

ORDINANCE NO. 88

AN ORDINANCE establishing a City Library providing a Board of Trustees, the terms and manner of appointment thereof and prescribing powers and duties.

THE CITY COUNCIL OF THE CITY OF BELLEVUE DO ORDAIN AS FOLLOWS:

Section 1. Definitions.

As used in this ordinance, unless the context requires a different meaning,

(a) "City" means the City of Bellevue.

(b) "Council", or "Mayor", means the City Council or Mayor of Bellevue.

(c) "Library" or "Libraries" means the library or libraries of the City of Bellevue.

(d) "Trustees", "Board of Trustees" or "Board" means the Board of Trustees of the Bellevue City Library.

Section 2. Establishment of Public Library; There is created a Bellevue City Library to provide free library service for the inhabitants of the City of Bellevue, subject to such reasonable rules and regulations as the Trustees find necessary to insure the greatest benefit to the greatest number, except that the Trustees may charge a reasonable fee for the use of certain duplicate copies of popular books.

Section 3. Board of Trustees -- Expenses. The management and control of the City Library shall be vested in a Board of five trustees who shall serve without salary or other compensation for services as trustees, but who may receive necessary expenses actually incurred to be paid from Library funds.

Section 4. Appointment Terms. Such Board shall be appointed by the City Manager with the consent of the Council. The first appointments shall be for terms of one, two, three, four and five years expiring respectively with the first term expiring March 31, 19__ . Thereafter a trustee shall be appointed for a term of five years. The trustees heretofore appointed in 1953 whose terms have not automatically expired are hereby confirmed for the unexpired portions of their respective terms.

Section 5. Vacancies. Vacancies in the Board shall be filled for the unexpired terms or for new terms as soon as possible by the City Manager with the consent of the City Council.

Section 6. Removal. A Library Trustee may be removed by the vote of the majority of the entire Council at a regular or special meeting called for that purpose upon three days' notice, which notice shall provide that such matter will be considered at said special or regular meeting. A Trustee shall forfeit his position for three successive and unexcused absences from Board meetings

and upon notice thereof the Council shall fill the vacancy thereby created.

Section 7. Meetings of the Board. The Trustees shall hold meetings at regular intervals as stated in By-Laws duly adopted by such Board, provided that such meetings shall be held not less frequently than every 60 days.

Section 8. Board of Trustees Organization, Powers and Duties. The Trustees annually and at such other times as may be necessary shall meet for organization by the election of such officers as they deem necessary. They shall

1. Adopt such By-Laws, rules and regulation for their own guidance and for the government of the Library as they deem expedient;
2. Have the supervision, care and custody of all property of the Library, including the rooms or buildings constructed, leased or set apart therefor;
3. Employ a librarian, and upon his recommendation employ such other assistants as may be necessary, all in accordance with the provisions of state law, prescribe their duties, fix their compensation, and remove them for cause;
4. Submit annually to the City Council a budget containing estimates in detail of the amount of money necessary for the Library for the ensuing year;
5. Subject to appropriation of funds by the Council, have exclusive control of the finances of the Library;
6. Accept such gifts of money or property for library purposes as they deem expedient;
7. Subject to appropriation of funds therefor by the Council, lease or purchase land for library buildings;
8. Subject to appropriation of funds therefor by the Council, lease, purchase or erect appropriate building or buildings for library purposes and acquire such other property as may be needed therefor;
9. Purchase books, periodicals, maps and supplies for the Library; and
10. Under such rules and regulations as it may deem necessary and upon such terms and conditions as may be agreed upon allow nonresidents of the City to use the books thereof and make exchanges of books with other Libraries, either permanently or temporarily;
11. Exclude from the use of the Library any person who wilfully or persistently violates any rule or regulation prescribed for the use of the Library or its facilities, or any person whose physical condition is deemed dangerous or offensive

to other library users.

12. Do all other acts necessary for the orderly and efficient management and control of the Library.

Section 9. At the close of each year the Board of Trustees shall make a report to the City Council showing the condition of their trust during the year, the sums of money received for the library fund from taxes and other sources, the sums of money expended and the purposes of the expenditures, the number of books and periodicals on hand, the number added during the year, the number retired, the number loaned out, and such other statistics and information and such suggestions they deem of public interest. A copy of this report shall be filed with the State Librarian.

Section 10. Whoever wilfully retains any book, newspaper, magazine, pamphlet, manuscript or other property belonging in or to the City Library reading room for 30 days after notice in writing to return the same, given after the expiration of the time that by the rules of the Library such article or other property may be kept, shall be guilty of a misdemeanor.

Section 11. Destruction of Property. Whoever intentionally injures defaces or destroys any property belonging to or deposited in the Library reading room shall be guilty of a misdemeanor.

Section 12. Contract Service. Nothing herein shall prevent the City Council from electing to contract for library service from any other governmental unit and in like manner the City Council shall have the power to contract for like service from any library not maintained by a public corporation to the extent permissible by State law as now existing or hereafter amended.

Section 13. Library Funds. All funds of the library whether derived from taxation or otherwise shall be in the custody of the Treasurer of the City and shall be designated by him in some manner for identification and shall not be used for any but library purposes. Library funds shall be expended for library purposes only upon vouchers of the Board of Trustees. The Board shall not make expenditures or incur indebtedness in any year in excess of the amount of money appropriated and are available for library purposes. No contract or other action taken by the Board of Trustees in violation of this section shall be binding upon the City and such action shall constitute a misdemeanor upon the conviction of which any participating Trustee shall forfeit his office. Such forfeiture of office shall be deemed to be in addition to any other civil or criminal penalties existing at law.

Section 14. Use of Money or Property. Any money or property given to or for the use or benefit of the City Library and vested in the Board of Trustees shall be held and used by said Board according to the terms of the gift, but all money or property given to the Board of Trustees for the use or benefit of the Library for which no express purpose has been given other than for library purposes shall be subject to the appropriation and approval of the City Council before such funds shall be used for library purposes.

Section 15. If any section, subsection or portion of this ordinance or of the rules or regulations referred to herein shall be declared invalid, such declaration shall not affect the validity of the remaining portions of this ordinance

or of such rules and regulations.

Section 16. This ordinance shall take effect and be in force five (5) days after its passage, approval and legal publication.

PASSED by the City Council on this 1st day of ^{February} ~~January~~, 1955, and signed in authentication thereof this 1st day of ^{February} ~~January~~, 1955.

W. H. Lane
Mayor

W. H. France
Councilman

W. M. Gorman
Councilman

Approved as to form:

W. H. France
City Attorney

(SEAL)

Jean S. Scholer
City Clerk

Date of Publication Feb. 3, 1955.

FILED
CITY OF BELLEVUE
DATE Feb. 2 1955
CITY CLERK Jean S. Scholer