RESOLUTION

IN THE MATTER OF CALLING A SPECIAL ELECTION WHEREIN THE ELECTORS OF THE CITY OF AIRWAY HEIGHTS WILL VOTE ON WHETHER THE CITY OF AIRWAY HEIGHTS SHOULD BE ANNEXED INTO THE SPOKANE COUNTY LIBRARY DISTRICT

WHEREAS, pursuant to the Constitution and laws of the State of Washington, Spokane County, Washington ("County") is a class A county duly organized and existing; and

WHEREAS, pursuant to the provisions of RCW 36.01.030, the powers of the County can only be exercised through the Board of County Commissioners of Spokane County, Washington ("Board" or "Board of County Commissioners"); and

WHEREAS, pursuant to the provisions of RCW 36.32.120(6), the Board has the care of County property and the management of County funds and business; and

WHEREAS, the Spokane County Library District is a rural county library district duly organized and existing under the Constitution and laws of the State of Washington, specifically chapter 27.12 RCW; and

WHEREAS, pursuant to RCW 27.12.360, the City Council of the City of Airway Heights ("City") enacted Ordinance No. C-1002 (see Attachment A), declaring an intent to join the Spokane County Library District, and submitting to the qualified electors of the City at an election on August 1, 2023, a proposition authorizing the annexation of the City into the Spokane County Library District; and

WHEREAS, the Board of Trustees of the Spokane County Library District enacted Resolution No. 23-01 (see Attachment B), concurring with the request of the City of Airway Heights to annex into the Spokane County Library District, and requesting that the Board of County Commissioners call a special election for the purpose of permitting consideration of the proposed annexation by the voters of the City of Airway Heights, and providing for other matters properly related thereto; and

WHEREAS, pursuant to RCW 27.12.360, the Board of Trustees of the Spokane County Library District sent a letter (see Attachment C) notifying the Board of County Commissioners of the Library District's concurrence with the City of Airway Height's request to annex into the Spokane County Library District; and

WHEREAS, pursuant to RCW 27.12.370, the Board must, by resolution, call a special election to be held in the City of Airway Heights in accordance with RCW 29A.04.321 and RCW 29A.52.355; and

WHEREAS, pursuant to RCW 29A.04.321(2)(c), RCW 29A.04.311, and RCW 29A.24.050, the Board must present such resolution to the Spokane County Auditor no later than Friday, May 12, 2023, for a special election to be conducted on Tuesday, August 1, 2023;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Spokane County, pursuant to RCW 27.12.370, that a special election shall be held on Tuesday, August
1, 2023, wherein the ballot proposition in Section 2 of Ordinance No. C-1002 (see Attachment A) shall be submitted to the electors within the City of Airway Heights. The Spokane County Auditor shall provide notice of, and conduct, the special election in accordance with the laws of the State of Washington.

PASSED AND ADOPTED this 18th day of April, 2023.

BOARD OF COUNTY COMMISSIONERS OF SPOKANE COUNTY, WASHINGTON

MARY L. KUNZY, CHAIR

MARY L. KUNZY, CHAIR

JOSH KERNS, VICE-CHAIR

AL FRENCH, COMMISSIONER

AMBER WALDREF, COMMISSIONER

CHRIS JORDAN, COMMISSIONER

ATTEST:

Ginna Vasquez
Clerk of the Board
EXHIBIT "A"

CITY OF AIRWAY HEIGHTS
SPOKANE COUNTY, WASHINGTON

ORDINANCE NO. C-1002

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY
OF AIRWAY HEIGHTS, WASHINGTON, DECLARING AN
INTENT TO JOIN THE SPOKANE COUNTY LIBRARY
DISTRICT, AND SUBMITTING TO THE QUALIFIED
ELECTORS OF THE CITY AT AN ELECTION AUGUST 1,
2023, A PROPOSITION AUTHORIZING THE
ANNEXATION OF THE CITY INTO THE SPOKANE
COUNTY LIBRARY DISTRICT; AND ESTABLISHING AN
EFFECTIVE DATE.

