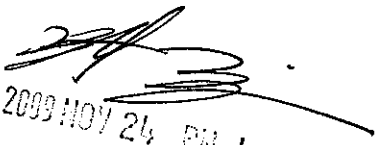


ENUMCLAW SCHOOL DISTRICT NO. 216  
KING COUNTY, WASHINGTON

  
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KING COUNTY ELECTRONIC

REPLACEMENT MAINTENANCE AND OPERATION LEVY

RESOLUTION NO. 946

A RESOLUTION of the Board of Directors of Enumclaw School District No. 216, King County, Washington, providing for the submission to the voters of the District at a special election to be held therein on February 9, 2010, of a proposition authorizing a tax levy to be made annually for four years commencing in 2010 for collection in 2011 on all of the taxable property within the District of \$9,238,151, the estimated dollar rate of tax levy required to produce such an amount being \$3.05 per \$1,000 of assessed value (such assessed value representing 100% of true and fair value unless specifically provided otherwise by law), in 2011 for collection in 2012 of \$9,422,914, the estimated dollar rate of tax levy required to produce such an amount being \$3.05 per \$1,000 of assessed value, in 2012 for collection in 2013 of \$9,894,060, the estimated dollar rate of tax levy required to produce such an amount being \$3.05 per \$1,000 of assessed value, and in 2013 for collection in 2014 of \$10,388,763, the estimated dollar rate of tax levy required to produce such an amount being \$3.05 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 part of the general expenses of maintenance and operation, all as more particularly set forth herein; and designating the Secretary to the Board and special counsel to receive notice of the ballot title from the Director of Records and Elections of King County, Washington.

ADOPTED: NOVEMBER 23, 2009

*This document prepared by:*

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ENUMCLAW SCHOOL DISTRICT NO. 216  
KING COUNTY, WASHINGTON

RESOLUTION NO. 946

A RESOLUTION of the Board of Directors of Enumclaw School District No. 216, King County, Washington, providing for the submission to the voters of the District at a special election to be held therein on February 9, 2010, of a proposition authorizing a tax levy to be made annually for four years commencing in 2010 for collection in 2011 on all of the taxable property within the District of \$9,238,151, the estimated dollar rate of tax levy required to produce such an amount being \$3.05 per \$1,000 of assessed value (such assessed value representing 100% of true and fair value unless specifically provided otherwise by law), in 2011 for collection in 2012 of \$9,422,914, the estimated dollar rate of tax levy required to produce such an amount being \$3.05 per \$1,000 of assessed value, in 2012 for collection in 2013 of \$9,894,060, the estimated dollar rate of tax levy required to produce such an amount being \$3.05 per \$1,000 of assessed value, and in 2013 for collection in 2014 of \$10,388,763, the estimated dollar rate of tax levy required to produce such an amount being \$3.05 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 part of the general expenses of maintenance and operation, all as more particularly set forth herein; and designating the Secretary to the Board and special counsel to receive notice of the ballot title from the Director of Records and Elections of King County, Washington.

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF ENUMCLAW SCHOOL DISTRICT NO. 216, KING COUNTY, WASHINGTON, as follows:

Section 1. The Board of Directors (the "Board") of Enumclaw School District No. 216, King County, Washington (the "District"), hereby makes the following findings and determinations:

(a) Calendar year 2010 is the last year of collection of the District's current four-year General Fund maintenance and operation tax levy, which was authorized pursuant to Resolution No. 886, adopted by the Board on October 17, 2005, and a special election held and conducted within the District on February 7, 2006.

(b) With the expiration of the District's current four-year General Fund maintenance and operation tax levy, it appears certain that the money which will be available for the General Fund for the school years 2010-2011, 2011-2012, 2012-2013, 2013-2014 and 2014-2015 will be insufficient to permit the District to meet the educational needs of its students, operate its educational programs and pay general expenses of maintenance and operation support thereof, all as more particularly set forth in Section 2 of this resolution, during such school years, and that it is necessary that a replacement excess tax levy of \$9,238,151 be made in 2010 for collection in 2011, \$9,422,914 be made in 2011 for collection in 2012, \$9,894,060 be made in 2012 for collection in 2013, and \$10,388,763 be made in

2013 for collection in 2014 for the District's General Fund to provide the money required to meet those expenses.

