

NO. 23 - 0254 -

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF SPOKANE COUNTY, WASHINGTON

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

**RESOLUTION**

**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.

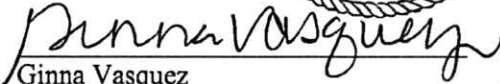
PASSED AND ADOPTED this 18<sup>th</sup> day of April, 2023.



BOARD OF COUNTY COMMISSIONERS  
OF SPOKANE COUNTY, WASHINGTON

  
MARY L. KUNEY, CHAIR

ATTEST:

  
Ginna Vasquez  
Clerk of the Board

  
JOSH KERNS, VICE-CHAIR

  
AL FRENCH, COMMISSIONER

  
AMBER WALDREF, COMMISSIONER

  
CHRIS JORDAN, COMMISSIONER

**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*  
A0FB0CD083C84E4  
\_\_\_\_\_  
Larry Bowman, Chair

Attest:

DocuSigned by:  
  
27CE66CD3884C42E  
\_\_\_\_\_  
Stanley Schubert, City Clerk



March 29, 2023

GINNA VASQUEZ  
Clerk of the Board  
Board of Spokane County Commissioners  
1116 W. Broadway  
Spokane, WA 99260-0100

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,

Patrick Roewe  
Secretary to the Board of Trustees

Enclosures (1)

cc: Albert Tripp, City Manager, City of Airway Heights

Spokane County  
**LIBRARY DISTRICT**  
509.893.8200

Airway Heights Library  
509.893.8250

Argonne Library  
509.893.8260

Cheney Library  
509.893.8280

Deer Park Library  
509.893.8300

Fairfield Library  
509.893.8320

Medical Lake Library  
509.893.8330

Moran Prairie Library  
509.893.8340

North Spokane Library  
509.893.8350

Otis Orchards Library  
509.893.8390

Spokane Valley Library  
509.893.8400

The BookEnd  
Spokane Valley Mall  
509.893.8275

[www.sclcd.org](http://www.sclcd.org)

**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



\_\_\_\_\_  
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:

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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)



CERTIFICATE

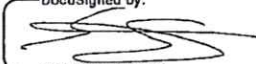
I, the undersigned, City Clerk of the City of Airway Heights, Washington, and keeper of the records of the City Council, DO HEREBY CERTIFY:

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:  
  
27CE6003894C42F

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Stanley Schubert, City Clerk

Approved as to Form:

DocuSigned by:  
*Deanna Gregory*  
DS7152FBB0FA48B  
\_\_\_\_\_  
Pacifica 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 Title: City Manager  
Contact Phone: 509-434-4885 Fax: \_\_\_\_\_  
Contact Email: ATripp@cawh.org  
2<sup>nd</sup> Contact Person: Stanley Schubert Title: Clerk-Treasurer  
2<sup>nd</sup> Contact Phone: 509-309-2256  
2<sup>nd</sup> Contact Email: SSchubert@cawh.org

Attorney for District: Deanna Gregory  
Attorney Phone: 206-245-1700 Attorney Fax: \_\_\_\_\_  
Attorney Email Address: Deanna.Gregory@pacificallawgroup.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:   
of person filing this form

Date: 4-27-23

This form may be filled out and printed.

This mandatory resolution cover sheet must accompany any resolution.

Received - Spokane

February 8, 2023

APR 27 2023

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County Elections

# 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](mailto: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](mailto: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 Massagee 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.