

A RESOLUTION providing for the conduct of the local special bond election to be held in Weber School District, Utah on November 2, 2021; and providing for related matters.

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WHEREAS, on August 4, 2021, the Board of Education (the “*Board*”) of Weber School District, Utah (the “*District*”) adopted a certain resolution (the “*Election Resolution*”) providing that (1) a local special bond election be called and held on November 2, 2021 (the “*Local Special Bond Election*”) in the District, at the same time as the municipal general election, for the purpose of submitting to the qualified electors thereof the question of the issuance of \$279,000,000 general obligation bonds of the Board for the purpose of raising money for constructing buildings, acquiring land and furnishings and remodeling and updated existing school property under the charge of the Board (the “*Project*”), (2) a public hearing be held with respect to the issuance of such bonds for said purposes and (3) notice of such public hearing be given as provided by law;

WHEREAS, the Election Resolution included the ballot proposition, in compliance with Section 11-14-201 of the Utah Code Annotated 1953, as amended (the “*Utah Code*”);

WHEREAS, the Board desires at this time to provide for the conduct of the Local Special Bond Election by designating the election officials, approving the polling places and providing for other related matters; and

WHEREAS, the adoption of the Election Resolution and this resolution (the “*Resolution*”) have been approved in satisfaction of the requirements of Section 20A-1-203 of the Utah Code, which requires that a special election to vote on a bond or debt issue may not be called unless the resolution calling the election is adopted by two-thirds majority of the members of the Board;

NOW, THEREFORE, Be It Resolved by the Board of Education of Weber School District, Utah, as follows:

*Section 1.* The Business Administrator of the Board (the “*Business Administrator*”), as election officer and the County Clerk (the “*County Clerk*”) of Weber County, Utah (the “*County*”), as provider election officer (individually and collectively, the “*Election Officer*”), are hereby authorized and directed to perform and do, and to cause to be performed and done, all things necessary to conduct the Local Special Bond Election in accordance with the provisions of this Resolution, Chapter 14, Title 11 of the Utah Code, and Title 20A of the Utah Code.

*Section 2.* The Local Special Bond Election shall be held in, among others, the same voting precincts and at the same polling places in which qualified electors of the District reside as those established for the municipal general election held on Tuesday, November 2, 2021 (the “*Election Day*”). The voting precincts and polling places shall be established by the County Clerk and shall be specified in the notice of the Local Special Bond Election (subject to adjustment in accordance with the provisions of the Utah Code), the form of which is attached hereto as *Exhibit 1*.

*Section 3.* In accordance with the provisions of Section 11-14-203 of the Utah Code, the poll workers who have been otherwise appointed under the provisions of general law to conduct the municipal general election or who have been appointed by the County Clerk, to be held on the same day, shall conduct the Local Special Bond Election. The poll workers for the voting centers shall be the poll workers who have been appointed by the County Clerk; *provided, however*, that all poll workers appointed by the County Clerk shall meet the requirements of Section 20A-5-602 of the Utah Code.

*Section 4.* The poll workers are hereby authorized and directed to fulfill their responsibilities in accordance with Section 20A-5-605 of the Utah Code and other applicable provisions of law.

*Section 5.* Notice of the Local Special Bond Election (the “*Notice*”) shall be provided (a) at least 21 days before the Election Day, by posting at least ten (10) copies of the Notice in places within the District that are most likely to give notice to the voters in the District; (b) by posting the Notice on the Utah Public Notice Website, created in Section 63A-16-601 of the Utah Code, for three weeks before the Election Day and (c) by posting on the District’s website for at least 3 weeks before the Election Day. The notice shall be in substantially the form attached hereto as *Exhibit 1*.

It is hereby found and determined that the Notices shall at least be posted (a) in the offices of Weber County, Utah, (b) in the city or town office/hall of the majority of cities and towns within the District and (c) at each of the District’s schools (the “*Posting Places*”) on or prior to Thursday, September 30, 2021; such Posting Places being reasonably determined by the Board to be most likely to give notice to the voters in the District of the Local Special Bond Election.

*Section 6.* The officers and employees of the Board are authorized and directed to prepare and mail a voter information pamphlet or a notification thereof, as required by Section 11-14-202 of the Utah Code, and to take such other actions as they deem necessary in order to comply with such provisions of the Utah Code.

