

January 8, 1992
DE/pb libtukw.pb

Introduced by: GRAS NICKELS
Proposed No.: 92-44

ORDINANCE NO. **10242**

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AN ORDINANCE establishing the date for an election on the question of annexation of the City of Tukwila into the King County Rural Library District, and declaring an emergency.

FINDINGS OF FACT:

The City of Tukwila, Washington by Ordinance No. 1619, has initiated the proposed annexation and expressed its intent to join the King County Rural Library District, finding that the public interest will be served thereby. The City's library board has reviewed Ordinance No. 1619 and recommends submission of the proposed annexation to the voters.

City of Tukwila Ordinance No. 1619 does satisfy the provisions of RCW 27.12.010(5), and 27.12.360 requesting the calling of an election to be held among the qualified voters therein.

The Board of Trustees of the King County Rural Library District by Resolution No. 1992-1 has concurred with the proposal as submitted on January 7, 1992, all in accordance with RCW 27.12.360.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. A special election shall be held on the 10th day of March, 1992, within the City of Tukwila. The ballot proposition shall be in substantially the following form in accordance with RCW 27.12.370:

"Shall the City of Tukwila, Washington be annexed to and be part of the King County Rural Library District?"

- YES []
- NO []

1 SECTION 2. Notice of election shall be published as
2 required by law.

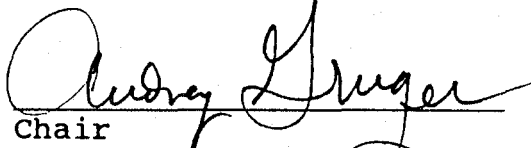
3 SECTION 3. The county council finds as a fact and
4 declares that an emergency exists and that this ordinance is
5 necessary for the immediate preservation of public peace,
6 health, or safety or for the support of county government and
7 its existing institutions.

8 INTRODUCED AND READ for the first time this 13th day
9 of January, 1992.

10 PASSED this 21st day of January, 1992.

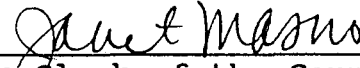
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KING COUNTY COUNCIL
KING COUNTY, WASHINGTON


Chair

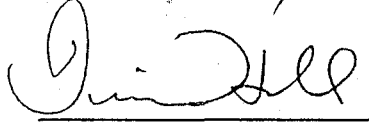
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15 ATTEST:

16 
17 DEPUTY clerk of the Council

18 APPROVED this 30th day of January, 1992

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King County Executive



CERTIFICATION
I, Jane Carter, City Clerk of the
City of Tukwila, do certify that this is a
true and correct copy of the original
on file with the City.
DATED this 31 day of December, 19 91
Jane Carter
City Clerk

CITY OF TUKWILA

WASHINGTON

ORDINANCE NO. 1619

10242

AN ORDINANCE OF THE CITY OF TUKWILA, WASHINGTON, DECLARING THE INTENT OF THE CITY TO JOIN AND BE ANNEXED BY THE KING COUNTY RURAL LIBRARY DISTRICT; REQUESTING THE CONCURRENCE OF THE DISTRICT BOARD OF TRUSTEES; AND REQUESTING THE COUNTY COUNCIL TO CALL A SPECIAL ELECTION IN THE CITY AND THE DISTRICT FOR MARCH 10, 1992, FOR THE PURPOSE OF SUBMITTING THE ANNEXATION TO THE VOTERS.

WHEREAS, the City Council has determined that the interests of the residents of the City of Tukwila would be best served by annexing to the King County Rural Library District; and

WHEREAS, pursuant to RCW 27.12.360, the process of annexation must be initiated by an ordinance of the City stating the City's intent to join the District and finding that the public interest will be served thereby; and

WHEREAS, the City's Library Advisory Board has reviewed this proposed ordinance pursuant to RCW 27.12.360 and provided its recommendations;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF TUKWILA, WASHINGTON, HEREBY ORDAINS AS FOLLOWS:

Section 1. Declaration of Intent and Finding. The City of Tukwila hereby declares its intent to join and be annexed by the King County Rural Library District. Having weighed the options for providing library services to the citizens within the City, the City Council finds that the public interest will be best served by annexation to the said District; provided, that this ordinance shall only be effective upon execution of an interlocal agreement in substantially the form attached.

