



Kittitas County Elections

Ballot measure submission cover sheet

This form must accompany each resolution or ordinance and be submitted to:

Kittitas County Elections
205 W. 5th Ave, Suite 105; Ellensburg WA 98926
509.962.7503
elections@co.kittitas.wa.us

district information

Cle Elum-Roslyn School District No. 404, Kittitas County, Washington

name of district

Elizabeth Greenhaw, Executive Director of Finance & Operations

district contact person and title

(509) 649-4852

phone

greenhaw@cersd.org

email

election information

February 11, 2025

election date

Capital Levy for Safety, Security, Technology and Facility Improvements

type of measure (levy, bond, advisory vote, etc)

Simple Majority. See Wash. Const. art. VII, sec. 2(a) and RCW 84.52.053.

pass / fail requirements (simple majority, super majority, 60%, etc), along with the applicable statutory references

contact information for public

This contact person from the district should be able to respond to questions from voters about the ballot measure. This contact information will be provided upon request.

Elizabeth Greenhaw, Executive Director of Finance & Operations

district contact person and title

(509) 649-4852

phone

greenhaw@cersd.org

email

Voter Pamphlet Contact Info

Pro Committee:

Name

Contact

Against Committee

name

Contact

For Office Use Only: Received Date Stamp:

Received by:

CLE ELUM-ROSLYN SCHOOL DISTRICT NO. 404
KITITAS COUNTY, WASHINGTON

EXPLANATORY STATEMENT

PROPOSITION NO. 1 – CAPITAL LEVY FOR SAFETY, SECURITY, TECHNOLOGY AND
FACILITY IMPROVEMENTS

This proposition would allow Cle Elum-Roslyn School District to levy taxes over a three-year period to make critical safety, security, technology and school improvements, including: (1) installing enhanced safety and security systems; (2) upgrading traffic, bus lanes and pedestrian walkways; (3) constructing covered walkways for portable classrooms and new preschool facilities; (4) modernizing technology; (5) upgrading HVAC for elementary and middle school buildings; (6) implementing ADA compliance projects; (7) making renovations to specialized classroom and special education spaces, including libraries; and (8) upgrading athletic and gym facilities. Further information is available at www.cersd.org.

The levy would authorize collection of \$2,000,000 in each of the years 2026 through 2028. The levy rate per \$1,000 of assessed value required to produce these amounts is estimated to be \$0.26 in 2026, \$0.25 in 2027 and \$0.24 in 2028. Exemptions from taxes may be available, call the Kittitas County Assessor at 509-962-7501.

Election Date: February 11, 2025
Word Count: 148 words – 150 allowed

Prepared by:
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Lee Marchisio, Special Counsel
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Seattle, Washington 98101
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CLE ELUM-ROSLYN SCHOOL DISTRICT NO. 404
KITITAS COUNTY, WASHINGTON

PROPOSITION NO. 1 – CAPITAL LEVY FOR SAFETY, SECURITY,
TECHNOLOGY AND FACILITY IMPROVEMENTS

RESOLUTION NO. 24-12-1

A RESOLUTION of the Board of Directors of Cle Elum-Roslyn School District No. 404, Kittitas County, Washington, providing for the submission to the voters of the District at a special election to be held on February 11, 2025, of a proposition authorizing an excess tax levy to be made annually for three years commencing in 2025 for collection in 2026 of \$2,000,000, in 2026 for collection in 2027 of \$2,000,000, and in 2027 for collection in 2028 of \$2,000,000, for the District's Capital Projects Fund to support the construction, modernization and remodeling of school facilities; designating the District's Executive Director of Finance & Operations and special counsel to receive notice of the ballot title from the Auditor of Kittitas County, Washington; and providing for related matters.

