

BAINBRIDGE ISLAND SCHOOL DISTRICT NO. 303
KITSAP COUNTY, WASHINGTON

RESOLUTION NO. 02-18-19

A RESOLUTION of the Board of Directors of Bainbridge Island School District No. 303, Kitsap County, Washington, providing for the submission to the qualified electors of the District at a special election to be held on February 12, 2019, of a proposition authorizing a tax levy to be made annually for six years in the amounts of \$2,500,000 in 2019 for collection in 2020, \$2,500,000 in 2020 for collection in 2021, \$2,500,000 in 2021 for collection in 2022, \$2,500,000 in 2022 for collection in 2023, \$2,500,000 in 2023 for collection in 2024, and \$2,500,000 in 2024 for collection in 2025 for capital improvements.

WHEREAS, the educational facilities of the Bainbridge Island School District No. 303, Kitsap County, Washington (the “District”) are in need of modernization, repair and improvement to meet the current and future educational needs for its students; and

WHEREAS, District voters approved a ballot proposition for bonds on February 9, 2016 for a list of projects, including the replacement of Blakely Elementary School and the BHS 100 Building, and upgrades, improvements and renovations to multiple District facilities, all as more particularly defined and described in Section 2 herein (collectively, the “Projects”); and

WHEREAS, escalating construction costs have resulted in a shortfall of funds available to complete the Projects approved by the District voters; and

WHEREAS, in order to complete the Projects, the District deems it advisable to levy an excess property tax upon all the taxable property within the District, such levy to be made for six years commencing in 2019 for collection in the school years 2019-2020 through 2024-2025, for the District’s Capital Projects Fund to provide the funds required to complete the Projects; 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 require the holding of a special election in the District;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF BAINBRIDGE ISLAND SCHOOL DISTRICT NO. 303, KITSAP COUNTY, WASHINGTON, as follows:

Section 1. Finding. The Board hereby finds that the best interests of the District's students and other inhabitants require the District to carry out and accomplish the Projects as hereinafter provided.

Section 2. Authorization of Improvements. The Projects to be paid for with proceeds from the excess property tax levies authorized herein are more particularly defined and described as follows:

(a) Complete the replacement of the Bainbridge High School 100 Building; and

(b) Improve roofing and plumbing, and make HVAC and electrical upgrades, school room renovations, site and security improvements, energy conservation improvements and other capital project improvements as approved by the Board at the following sites:

- Blakely Elementary School;
- Ordway Elementary School;
- Commodore Options School;
- Wilkes Elementary School;
- Woodward Middle School;
- Sakai Intermediate School;
- Bainbridge High School; and
- District support facilities.

The Projects shall include costs associated with implementing the foregoing. Such costs shall be deemed part of the Projects and shall include, but are not limited to: payments for fiscal and legal expenses; establishing and funding accounts; necessary and related engineering, planning, consulting, permitting, inspection and testing costs; administrative and relocation expenses; site improvement; on and off-site utilities improvements; and other similar activities or purposes, all as deemed necessary and advisable by the Board and permitted by law. The District may repay any obligations hereafter incurred for the purposes set forth in this Section.

The Projects, or any portion or portions thereof, shall be acquired or made insofar as is practicable with available money and in such order of time as shall be deemed necessary and advisable by the Board. The Board shall determine the application of available money between the various parts of the Projects so as to accomplish, as near as may be, all of the Projects. The Board shall determine the exact order, extent and specifications for the Projects.

If available proceeds from the excess property tax levies authorized herein are more than sufficient to carry out the Projects, or should state or local circumstances require any alteration in the Projects, the District may apply such proceeds to other capital purposes, or the reduction or elimination of the excess property tax levies authorized herein, all as the Board may determine by resolution and as permitted by law; provided that such funds may only be used to support the construction, modernization, replacement, and remodeling of school facilities or implementation of the District's facilities and/or technology plans.

If the Board shall determine that it has become impractical to accomplish the Projects or any portion thereof by reason of state or local circumstances, including changed conditions or needs, regulatory considerations, incompatible development or costs substantially in excess of those estimated, the District shall not be required to accomplish such Projects and may apply the

levy proceeds as set forth in this section. In the event that the proceeds from the excess property tax levies authorized herein, plus any other money of the District legally available therefor, are insufficient to accomplish all of the Projects, the District shall use the available money for paying the cost of that portion of the Projects that is deemed by the Board most necessary and in the best interest of the District.