*Section 7.* The Election Officer shall cause a copy of the sample ballot to be posted, publicized and provided in compliance with Section 20A-5-405 of the Utah Code, which publication may be as a part of the Local Special Bond Election. The sample ballot shall be in substantially the form set forth in Section 4 of the Election Resolution.

*Section 8.* The ballots to be used at the Local Special Bond Election (a) shall be suitable for use in the voting and counting devices, if any, in which they are intended to be placed, (b) shall be organized to record the votes relating to the Local Special Bond Election as well as votes relating to other propositions and offices being voted upon at the municipal general election, (c) shall be separate from ballots to be used for other propositions and offices being voted upon at the municipal general election and (d) shall comply in all respects with the requirements of Section 11-14-206 and the applicable requirements of Title 20A, Chapter 6, of the Utah Code.

*Section 9.* The Board shall meet as a board of canvassers on Tuesday, November 16, 2021, at the regular meeting place of the Board, located at 5320 South Adams Parkway,

Washington Terrace, Utah, at \_\_\_\_ p.m. (or such other date or time as the Business Administrator may determine), which is no sooner than 7 days and no later than 14 days after the Election Day, and if the majority of the votes cast at the Local Special Bond Election are in favor of such proposition submitted, then the Board shall cause an entry of that fact to be made upon its minutes, and thereupon the Board shall be authorized to issue such bonds.

*Section 10.* This Resolution is a declaration of official intent under Treas. Reg. Section 1.150-2. In satisfaction of the requirements thereof:

(a) The Board is planning to make expenditures relative to the Project from the Capital Outlay Fund (the “*Fund*”).

(b) Expenditures relating to paying the costs of the Project (i) have been paid within 60 days prior to the passage of this Resolution or (ii) will be paid on or after the passage of this Resolution (the “*Expenditures*”).

(c) The Board reasonably expects to reimburse the Expenditures with proceeds of general obligation school building bonds, if any, authorized at the Local Special Bond Election, to be issued by the Board.

(d) The maximum principal amount of such bonds expected to be issued for the Expenditures to be made from the Fund is \$279,000,000.

*Section 11.* The officers and employees of the Board and the District are authorized to take such action as they may deem necessary in order to assure that the Local Special Bond Election does not violate any applicable state or federal law, including laws regarding the use of the electronic voting devices.

*Section 12.* All acts and resolutions in conflict with this Resolution or any part thereof are hereby repealed.

*Section 13.* It is hereby declared that all parts of this Resolution are severable, and if any section, clause or provision of this Resolution shall, for any reason, be held to be invalid and unenforceable, the invalidity or unenforceability of any such section, clause or provision shall not affect the remaining sections, clauses or provisions of this Resolution.

*Section 14.* Immediately after its adoption by at least two-thirds majority of the members of the Board, this Resolution shall be signed by the President of the Board and the Business Administrator, shall be recorded in a book kept for that purpose and shall take immediate effect.

*(Signature page follows.)*

APPROVED AND ADOPTED by the Board of Education of Weber School District, Utah, on this 1st day of September, 2021.

BOARD OF EDUCATION OF WEBER SCHOOL  
DISTRICT, UTAH

By \_\_\_\_\_  
President

[SEAL]

ATTEST AND COUNTERSIGN:

By \_\_\_\_\_  
Business Administrator

**BOARD VOTE AS RECORDED:**

President	Jon S. Ritchie	_____
Vice President	Dean Oborn	_____
Board Member	Jan Burrell	_____
Board Member	Janis Christensen	_____
Board Member	Douglas R. Hurst	_____
Board Member	Bruce Jardine	_____
Board Member	Paul Widdison	_____

## EXHIBIT 1

### NOTICE OF LOCAL SPECIAL BOND ELECTION

#### BOARD OF EDUCATION OF WEBER SCHOOL DISTRICT, UTAH

PUBLIC NOTICE IS HEREBY GIVEN that a local special bond election (the “*Local Special Election*”) will be held in Weber School District, Utah (the “*District*”), at the same time as the municipal general election, on Tuesday, November 2, 2021 (“*Election Day*”).

