coordinator/Compliance

Coordinator for 28A.640 and 28A.642).


CERTIFICATION

I, PAUL J. FARRIS, Secretary to the Board of Directors of White Pass School District No. 303, Lewis County, Washington (the "District"), hereby certify as follows:

1. The foregoing Resolution No. 10-20 (the "Resolution") is a full, true and correct copy of the Resolution duly adopted at a special meeting of the Board of Directors of the District (the "Board") held on December 3, 2020 (the "Meeting"), as that Resolution appears on the minute book of the District, and the Resolution is now in full force and effect;
2. Written notice specifying the time, place and access options of the Meeting and noting the business to be transacted (the "Notice") was given to all members of the Board by mail, fax, electronic mail or by personal delivery at least 24 hours prior to the Meeting (the "Notice"), a true and complete copy of the Notice is attached hereto as Appendix 1;
3. The Notice was also posted on the District's website and prominently displayed at the main entrance of the District's Administrative Office at least 24 hours prior to the Meeting;
4. The Notice was also given by mail, fax, electronic mail or by personal delivery at least 24 hours prior to the Meeting to each local radio or television station and to each newspaper of general circulation that has on file with the District a written request to be notified of special meetings and to any others to which such notices are customarily given by the District;
5. Pursuant to various proclamations and orders issued by the Governor of the State of Washington, (a) the Meeting was not conducted in person and (b) options were provided for the public to attend the Meeting remotely, including by telephonic access and, as available, internet access, which options provided the ability for all persons attending the Meeting remotely to hear each other at the same time; and
6. The Meeting was duly convened and held in all respects in accordance with law, a quorum was present throughout the meeting, and a sufficient number of members of the Board so present voted in the proper manner for the adoption of the Resolution.

IN WITNESS WHEREOF, I have hereunto set my hand this 3rd day of December, 2020.

WHITE PASS SCHOOL DISTRICT NO. 303
LEWIS COUNTY, WASHINGTON



PAUL J. FARRIS
Secretary to the Board of Directors

Election Date: February 9, 2021

Name of Jurisdiction Submitting Measure: White Pass School District No. 303, Lewis County, Washington

Contact Name: Jim McNeill, Attorney, Foster Garvey PC

Daytime Contact Phone Number: 206-447-5339

**EXPLANATORY STATEMENT FOR PROPOSITION 1 -
SCHOOL PROGRAMS AND OPERATIONS REPLACEMENT LEVY**

Passage of Proposition 1 would allow White Pass School District to replace an expiring school programs and operations levy. The taxes collected by this replacement levy will be used to pay for expenses of school programs and operations that are not fully funded by the State of Washington. These expenses include, but are not limited to: teachers, support staff, technology, curriculum, athletics, facility maintenance and operations, and other school programs and operations expenses.

The proposed four-year replacement levy would authorize the collection of taxes to provide up to \$932,927 each year from 2022 through and including 2025. The tax levy rate required to produce these levy amounts each year is estimated to be \$1.29 per \$1,000 of assessed value. The exact tax levy rates and amounts to be collected may be adjusted based upon the limitations imposed by State law at the time of the tax 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

To: The Auditor's Office
From: Amber D. Smith, Civil Deputy Prosecuting Attorney
Subject: Approval of Ballot Language
Date: December 7, 2020

Our office has reviewed the proposed levies for [White Pass School District No. 303](#). The ballot titles and explanatory statements 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 black ink that reads "Amber D. Smith".

Amber D. Smith
Civil Deputy Prosecuting Attorney
Lewis County Prosecuting Attorney's Office

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.