

**EVERETT SCHOOL DISTRICT NO. 2  
RESOLUTION NO. 1173**

**RESOLUTION TO AUTHORIZE CONVEYANCE TO  
SNOHOMISH COUNTY FOR RIGHT OF WAY**

A Resolution of the Board of Directors (the "Board") of  
Everett School District No. 2 (the "District") declaring certain real  
property "surplus" for purposes of conveying the same.

**WHEREAS**, the District is the owner of record of two parcels of real property located in Snohomish County: (i) a parcel adjacent to 174th Street SE, more particularly described on Schedule I to the form of deed attached as Exhibit 1, and (ii) a parcel adjacent to 180th Street SE, more particularly described on Schedule I to the form of deed attached as Exhibit 2 (collectively, the "Property"); and

**WHEREAS**, the Property constitutes a portion of a larger assemblage of property owned by the District that the District is developing as Elementary School 18 (the "School"); and

**WHEREAS**, in connection with the development of the School, the County of Snohomish (the "County") has imposed permit conditions requiring the dedication ("Dedication") of certain strips of the Property, as shown in Exhibit B to the form of deed attached as Exhibit 1 and in Exhibit B to the form of deed attached as Exhibit 2 (together, the "Required Dedication Area") to accommodate a public right-of-way; and

**WHEREAS**, the Required Dedication Area is not subject to an authorized school use and is not required for school purposes, and the Board has determined that the Required Dedication Area is therefore surplus; and

**WHEREAS**, the District estimates the value of the Required Dedication Area to be less than \$50,000; and

**WHEREAS**, the Dedication, being necessary for the development of the School and road improvements adjacent to the School, will therefore benefit the School and the facilities and programs of the District; and

**WHEREAS**, the Board has further determined that the surplusing of the Required Dedication Area and consummation of the Dedication are in the current best interests of the District and do not interfere with the District's current educational program and related activities; and

**WHEREAS**, the District has previously adopted Policy No. 6882 (the "Policy") regarding the sale of real property that is no longer required for school purposes and therefore surplus; and

**WHEREAS**, pursuant to the Intergovernmental Disposition of Property Act, Chapter 39.33 RCW, the District has authority to transfer real property to the County on such terms and conditions as may be mutually agreed upon by the proper authorities of the District and the County; and

**WHEREAS**, pursuant to RCW 28A.335.090, the District has authority to exclusively control all real property owned by the District, including the authority to develop schools on the real property owned by the District and to take such actions as may be necessary to fulfill the

conditions of the permits issued for such development activities and as may be otherwise necessary or desirable in connection with such development activities;

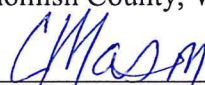
**NOW, THEREFORE, IT IS HEREBY RESOLVED** by the Board of Directors, pursuant to the District's authority under Chapter 39.33 RCW and the District's authority under RCW 28A.335.090, that:


(a) the Board of Directors declare, and the Board hereby does declare, that (i) the Required Dedication Area is not subject to an authorized school use and is no longer needed for school purposes, (ii) the Required Dedication Area is surplus, and (iii) the dedications of the Required Dedication Area are in the best interests of the District; and

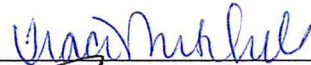
(b) the Superintendent of the District (or the Superintendent's designee) is authorized and directed to execute, acknowledge and deliver the Deeds in substantially the form attached as **Exhibit 1** and **Exhibit 2** and to do all other things necessary and advisable to be done to accomplish the dedications of the Required Dedication Area in accordance with the above statutory authorizations, the Policy, and applicable law.

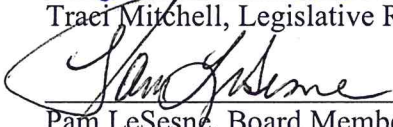
ADOPTED this 5th day of June, 2018, and authenticated by the signatures affixed below.

EVERETT SCHOOL DISTRICT NO. 2  
Snohomish County, Washington

  
\_\_\_\_\_  
Caroline Mason, President

  
\_\_\_\_\_  
Carol Andrews, Vice President

  
\_\_\_\_\_  
Traci Mitchell, Legislative Representative

  
\_\_\_\_\_  
Pam LeSesne, Board Member

ATTESTED BY:

  
\_\_\_\_\_  
Gary D. Cohn  
Secretary, Board of Directors

\_\_\_\_\_  
Ted Wenta, Board Member