

ORDINANCE NO. 13

AN ORDINANCE OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, DECLARING THE CITY'S INTENT TO JOIN AND BE ANNEXED TO THE PIERCE COUNTY LIBRARY DISTRICT; DECLARING AN EMERGENCY; REQUESTING THE CONCURRENCE OF THE LIBRARY DISTRICT BOARD OF TRUSTEES; AND REQUESTING THE PIERCE COUNTY COUNCIL TO CALL A SPECIAL ELECTION IN THE CITY ON THE PROPOSITION OF WHETHER THE CITY SHOULD BE ANNEXED TO THE LIBRARY DISTRICT TO THE VOTERS.

WHEREAS, RCW 35.02.130 authorizes the City Council of the City of University Place to submit a ballot proposition to the voters of the City to authorize annexation of the City by a library district; and

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

WHEREAS, as the City has no City Library Board, the State Librarian shall be notified of this proposed ordinance pursuant to RCW 27.12.360; and

WHEREAS, having reviewed the options for providing library service to the residents of the City, the City Council finds that the public interest will best be served by annexation of the City to the Library District; and

WHEREAS, if the library district concurs with the 1995-1996 service agreement and in the annexation, notification thereof shall be transmitted to the Pierce County Council which shall then call a special election to be held in the City at the time and in the manner provided in RCW 27.12.370; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Declaration of Intent and Finding. The City of University Place hereby declares its intent to join and be annexed to the Pierce County Rural Library District.

Section 2. Request for Concurrence of Library District. Pursuant to RCW 27.12.360, the City Council requests that the Board of Trustees of the Pierce County Library District concur with the 1995-1996 service agreement, a copy of which is attached hereto, and in the proposed annexation of the City to the Library District. The City Clerk is authorized and directed to forward a certified copy of this ordinance to the Board of Trustees of the Library District and to the State Librarian.

Section 3. Declaration of Emergency. The City Council finds that an emergency exists requiring a special election to be held in the City of University Place on the proposition of whether the City should annex to the Library District, in that it is essential that the City determine the manner in which library services will be provided to residents of the City;

Section 4. Request for Special Election. The Pierce County Council is requested to concur in the finding of emergency and to call by resolution a special election to be held in the City of University Place on September 19, 1995, for the purpose of submitting to the qualified voters of the City the proposition of whether the City should annex to the Pierce County Library District. The Pierce County Council is also requested to give notice of the election as provided in RCW 29.27.080. The proposition to be submitted at the special election shall be in the form of a ballot title as follows:

PROPOSITION

ANNEXATION OF THE CITY OF UNIVERSITY PLACE
TO THE PIERCE COUNTY LIBRARY DISTRICT

Shall the City of University Place be annexed to and be a part of the Pierce County Library District?

YES.....


NO.....

Section 5 Transmittal to County Council and Request for Special Election. Pursuant to RCW 27.12.360 and 27.12.370, if the Board of Trustees of the Pierce County Library District concurs in the annexation, the City Clerk is authorized and directed to notify, and to send a certified copy of this ordinance and a copy of the Library District's concurrence, to the Pierce County Council.

Section 6. Annexation. If a majority of persons voting on the annexation proposition vote in favor of annexation, then the City of University Place shall be annexed to and constitute a part of the Pierce County Library District effective immediately upon the official date of incorporation of the City.

Section 7. Effective Date. Pursuant to the authorization for submission of ballot propositions set forth in RCW 35.02.130, this ordinance shall take effect five days after its passage and publication as required by law.


PASSED BY THE CITY COUNCIL ON JULY 10, 1995.


Stanley L. K. Flemming, Mayor

ATTEST:


Susan Matthew, Interim City Clerk

APPROVED AS TO FORM:


James J. Mason, City Attorney

Date of Publication: July 13, 1995
Effective Date: July 18, 1995

**AGREEMENT BETWEEN
PIERCE COUNTY LIBRARY DISTRICT
AND THE CITY OF UNIVERSITY PLACE
FOR 1995-1996 LIBRARY SERVICES**

Date and Parties: This agreement is entered into by and between the Pierce County Library District, hereinafter referred to as the "District," and the City of University Place, hereinafter referred to as the "City."

WHEREAS, the District agrees to continue to collect its 1995 levy and provide continued services through 1995;

WHEREAS, the voters of University Place will vote at the Special Election of September 1995 to incorporate into the Library District; and

WHEREAS, the annexation will not take full effect until January 1997; and

WHEREAS, the City desires to receive library services for the remainder of 1995 and during calendar year 1996 and the District desires to provide said library services; and

WHEREAS, the City agrees to set its property tax levy for 1996 to include an amount equal to the Library District's 1996 levy rate to provide library services during 1996, in the amounts confirmed by the County Assessor; NOW, THEREFORE,

Article 1. The district agrees to provide the same library services to the residents of the City as are provided to the residents of Pierce County, and in the same manner, for the remainder of 1995 and during calendar year 1996.

Article 2. The City agrees to pay the District an amount equal to the city's assessed value at the district's 1996 Levy rate for said services, said amount to be paid in two payments, the first by July 1, 1996, and the second by December 1, 1996, less any adjusted amount for administrative costs.

PIERCE COUNTY LIBRARY DISTRICT

CITY OF UNIVERSITY PLACE

By: _____

By: **Bob Jean, Interim City Manager**

Date: _____

Date: **July 10, 1995**