



# LACEY FIRE DISTRICT THREE

*Service with Excellence*

COMMISSIONERS

Eugene W. Dobry, Jr.  
Dennis Jones  
K. Frank Kirkbride  
Tom Nelson  
Judy Wilson

FIRE CHIEF

Steve Brooks

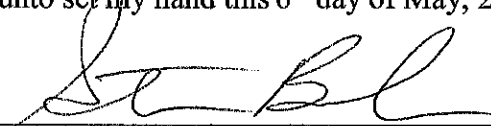
## CERTIFICATION

I, Steve Brooks, Secretary to the Board of Commissioners (the "Board") of Lacey Fire District Three, Washington (the "District"), hereby certify as follows:

1. The attached copy of Resolution No. 838-05-14 (the "Resolution") is a full, true and correct copy of the Resolution duly passed at a regular meeting of the District Board held at the regular meeting place thereof on the 1<sup>st</sup> day of May, 2014, as that Resolution appears on the Minute Book of the District; and

2. A quorum of the members of the Board was present throughout the meeting and a majority of those members present voted in the proper manner for the adoption of the Resolution.

IN WITNESS WHEREOF, I have hereunto set my hand this 6<sup>th</sup> day of May, 2014.

  
\_\_\_\_\_  
Steve Brooks, Secretary

RECEIVED  
THURSTON COUNTY AUDITOR

MAY 06 2014

AT 2:15 AM/PM  
BY: Abunt DEPUTY

**LACEY FIRE DISTRICT 3**

**THURSTON COUNTY, WASHINGTON**

**RESOLUTION # 838-05-14**

**Levy Lid Lift for Maintenance and Operations**

A Resolution of the of the Board of Fire Commissioners of Lacey Fire District 3, Thurston County, Washington, relating to regular property taxes; providing for the submission to the qualified electors of the District at the state primary election held within the District on August 5, 2014, of a proposition authorizing the levy of regular property taxes in excess of the limitations of chapter 84.55 RCW for specified purposes, including fire protection, prevention and emergency medical services in the District; setting forth the text of the ballot proposition; directing proper officials to take necessary actions; and providing for other properly related matters.

BE IT RESOLVED BY THE BOARD OF FIRE COMMISSIONERS OF LACEY FIRE DISTRICT 3 (FIRE PROTECTION DISTRICT NO. 3), THURSTON COUNTY, WASHINGTON, AS FOLLOWS:

**Section 1. Findings, Determinations and Recitals.** The Board of Fire Commissioners (the "Board") of Lacey Fire District 3 (Fire Protection District No. 3), Thurston County, Washington (the "District") makes the following findings and determinations:

(a) RCW 52.16.130, RCW 52.16.140 and RCW 52.16.160 limit the District's aggregate regular property tax levy to a maximum dollar rate of \$1.50 per \$1,000 of assessed value of taxable property within the District. Due to a variety of factors, the District currently levies its regular property tax levy at a dollar rate of \$1.3939 per \$1,000 of assessed value.

(b) Chapter 84.55 RCW limits the incremental increase in the amount of regular property taxes to 1% (or inflation, if that is less than 1%) of the highest prior levy amount (the "levy lid").

(c) RCW 84.55.050(2) allows the District to increase the regular property tax levy in amounts exceeding the levy lid in each of six consecutive years, if the increase is approved by a majority of the voters at an election to be held within the taxing district in conjunction with the state primary or general election to be held on the same date (a "levy lid lift"). A levy lid lift may be used to reset the base for future levy lid calculations.

(d) The Board has determined that the money which will be available in the District's Expense Fund in calendar year 2015 and future years, will be insufficient to permit the District to pay for the increased maintenance and operation expenses required to provide fire protection and

emergency medical services essential and necessary for the protection of the public health, life and property of its residents.

(e) The Board may determine in future years to not levy the full amount authorized by the proposed restored levy, in the event funding of District ongoing programs, maintenance and operations expenses is received by the District from grants or other fund sources.

(f) It is therefore in the best interests of the District and its residents to seek voter approval for a levy lid lift proposition to provide additional funding for the purposes of the District as further described in this resolution.

**Section 2. Purpose and Description of Ballot Proposition.** For the purposes identified below, the Board seeks voter approval under RCW 84.55.050(2) for a levy lid lift, as follows:

(a) **Purpose.** The amounts collected pursuant to the increase authorized in 2015 through 2020 shall be used solely to provide fire protection, prevention and emergency services in the District, to operate and maintain emergency fire, medical service vehicles and other district vehicles and equipment (including repair and replacement), to maintain District facilities, and to maintain staffing of such facilities by properly trained personnel, who are equipped with proper fire fighting and emergency medical equipment. The purposes of this authorization do not include new or replacement buildings.

