

TAHOMA SCHOOL DISTRICT NO. 409  
KING COUNTY, WASHINGTON

REPLACEMENT OF TECHNOLOGY CAPITAL PROJECTS LEVY

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RESOLUTION NO. 2023-17

A RESOLUTION of the Board of Directors of Tahoma School District No. 409, King County, Washington, providing for the submission to the qualified electors of the district at a special election to be held therein on February 13, 2024, of a proposition to authorize the district to levy an additional tax to provide a total of \$9,376,733 for the District's Capital Projects Fund for technology improvements, equipment, staffing and training to meet the current and future educational programs for its students, such levies to be made for two years commencing in 2024 for collection in the calendar years from 2025 and 2026.

ADOPTED OCTOBER 10, 2023

PREPARED BY:

K&L GATES LLP  
Seattle, Washington

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WHEREAS, the educational facilities of Tahoma School District No. 409, King County, Washington (the "District"), including technology facilities are in need of modernization, 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, 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 two years commencing in 2024 for collection in the calendar years from 2025 and 2026, 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 TAHOMA SCHOOL DISTRICT NO. 409, 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 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 and support 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, staffing and technical support 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 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 13, 2024. For the purpose of replacing an expiring levy and providing funds necessary for the needs described in Section 2 above, King County Elections, 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 two years, commencing in 2024, 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. \$4,476,432, said levy to be made in 2024 for collection in 2025; and
- B. \$4,900,301, said levy to be made in 2025 for collection in 2026;

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 2024 levy is \$0.40 per thousand dollars of assessed valuation, and the estimated levy rate for the 2025 levy is \$0.41 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 King County Elections, as *ex officio* supervisor of elections in King County, substantially in the following form:

PROPOSITION NO. 2

TAHOMA SCHOOL DISTRICT NO. 409

REPLACEMENT OF TECHNOLOGY CAPITAL PROJECTS LEVY

The Board of Directors approved Resolution No. 2023-17 concerning a technology modernization levy. This proposition authorizes acquiring educational and operational technology, equipment, software, staffing, training and technical support; 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
2025	\$0.40	\$4,476,432
2026	\$0.41	\$4,900,301

all as provided in the Resolution. Should this proposition be approved?

- YES .....
- NO .....

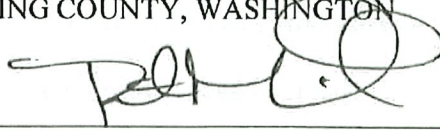
The Secretary of the Board of Directors of the District is hereby authorized and directed to deliver certified copies of this resolution to King County Elections.

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 (a) the District's Superintendent (Mike Hanson), telephone: 425.413.3400; email: mhanson@tahomasd.us; and (b) special counsel, K&L Gates LLP (Cynthia Weed), telephone: 206.370.7801; email: cynthia.weed@klgates.com, as the individuals to whom the Auditor shall provide such notice. The Superintendent is authorized to approve changes to the ballot title, if any, deemed necessary by the Auditor or the King County Prosecuting Attorney.

Section 6. Voters' Pamphlet. Pursuant to authority granted by RCW 29A.32.220, the Board of Directors hereby authorizes the District's participation in the local voters' pamphlet for the February 13, 2024 election and requests that King County Elections prepare and publish a voters' pamphlet for this proposition. The District understands and agrees that it will be required to pay its proportionate share of the expenses of the voters' pamphlet.

ADOPTED by the Board of Directors of Tahoma School District No. 409, King County,  
Washington, at a regular meeting thereof, held this 10th day of October, 2023.

TAHOMA SCHOOL DISTRICT NO. 409,  
KING COUNTY, WASHINGTON



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President and Director



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Director



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Director

*Director District 1 - vacant*  
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Director

*Director District 3 - vacant*  
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Director

ATTEST

  
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Secretary, Board of Directors