

ORDINANCE NO. 977 N.S.

AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES AMENDING CHAPTER 2.12
OF THE MUNICIPAL CODE REGARDING LIBRARY ADMINISTRATION

WHEREAS, the City of Paso Robles operates a public library system to serve its residents; and

WHEREAS, Chapter 2.12 regarding library administration has not been updated for more than 40 years; and

WHEREAS, the Library Board of Trustees and Director of Library and Recreation Services have recommended that certain provisions be amended to more accurately describes the duties of the Board of Trustees and library administration.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Chapter 2.12 of the Paso Robles Municipal Code is hereby revised in its entirety to read as set forth in Exhibit A, attached hereto and incorporated herein by reference.

SECTION 2. Severability. Should any provision of this Ordinance, or its application to any person or circumstance, be determined by a court of competent jurisdiction to be unlawful, unenforceable or otherwise void, that determination shall have no effect on any other provision of this Ordinance or the application of this Ordinance to any other person or circumstance and, to that end, the provisions hereof are severable.

SECTION 3. Effective Date. This Ordinance shall take effect thirty (30) days after adoption as provided by Government Code section 36937.

SECTION 4. Publication. The City Clerk will certify to the passage of this Ordinance by the City Council of the City of El Paso de Robles, California and cause the same to be published once within fifteen (15) days after its passage in a newspaper of general circulation, printed, published and circulated in the City in accordance with Government Code section 36933.

Introduced at a regular meeting of the City Council held on December 20, 2011, and passed and adopted by the City Council of the City of El Paso de Robles on the 3rd day of January, 2012, by the following roll call vote, to wit:

AYES: Hamon, Steinbeck, Gilman, Strong, Picanco
NOES:
ABSTAIN:
ABSENT:

Duane Picanco, Mayor

ATTEST:

Caryn Jackson, Deputy City Clerk

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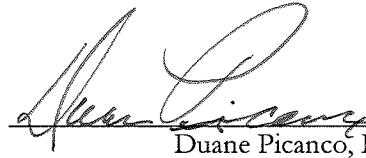
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ATTEST:



Caryn Jackson, Deputy City Clerk

Exhibit A

Chapter 2.12 - LIBRARY ADMINISTRATION

Sections:

- 2.12.010 - Library established.
- 2.12.020 - Board of trustees—Appointment—Terms.
- 2.12.030 - Board of trustees—Meetings—Records.
- 2.12.040 - Board of trustees—Duties and Responsibilities.
- 2.12.050 - Library Funding.
- 2.12.060 - Free use—Violation of rules.
- 2.12.070 - Lending to neighboring cities—Contract.
- 2.12.080 - Library property—City ownership.

2.12.010 Library established.

There shall be established in and for the City of El Paso de Robles a free public library.

2.12.020 Board of trustees – Appointment – Terms.

A board of library trustees, consisting of five members to be appointed by the City Council, shall advise the City Council in the management of the public library. Said library trustees shall each hold office for three years, serving without compensation, provided that the members of the first board appointed shall so classify themselves by lot that one of their number shall go out of office at the end of the current year, two at the end of the year thereafter and the other two, at the end of two years thereafter. All citizens shall be eligible for such appointment. Vacancies shall be filled by appointment for the unexpired term in the same manner as the original appointments are made.

2.12.030 Board of trustees – Meetings – Records.

The board of library trustees shall meet at least once a month, at such times and places as it may fix by resolution. Special meetings may be called at any time in conformance with requirements of State law, i.e., the Brown Act. A majority of the board shall constitute a quorum for the transaction of business. The board shall appoint one of their number president, who shall serve for one year and until a successor is appointed, and in the president's absence, the board shall select a president pro tem. The board shall cause a proper record of its proceedings to be kept.

2.12.040 Board of trustees – Duties and Responsibilities.

The duties and responsibilities of the board of library trustees include:

- (a) To advise the City Council on those matters pertaining to the City Library as the City Council may request.
- (b) To know and interpret library services to the community and seek community involvement in and financial support of the library program.
- (c) To assist in the development of a program for the extension and improvement of library services, resources, and facilities.
- (d) To determine and set, with the assistance of the librarian, library rules, regulations and policies not otherwise within the purview of City Council.

- (e) To annually review the library budget submitted to the City Council with the aim of providing the community with constantly improving library services.
- (f) To keep abreast of library trends and standards by participating in trustees meetings and workshops in affiliation with the state and national associations.
- (g) To encourage the giving of bequests and gifts to, or for the benefit of, the library.
- (h) To be familiar with and be able to interpret local and state laws and actively support library legislation.
- (i) To do and perform any and all other acts and things necessary and proper to carry out the provisions of California Education Code Section 18900 and following, as may be requested by the City Council.

2.12.050 – Library Funding.

The library receives funding from the City and from library support organizations.

2.12.060 - Free use—Violation of rules.

Use of the library shall be free to the inhabitants and nonresident taxpayers of the city, subject to such rules, regulations and bylaws as may be adopted by the board of library trustees and/or the City Council. Any person who violates any rule, regulation, or bylaw may be fined or excluded from the privileges of the library. Notwithstanding any of the foregoing, the City Council may adopt a schedule of fees or charges for certain services or use of equipment at the library.

2.12.070 - Lending to neighboring cities—Contract.

Subject to the approval of the City Manager or City Council, as may be applicable, the City Librarian, on behalf of the City, may enter into contracts with the libraries of neighboring municipalities or counties for the lending of books and other materials upon the payment of reasonable compensation.

2.12.080 - Library property—City ownership.

Title to all property acquired for the library, when not inconsistent with the terms of its acquisition, or otherwise designated, shall vest in the city, and in the name of the city may be sued and defended by action at law or otherwise.