WHEREAS, the City of Airway Heights, Washington (the "City") has authority under
RCW 27.12.360 to initiate by ordinance the inclusion of the City into the Spokane County Library
District, Spokane County, Washington (the "SCLD"), a rural county library district duly organized
and existing under and by virtue of the Constitution and the laws of the state of Washington; and

WHEREAS, the City seeks to join the SCLD, and has directed the preparation of this
ordinance declaring its intent to join the SCLD; and

WHEREAS, in accordance with RCW 27.12.360, the City has notified the State Librarian
of this ordinance; and

WHEREAS, the SCLD Board of Trustees concurs in the annexation of the City into the
SCLD; and

WHEREAS, in accordance with chapter 27.12 RCW, the City desires to submit a
proposition to the City’s voters to authorize such annexation, and to request that Spokane County
take all necessary steps to place such a proposition on the August 1, 2023 ballot; and

WHEREAS, upon annexation, the City would become part of the SCLD, and the real
property within the City would be subject to taxation by the SCLD; and

WHEREAS, the City Council finds that the public interest will be served thereby;

NOW, THEREFORE, the City Council of the City of Airway Heights does ordain as
follows:

Section 1. Findings. The City Council hereby declares the City’s intent to join the SCLD,
and finds that the public interest will be served thereby. The City Council further finds that the
State Librarian was notified of this proposed annexation on March 12, 2023, and that the SCLD
Board of Trustees concurs with the annexation of the City into the SCLD, all pursuant to
RCW 27.12.360.
Section 2. Election. The Spokane County Board of Commissioners is requested to authorize the Spokane County Auditor to call and conduct an election to be held in the City in the manner provided by law on August 1, 2023, in conjunction with any other matter that may be scheduled for ballot on that date, for the purpose of submitting to the qualified electors of the City by mail-in ballot for their approval or rejection, a proposition in substantially the following form:

CITY OF AIRWAY HEIGHTS PROPOSITION NO. [1]
ANNEXATION INTO THE SPOKANE COUNTY LIBRARY DISTRICT

Shall the City of Airway Heights be annexed to and a part of the Spokane County Library District?

YES? .................................. ☐

NO? .................................. ☐

If approved, the annexation would become effective January 1, 2025.

Section 3. Submission to County Board of Commissioners. The City Clerk is hereby authorized and directed to promptly furnish to the Board of Commissioners for Spokane County and the Spokane County Auditor a certified copy of this ordinance upon adoption.

Section 4. Severability. If any section, subsection, sentence or clause of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining provisions of this ordinance.

Section 5. Effective Date. This ordinance shall take effect and be in force five days after its passage and publication, as provided by law.

Passed by majority vote of the City Council of Airway Heights in open meeting this 13th day of March, 2023.

Signed in authentication thereof this 14th day of March, 2023.

Larry Bowman, Chair

Attest:

Stanley Schubert, City Clerk
March 29, 2023

Ginna Vasquez  
Clerk of the Board  
Board of Spokane County Commissioners  
1115 W. Broadway  
Spokane, WA 99203-0100

Dear Ms. Vasquez:

Pursuant to Spokane County Library District Board of Trustees Resolution No. 23-01, "Concurring With the Request of the City of Airway Heights to Annex Into Spokane County Library District," I am hereby notifying the Board of Spokane County Commissioners of the District Board's concurrence with the City of Airway Heights's request to annex to the District.

The Board of Trustees requests that the Board of County Commissioners call a special election on August 1, 2023 in the City of Airway Heights by adopting a resolution to that effect, filing said resolution with the Spokane County Elections Office prior to the May 12, 2023 filing deadline, and causing notice of such election to be published as provided in RCW 29A.52.355.

This follows requirements of RCW 27.12.360 – 370 for annexation of a city to a library district.

Spokane County Library District Board of Trustees Resolution No. 23-01, with a copy of the City of Airway Heights's Ordinance No. C-011 as an exhibit, is enclosed.

Please contact me if you have any questions.

Sincerely,

[Signature]

Patrick Roewe  
Secretary to the Board of Trustees

Enclosures (1)

cc: Albert Tripp, City Manager, City of Airway Heights
Section 1: ANNEXATION CONCURRENCE

The Board hereby concurs in the City's request to annex into the District.

Section 2: CONCURRENCE NOTIFICATION TO COUNTY COMMISSIONERS

The Board hereby directs its Secretary to transmit notification of its concurrence with the City's annexation request to the County Commissioners in sufficient time for it to meet the filing deadline for the August 1, 2023 Special Election.

Section 3: REQUEST FOR SPECIAL ELECTION

The Board hereby requests that the County Commissioners honor the request of the City of Airway Heights to call a special election in the City on August 1, 2023 to permit the voters of the City to consider the annexation of the City to the District as provided in RCW 27.12.370.

