

CERTIFICATE

The undersigned is the duly appointed President of the Governing Board of Sacaton Elementary School District No. 18 of Pinal County, Arizona, and hereby certifies that attached hereto is a true and correct copy of: (i) the agenda (in the form posted on the District's website) for the meeting of the Governing Board held on May 22, 2023 (the "Meeting"), and that said agenda was on file in the administration office and posted in the usual place of posting notices for the District, including the District's website for not less than twenty-four (24) hours prior to the call to order of the Meeting; and (ii) a resolution of said Board adopted at such Meeting; and further certifies that the resolution was passed and adopted by the Governing Board on May 22, 2023; that a quorum was present at such Meeting and at the time the resolution was adopted; that said resolution was adopted by a vote of 4 ayes, 0 nays, 0 abstained and _____ was/were absent; that said resolution has been executed and attested by the proper officers of the District; and said resolution, as executed, is on file in the District administration office and further certifies that the District's website also states where public notices and agendas are physically and electronically posted.

Dated: May 22, 2023



President, Governing Board

RESOLUTION

RESOLUTION ORDERING THAT THE SACATON ELEMENTARY SCHOOL DISTRICT NO. 18 OF PINAL COUNTY, ARIZONA, HOLD A SPECIAL ELECTION ON NOVEMBER 7, 2023 TO REQUEST AUTHORIZATION FOR THE LEASE OF ONE OR MORE PARCELS OF LAND.

WHEREAS, under Arizona law a school district may not, subject to certain exceptions, lease land for a term of more than twenty (20) years, as provided in Arizona Revised Statutes (“A.R.S.”) § 15-342(10), without approval of the district’s voters; and

WHEREAS, it appears that the needs and best interests of Sacaton Elementary School District No. 18 of Pinal County, Arizona (the “*District*”), will be served by the lease of one or more parcels of land, and desires to seek voter approval authorizing a lease one or more parcels of land for a term not to exceed 99 years; and

WHEREAS, pursuant to this resolution the Governing Board of the District (the “*Board*”) will order that a special land lease election be held in and for the District on November 7, 2023.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF SACATON ELEMENTARY SCHOOL DISTRICT NO. 18 OF PINAL COUNTY, ARIZONA, THAT:

Section 1. Order and Call of Election. A special election (the “*Election*”) is hereby ordered and called to be held in and for this District on November 7, 2023 to submit to the qualified electors of the District the question shown on the form of official ballot, in substantially the form attached hereto as *Exhibit A* and incorporated by reference herein. The District Superintendent is authorized and directed to take such actions as are necessary to assist the Pinal County School Superintendent (the “*County School Superintendent*”) and Pinal County Elections Department (the “*County Elections Department*”) in performing their duties with respect to the Election.

Section 2. Request to County School Superintendent; Informational Pamphlet. The County School Superintendent is hereby requested to cause the preparation and distribution of an informational pamphlet including a sample ballot (collectively, the “*Informational Pamphlet*”) for the District pursuant to A.R.S. §§ 15-491, 15-492 and 35-454. The District Superintendent is hereby directed to mail, or to aid the County School Superintendent’s mailing, to each household in the District in which a qualified elector resides, an Informational Pamphlet.

The President, any member of this Board or the District Superintendent and the District staff are hereby authorized to prepare and deliver or cause to be prepared and delivered to the County School Superintendent, on behalf of the Board, the information necessary or appropriate to complete the Informational Pamphlet.

Section 3. Conduct of Election; Contracts; Expenditures. The Election may be conducted as a mailed ballot election as provided in A.R.S. § 16-409 or a polling place election, as determined by the District Superintendent or the County Elections Department. The Board is hereby authorized to request the County School Superintendent and County Elections Department to have ballots printed in substantially the form of *Exhibit A* and to deliver them to the election officials to be given to the qualified electors of the District appearing to vote in the Election as provided by law. The Board authorizes all expenditures as may be necessary to order, notice, hold and administer the Election which expenditures shall be paid from current operating funds. The District Superintendent is authorized and

directed to take all acts, including entering into intergovernmental agreements with the County Recorder (the “*County Recorder*”), the County Elections Department or the County School Superintendent, to carry out the Election. The District Superintendent shall cooperate with the County School Superintendent to ensure proper administration of the Election.

Section 4. Notice of Election.

(A) **Posting of Notice.** The District or the County School Superintendent will cause the notice of the Election (the “*Notice*”) in substantially the form attached hereto as *Exhibit B-1* and *Exhibit B-2*, respectively, to be posted not less than 25 days before the Election as required by law.

(B) **Publication of Notice for Mailed Ballot Election.** For a mailed ballot election, the Notice, including the call of Election, which is marked *Exhibit B-1*, shall be published once a week for two successive weeks during any two of the six weeks preceding 90 days before the Election.

Section 5. Ballot Replacement Location. The District Superintendent shall coordinate with the County School Superintendent and County Elections Department to designate a location for purposes of replacing ballots that have been lost, spoiled, destroyed or not received by the elector.

Section 6. Precincts and Polling Places. For purposes of a polling place election which may be held in conjunction with any county, city or special district election of any overlapping jurisdiction, the Board determines that Pinal County election precincts will serve as the District election precincts, including any consolidation of such precincts as determined by the County Elections Department and the District Superintendent or designee. The location of each polling place will be determined by the County Elections Department, which will conduct the Election on behalf of the District. The polls will open at 6:00 a.m. and will close at 7:00 p.m. on November 7, 2023.

