

ORIGINAL

CITY OF BRIER, WASHINGTON

RESOLUTION NO. 536

A RESOLUTION OF THE CITY OF BRIER, WASHINGTON, REQUESTING THAT THE SNOHOMISH COUNTY DEPARTMENT OF ELECTIONS CALL A SPECIAL MUNICIPAL ELECTION, TO BE HELD ON NOVEMBER 6, 2012, AND PLACE PROPOSITION 1 BEFORE THE QUALIFIED ELECTORS WITHIN THE ALLVIEW HEIGHTS ANNEXATION AREA ON THE NOVEMBER 6, 2012 BALLOT.

WHEREAS, on May 1, 2012, the City Council of the City of Brier passed Ordinance No. 401, annexing approximately 15.9 acres, generally located immediately south east of Brier, known as the Allview Heights annexation area, and legally described on Exhibit A to this Resolution; and

WHEREAS, on June 14, 2012, a referendum petition was submitted to the office of the City Clerk, requesting a referendum election on the issue of whether the annexation should be approved; and

WHEREAS, the office of the City Clerk forwarded the petition to the Snohomish County Department of Elections for certification of whether the petition bore a sufficient number of valid signatures to qualify for introduction to the City Council; and

WHEREAS, on June 26, 2012, the Snohomish County Department of Elections certified that the referendum petition bore sufficient valid signatures to qualify for introduction to the City Council; and

WHEREAS, Ordinance No. 401, adopted by the Brier City Council on May 1, 2012, annexing the approximately 15.9 acres known as the Allview Heights annexation area, was not repealed by the Brier City Council, and pursuant to RCW 35A.14.299, must be submitted to the voters of the area;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BRIER, WASHINGTON, DOES RESOLVE AS FOLLOWS:

SECTION I. The above findings are true and correct in all respects.

SECTION II. The City of Brier requests, in the form of this Resolution, that Snohomish County call a special municipal election on November 6, 2012, and place Proposition 1 before the qualified electors within the Allview Heights annexation area on the November 6, 2012 ballot.

SECTION III. The City Clerk is authorized and directed to take those actions necessary to place Proposition 1 before the Allview Heights annexation area voters in the November 6, 2012 election.

SECTION IV. The City Attorney has prepared the following ballot title for Proposition

1. The City Clerk is authorized to transmit this ballot title to the Snohomish County Department of Elections; provided, that the ballot title shall read substantially as follows with such additions, deletions, or modifications as may be required by the Snohomish County Department of Elections or other agency with jurisdiction:

CITY OF BRIER REFERENDUM MEASURE
CONCERNING THE ALLVIEW HEIGHTS ANNEXATION

The City Council of the City of Brier passed Ordinance No. 401, annexing into the City the 15.9 acres known as the Allview Heights annexation area. This measure would approve the City's annexation of the Allview Heights annexation area, allowing the area to become a part of the City.

Should this measure be enacted into law?

☐ **Yes**

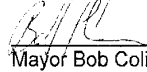
☐ **No**

SECTION V. The Mayor and City Clerk are authorized and directed to take those actions necessary to place the information regarding Proposition 1 in the November 6, 2012 voter's pamphlet.

SECTION VI. Actions taken prior to adoption of this Resolution that are consistent with it are hereby ratified and confirmed.

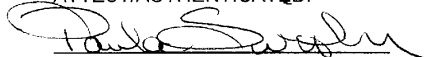
PASSED BY THE CITY COUNCIL OF THE CITY OF BRIER, WASHINGTON, AT A REGULAR MEETING THEREOF THIS 24th DAY OF JULY, 2012.

CITY OF BRIER



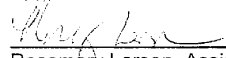
Mayor Bob Colinas

ATTEST/AUTHENTICATED:



Paula Swisher, City Clerk/Treasurer

Approved as to form:



Rosemary Larson, Assistant City Attorney