ADOPTED: December 9, 2024

This document prepared by:

*FOSTER GARVEY P.C.
1111 Third Avenue, Suite 3000
Seattle, Washington 98101
(206) 447-6264*

CLE ELUM-ROSLYN SCHOOL DISTRICT NO. 404
KITTITAS COUNTY, WASHINGTON

RESOLUTION NO. 24-12-1

A RESOLUTION of the Board of Directors of Cle Elum-Roslyn School District No. 404, Kittitas County, Washington, providing for the submission to the voters of the District at a special election to be held on February 11, 2025, of a proposition authorizing an excess tax levy to be made annually for three years commencing in 2025 for collection in 2026 of \$2,000,000, in 2026 for collection in 2027 of \$2,000,000, and in 2027 for collection in 2028 of \$2,000,000, for the District's Capital Projects Fund to support the construction, modernization and remodeling of school facilities; designating the District's Executive Director of Finance & Operations and special counsel to receive notice of the ballot title from the Auditor of Kittitas County, Washington; and providing for related matters.

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF CLE ELUM-ROSLYN SCHOOL DISTRICT NO. 404, KITTITAS COUNTY, WASHINGTON, as follows:

Section 1. Findings and Determinations. The Board of Directors (the "Board") of Cle Elum-Roslyn School District No. 404, Kittitas County, Washington (the "District"), takes note of the following facts and makes the following findings and determinations:

(a) The existing condition of school facilities require the District to support the construction, modernization and remodeling of school facilities, all as more particularly defined and described in Section 2 (collectively, the "Projects").

(b) It appears certain that the money in the District's Capital Projects Fund will be insufficient to permit the District to pay costs of the Projects, and that it is necessary that a replacement excess tax levy of \$2,000,000 be made in 2025 for collection in 2026, \$2,000,000 be made in 2026 for collection in 2027 and \$2,000,000 be made in 2027 for collection in 2028 for the District's Capital Projects Fund to provide the money required to pay those costs.

(c) Pursuant to Article VII, Section 2(a) of the Washington Constitution and Revised Code of Washington ("RCW") 84.52.053, the District may submit to its voters at a special election, for their approval or rejection, a proposition authorizing the District to levy annual excess property taxes to support (*i.e.*, to pay or finance) costs of the Projects.

(d) The best interests of the District's students and other inhabitants require the District to carry out and accomplish the Projects.

Section 2. Description of the Projects. The Projects to be paid for with the excess property taxes authorized herein are more particularly defined and described as follows:

(a) Make critical safety, security, technology and school improvements, including, but not limited to: (1) installing enhanced safety and security surveillance systems and modern lockdown technologies and communications systems; (2) upgrading traffic flow designs, including improved and safer bus lanes and pedestrian walkways and repaved parking areas; (3) constructing

covered walkways for portable classrooms and new preschool facilities; (4) modernizing technology equipment and infrastructure (including acquiring, installing and implementing standardized classroom technology equipment across all schools, upgrading infrastructure and cooling systems for informational technology rooms, and relocating critical District fiber optic infrastructure); (5) upgrading heating, ventilation and air conditioning (HVAC) cooling systems for elementary and middle school buildings; (6) implementing Americans with Disabilities Act (ADA) compliance projects to ensure accessibility for all students and the community; (7) making renovations to specialized classroom and special education spaces, including libraries; (8) upgrading athletic and gym facilities; (9) undertaking a feasibility study to evaluate secondary programming and capacity needs and school improvements; and (10) making other critical safety, security, technology and school improvements, all as determined necessary and advisable by the Board. The foregoing technology systems, facilities, projects, equipment and infrastructure shall be part of the District's integrated technology systems and facilities for instruction and research, all as determined necessary and advisable by the Board.

(b) Acquire, construct and install all necessary furniture, equipment, apparatus, accessories, fixtures and appurtenances in or for the foregoing, all as determined necessary and advisable by the Board.

(c) Pay costs associated with: (1) implementing the foregoing technology systems, facilities, projects, equipment and infrastructure, including, but not limited to, upgrading, acquiring, constructing and installing hardware, licensing software and online applications and training related to the installation of the foregoing; and (2) the application and modernization of technology systems for operations and instruction, including, but not limited to, 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 determined necessary and advisable by the Board. Such costs constitute a part of the Projects. The software or applications shall be an integral part of the District's technology systems, facilities or projects.

