

FEDERAL WAY PUBLIC SCHOOLS
School District #210 - King County
31405 18th Avenue South
Federal Way, Washington 98003

2009 DEC 17 PM 12:36

KING COUNTY ELECTIONS

RESOLUTION #2009-28

A RESOLUTION of the Board of Directors of Federal Way School District No 210, King County, Washington, providing for the submission to the qualified electors of the district at a special election to be held therein on February 9, 2010, of a proposition to authorize the district to levy an additional tax to provide a total of \$21,200,000 for the District's Capital Projects Fund for acquiring and installing computer technology, related technology infrastructure, administrative expenses, and other necessary equipment purchases and facility improvements, such levies to be made for six years commencing in 2011 for collection in the school years from 2010-2011 through 2016-2017.

WHEREAS, the technology equipment, related technology infrastructure, equipment and facilities of Federal Way School District, No. 210, King County, Washington (the "District"), are in need of improvements, expansion, renovation, and construction to meet the current and future educational programs for its students; and

WHEREAS, funds available to the District will be insufficient to enable the District to implement such projects; and

WHEREAS, in order to support the cost of these projects as found necessary by the Board of Directors, it is deemed advisable that the District levy a tax upon all the taxable property within the District in excess of the annual tax the District is permitted by law to levy without a vote of the people, such levy to be made for six years commencing in 2011 for collection in the school years from 2010-11 through 2016-2017, inclusive, as authorized by Article VII, Section 2 of the State Constitution and RCW 84.52.053; and

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

WHEREAS, the conditions here and above set forth create an emergency which requires the holding of a special election in the District;

NOW, THEREFORE, by the Board of Directors of the Federal Way School District No. 210, King County, Washington as follows:

Section 1. It is hereby found and declared that the welfare of the students and other residents of the District requires the District to carry out the improvements hereinafter provided.

Section 2. The District shall modernize its educational facilities through the acquisition and installation, implementation and management of computer technology and technology systems, facilities and projects, including but not limited to enhancing infrastructure, acquiring hardware, licensing software, and implementing online applications and training related to the installation of the foregoing as an integral part of the District's technology systems, facilities, or projects; and the application and modernization of technology systems for operations and instruction including, but not limited to, the ongoing fees for online applications, subscriptions, or software licenses, including upgrades and incidental services, and ongoing training related to the installation and integration of these products or services, and shall make other capital project expenditures as found necessary by the Board of Directors.

The District may repay any obligations hereafter incurred for the foregoing purposes.

If available funds are sufficient, the District shall acquire, construct, equip and make other capital improvements to the facilities of the District, all as the Board of Directors finds necessary; provided that such funds may be used only to support the implementation of the District's technology plan.

If the District shall determine that it has become impracticable to accomplish any of such improvements or portions thereof by reason of changed conditions or needs, incompatible development, costs substantially in excess of those estimated or acquisition by a superior governmental authority, the District shall not be required to accomplish such improvement and may apply levy proceeds as set forth in this section. If any or all of the improvements have been completed, or their completion duly provided for, or their completion found to be impractical, the District may apply the levy proceeds or any portion thereof to other portions of the improvements or to other capital purposes of the District, as the District in its discretion shall determine. Notwithstanding any provision of this resolution to the contrary, levy proceeds may only be used to support the implementation of the District's technology plan.

Section 3. It is hereby found and declared that an emergency exists requiring the submission to the qualified electors of the District of the proposition whether the District shall make the Capital Projects Fund levies for their ratification or rejection at a special election to be held thereon on February 9, 2010.

Section 4. The King County Records and Elections Division, as ex-officio supervisor of elections in King County, is hereby requested to find the existence of such an emergency and to call and conduct such special election to be held within the District on said date and to submit to the qualified electors of the District, under the authority of RCW 84.52.053, for their approval or rejection, a proposition providing for tax levies for the Capital Projects Fund for six years, commencing in 2011, upon approval and preparation of the form of said ballot propositions by the King County Prosecuting attorney under RCW 29.27.066, producing dollar amounts at estimated tax rates per thousand dollars of assessed value to produce such amounts, in excess of the maximum amount tax levy permitted by law to be levied within the District without a vote of the electors, all as follows.