Section 4: EFFECTIVE DATE

This resolution shall be effective immediately upon its adoption and approval.

ADOPTED by the Board of Trustees of Spokane County Library District, Spokane County, Washington, at a regular meeting thereof, held this 21st day of March 2023.

SPOKANE COUNTY LIBRARY DISTRICT
Spokane County, Washington

John Craig, Chair
Board of Trustees

ATTEST

Patrick Roewe, Secretary to the Board of Trustees
RESOLUTION NO. 23-01

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE SPOKANE COUNTY LIBRARY DISTRICT, SPOKANE COUNTY, WASHINGTON, CONCURRING WITH THE REQUEST OF THE CITY OF AIRWAY HEIGHTS TO ANNEX INTO THE SPOKANE COUNTY LIBRARY DISTRICT; REQUESTING THAT THE BOARD OF COUNTY COMMISSIONERS OF SPOKANE COUNTY CALL A SPECIAL ELECTION FOR THE PURPOSE OF PERMITTING CONSIDERATION OF THE PROPOSED ANNEXATION BY THE VOTERS OF THE CITY OF AIRWAY HEIGHTS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

SPOKANE COUNTY LIBRARY DISTRICT
Spokane, Washington

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF SPOKANE COUNTY LIBRARY DISTRICT, SPOKANE COUNTY, WASHINGTON, as follows:

WHEREAS, Spokane County Library District, Spokane County, Washington (the "District"), is a rural county library district duly organized and existing under and by virtue of the Constitution and the laws of the state of Washington, specifically chapter 27.12 RCW; and;

WHEREAS, RCW 27.12.360 allows a city or town with a population of 300,000 or less to become part of a rural county library district lying contiguous thereto and sets forth the required procedure to effect such annexation; and;

WHEREAS, the City of Airway Heights (the "City"), having a population of less than 300,000 and following the requirements of RCW 27.12.360, adopted Ordinance C-1002 on March 13, 2023, "An Ordinance of the City Council of the City of Airway Heights, Washington, Declaring an Intent to Join the Spokane County Library District, and Submitting to the Qualified Electors of the City at an Election August 1, 2023, a Proposition Authorizing the Annexation of the City into the Spokane County Library District; and Establishing an Effective Date." a copy of which is attached hereto as Exhibit "A" and incorporated herein by reference; and has requested concurrence by the Spokane County Library District Board of Trustees (the "Board"); and;

WHEREAS, the Board deems that it is in the best interests of the District to concur in the City's annexation request; and

WHEREAS, RCW 27.12.360 requires that the Board notify the Board of County Commissioners of Spokane County (the "County Commissioners") of its concurrence in the proposed annexation; and

WHEREAS, RCW 27.12.370 requires that the County Commissioners by resolution call a special election in the City on the proposed annexation at the next special election date according to RCW 29A.04.321.

NOW THEREFORE, IT IS HEREBY FOUND, DETERMINED AND ORDERED as follows:
CERTIFICATION

I, Patrick Roewe, Secretary to the Board of Trustees of Spokane County Library District, Spokane County, Washington, hereby certify as follows:

1. The foregoing resolution is a full, true, and correct copy of a resolution duly passed and adopted at a regular meeting of the Board of Trustees of Spokane County Library District;

2. That such meeting was duly convened and held in all respects in accordance with the law; and to the extent required by law, due and proper notice of such meeting was given; that a quorum of the Board of Trustees was present throughout the meeting and a majority of members of the Board of Trustees so present voted in the proper manner for the adoption of such resolution;

3. Such resolution was adopted by the following vote:

AYES, and in favor thereof, Trustees: John Craig, Jessica Hanson, Ellen Clark, Jon Klapp, and Robert Paull.

NAYS, Trustees: None.

ABSENT, Trustees: None.

ABSTAIN, Trustees: None.

I further certify that I have carefully compared the same with the original resolution on file and of record in my office; that such resolution is a full, true, and correct copy of the original resolution adopted at such meeting; and that such resolution has not been amended, modified, or rescinded since the date of its adoption, and is now in full force and effect.

IN WITNESS WHEREOF, I have set my hand and the seal of the District on the 21st day of March 2023.

