FRANKLIN PIERCE SCHOOL DISTRICT NO. 402
PIERCE COUNTY, WASHINGTON

PROPOSITION NO. 2 – REPLACEMENT SAFETY, TECHNOLOGY AND CAPITAL IMPROVEMENTS LEVY

RESOLUTION NO. 25-R-11

A RESOLUTION of the Board of Directors of Franklin Pierce School District No. 402, Pierce County, Washington, providing for the submission to the voters of the District at a special election to be held on February 10, 2026, of a proposition authorizing an excess tax levy to be made annually for six years commencing in 2026 for collection in the years 2027 through 2032 in the aggregate total amount of $58,926,198 for the District's Capital Projects Fund to support the modernization and remodeling of school facilities by making certain safety, instructional technology, and capital improvements; designating the Secretary to the Board and special counsel to receive notice of the ballot title from the Auditor of Pierce County, Washington; and providing for related matters.

ADOPTED: NOVEMBER 12, 2025

This document prepared by:

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

FRANKLIN PIERCE SCHOOL DISTRICT NO. 402
PIERCE COUNTY, WASHINGTON

RESOLUTION NO. 25-R-11

A RESOLUTION of the Board of Directors of Franklin Pierce School District No. 402, Pierce County, Washington, providing for the submission to the voters of the District at a special election to be held on February 10, 2026, of a proposition authorizing an excess tax levy to be made annually for six years commencing in 2026 for collection in the years 2027 through 2032 in the aggregate total amount of $58,926,198 for the District's Capital Projects Fund to support the modernization and remodeling of school facilities by making certain safety, instructional technology, and capital improvements; designating the Secretary to the Board and special counsel to receive notice of the ballot title from the Auditor of Pierce County, Washington; and providing for related matters.

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF FRANKLIN PIERCE SCHOOL DISTRICT NO. 402, PIERCE COUNTY, WASHINGTON, as follows:

Section 1. Findings and Determinations. The Board of Directors (the "Board") of Franklin Pierce School District No. 402, Pierce County, Washington (the "District"), takes note of the following facts and makes the following findings and determinations:

(a) Calendar year 2026 is the last year of collection of the District's current four-year Capital Projects Fund tax levy, which was authorized pursuant to Resolution No. 21-R-15, adopted by the Board on November 9, 2021, and approved by the voters at a special election held and conducted within the District on February 8, 2022.

(b) The existing condition of school facilities, health, safety and security needs of students, staff and the community, and the District's instructional programs and existing condition of instructional technology equipment, infrastructure, systems and facilities, require the District to support the modernization and remodeling of school facilities by making certain safety, instructional technology, and capital improvements to meet the current and future needs of students, all as more particularly defined and described in Section 2 herein (collectively, the "Projects").

(c) With the expiration of the District's current four-year Capital Projects Fund tax levy, 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 $8,883,832 be made in 2026 for collection in 2027, $9,239,182 be made in 2027 for collection in 2028, $9,608,747 be made in 2028 for collection in 2029, $9,993,095 be made in 2029 for collection in 2030, $10,392,816 be made in 2030 for collection in 2031, and $10,808,526 be made in 2031 for collection in 2032, for the District's Capital Projects Fund to provide the money required to pay those costs.

(d) The proposed six-year Capital Projects Fund tax levy authorized in this resolution will replace the District's expiring four-year Capital Projects Fund tax levy.

(e) 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 fund) costs of the Projects.

(f) 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 safety and facility upgrade improvements to school facilities District-wide, including, but not limited to: (1) upgrading, repairing and/or replacing heating, ventilation and air climate control systems and equipment ("HVAC"), plumbing and electrical systems, and exterior roofs; and (2) making other safety, facility upgrade and capital improvements to school facilities, all as determined necessary and advisable by the Board.

(b) Acquire, install, implement and modernize instructional technology equipment, infrastructure, systems and facilities, and make other improvements and upgrades to the District's instructional technology systems and facilities, all to enhance student learning, and all as determined necessary and advisable by the Board. The foregoing instructional technology equipment, infrastructure, systems, facilities, improvements and upgrades shall be part of the District's integrated technology systems and facilities for instruction and operations.

(c) 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.