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

(d) 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 maintenance and operation expenses.

Section 2. The Director of Records and Elections of King County, Washington (the "Auditor"), is requested to call and conduct a special election in the District in the manner provided by law to be held therein on February 9, 2010, for the purpose of submitting to the District's voters, for their approval or rejection, the proposition of whether a replacement General Fund maintenance and operation tax levy shall be made annually for four years commencing in 2010 for collection in 2011 on all of the taxable property within the District of \$9,238,151, the estimated dollar rate of tax levy required to produce such an amount being \$3.05 per \$1,000 of assessed value (such assessed value representing 100% of true and fair value unless specifically provided otherwise by law), in 2011 for collection in 2012 of \$9,422,914, the estimated dollar rate of tax levy required to produce such an amount being \$3.05 per \$1,000 of assessed value, in 2012 for collection in 2013 of \$9,894,060, the estimated dollar rate of tax levy required to produce such an amount being \$3.05 per \$1,000 of assessed value, and in 2013 for collection in 2014 of \$10,388,763, the estimated dollar rate of tax levy required to produce such an amount being \$3.05 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.

The Auditor is also requested to conduct the aforesaid special election by mail ballot pursuant to chapter 29A.48 RCW.

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 the general expenses maintenance and operation thereof during the school years 2010-2011, 2011-2012, 2012-2013, 2013-2014 and 2014-2015, 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.

Section 3. Pursuant to RCW 29A.36.071, the King 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

ENUMCLAW SCHOOL DISTRICT NO. 216

REPLACEMENT MAINTENANCE AND OPERATION LEVY

The Board of Directors of Enumclaw School District No. 216 adopted Resolution No. 946, concerning a proposition to finance maintenance and operation expenses. This proposition would authorize the District to meet the educational needs of its students by levying the following excess taxes, in place of an expiring levy, on all taxable property within the District, for support of the District's General Fund maintenance and operation expenses:

<u>Collection Year</u>	<u>Approximate Levy Rate/\$1,000 Assessed Value</u>	<u>Levy Amount</u>
2011	\$3.05	\$9,238,151
2012	\$3.05	\$9,422,914
2013	\$3.05	\$9,894,060
2014	\$3.05	\$10,388,763

all as provided in Resolution No. 946. Should this proposition be approved?

LEVY . . . YES

LEVY . . . NO

Section 4. The Secretary to the Board (the "Secretary") or his designee is directed to: (a) present a certified copy of this resolution to the Auditor at least 45 days prior to the date of such special election; 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 maintenance and operation 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 5. 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 (Mike Nelson), telephone: 360.802.7103; fax: 360.802.7123; email: [mike\\_nelson@enumclaw.wednet.edu](mailto:mike_nelson@enumclaw.wednet.edu); and (b) bond counsel, Foster Pepper PLLC (Jim McNeill), telephone: 206.447.5339; fax 800.533.2284; email: [mcnej@foster.com](mailto:mcnej@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 King County Prosecuting Attorney.

Section 6. 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 7. 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 8. This resolution shall become effective immediately upon its adoption.

ADOPTED by the Board of Directors of Enumclaw School District No. 216, King County, Washington, at a regular open public meeting thereof, held this 23<sup>rd</sup> day of November, 2009, the following Directors being present and voting in favor of the resolution.

ENUMCLAW SCHOOL DISTRICT NO. 216  
KING COUNTY, WASHINGTON

  
\_\_\_\_\_  
President and Director

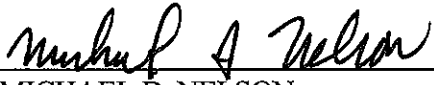
  
\_\_\_\_\_  
Vice President and Director

  
\_\_\_\_\_  
Director

  
\_\_\_\_\_  
Director

  
\_\_\_\_\_  
Director

ATTEST:

  
\_\_\_\_\_  
MICHAEL D. NELSON  
Secretary to the Board of Directors