Section 2. Transmittal to District - Request for Concurrence. Pursuant to RCW 27.12.360, the City Clerk is hereby directed to forward a certified copy of this Ordinance to the Board of Trustees of the King County Rural Library District. The City Council requests that the Board of Trustees concur in the proposed annexation of the City by the District.

Section 3. Transmittal to County Council - Request for Special Election. Pursuant to RCW 27.12.360 and .370, if the Board of Trustees concurs in the annexation, the City Clerk is hereby directed to notify, and to send a certified copy of this Ordinance and a copy of the District's concurrence, to the King County Council. The King County Council is hereby requested to call a special election to be held in the City of Tukwila on March 10, 1992, which is provided in RCW 29.13.010 and is not less than forty-five (45) days from the date of this declaration and finding. The King County Council is also requested to give notice of the election as provided for in RCW 29.27.080. The purpose of the election shall be to submit to the qualified voters within the City of Tukwila a ballot proposition in substantially the following form:

PROPOSITION NO. 1

Shall the City of Tukwila be annexed to and
be part of the King County Rural Library District? Yes No

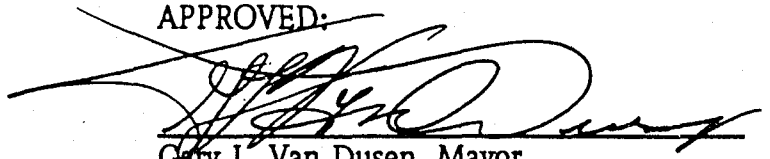
Section 4. Annexation. If a majority of persons voting on the annexation proposition shall vote in favor of annexation, then the City of Tukwila shall be annexed to and constitute a part of the King County Rural Library District.

Section 5. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of the ordinance or a summary thereof consisting of the title.

10242

PASSED BY THE CITY COUNCIL OF THE CITY OF TUKWILA, WASHINGTON, at a special meeting thereof this 19th day of December, 1991.

APPROVED:



Gary L. Van Dusen, Mayor

APPROVED AS TO FORM:

Michael Kasny 12/20/91
Office of the City Attorney

ATTEST/AUTHENTICATED:

Jane Cantu as.
Jane Cantu, City Clerk

Filed with the City Clerk: 12-18-91

Passed by the City Council: 12-19-91

Published Valley Daily News: 1-5-92

Effective Date: 1-10-92

Ordinance Number 1619

10242

CERTIFICATION
Jane Conter, City Clerk of the
City of Tukwila, do certify that this is a
true and correct copy of the original
of the with the City.
On this 31 day of December, 1991
Jane Conter
City Clerk

**INTERLOCAL GOVERNMENTAL AGREEMENT BETWEEN THE CITY OF
TUKWILA AND THE KING COUNTY RURAL LIBRARY DISTRICT**

THIS AGREEMENT is dated the 19th day of December 1991, and is entered into by and between King County Rural Library District, hereinafter referred to as the "District", and the City of Tukwila, hereinafter called the "City":

WHEREAS, the City owns the building housing the Tukwila Library, at 14475 59th Avenue South, and

WHEREAS, the District owns the building housing the Foster Library, at 4205 South 142nd, and

WHEREAS, the City currently pays an annual contract fee to the District for provision of library services within the City, and

WHEREAS, the City by Ordinance No. 1619 will initiate the process for annexation of the City into the District pursuant to Section 27.12.360, RCW, and

WHEREAS, the District will not realize any direct tax revenue for operation of the libraries and provision of library services until the 1993 calendar year, and

WHEREAS, the City and the District desire to make provisions for continued funding of library operations during the calendar year 1992, now, therefore, the parties agree as follows:

1. The District will continue to assume maintenance and utility costs for the Tukwila and Foster Libraries in 1992.
2. The District will hold the City's 1992 contract at the 1991 fee level of \$564,021.
3. The District recognizes the importance of neighborhood libraries to the City of Tukwila and consequently agrees to maintain library services at both the Foster and Tukwila libraries.