- A. \$1,800,000, said levy to be made in 2010 for collection in 2011;
- B. \$1,800,000, said levy to be made in 2011 for collection in 2012;
- C. \$4,400,000, said levy to be made in 2012 for collection in 2013;
- D. \$4,400,000, said levy to be made in 2013 for collection in 2014;
- E. \$4,400,000, said levy to be made in 2014 for collection in 2015; and
- F. \$4,400,000, said levy to be made in 2015 for collection in 2016.

The estimated levy rate depends upon the final dollar amount of assessed value of the property within the District. At this time, based upon information provided by the County Assessor's office the estimated levy rate for the 2011 levy is \$0.15 per thousand dollars of estimated assessed valuation (\$12,031,478 of assessed value), the estimated levy rate for the 2012 levy is \$0.15 per thousand dollars of estimated assessed valuation (\$12,392,407 of assessed value), the estimated levy rate for the 2013 levy is \$0.34 per thousand dollars of estimated assessed valuation (\$12,764,180 of assessed value), the estimated levy rate for the 2014 levy is \$0.33 per thousand dollars of estimated assessed valuation (\$13,147,105 of assessed value), the estimated levy rate for the 2015 levy is \$0.32 per thousand dollars of estimated assessed valuation (\$13,541,518 of assessed value), and the estimated levy rate for the 2016 levy is \$0.32 per thousand dollars of estimated assessed valuation (\$13,947,764 of assessed value).

The exact levy rate shall be adjusted based upon the actual assessed value of the property within the District at the time of the levy. The King County Director of Records and Elections is further requested to conduct the election at the regular polling places within the District.

Section 5. The Secretary of the Board of Directors is hereby authorized and directed to certify said propositions in the following form to the King County Director of Records and Elections, subject to any corrections in form deemed necessary by the King County Prosecuting Attorney:

PROPOSITION NO 1

FEDERAL WAY SCHOOL DISTRICT

TECHNOLOGY (CAPITAL PROJECTS) LEVY

The Board of Directors of Federal Way Public School No. 210 adopted Resolution No. 2009-28 concerning this proposition. This proposition authorizes the District to levy funds to continue technology modernization, including classroom computers; acquisition, installation and management of technology systems; provide training and authorizes the following excess levies in place of an expiring levy upon all taxable property within the District:

Collection Years	Approximate Levy Rate/\$1000 Assessed Value	Levy Amount
2011	\$0.15	\$1,800,000
2012	\$0.15	\$1,800,000
2013	\$0.34	\$4,400,000
2014	\$0.33	\$4,400,000
2015	\$0.32	\$4,400,000
2016	\$0.32	\$4,400,000

Should this proposition be approved?

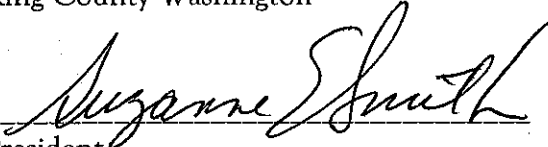
Yes _____

No _____

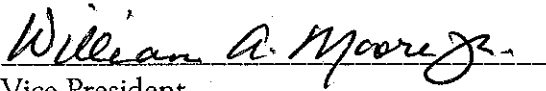
Section 6. The Secretary of the Board of Directors of the District is hereby authorized and directed to deliver certified copies of this resolution to the King County Records and Elections Division no later than forty-five days before February 9, 2010.

ADOPTED by the Board of Directors of Federal Way School District No. 210 King County, Washington, at an open public meeting thereof, held November 10, 2009, the following Directors being present and voting:

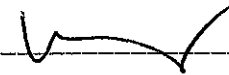
Federal Way School District No. 210
King County Washington

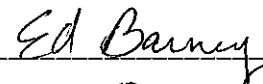


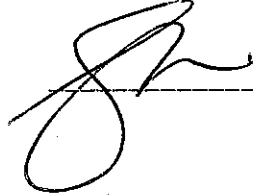
President



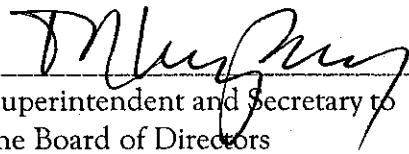
Vice President







ATTEST:



Superintendent and Secretary to
the Board of Directors