

ISSAQUAH SCHOOL DISTRICT NO. 411
KING COUNTY, WASHINGTON

CAPITAL PROJECTS LEVIES

RESOLUTION NO. 961

A RESOLUTION of the Board of Directors of Issaquah School District No. 411, 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 \$38,549,000 for the District's Capital Projects Fund for construction, renovation, improvements and expansion of new and existing facilities, for technology improvements, and equipment and training to meet the current and future educational programs for its students, such levies to be made for four years commencing in 2010 for collection in the school years from 2010-2011 through 2014-2015.

ADOPTED OCTOBER 14, 2009

PREPARED BY:

K&L GATES LLP
Seattle, Washington

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WHEREAS, the educational facilities of Issaquah School District No. 411, King County, Washington (the "District"), including technology facilities are in need of renovation, construction, improvements and expansion 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, the District, for the past four years has had in effect a Capital Projects Fund (technology) levy in order to enable the District to pay for the modernization of its facilities and the implementation of its technology facilities plan; and

WHEREAS, the collection of current Capital Projects Fund (technology) levies expires in 2010; 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 four years commencing in 2010 for

collection in the school years from 2010-2011 through 2014-2015, inclusive, as authorized by Article VII, Section 2 of the State Constitution and RCW 84.52.053; and

WHEREAS, 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 which requires the holding of a special election in the District;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF ISSAQUAH SCHOOL DISTRICT NO. 411, KING COUNTY, WASHINGTON as follows:

Section 1. Finding. 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. Authorization of Improvements. The District shall modernize and expand its school facilities through the construction, renovation, improvement and expansion of new and existing facilities, and improvements to technology equipment and training.

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 construction, modernization, replacement, and remodeling of school facilities or implementation of the District's technology facilities 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 construction, modernization or remodeling of school facilities or implementation of the District's technology facilities plan.

Section 3. Authorization of Levies. It is hereby found and declared that best interests of the District require 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 on February 9, 2010. For the purpose of providing funds necessary for the needs described in Section 2 above, the King County Records and Elections Division, as ex-officio supervisor of elections in King County, is hereby requested to call and conduct such special election to be held within the District on such day and to submit to the qualified electors of the District for their approval or rejection, a proposition providing for tax levies for the Capital Projects Fund for four years, commencing in 2010, 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. \$8,875,000, said levy to be made in 2010 for collection in 2011;
- B. \$8,531,000, said levy to be made in 2011 for collection in 2012;
- C. \$11,163,000, said levy to be made in 2012 for collection in 2013; and

D. \$9,980,000, said levy to be made in 2013 for collection in 2014.

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 2010 levy is \$0.49 per thousand dollars of assessed valuation, the estimated levy rate for the 2011 levy is \$0.46 per thousand dollars of assessed valuation, the estimated levy rate for the 2012 levy is \$0.58 per thousand dollars of assessed valuation, and the estimated levy rate for the 2013 levy is \$0.50 per thousand dollars of assessed valuation. 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.

Section 4. Approval of Form of Ballot. The Secretary of the Board of Directors is hereby authorized and directed to certify said proposition to the King County Records and Elections Division, as ex-officio supervisor of elections in King County, substantially in the following form:

PROPOSITION NO. 2

ISSAQUAH SCHOOL DISTRICT

CAPITAL PROJECTS LEVIES

The Board of Directors approved a levy for technology/modernization. This levy funds education technology, school remodeling and updating of educational facilities, and authorizes the following excess levies on all taxable property within the District:

Collection Years	Approximate Levy Rate/\$1,000 Assessed Value	Levy Amount
2011	\$0.49	\$ 8,875,000
2012	\$0.46	\$ 8,531,000
2013	\$0.58	\$ 11,163,000
2014	\$0.50	\$ 9,980,000

Should this proposition be approved?

YES

NO

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.

ADOPTED by the Board of Directors of Issaquah School District No. 411, King County,
Washington, at a regular meeting thereof, held this 14th day of October, 2009.

ISSAQUAH SCHOOL DISTRICT NO. 411
KING COUNTY, WASHINGTON

President and Director

Director

Director

Director

Director

ATTEST:

Secretary, Board of Directors

CERTIFICATE

I, the undersigned, Secretary of the Board of Directors of Issaquah School District No. 411, King 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. 961 of the Board (the "Resolution"), duly adopted at a regular meeting thereof held on the 14th day of October, 2009.

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 14th day of October, 2009.

Secretary, Board of Directors

OFFICIAL BALLOT
 ISSAQUAH SCHOOL DISTRICT NO. 411
 KING COUNTY, WASHINGTON
 February 9, 2010

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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2013	\$0.58	\$ 11,163,000
2014	\$0.50	\$ 9,980,000

Should this proposition be approved?

YES

NO

NOTICE
ISSAQUAH SCHOOL DISTRICT NO. 411
KING COUNTY, WASHINGTON

February 9, 2010

NOTICE IS HEREBY GIVEN that on February 9, 2010, 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. 2

ISSAQUAH SCHOOL DISTRICT

CAPITAL PROJECTS LEVIES

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2013	\$0.58	\$ 11,163,000
2014	\$0.50	\$ 9,980,000

Should this proposition be approved?

YES

NO

Superintendent of Elections
King County Records and Elections Division