

WOODLAND SCHOOL DISTRICT NO. 404
COWLITZ AND CLARK COUNTIES, WASHINGTON

THREE YEAR REPLACEMENT EDUCATIONAL SCHOOL SUPPORT &
OPERATIONS LEVY

RESOLUTION NO. 22-10

- A RESOLUTION of the Board of Directors of Woodland School District No. 404, Cowlitz and Clark Counties, Washington, providing for the submission to the qualified electors of the District at a special election to be held therein on February 14, 2023, of the proposition of whether excess taxes should be levied of \$5,900,000 in 2023 for collection in 2024, \$6,250,000 in 2024 for collection in 2025, and \$6,625,000 in 2025 for collection in 2026, said excess taxes to pay part of the costs of educational programs and operations support of the District.

ADOPTED: NOVEMBER 10, 2022

PREPARED BY:

PACIFICA LAW GROUP LLP
Seattle, Washington

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WHEREAS, Woodland School District No. 404, Cowlitz and Clark Counties, Washington (the “District”), for the past three years has had in effect a maintenance and operations levy in order to enable the District to pay for its educational programs and services, including teaching, school supplies, technology, athletics, special programs and transportation; and

WHEREAS, the current maintenance and operations levy expires next year; and

WHEREAS, in 2017, the Washington State Legislature passed the Basic Education Funding Act (Laws of 2017, 3d Spec. Sess., ch. 13) which makes changes to education funding in the state, including re-designating maintenance and operations levies as “enrichment levies,” placing limits on levied amounts and directing the deposit of taxes levied to a sub-fund of the General Fund; and

WHEREAS, the money in and to be paid into the General Fund of the District during the 2023-2024, 2024-2025, 2025-2026, and 2026-2027 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, in order to properly provide for such educational programs and operations

support, the Board of Directors of the District deems it necessary to levy taxes 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; 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 WOODLAND SCHOOL DISTRICT NO. 404, COWLITZ AND CLARK COUNTIES, 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. \$5,900,000, said levy to be made in 2023 for collection in 2024;
- B. \$6,250,000, said levy to be made in 2024 for collection in 2025; and
- C. \$6,625,000, said levy to be made in 2025 for collection in 2026.

The exact levy rate and the actual amounts to be collected shall be adjusted based upon (1) the actual assessed value of the property within the District at the time of the levy and (2) the legal limit on the levy rate and levy amount applicable at the time of the levy. At this time, based upon information provided by the Cowlitz and Clark Counties Assessor's Offices, the estimated levy rate for each of the three collection years is \$2.05 per thousand dollars of assessed valuation.

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 2023-2024, 2024-2025, 2025-2026, and 2026-2027 school years, may incur indebtedness through 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 for eligible activities in accordance with the Basic Education Funding Act, as it may be amended and supplemented, and other applicable law.

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 tax for their ratification or rejection at a special election to be held therein on February 14, 2023.

The Cowlitz County Auditor, as ex officio supervisor of elections in Cowlitz County, Washington, is hereby requested to call and conduct said special election to be held within the District on said date 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 Cowlitz County Auditor, substantially in the following form:

PROPOSITION
NO. 1

WOODLAND SCHOOL DISTRICT NO. 404
REPLACEMENT SCHOOL SUPPORT LEVY FOR
EDUCATIONAL PROGRAMS AND OPERATIONS

The Board of Directors of Woodland School District No. 404 adopted Resolution No. 22-10 concerning the replacement of an expiring school support levy. This proposition provides funding for educational programs and operations not funded by the State. If approved, Proposition 1 will authorize the District to levy the following excess taxes, on all taxable property within the District, all as provided in Resolution No. 22-10:

Collection Years	Approximate Levy Rate/\$1,000 Assessed Value	Levy Amount
2024	\$2.05	\$5,900,000
2025	\$2.05	\$6,250,000
2026	\$2.05	\$6,625,000

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 Clark County Auditor and Cowlitz County Auditor.

Section 3. 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) Superintendent (Michael Z. Green), telephone: (360) 841-2700; email: greenm@woodlandschools.org and (b) bond counsel, Pacifica Law Group LLP (Faith Pettis), telephone (206) 245-1700; email: faith.pettis@pacificallawgroup.com, as the individuals to whom the Clark County Auditor or Cowlitz County Auditor shall provide any such notice. The Secretary of the Board is authorized to approve changes to the ballot title, if any, deemed necessary by the Clark County Auditor or Cowlitz County Auditor or the Clark County Prosecuting Attorney or Cowlitz County Prosecuting Attorney, and 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 annual excess property taxes to pay costs of District educational programs and services. 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.

ADOPTED by the Board of Directors of Woodland School District No. 404, Cowlitz and Clark Counties, Washington, at a special meeting thereof, held on the 10th day of November, 2022.

WOODLAND SCHOOL DISTRICT NO. 404,
COWLITZ AND CLARK COUNTIES,
WASHINGTON

President and Director

Director

Director

Director

Director

ATTEST:

Secretary, Board of Directors

CERTIFICATE

I, the undersigned, Secretary of the Board of Directors of Woodland School District No. 404, Cowlitz and Clark Counties, 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. 22-10 of the Board (the “Resolution”), duly adopted at a special meeting thereof held on the 10th day of November, 2022.

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 special 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 10th day of November, 2022.

Secretary, Board of Directors

OFFICIAL BALLOT
WOODLAND SCHOOL DISTRICT NO. 404
COWLITZ AND CLARK COUNTIES, WASHINGTON
February 14, 2023

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."

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Collection Years	Approximate Levy Rate/\$1,000 Assessed Value	Levy Amount
2024	\$2.05	\$5,900,000
2025	\$2.05	\$6,250,000
2026	\$2.05	\$6,625,000

Should this proposition be approved?

YES..... ☐

NO..... ☐

NOTICE
WOODLAND SCHOOL DISTRICT NO. 404
COWLITZ AND CLARK COUNTIES, WASHINGTON
February 14, 2023

NOTICE IS HEREBY GIVEN that on February 14, 2023, a special election will be held by mail ballot 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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2024	\$2.05	\$5,900,000
2025	\$2.05	\$6,250,000
2026	\$2.05	\$6,625,000

Should this proposition be approved?

YES..... ☐

NO..... ☐

Cowlitz County Auditor/Clark County Auditor