Section 7. Early Voting. Early voting will be permitted at the Election in accordance with the provisions of A.R.S. Title 16, Chapter 4, Article 8.

Section 8. Voting Rights Act. In order to comply with the Voting Rights Act of 1965, as amended, the District, either directly or through the County, shall cause all notices related to this election to be translated into the Apache language and to be distributed orally via radio and other appropriate means of dissemination. The District, either directly or through the County, shall also provide oral assistance to Apache speakers in the Apache language with respect to the following proceedings of the Election: ballot, notice, request for “for” and “against” arguments, Informational Pamphlet, all voting materials and all voting instructions. The officers of the District and the County are further authorized and directed to take all action necessary to comply with the Voting Rights Act of 1965, as amended. The District shall also provide translations in the Spanish language of the same written materials relating to the Election.

Section 9. Canvass. The County School Superintendent and the Chairman of the Board of Supervisors of the County are requested to and authorized to canvass the returns of the Election within 30 days of the Election, as required by law.

Section 10. Other Actions. The District Superintendent is authorized to take all necessary action to facilitate the Election.

Section 11. Ratification. All actions of the members of the Board, officers, employees and agents of the District which are in conformity with the purposes and intent of this

resolution, whether heretofore or hereafter taken, shall be and are hereby ratified, confirmed, authorized and approved.

Section 12. **Transmission of Resolution.** A certified copy of this Resolution shall be delivered to the County School Superintendent and the County Elections Director.

[Signature on following page]

PASSED AND ADOPTED on May 22, 2023.



President, Governing Board

EXHIBITS A – Sample Ballot
 B-1 – Notice and Call of Special Election (Mailed Ballot Election)
 B-2 – Notice of Special Election (Polling Place Election)

[Signature page to Resolution Calling Election]

EXHIBIT A

**SAMPLE BALLOT
SPECIAL ELECTION TO LEASE ONE OR MORE PARCELS OF LAND**

SPECIAL ELECTION

Sacaton Elementary School District No. 18
of Pinal County, Arizona - November 7, 2023

QUESTION

Shall the Governing Board of Sacaton Elementary School District No. 18 of Pinal County, Arizona be authorized to lease one or more parcels of land for a term not to exceed 99 years and to construct, improve, equip and furnish one or more buildings on such land?

LEASE LAND, YES	<input type="checkbox"/>
LEASE LAND, NO	<input type="checkbox"/>

EXHIBIT B-1

[MAILED BALLOT ELECTION]

NOTICE AND CALL OF SPECIAL ELECTION

TO THE QUALIFIED ELECTORS OF SACATON ELEMENTARY SCHOOL DISTRICT NO. 18 OF PINAL COUNTY, ARIZONA:

A special election has been called by, and will be held in, Sacaton Elementary School District No. 18 of Pinal County, Arizona (the "*District*"), on November 7, 2023 ("*Election Day*"). The purpose of the election is to permit the qualified electors of the District to vote on authorizing the District to lease one or more parcels of land for a term not to exceed 99 years and to construct, improve, equip and furnish one or more buildings on such land.

The election will be a mailed ballot only election. No polling places will be provided. Ballots will be mailed to qualified electors residing within the District no earlier than 26 days prior to the election and no later than 15 days before the election. Ballots must be received or dropped off at one of the designated ballot drop box locations as designated by the Pinal County Elections Department and as set forth in the informational pamphlet and/or the ballot no later than 7:00 p.m. on Election Day. The informational pamphlet will be mailed to the homes of qualified electors. If a ballot is lost, spoiled, destroyed or not received by the elector, the elector may receive a replacement ballot at the ballot replacement locations designated by the Pinal County Elections Department.

The last day to register to vote in order to be eligible to vote in this election is Monday, October 9, 2023.

Any qualified elector is eligible for early voting. Early voting materials may be obtained by contacting the Pinal County Elections Department, 188 S. Main Street, Coolidge, AZ 85128; telephone: (520) 866-7550. For more information about the foregoing, please review A.R.S. § 15-491 or contact the Sacaton Elementary School District, 150 Skill Center Drive, Sacaton, AZ 85147; telephone: (520) 562-8600.

EXHIBIT B-2

[POLLING PLACE ELECTION]

NOTICE OF SPECIAL ELECTION

**TO THE QUALIFIED ELECTORS OF SACATON ELEMENTARY SCHOOL DISTRICT NO. 18
OF PINAL COUNTY, ARIZONA:**

A special election will be held in Sacaton Elementary School District No. 18 of Pinal County, Arizona (the “*District*”), on November 7, 2023, at the following polling places:

[INSERT FROM COUNTY ELECTIONS DEPARTMENT]

The polls will open at 6:00 a.m. and close at 7:00 p.m.

The purpose of the election is to permit the qualified electors of the District to vote on authorizing the District to lease one or more parcels of land for a term not to exceed 99 years and to construct, improve, equip and furnish one or more buildings on such land.

Any qualified elector is eligible for early voting. Early voting materials may be obtained by contacting the Pinal County Elections Department, 188 S. Main Street, Coolidge, AZ 85128; telephone: (520) 866-7550. For more information about the foregoing, please review A.R.S. § 15-491 or contact the Sacaton Elementary School District, 150 Skill Center Drive, Sacaton, AZ 85147; telephone: (520) 562-8600.