

UNIVERSITY PLACE SCHOOL DISTRICT
PIERCE COUNTY, WASHINGTON

SAFETY, TECHNOLOGY AND CAPITAL IMPROVEMENTS LEVY

RESOLUTION NO. 841-11-10-21

- A RESOLUTION of the Board of Directors of University Place School District, Pierce County, Washington, providing for the submission to the qualified electors of the district at a special election to be held therein on February 8, 2022, of a proposition authorizing the district to levy an additional tax to provide a total of \$11,848,000 for the District's Capital Projects Fund for capital improvements to District facilities to meet the current and future educational, health, and safety needs of its students, such levy to be made for four years commencing in 2023 for collection in each of the calendar years 2023 through 2026 (during the school years from 2022-23 through 2026-27).

ADOPTED NOVEMBER 10, 2021

PREPARED BY:

Stradling Yocca Carlson & Rauth,
a Professional Corporation
Seattle, Washington

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WHEREAS, the buildings, grounds, and safety and technology systems of University Place School District, Pierce County, Washington (the "District"), are in need of capital improvements, including new acquisitions, renovations, and upgrades, to meet the current and future educational and safety needs of its students; and

WHEREAS, collection of the District's current capital levy ends during 2022, and funds available to the District will be insufficient to enable the District to undertake the additional capital improvements needed for the District's buildings, grounds, and safety and technology systems over the next four years; and

WHEREAS, to support the cost of these capital improvements found necessary by the Board of Directors, it is deemed advisable that the District seek voter approval to levy a tax upon all taxable property within the District in excess of statutory and constitutional limitations on the annual taxes permitted without a vote, and that such levy, if approved, shall be made for four years commencing in 2022 for collection in each of the years 2023-2026 (during the school years from 2022-23 through 2026-27), inclusive, as authorized by Article VII, Section 2, of the State Constitution and RCW 84.52.053; and

WHEREAS, the question of whether this 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 UNIVERSITY PLACE SCHOOL DISTRICT, PIERCE COUNTY, WASHINGTON, as follows:

Section 1. Finding. The Board hereby finds that the welfare of the students and other residents of the District requires the District to carry out the capital improvements, including

acquisitions, renovations, and upgrades, to District school buildings, grounds, and safety and technology systems of the District as described in this resolution.

Section 2. Authorization of Capital Improvements. The District will make capital repairs and improvements to District buildings, grounds technology, HVAC, plumbing, electrical, roofs, athletic facilities, and security systems of District facilities, and other capital acquisitions and improvements. The District will determine the extent, timing, and specifications for all improvements.

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

If the District determines that it has become impracticable to accomplish any of these 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 will not be required to accomplish that improvement and may reduce the authorized levy or 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 impracticable, the District may reduce the authorized levy or apply levy proceeds or any portion thereof to other of the improvements or to other capital purposes of the District, as the District in its discretion may determine.

Section 3. Authorization of Levy. The Board hereby finds that the best interests of the District require submitting to the District's voters for their ratification or rejection at a special election to be held on February 8, 2022, a proposition authorizing a tax levy for the Capital Projects Fund for four years, commencing in 2023, producing dollar amounts (at estimated tax rates per thousand dollars of assessed value to produce such amounts), in excess of the maximum tax levy permitted by law to be levied within the District without a vote of the electors, all as follows:

- A. \$2,689,000, said levy to be made in 2022 for collection in 2023;
- B. \$2,891,000, said levy to be made in 2023 for collection in 2024;
- C. \$3,065,000, said levy to be made in 2024 for collection in 2025;
- D. \$3,203,000, said levy to be made in 2025 for collection in 2026.

The annual levy rates depend upon the final dollar amount of assessed value of property within the District when each levy is made. At this time, based upon information provided by the Pierce County Assessor's office, the estimated rate for each year of the proposed levy is \$0.50 per thousand dollars of assessed valuation. The actual levy rates for each year will be determined based upon the assessed value of property within the District at the time of each levy.

Section 4. Authorization of Election and Approval of Ballot Proposition. The Board hereby finds that the best interests of the District require submitting to the qualified electors of the District the proposition of whether the District shall levy these excess taxes for their ratification or rejection at a special election to be held therein on February 8, 2022.

The Pierce County Auditor, as *ex officio* supervisor of elections in Pierce County, Washington, is hereby requested to call and conduct the special election to be held within the District on February 8, 2022, and to submit the proposition to the qualified electors of the District in substantially the following form.

PROPOSITION NO. 2

UNIVERSITY PLACE SCHOOL DISTRICT

REPLACEMENT SAFETY, TECHNOLOGY AND
CAPITAL IMPROVEMENTS LEVY

The Board of Directors of University Place School District adopted Resolution #841-11-10-21 concerning district-wide capital improvements. If approved, this proposition would replace an existing levy to fund acquisitions, renovations, and upgrades to District facilities, including safety and technology systems, buildings, outdoor facilities, grounds, HVAC, electrical, and plumbing systems, by authorizing the District to levy excess taxes on all taxable property within the District, as follows:

Collection Year	Estimated Levy Rate/\$1,000 Assessed Value	Amount
2023	\$0.50	\$2,689,000
2024	\$0.50	\$2,891,000
2025	\$0.50	\$3,065,000
2026	\$0.50	\$3,203,000

as provided in Resolution #841-11-10-21. Should this proposition be approved?