(d) Pay incidental costs incurred in connection with carrying out and accomplishing the Projects. Such incidental costs constitute a part of the Projects and include, but are not limited to: (1) payments for fiscal and legal costs; (2) costs of establishing and funding accounts; (3) necessary and related engineering, architectural, planning, consulting, permitting, inspection and testing costs; (4) administrative and relocation costs; (5) site acquisition and improvement costs; (6) demolition costs; (7) costs related to demolition and/or deconstruction of existing school facilities to recycle, reclaim and repurpose all or a portion of such facilities and/or building materials; (8) costs of on and off-site utilities and road improvements; and (9) costs of other similar activities or purposes, all as determined necessary and advisable by the Board.

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 determined 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. The Projects are to be more fully described in the plans and specifications to be filed with the District.

Section 3. Calling of Election. The Auditor of Kittitas County, Washington, as *ex officio* Supervisor of Elections (the "Auditor"), is requested to call and conduct a special election in the manner provided by law to be held in the District on February 11, 2025, for the purpose of submitting to the District's voters, for their approval or rejection, a proposition authorizing a Capital Projects Fund excess property tax levy on all of the taxable property within the District (the assessed value of such representing 100% of true and fair value unless specifically provided otherwise by law) to be made annually for three years commencing in 2025 for collection in 2026 of \$2,000,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.26 per \$1,000 of assessed value, in 2026 for collection in 2027 of \$2,000,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.25 per \$1,000 of assessed value, and in 2027 for collection in 2028 of \$2,000,000, the estimated dollar rate of tax levy required to produce such an amount being \$0.24 per \$1,000 of assessed value, all in excess of the maximum tax levy allowed 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.

Section 4. Use of Taxes. If the proposition authorized by this resolution is approved by the requisite number of voters, the District will be authorized to levy the excess property taxes up to the amounts provided in this resolution to pay costs of the Projects, all as may be authorized by law and determined necessary and advisable by the Board. Pending the receipt of those taxes, the District may issue short-term obligations pursuant to chapter 39.50 RCW or contract indebtedness pursuant to RCW 28A.530.080. Upon receipt, the District may use those taxes to repay such short-term obligations or indebtedness, all as may be authorized by law and determined necessary and advisable by the Board.

Section 5. Sufficiency of Taxes. If the excess property taxes 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 taxes to other capital purposes, or reduce or eliminate the excess property tax levies authorized herein, all as the Board may determine by resolution and as permitted by law.

If the Board determines 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, or for any other reason determined by the Board, the District will not be required to accomplish such Projects and may apply the excess property taxes authorized herein or any portion thereof to other capital purposes of the District, or reduce or eliminate the excess property taxes authorized herein, all as the Board may determine by resolution and as permitted by law. In the event that the excess property taxes, plus any other money of the District legally available therefor, are insufficient to accomplish all of the Projects, the District may use the available money for paying the cost of that portion of the Projects that the Board determines most necessary and in the best interests of the District.

Notwithstanding anything in this resolution to the contrary, the excess property taxes authorized herein may be used to support the construction, modernization and remodeling of school facilities and implementation of the District's technology plan and to pay costs authorized to be paid from the Capital Projects Fund.

Section 6. Form of Ballot Title. Pursuant to RCW 29A.36.071, the Kittitas County Prosecuting Attorney is requested to prepare the concise description of the aforesaid proposition for the ballot title in substantially the following form:

PROPOSITION NO. 1

CLE ELUM-ROSLYN SCHOOL DISTRICT NO. 404

CAPITAL LEVY FOR SAFETY, SECURITY, TECHNOLOGY AND
FACILITY IMPROVEMENTS

The Board of Directors of Cle Elum-Roslyn School District No. 404 adopted Resolution No. 24-12-1, concerning a levy to support student safety, modernize technology, improve schools. This proposition would authorize the District to levy the following excess taxes, on all taxable property within the District, to make critical safety, security, technology and school improvements (install security/lockdown technology; improve traffic, bus, walkway safety; modernize student technology, special education/specialized classrooms; and upgrade HVAC, ADA accessibility, athletic/performing arts facilities):

<u>Collection Year</u>	<u>Estimated Levy Rate/\$1,000 Assessed Value</u>	<u>Levy Amount</u>
2026	\$0.26	\$2,000,000
2027	\$0.25	\$2,000,000
2028	\$0.24	\$2,000,000

all as provided in Resolution No. 24-12-1. Should this proposition be approved?