SPOKANE COUNTY LIBRARY DISTRICT
Spokane County, Washington

[Signature]

Patrick Roewe
Secretary to the Board of Trustees

(SEAL)
CERTIFICATE

I, the undersigned, City Clerk of the City of Airway Heights, Washington, and keeper of the records of the City Council, DO HEREBY CERTIFY:

1. That the attached ordinance is a true and correct copy of Ordinance No. C-1002 of the City (the "Ordinance"), as finally passed at a regular meeting of the City Council held on March 13th, 2023, and duly recorded in my office.

2. That said meeting was duly convened and held in all respects in accordance with law, and to the extent required by law, due and proper notice of such meeting was given; that a legal quorum was present throughout the meeting and a legally sufficient number of members of the City Council voted in the proper manner for the passage of said Ordinance; that all other requirements and proceedings incident to the proper passage of said Ordinance have been fully fulfilled, carried out and otherwise observed; and that I am authorized to execute this certificate.

Dated this 14th day of March, 2023.

CITY OF AIRWAY HEIGHTS, WASHINGTON

[Signature]

Stanley Schubert, City Clerk
Approved as to Form:

[Signature]

Deanna Gregory
Pacific Law Group LLP, Bond Counsel
Spokane County Resolution Cover Sheet

This form must accompany each resolution filed with Spokane County Elections. The contact person or persons should have the authority to do so and be available to answer questions.

Name of District: City of Airway Heights
District Address: 1208 S. Lundstrom Street
Date of Election: August 1, 2023
Contact Person: Albert Tripp
Contact Phone: 509-434-4885
Contact Email: ATripp@cawh.org
City Manager
Title:
Fax:

Contact Person: Stanley Schubert
Contact Phone: 509-309-2256
Contact Email: SSchubert@cawh.org
Clerk-Treasurer
Title:

Attorney for District: Deanna Gregory
Attorney Phone: 206-245-1700
Attorney Email Address: Deanna.Gregory@pacificlawgroup.com

Type of Election (levy, bond, lid lift, etc.): Library District Annexation

Please state the pass/fail requirement for this measure (i.e. simple majority, 60%, etc.) as determined by your legal counsel, together with applicable statutory references:

Pass/Fail Requirement is simple majority and the citation is RCW 27.12.370.

Signature: Albert Tripp
Date: 4-27-23

This form may be filled out and printed.

This mandatory resolution cover sheet must accompany any resolution.
For/Against Committee Member Appointment Form

Name of District: City of Airway Heights
District Contact Name: Albert Tripp
Email Address: ATripp@cawh.org  Phone: (509)434-4885

Jurisdiction’s responsibility:

1. Email completed form to pamphlet@spokanecounty.org by the resolution submittal deadline.
2. Provide committee members with statement submission requirements and deadlines. Committees are solely responsible for submitting voters’ pamphlet statements to the Elections Division.

Deadlines are on page 13 of these administrative rules. Questions? Contact the Elections Office at pamphlet@spokanecounty.org or call 509.477.2320.

Information for inclusion in voters’ pamphlet:

“For” Committee (1-3 members):

Committee Name: __________________________

Phone: _______________ Email: _______________ Web: _______________

Committee Member #1: Todd Weaver  Email: toddw@metalsfab.com
Committee Member #2: James Messagee  Email: massagee00@gmail.com
Committee Member #3: __________________________ Email: _______________

“Against” Committee (1-3 members):

Committee Name: __________________________

Phone: _______________ Email: _______________ Web: _______________

Committee Member #1: __________________________ Email: _______________
Committee Member #2: __________________________ Email: _______________
Committee Member #3: __________________________ Email: _______________
Explanatory Statement – Proposition No. 1

If approved, this proposition authorizes the City of Airway Heights ("City") to be annexed into the Spokane County Library District ("SCLD"). SCLD operates and maintains 11 libraries in Spokane County, including the libraries that serve City residents. In exchange for these services, the City currently pays SCLD approximately 24% of its general property tax levy—the same levy from which the City funds all general City services. If voters approve this proposition, SCLD would levy property owners directly for library services instead of charging the City. The City could then redirect these savings to fire and emergency medical services, and other City costs. Annexation into SCLD would not impact the library services that City residents currently receive.

If approved, beginning in 2025, citizens of the City would have access to services provided by the SCLD, and the real property within the City would be subject to the SCLD property tax levy. The SCLD’s levy in 2023 was $0.34/$1,000 of assessed value.