The Local Special Election will be conducted by mail and ballots will be mailed to all eligible voters beginning on October 12, 2021. Voters can return their ballot by mail, in a secure ballot drop box, or in person on Election Day, and on the dates listed below, at the Voting Assistance Center. The polls at the Voting Assistance Center shall open at 7:00 a.m. and shall remain open until 8:00 p.m., when it will close. Secure ballot drop off locations where ballots can be deposited twenty-four hours a day, 7 days a week beginning October 12, 2021 until 8:00 p.m. and at the Voting Assistance Center days and hours are as follows:

#### **BALLOT DROP BOX (OCT. 12 – NOV. 2) open 24 hours a day**

Farr West City Office	1896 North 1800 West	Farr West, UT 84404
Harrisville City Office	363 West Independence Blvd.	Harrisville, UT 84404
Hooper City Office	5580 West 4600 South	Hooper, UT 84315
Huntsville Town Hall	7309 East 200 South	Huntsville, UT 84317
Main Library	2464 Jefferson Avenue	Ogden, UT 84401
Marriott-Slaterville City Office	1570 West 400 North	Marriott-Slaterville, UT 84404
North Branch Library	475 East 2600 North	Ogden, UT 84414
Ogden City Municipal Building	2549 Washington Blvd.	Ogden, UT 84401
Ogden Valley Branch Library	131 South 7400 East	Huntsville, UT 84317
Plain City City Hall	4160 West 2200 North	Plain City, UT 84404
Pleasant Valley Branch Library	5568 South Adams Avenue	Washington Terrace, UT 84405
Pleasant View Municipal Building	520 West Elberta Drive	Pleasant View City, UT 84414
Riverdale City Offices	4600 South Weber River Drive	Riverdale, UT 84405
Roy City Office	5051 South 1900 West	Roy, UT 84067
South Ogden City Hall	3950 Adams Avenue	South Ogden, UT 84403
Southwest Branch Library	2039 West 4000 South	Roy, UT 84067
Uintah City Hall	2191 East 6550 South	Uintah, UT 84405
Washington Terrace City Hall	5249 South 400 East	Washington Terrace, UT 84405
Weber Center Clerk/Auditor’s Office (East Parking Lot)	2380 Washington Blvd.	Ogden, UT 84401
West Haven City Hall	4150 South 3900 West	West Haven, UT 84408

**VOTING ASSISTANCE CENTERS**

Weber Center	2380 Washington Blvd.	Wednesday, October 27	12:00 p.m. – 6:00 p.m.
Weber Center	2380 Washington Blvd.	Thursday, October 28	12:00 p.m. – 6:00 p.m.
Weber Center	2380 Washington Blvd.	Friday, October 29	12:00 p.m. – 6:00 p.m.
Weber Center	2380 Washington Blvd.	Monday, November 1	12:00 p.m. – 6:00 p.m.
Weber Center	2380 Washington Blvd.	Tuesday, November 2	7:00 a.m. – 8:00 p.m.

The address for the Statewide Election Voter Information Website is [vote.utah.gov](http://vote.utah.gov). For information on registering to vote and absentee ballots, voters may contact the office of the (a) Weber County Clerk at the Weber Center at 2380 Washington Blvd. Suite #320, Ogden, Utah, telephone: (801) 399-8034 or visit the County Clerk’s election website at [WeberElections.com](http://WeberElections.com), or (b) Utah Lieutenant Governor, State Capitol, 350 N. State Street, Suite 220, Salt Lake City, Utah 84114, (801) 538-1041 or visit the Lieutenant Governor’s website at [elections.utah.gov](http://elections.utah.gov).

For information about alternate times and forms of voting, changes to the location of a polling place and the location of an additional polling place, voters may contact the office of the Weber County Clerk (who is acting a provider election officer for the Local Special Election) at the Weber Center at 2380 Washington Blvd. Suite #320, Ogden, Utah 84401, telephone: (801) 399-8034 or visit the County Clerk’s election website [WeberElections.com](http://WeberElections.com).

In order to vote in person at the election, you must present valid voter identification to the poll worker before voting, which must be (a) a valid form of photo identification that shows your name and photograph, (b) a valid tribal card, whether or not the card includes your photograph or not, or (c) two different forms of identification that show your name and current address.