LEVY ... YES ☐

LEVY ... NO ☐

Section 5. Authorization to Deliver Resolution to Auditor and Perform Other Necessary Duties. The Secretary to the Board (the "Secretary") or the Secretary's designee is authorized and directed to: (a) present a certified copy of this resolution to the Auditor no later than December 13, 2024; and (b) 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 authorizing the District to levy excess property taxes to pay costs of the Projects.

Section 6. 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 (a) the District's Executive Director of Finance & Operations (Elizabeth Greenhaw), telephone: 509.649.4850; email: greenhaw@cersd.org; and (b) special counsel, Foster Garvey P.C. (Lee Marchisio), telephone: 206.447.6264; email: lee.marchisio@foster.com, as the individuals to whom the Auditor shall provide such notice. The Secretary is authorized to approve changes to the ballot title, if any, determined necessary by the Auditor or the Kittitas County Prosecuting Attorney.

Section 7. Execution; General Authorization and Ratification. This resolution may be executed by the Directors being present and voting in favor of the resolution, or only the Chair of the Board (the "Chair"), and attested by the Secretary, in tangible medium, manual, facsimile or electronic form under any security procedure or platform, and notwithstanding any other District resolution, rule, policy or procedure, or in any other manner evidencing its adoption. The Secretary, the District's Executive Director of Finance & Operations, the Chair, other appropriate officers of the District and the District's special counsel, Foster Garvey P.C., are hereby further severally authorized and directed to take such actions and to create, accept, execute, send, use and rely upon such tangible medium, manual, facsimile or electronic documents, records and signatures under any security procedure or platform, and notwithstanding any other District resolution, rule, policy or procedure, as in their judgment may be necessary or desirable to effectuate the provisions of this resolution. All actions taken prior to the effective date of this resolution in furtherance of and not inconsistent with the provisions of this resolution are ratified and confirmed in all respects.

Section 8. Severability. If any provision of this resolution is declared by any court of competent jurisdiction to be invalid, then such provision shall be null and void and shall be separable from the remaining provisions of this resolution and shall in no way affect the validity of the other provisions of this resolution, or of the levy or collection of excess property taxes authorized herein.

Section 9. Effective Date. This resolution takes effect from and after its adoption.

ADOPTED by the Board of Directors of Cle Elum-Roslyn School District No. 404, Kittitas County, Washington, at a regular open public meeting held on December 9, 2024.

CLE ELUM-ROSLYN SCHOOL DISTRICT NO. 404
KITITAS COUNTY, WASHINGTON



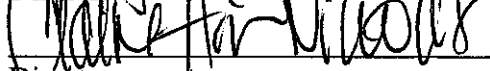
Chair and Director



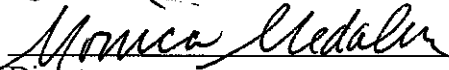
Vice Chair and Director



Director



Director



Director

ATTEST:



JOHN BELCHER
Secretary to the Board of Directors

CERTIFICATION

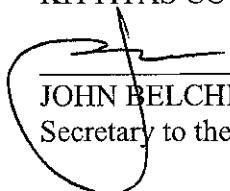
I, JOHN BELCHER, Secretary to the Board of Directors of Cle Elum-Roslyn School District No. 404, Kittitas County, Washington (the "District"), hereby certify as follows:

1. The foregoing Resolution No. 24-12-1 (the "Resolution") is a full, true and correct copy of the Resolution duly adopted at a regular meeting of the Board of Directors of the District (the "Board") held at its regular meeting place on December 9, 2024 (the "Meeting"), as that Resolution appears in the records of the District, and the Resolution is now in full force and effect; and

2. The Meeting was duly convened, held and included an opportunity for public comment, in all respects in accordance with law, a quorum of the members of the Board was present throughout the Meeting, and a sufficient number of members of the Board present voted in the proper manner for the adoption of the Resolution.

IN WITNESS WHEREOF, I have hereunto set my hand as of December 9, 2024.

CLE ELUM-ROSLYN SCHOOL DISTRICT NO. 404
KITTITAS COUNTY, WASHINGTON



JOHN BELCHER
Secretary to the Board of Directors