(d) 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 hardware, software or applications shall be an integral part of the District's technology systems, facilities or projects.

(e) 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, managerial and relocation costs; (5) site acquisition, assessment 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 accomplished 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 Pierce County, Washington, as *ex officio* Supervisor of Elections (the "Auditor"), is requested to call and conduct a special election in the District, in the manner provided by law, to be held on February 10, 2026, for the purpose of submitting to the District's voters, for their approval or rejection, the proposition authorizing a replacement 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 six years commencing in 2026 for collection in 2027 of $8,883,832, the estimated dollar rate of tax levy required to produce such an amount being $1.00 per $1,000 of assessed value, in 2027 for collection in 2028 of $9,239,182, the estimated dollar rate of tax levy required to produce such an amount being $1.00 per $1,000 of assessed value, in 2028 for collection in 2029 of $9,608,747, the estimated dollar rate of tax levy required to produce such an amount being $1.00 per $1,000 of assessed value, in 2029 for collection in 2030 of $9,993,095, the estimated dollar rate of tax levy required to produce such an amount being $1.00 per $1,000 of assessed value, in 2030 for collection in 2031 of $10,392,816, the estimated dollar rate of tax levy required to produce such an amount being $1.00 per $1,000 of assessed value, and in 2031 for collection in 2032 of $10,808,526, the estimated dollar rate of tax levy required to produce such an amount being $1.00 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 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 only to support the construction, modernization or remodeling of school facilities or implementation of the District's technology facilities plan.

[*Remainder of page intentionally left blank*]

Section 6. Form of Ballot Title. Pursuant to RCW 29A.36.071, the Pierce 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. 2

FRANKLIN PIERCE SCHOOL DISTRICT NO. 402

REPLACEMENT SAFETY, TECHNOLOGY AND CAPITAL IMPROVEMENTS LEVY

The Board of Directors of Franklin Pierce School District No. 402 adopted Resolution No. 25-R-11 concerning a replacement levy for district-wide capital improvements. If approved, this proposition would fund capital improvements, including safety equipment, modernization of instructional technology, and facility upgrades (including HVAC, plumbing, electrical, and roofs), and authorize the District to levy the following excess taxes, replacing an expiring levy, on all taxable property within the District:

Collection Year	Estimated Levy Rate/$1,000 Assessed Value	Levy Amount
2027	$1.00	$8,883,832
2028	$1.00	$9,239,182
2029	$1.00	$9,608,747
2030	$1.00	$9,993,095
2031	$1.00	$10,392,816
2032	$1.00	$10,808,526

all as provided in Resolution No. 25-R-11. Should this proposition be approved?

LEVY . . . YES ☐ LEVY . . . NO ☐

Section 7. 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 12, 2025; 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 annual excess property taxes to pay costs of the Projects.

Section 8. 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 Secretary (Dr. Lance Goodpaster), telephone: 253.298.3010; email: lgoodpaster@fpschools.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 Pierce County Prosecuting Attorney.

Section 9. 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 President of the Board (the "President"), 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 President, the Secretary, the District's Director of Business Services, other appropriate officials of the District and the District's special counsel, Foster Garvey P.C., are 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 10. 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 11. Effective Date. This resolution takes effect from and after its adoption.

[*Remainder of page intentionally left blank; signature page follows*]

ADOPTED by the Board of Directors of Franklin Pierce School District No. 402, Pierce County, Washington, at a regular open public meeting held on November 12, 2025.

FRANKLIN PIERCE SCHOOL DISTRICT NO. 402
PIERCE COUNTY, WASHINGTON

_____
President and Director

_____
Vice President and Director

_____
Director

_____
Director

_____
Director

ATTEST:

_____
DR. LANCE GOODPASTER
Secretary to the Board of Directors

CERTIFICATION

I, DR. LANCE GOODPASTER, Secretary to the Board of Directors of Franklin Pierce School District No. 402, Pierce County, Washington (the "District"), hereby certify as follows:

1. The foregoing Resolution No. 25-R-11 (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 November 12, 2025 (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.

Dated: November 12, 2025.

FRANKLIN PIERCE SCHOOL DISTRICT NO. 402
PIERCE COUNTY, WASHINGTON

_____
DR. LANCE GOODPASTER
Secretary to the Board of Directors