

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON**

**RE: CALLING FOR A SPECIAL ELECTION ON)
NOVEMBER 5, 2013 FOR THE PURPOSE OF)
SUBMITTING TO THE AFFECTED VOTERS THE) RESOLUTION No. 13- 419
DETERMINATION OF WHETHER OR NOT THE CITY OF)
TOLEDO SHALL JOIN AND BE ANNEXED TO THE)
TIMBERLAND REGIONAL LIBRARY)**

WHEREAS, the City of Toledo desires to declare its intention to be annexed to the Timberland Regional Library; and

WHEREAS, pursuant to the Revised Code of Washington (RCW) 27.12.360, the process of such annexation is initiated by an ordinance of the City of Toledo council stating the City's intent to join the Timberland Regional Library and finding that the public interest will be served thereby; and

WHEREAS, having reviewed the options for providing library services to the residents of the City of Toledo, the Toledo City Council passed Ordinance No. 721 declaring its intent to join and be annexed to the Timberland Regional Library; and

WHEREAS, the Timberland Regional Library Board of Trustees voted on June 26, 2013, to accept the City of Toledo's request to seek annexation to the Timberland Regional Library; and

WHEREAS, RCW 27.12.370 states, "The county legislative authority or authorities shall by resolution call a special election to be held in such city or town at the next special election date according to RCW 29A.04.321," by no later than the day of the primary; and now, therefore,

BE IT HEREBY RESOLVED that the Lewis County Board of Commissioners, Lewis County, Washington, do ordain as follows:

SECTION 1. The Lewis County Board of Commissioners hereby calls for a special election on November 5, 2013, pursuant to RCW 27.12.370. The Lewis County Auditor shall provide notice of the election as provided in RCW 29A.52.355.

SECTION 2. The Lewis County Auditor shall conduct the election in accordance with general election laws and the Lewis County Canvassing Board shall canvass the election.

SECTION 3. No persons shall be entitled to vote at this election unless he or she is a qualified voter within the boundaries of the City of Toledo.

SECTION 4. The proposition to be submitted at the special election shall be in the form of a ballot title as follows:

ANNEXATION OF THE CITY OF TOLEDO TO THE TIMBERLAND REGIONAL LIBRARY

Shall the City of Toledo be annexed to and be a part of the Timberland Regional Library:

Yes.....[]

No.....[]

SECTION 5. If a majority of persons voting on the annexation proposition vote in favor of annexation, the City of Toledo shall be annexed to and constitute a part of the Timberland Regional Library effective as provided by law.

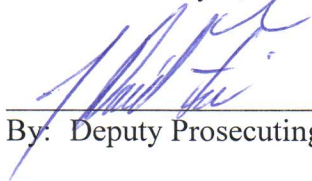
SECTION 6. The Clerk of the Board of the Lewis County Board of Commissioners shall forward a copy of this resolution as adopted to the Lewis County Auditor, Toledo City Council and the Timberland Regional Library.

ADOPTED this 29th day of July, 2013.

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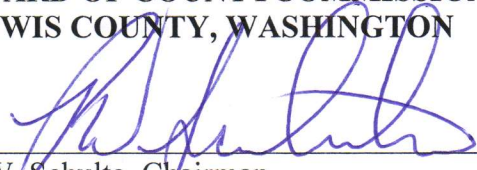
APPROVED AS TO FORM:

Jonathan L. Meyer, Prosecuting Attorney

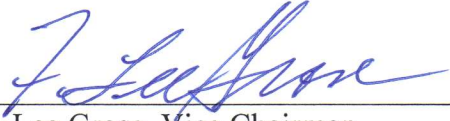


By: Deputy Prosecuting Attorney

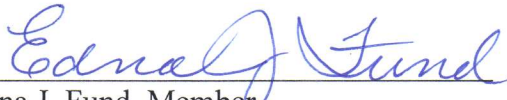
**BOARD OF COUNTY COMMISSIONERS
LEWIS COUNTY, WASHINGTON**



P.W. Schulte, Chairman

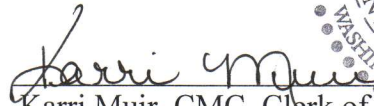


F. Lee Grose, Vice Chairman

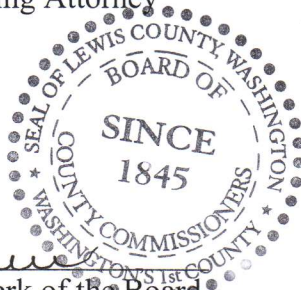


Edna J. Fund, Member

ATTEST:



Karri Muir, CMC, Clerk of the Board



TIMBERLAND REGIONAL LIBRARY
INTERCOUNTY RURAL LIBRARY DISTRICT, WASHINGTON

RESOLUTION NUMBER 13-03

RESOLUTION CONCURRING WITH THE ANNEXATION OF THE CITY OF TOLEDO
AND SETTING FORTH THE CONDITIONS FOR APPROVAL

WHEREAS, THE City of Toledo (the "City") and the Timberland Regional Library (the "Library") have reviewed the needs of the residents of the City for library services; and

WHEREAS, Chapter 27.12 RCW, as amended, provides a procedure for cities to join the Library by annexation; and

WHEREAS, the City of Toledo passed on May 20, 2013, Ordinance No. 721 requesting the submittal of a ballot proposition to the voters of the City to authorize annexation to the Library as provided in RCW 27.12.360 and RCW 27.12.370; and

WHEREAS, the City currently provides no public library service to its citizens and desires to do so through the annexation procedure; and

WHEREAS, the City of Toledo currently provides no public library facility for its citizens and has incurred no debt or other liabilities for the purposes of acquiring, operating, or maintaining a library; and


WHEREAS, RCW 27.12.360 requires that the Board of Trustees of the Library must concur in the annexation request prior to submittal to the legislative authority of the county in which the City is situated; and now, therefore,

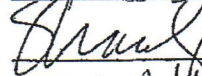
BE IT HEREBY RESOLVED that the Board of Trustees of Timberland Regional Library does hereby concur with the proposed annexation of the City of Toledo to the Timberland Regional Library subject to the following:

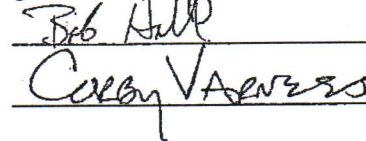
Timberland Regional Library shall not be required to establish, maintain, or staff a library facility within the City; and


BE IT FURTHER RESOLVED this resolution be immediately transmitted to the Mayor and Council of the City of Toledo in addition to the Commissioners of Lewis County.

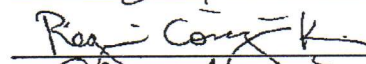
Adopted this 26th day of June, 2013














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ORDINANCE NO. 721

AN ORDINANCE of the City Council of the city of Toledo, stating the intent of the city of Toledo to join Timberland Regional Library, finding that the public interest will be served thereby, and requesting that the Lewis County Commissioners call a special election be held to determine whether the city of Toledo should be annexed to and be part of the Timberland Regional Library.

WHEREAS, RCW 27.12.360 provides that any City or Town with a population of three hundred thousand or less may become a part of any intercounty rural library district lying contiguous thereto by annexation; and

WHEREAS, the city of Toledo has a population of less than three hundred thousand, and it is contiguous to Timberland Regional Library, an intercounty rural library district; and

WHEREAS, the city of Toledo intends to join Timberland Regional Library by being annexed to and made a part of said library district; and

WHEREAS, the city of Toledo Library Board has approved having the city of Toledo being annexed to and made part of Timberland Regional Library; and

WHEREAS, the City Council of the city of Toledo finds that the public interest will be served by having the city of Toledo being annexed to and made a part of the Timberland Regional Library District;

NOW, THEREFORE, HEREBY BE RESOLVED THAT,

THE CITY COUNCIL OF THE CITY OF TOLEDO, LEWIS COUNTY, WASHINGTON DO ORDAIN AS FOLLOWS:

SECTION 1. Pursuant to RCW 27.12.360, the city of Toledo states its intent to join Timberland Regional Library by being annexed to and made a part of said district.

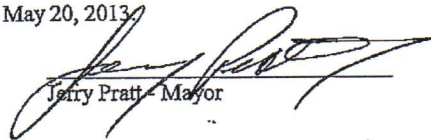
SECTION 2. If the Board of Trustees of the Timberland Regional Library concurs in this annexation, notification shall be transmitted to the Lewis County Commissioners, requesting that said Commissioners by resolution call a special election pursuant to RCW Chapter 29A.04, to determine the following ballot proposition:

"Shall the city of Toledo be annexed to and be a part of the Timberland Regional Library?

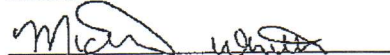
Yes.....[]

No.....[]"

ADOPTED by the Mayor and City Council on May 20, 2013


Jerry Pratt - Mayor

Attest:


Michelle Whitten - City Clerk/Treasurer

Approved as to legal form:

William Boehm - City Attorney

Passed First Reading: May 06, 2013
Passed Second Reading: May 20, 2013
Publication Date: _____
Effective Date: _____