There is to be no special registration of voters for the local special bond election, and the official register of voters last made or revised shall constitute the register for the local special bond election, except that all persons who reside within the District and are registered to vote in the election held on Election Day shall be considered to vote in the local special bond election. Registration lists or copies of such lists will be available at each of the above-described Voting Centers for use by registered voters entitled to use such voting place.

The title and text of the ballot proposition that will submitted to the qualified, registered voters residing within the District is as follows:

**BOARD OF EDUCATION OF WEBER SCHOOL DISTRICT, UTAH**  
**SPECIAL BOND ELECTION**

November 2, 2017

\_\_\_\_\_  
[(Facsimile Signature)

Business Administrator, Weber School District]

Shall the Board of Education of Weber School District, Utah, be authorized to issue general obligation bonds (“Bonds”) in an amount not to exceed \$279,000,000 and to mature in no more than twenty-one (21) years from the date or dates of issuance of such Bonds for the purpose of raising money for constructing buildings, acquiring land and furnishings and

remodeling and updating existing school property under the charge of the Board, and, to the extent necessary, for providing moneys for the refunding, at or prior to the maturity thereof, of general obligation bonds of the Board authorized hereunder or heretofore issued and now outstanding?

**PROPERTY TAX COST OF BONDS**

If the Bonds are issued as planned, without regard to the taxes currently levied for outstanding bonds that will reduce over time, an annual property tax to pay debt service on the Bonds will be required over a period of 20 years in the estimated average amount of \$146.00 on a \$395,000 primary residence, and in the estimated average amount of \$265.45 on a business property having the same value.

Since there are other outstanding bonds, an otherwise scheduled tax decrease may not occur if these Bonds are issued.

However, such outstanding bonds reduce over time such that the average property tax due to the issuance of the proposed Bonds is expected to have a zero net increase (\$0.00) from the current annual property tax levels after the Bonds are issued on both primary residences and businesses or secondary residences in the District.

The foregoing is only an estimate and is not a limit on the amount of taxes that the governing body may be required to levy in order to pay debt service on the Bonds. The governing body is obligated to levy taxes to the extent provided by law in order to pay the Bonds.

**To vote in favor of the above bond issue, select the box immediately adjacent to the words “FOR THE ISSUANCE OF BONDS.” To vote against the bond issue, select the box immediately adjacent to the words “AGAINST THE ISSUANCE OF BONDS.”**

**FOR THE ISSUANCE OF BONDS**

**AGAINST THE ISSUANCE OF BONDS**

NOTICE IS FURTHER GIVEN that on \_\_\_\_\_, \_\_\_\_\_, 2021, at 12:00 p.m., in the Elections Office on the first floor of the Weber Center at 2380 Washington Blvd., in Ogden, Utah, there will be conducted a test of the automatic tabulating equipment or other apparatus to be used to tabulate the results of the November local special bond election to be held in the District on the issuance of \$279,000,000 general obligation bonds described above. This test is open to public observation in accordance with the provisions of Section 20A-4-104, Utah Code.

NOTICE IS FURTHER GIVEN that on Tuesday, November 16, 2021, that being a day no sooner than 7 days and not later than 14 days after the local special bond election, the Board of Education of the District (the “Board”) will meet at its regular meeting place, 5320 South Adams Avenue Parkway, Washington Terrace, Utah, and will canvass the returns and declare the results of the local special bond election during the Board meeting that begins at \_\_\_ p.m.

Pursuant to applicable provisions of Sections 11-14-208 and 20A-4-403 of the Utah Code, the period allowed for any contest of the local special bond election shall end 40 days after November 16, 2021 (the date on which the results of the election are to be canvassed and the results thereof declared). No such contest shall be maintained unless a complaint is filed with the Clerk of the Second Judicial District Court in and for Weber County, within the prescribed 40-day period.

IN WITNESS WHEREOF, the Board of Education of Weber School District, Utah has caused this notice to be given.

DATED: September 1, 2021.

POSTED: on or before September 30, 2021.

BOARD OF EDUCATION OF WEBER SCHOOL  
DISTRICT, UTAH

By \_\_\_\_\_  
Business Administrator