

**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:

**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 21<sup>st</sup> day of March 2023.

SPOKANE COUNTY LIBRARY DISTRICT  
Spokane County, Washington



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John Craig, Chair  
Board of Trustees

ATTEST



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Patrick Roewe, Secretary to the Board of Trustees

**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 13<sup>th</sup> day of March, 2023.

Signed in authentication thereof this 14<sup>th</sup> day of March, 2023.

DocuSigned by:  
*Larry Bowman*  
A0FB0ED083C04E4...  
Larry Bowman, Chair

Attest:

DocuSigned by:  
*[Signature]*  
27CF69D3894C42F...  
Stanley Schubert, City Clerk

Approved as to Form:

DocuSigned by:

*Deanna Gregory*

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Pacifica Law Group LLP, Bond Counsel

## 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 13<sup>th</sup>, 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 14<sup>th</sup> day of March, 2023.

CITY OF AIRWAY HEIGHTS, WASHINGTON

DocuSigned by:  
  
27CF69D3884C42E

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Stanley Schubert, City Clerk

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**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



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Patrick Roewe  
Secretary to the Board of Trustees

(SEAL)