(b) **Maximum Levy Rate Authorized in 2015.** The proposition would authorize a maximum total regular levy rate of \$1.50 per \$1,000 of assessed value for collection in 2015. This represents an incremental increase in the regular property tax rate of approximately \$0.10 per \$1,000 of assessed value, over the current year's (2014) levy rate.

(c) **Increase Authorized in Future Years.** The District's maximum allocable regular tax levy in each of the following five years (2016 through 2020) shall be computed annually by using the prior year's highest allowable levy and applying a limit factor of 106%.

The dollar amount of the maximum allowable levy under chapter 84.55 RCW levied for collection in 2020 shall be used for the purpose of computing the limitations on subsequent levies under chapter 84.55 RCW.

**Section 3. Calling of Election and Ballot Proposition.** The Auditor of Thurston County, Washington (the "Auditor"), as *ex officio* supervisor of elections, is hereby requested to call and conduct a special election in the District, to be held in conjunction with the primary election on August 5, 2014, and to submit to the voters of the District a proposition in substantially the following form attached as Exhibit A. An explanatory statement is attached as Exhibit B.

**Section 4. Notices Relating to Ballot Proposition.** For purposes of receiving notice of the exact language of the ballot proposition required by RCW 29A.36.080, the Board hereby designates: (a) the Secretary of the Board and (b) special counsel to the District, Foster Pepper PLLC (Steve DiJulio, (206) 447-8971, dijup@foster.com) as the individuals to whom such notice should be provided.

**Section 5. Authorization to Deliver Resolution and Perform Other Necessary Duties.** The Secretary of the Board (or his/her designee) is authorized and directed, no later than May 9, 2014, to certify a copy of this resolution to the Auditor and to perform such other duties as are necessary or required by law to the end that the proposition described herein should appear on the ballot at the special election identified in Section 3 of this resolution.

**Section 6. Local Voters' Pamphlet Authorized.** The preparation and distribution of a local voters' pamphlet providing information on this ballot proposition is hereby authorized. The pamphlet shall include arguments advocating approval and disapproval of the ballot proposition. In accordance with RCW 29A.32.280 or with rules of the County Auditor, committees to prepare arguments advocating approval and disapproval of the measure shall be appointed by motion of the Board or by the Fire Chief as authorized by the Board. Each committee shall be composed of not more than three persons, and the committee advocating approval shall be composed of persons known to favor the ballot proposition and the committee advocating disapproval shall be composed of persons known to oppose the ballot proposition. The Secretary of the District is authorized to post publicly and accept nominations for the pro and con committees, and if more than three individuals are nominated for either side, to select the committees by randomly drawing three names from each pool of nominations. Names of committee members so selected shall be forwarded to the appropriate County officials.

**Section 7. Severability.** If any provision of this resolution shall be declared by any court of competent jurisdiction to be invalid, then such provision shall be null and void and be separable from the remaining provisions and shall in no way affect the validity of the other provisions, or of the levy or collection of the taxes authorized herein.

*[Remainder of page intentionally left blank.]*

Section 8. Effective Date. This resolution shall become effective immediately upon its adoption.

ADOPTED by the Board of Fire Commissioners of Lacey Fire District 3 (Fire Protection District No. 3) Thurston County, Washington, at a regular, open public meeting thereof, this 1<sup>st</sup> day of May, 2014, the following Commissioners being present and voting in favor of the resolution.

LACEY FIRE DISTRICT 3  
(FIRE PROTECTION DISTRICT NO. 3)  
THURSTON COUNTY, WASHINGTON

Thurman Nelson  
Chairman and Commissioner

Eugene W. Dolny  
Commissioner

[Signature]  
Commissioner

[Signature]  
Commissioner

W. C. [Signature]  
Commissioner

ATTEST:

[Signature]  
Secretary of the District

**PROPOSITION NO. 1**

**LACEY FIRE DISTRICT 3**

**MAINTENANCE AND OPERATIONS  
LEVY LID LIFT**

The Board of Fire Commissioners of Lacey Fire District 3 adopted Resolution No.838-05-14 concerning regular property tax limits under chapter 84.55 RCW. If approved, this proposition would restore the 2015 regular property tax levy to \$1.50/\$1,000 assessed value and set the limit factor for calculating levy rates in 2016 through 2020 at 106%. New revenues would be used for fire protection and emergency medical services, including maintenance, operation and replacement costs. The maximum permitted levy amount for 2020 would become the base for computing levy limits after this measure's expiration.

Should this proposition be:      Approved? \_\_\_\_      Rejected? \_\_\_\_