Section 3. Authorization of Levies. 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 property taxes for their ratification or rejection at a special election to be held therein on February 12, 2019.

The Auditor of Kitsap County, Washington, as *ex officio* Supervisor of Elections (the “Auditor”), is requested to call and conduct a special election in the District on February 12, 2019, for the purpose of submitting to the voters of the District the proposition of whether an excess property tax levy for the Capital Projects Fund shall be made annually for six years commencing in 2019 for collection in 2020 on all of the taxable property within the District of \$2,500,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.30 per \$1,000 of assessed value; in 2020 for collection in 2021 of \$2,500,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.29 per \$1,000 of assessed value; in 2021 for collection in 2022 of \$2,500,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.29 per \$1,000 of assessed value; in 2022 for collection in 2023 of \$2,500,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.28 per \$1,000 of assessed value; in 2023 for collection in 2024 of \$2,500,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.27 per \$1,000 of assessed value; and in 2024 for collection in 2025 of \$2,500,000, the estimated dollar rate of tax levy

required to produce such an amount being \$0.27 per \$1,000 of assessed value, all in excess of the maximum levy provided 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.

If such proposition is approved by the requisite number of voters, the District will be authorized to levy excess property taxes and use the proceeds of such levies to pay the expenses of the Projects thereof, during the school years 2019-2020, 2020-2021, 2021-2022, 2022-2023, 2023-2024, 2024-2025, and 2025-2026, all as may be authorized by law and deemed necessary and advisable by the Board.

Section 4. Approval of Form of Ballot. The Secretary of the Board of Directors is hereby authorized and directed to certify said proposition substantially in the following form:

BAINBRIDGE ISLAND SCHOOL DISTRICT NO. 303

PROPOSITION 1

CAPITAL PROJECTS LEVY

The Board of Directors of Bainbridge Island School District No. 303 adopted Resolution No. 02-18-19 for capital projects. This proposition authorizes the completion of the replacement of the BHS 100 Building, and roofing, plumbing, security and other renovations, improvements and upgrades to school facilities, and authorizes the following excess levies for such purposes on all taxable property within the District:

Collection Years	Approximate Levy Rate/\$1,000 Assessed Value	Levy Amount
2020	\$0.30	\$ 2,500,000
2021	\$0.29	\$ 2,500,000
2022	\$0.29	\$ 2,500,000
2023	\$0.28	\$ 2,500,000
2024	\$0.27	\$ 2,500,000
2025	\$0.27	\$ 2,500,000

Should this proposition be approved?

YES

NO

The Secretary to the Board or his designee is authorized and directed to: (a) present a certified copy of this resolution to the Kitsap County Auditor, (b) approve changes to the ballot title, if any, deemed necessary by the Auditor or the Kitsap County Prosecuting Attorney, and (c) 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 the Projects. 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. Notices Related 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) Director of Business Services (Peggy Paige), telephone: (206) 780-1061; email: ppaige@bisd303.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 Kitsap County Auditor shall provide any such notice.

ADOPTED by the Board of Directors of Bainbridge Island School District No. 303,
Kitsap County, Washington, at a regular meeting thereof, held on the 25th day of October, 2018.

BAINBRIDGE ISLAND SCHOOL DISTRICT
NO. 303, KITSAP 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 Bainbridge Island School District No. 303, Kitsap 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. 02-18-19 of the Board (the "Resolution"), duly adopted at a regular meeting thereof held on the 25th day of October, 2018.

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 passage 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 25th day of October, 2018.

Secretary, Board of Directors

OFFICIAL BALLOT
BAINBRIDGE ISLAND SCHOOL DISTRICT NO. 303
KITSAP COUNTY, WASHINGTON
February 12, 2019

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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2024	\$0.27	\$ 2,500,000
2025	\$0.27	\$ 2,500,000

Should this proposition be approved?

YES.....

NO.....

NOTICE
BAINBRIDGE ISLAND SCHOOL DISTRICT NO. 303
KITSAP COUNTY, WASHINGTON
February 12, 2019

NOTICE IS HEREBY GIVEN that on February 12, 2019, 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:

BAINBRIDGE ISLAND SCHOOL DISTRICT NO. 303

PROPOSITION NO. 1

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2024	\$0.27	\$ 2,500,000
2025	\$0.27	\$ 2,500,000

Should this proposition be approved?

YES

NO

Kitsap County Auditor