4. The District agrees that if the City chooses to annex to the District, the District will be responsible and pay for the construction and all related costs of at least a 5,000 square foot library expandable to 7,500 square feet, including furnishings and materials and appropriate surface parking exclusively for library patrons, and an anticipated completion date in early 1995 (replaces existing Foster branch). This will be a full service library which will have maximum hours, programs and services commensurate with similar sized libraries.
5. The Tukwila Library at 14475 59th Avenue South will be maintained at a minimum of current service levels.
6. The District will provide or pay up to \$400,000 for suitable land (the site) for the structure and parking with the requirements that:
 - a) the site be chosen jointly by the City and the District and will have convenient access with good visibility.
 - b) the design and construction will be consistent with the standards of current District building projects and be in keeping with the desired neighborhood concept.
7. The City shall be the designated SEPA lead agency for all SEPA reviews.
8. Any off-site public improvements such as street, sidewalk, storm drainage and/or utility modifications as may be required as a result of the construction of the library shall be paid for by the District.
9. All on-site work and improvements, such as site preparation, grading, landscaping, shall be paid for by the District.
10. The City by its Mayor shall designate City administration personnel to participate in the District's design review process for the library, and to act as coordinator with the District during the planning, design and construction processes.
11. The District will continue to reimburse the City for the library's portion of maintenance and utility costs for the library's portion of the existing Tukwila Library building at 14475 59th Avenue South. District will pay \$1 per year for an annual lease.

12. If the City chooses to annex to the District, then within 60 days of the date of certification of the results of the annexation election, City and District by a supplemental interlocal governmental agreement shall either supplement or amend this agreement to more specifically set forth the terms and conditions relative to the Matters set forth in Paragraphs 1 through 11 above.


General Recitals

1. This agreement is to define the rights and obligations of the parties in the event annexation of the City to the District is approved at a special election to be held prior to May 26, 1992. Included in the purposes of this agreement is the provision for continued funding by the City of library services within the City during the period between January 1, 1992 and December 31, 1992. If annexation to the District is not approved at said election, this agreement shall be of no further force or effect.
2. Should annexation to the Library District fail to pass, and the City chooses to continue to contract with the Library District for services, it is understood that:
 - a) The contract rate for library services for the calendar year commencing January 1, 1993 will be according to the phase-in formula, and
 - b) The contract rate for library services for the calendar year commencing January 1, 1994 and for calendar years thereafter will be 100 percent of the full comparable rate assessed taxpayers in the King County Rural Library District.
3. In the event the City chooses to appoint a Tukwila Library Board of Trustees during any time period when the City is annexed to the District, the District shall regularly solicit input from the Board on issues relating to all aspects of library services and facilities for the residents of Tukwila.

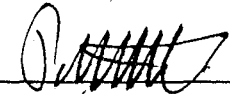
10242

Dated as of this 19th day of December, 1991.

TUKWILA


Mayor Gary VanDusen

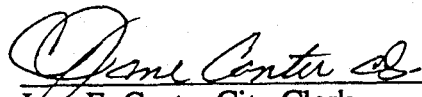
KING COUNTY RURAL LIBRARY CITY OF
DISTRICT BOARD OF TRUSTEES



Susan B. Churchill


J. H. [unclear]

ATTEST/AUTHENTICATED:



Jane E. Cantu, City Clerk

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

By  12/20/91

King County Rural Library District

Board of Trustees

Resolution No. 1992-1

January 7, 1992

RESOLUTION OF THE BOARD OF TRUSTEES OF THE KING COUNTY RURAL LIBRARY DISTRICT CONCURRING, SUBJECT TO CONDITION, WITH THE ANNEXATION OF THE CITY OF TUKWILA INTO THE KING COUNTY RURAL LIBRARY DISTRICT.

WHEREAS, the City of Tukwila has passed an ordinance which initiates the process for a special election to determine whether the City of Tukwila shall be annexed into the King County Rural Library District, and

WHEREAS, RCW 27.12 provides a process for the annexation of cities and towns into rural library districts, and

WHEREAS, the Board of Trustees believes that the annexation would be in the best interest of all involved, and

WHEREAS, the several steps to be taken to meet the boundary changes requirements necessitate the taking of this action by the Library District.

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE KING COUNTY RURAL LIBRARY DISTRICT THAT:

The Board of Trustees of the King County Rural Library District does hereby concur with the City of Tukwila in its intent to annex to the King County Rural Library District.

PASSED AND APPROVED THIS 7th DAY OF JANUARY, 1992.

Susan B Churchill

T. H. May