

BAINBRIDGE ISLAND SCHOOL DISTRICT NO. 303
KITSAP COUNTY, WASHINGTON

RENEWAL TECHNOLOGY LEVY

RESOLUTION NO. 04-20-21

- 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 therein on February 9, 2021, of the proposition of whether excess taxes should be levied of \$2,500,000 in 2021 for collection in 2022, \$2,500,000 in 2022 for collection in 2023, and \$2,500,000 in 2023 for collection in 2024, said excess taxes to pay for technology investments of the District.

ADOPTED NOVEMBER 12, 2020

PREPARED BY:
PACIFICA LAW GROUP LLP
Seattle, Washington

RESOLUTION NO. 04-20-21

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 therein on February 9, 2021, of the proposition of whether excess taxes should be levied of \$2,500,000 in 2021 for collection in 2022, \$2,500,000 in 2022 for collection in 2023, and \$2,500,000 in 2023 for collection in 2024, said excess taxes to pay for technology investments of the District.

WHEREAS, Bainbridge Island School District No. 303, Kitsap County, Washington (the "District"), was previously authorized to collect a four-year technology levy in order to enable the District to modernize its educational and operational technology systems; and

WHEREAS, the current technology levy expires in 2021; and

WHEREAS, the educational facilities of the District, including its technology facilities, are in need of modernization, repair, improvements and expansion to meet the current and future educational needs for its students (as more particularly described in Section 2 herein, the "Projects"); 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 the Projects as found necessary by the Board of Directors, it is deemed advisable that the District levy an excess tax upon all the taxable property within the District, such levy to be made for three years commencing in 2021 for collection in the school years from 2021-2022 through 2024-2025, inclusive, as authorized by Article VII, Section 2 of the State Constitution and RCW 84.52.053; 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 BAINBRIDGE ISLAND SCHOOL DISTRICT NO. 303, KITSAP COUNTY, WASHINGTON, as follows:

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

Section 2. The District shall modernize its educational and operational technology systems through the acquisition, installation and improvement of computer technology, telecommunications and networking systems, and related equipment and facilities, and shall make other capital expenditures as found necessary by the Board of Directors (collectively, the "Projects"). Such costs shall also include, but are 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 and services, all as deemed necessary and advisable by the Board and permitted by law. The District may repay any obligations hereafter incurred for the foregoing purposes.

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, or costs substantially in excess of those estimated, 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 Board of Directors of the District in its discretion shall determine to be necessary. 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. In order to provide funds for the technology facilities of the District as described in Section 2 above, the following taxes for the District's Capital Projects 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 for the District without a vote of the electors.

- A. \$2,500,000, said levy to be made in 2021 for collection in 2022;
- B. \$2,500,000, said levy to be made in 2022 for collection in 2023; and
- C. \$2,500,000, said levy to be made in 2023 for collection in 2024.

The exact levy rate and the actual amounts to be collected shall be adjusted based upon the actual assessed value of the property within the District at the time of the levy. At this time, based upon information provided by the Kitsap County Assessor's office, the estimated levy rate for the 2021 levy is \$0.26 per thousand dollars of assessed valuation, the estimated levy rate for the 2022 levy is \$0.26 per thousand dollars of assessed valuation, and the estimated levy rate for the 2023 levy is \$0.25 per thousand dollars of assessed valuation.

Section 4. 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 9, 2021.

The Kitsap County Auditor, as *ex officio* supervisor of elections in Kitsap County, Washington, is hereby requested to call and conduct said special election to be held by all mail-in ballot 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 Kitsap County Auditor, as *ex officio* supervisor of elections in Kitsap County, substantially in the following form:

PROPOSITION NO. 2

BAINBRIDGE ISLAND SCHOOL DISTRICT NO. 303

RENEWAL TECHNOLOGY LEVY

The Board of Directors of Bainbridge Island School District No. 303 approved Resolution No. 04-20-21, concerning a replacement technology levy to enhance student learning. This proposition would authorize the District to modernize school facilities by acquiring, installing and improving computer technology, telecommunications and networking systems, and related equipment and facilities, and levy the following excess taxes, to replace an expiring levy, on all taxable property within the District, as provided in Resolution No. 04-20-21:

| Collection Years | Approximate Levy Rate per \$1,000 of Assessed Value | Levy Amount |
|------------------|---|-------------|
| 2022 | \$0.26 | \$2,500,000 |
| 2023 | \$0.26 | \$2,500,000 |
| 2024 | \$0.25 | \$2,500,000 |

Should this proposition be approved?

YES

NO


The Secretary of the Board of Directors of the District is hereby 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 Kitsap County Auditor or the Kitsap County Prosecuting Attorney, and (c) perform such other duties as are necessary or required by law to submit the proposition to the voters. 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) 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 12th day of November, 2020.

BAINBRIDGE ISLAND SCHOOL DISTRICT NO.
303, KITSAP COUNTY, WASHINGTON



President



Vice President



Director




Director



Director

ATTEST:



Secretary, Board of Directors

CERTIFICATE

I, the undersigned, Secretary of the Board 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 (herein called the "Board"), DO HEREBY CERTIFY:

1. That the attached resolution is a true and correct copy of Resolution No. 04-20-21 of the Board (herein called the "Resolution"), duly adopted at a regular meeting thereof held on the 12th day of November, 2020.

2. That said meeting was duly convened and held in all respects in accordance with law, including but not limited to Washington State Governor Inslee's emergency proclamation No. 20-28 issued on March 24, 2020, as amended and supplemented, temporarily suspending portions of the Open Public Meetings Act (chapter 42.30 RCW), 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 12 day of Nov, 2020.


Secretary, Board of Directors

BAINBRIDGE ISLAND SCHOOL DISTRICT NO. 303
KITSAP COUNTY, WASHINGTON
PROPOSITION NO. 2

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

PROPOSITION NO. 2
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| <u>Collection Years</u> | <u>Approximate Levy Rate per \$1,000 of Assessed Value</u> | <u>Levy Amount</u> |
|-------------------------|--|--------------------|
| 2022 | \$0.26 | \$2,500,000 |
| 2023 | \$0.26 | \$2,500,000 |
| 2024 | \$0.25 | \$2,500,000 |

Should this proposition be approved?

YES

NO

NOTICE OF ELECTION

BAINBRIDGE ISLAND SCHOOL DISTRICT NO. 303
KITSAP COUNTY, WASHINGTON

PROPOSITION NO. 2

NOTICE IS HEREBY GIVEN that on February 9, 2021, an election will be held by all mail-in ballot in the above-named District for the submission to the qualified electors of said District of the following proposition:

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KITSAP COUNTY, WASHINGTON
PROPOSITION NO. 2

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| 2022 | \$0.26 | \$2,500,000 |
| 2023 | \$0.26 | \$2,500,000 |
| 2024 | \$0.25 | \$2,500,000 |

Should this proposition be approved?

YES

NO

Kitsap County Auditor