YES

NO

The Secretary of the Board of Directors is authorized and directed to deliver a certified copy of this resolution to the Pierce County Auditor no later than December 10, 2021.

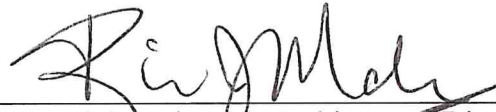
Section 5. Notices Relating to Ballot Title. For purposes of receiving notice of the exact language of the ballot title required by RCW 29A.36.080, the Board hereby designates the (a) the Superintendent, Jeff Chamberlin (jchamberlin@upsd83.org, (253) 566-5600), and (b) its bond counsel Stradling Yocca Carlson & Rauth, P.C. (Alice Ostdiek, 206-829-3002, aostdiek@stradlinglaw.com), as the individuals to whom the Auditor would provide such notice. The Secretary of the Board is authorized to approve changes to the ballot title, if any, deemed necessary by the Auditor or the Pierce County Prosecuting Attorney.

Section 6. Participation in Voters' Pamphlet. Pursuant to authority granted by RCW 29.81A.010, the Board hereby authorizes the District's participation in the local voters' pamphlet for the February 2022 election. The District understands and agrees that it will be required to pay its proportionate share of the expenses of the voters' pamphlet.

Section 7. Effective Date. This resolution will become effective immediately upon its adoption.

ADOPTED by the Board of Directors of University Place School District, Pierce County, Washington, at a regular meeting thereof, held November 10, 2021.

UNIVERSITY PLACE SCHOOL DISTRICT,
PIERCE COUNTY, WASHINGTON



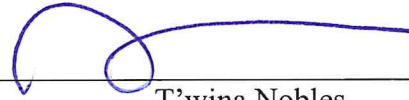
Rick Maloney, President and Director



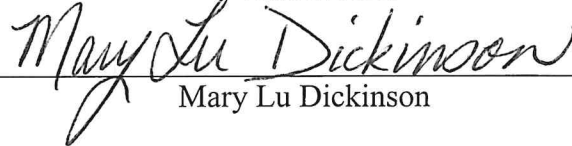
Ethelda Burke



Marisa Peloquin



T'wina Nobles



Mary Lu Dickinson

ATTEST:



Jeff Chamberlin
Secretary, Board of Directors

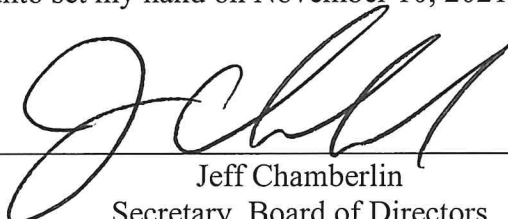
CERTIFICATE

I, the undersigned, Secretary of the Board of Directors of University Place School District, Pierce 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. 841-11-10-21 of the Board (the "Resolution"), duly adopted at a regular meeting thereof held November 10, 2021.

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 on November 10, 2021.



Jeff Chamberlin
Secretary, Board of Directors

OFFICIAL BALLOT
UNIVERSITY PLACE SCHOOL DISTRICT
PIERCE COUNTY, WASHINGTON

February 8, 2022

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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as provided in Resolution #841-11-10-21. Should this proposition be approved?

YES

NO

NOTICE
UNIVERSITY PLACE SCHOOL DISTRICT
PIERCE COUNTY, WASHINGTON

NOTICE IS HEREBY GIVEN that on February 8, 2022, 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:

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2026	\$0.50	\$3,203,000

as provided in Resolution #841-11-10-21. Should this proposition be approved?

YES

NO

Pierce County Auditor

OFFICE OF THE PIERCE COUNTY AUDITOR
PIERCE COUNTY, WASHINGTON

WHEREAS, the undersigned, as the duly elected, qualified and acting Auditor of Pierce County, Washington, has jurisdiction of and is required by law to conduct all special elections for school districts within the County; and

WHEREAS, University Place School District, Pierce County, Washington, lies entirely within the boundaries of Pierce County; and

WHEREAS, the Board of Directors of the District by resolution adopted on November 10, 2021, a certified copy of which has been delivered to the undersigned, has found that the interests of the District require the holding of a special election February 8, 2022; and

WHEREAS, said District by said resolution has authorized and directed the undersigned to assume jurisdiction of and conduct said special election;

NOW, THEREFORE, it is hereby authorized and ordered as follows:

The undersigned hereby assumes jurisdiction within Pierce County of the above-mentioned special election of University Place School District, Pierce County, Washington, authorized and ordered by resolution of its Board of Directors adopted on November 10, 2021, and will conduct said special election to be held on February 8, 2022.

DATED this ____ day of _____, 2021.

Pierce County Auditor