

TITLE IV - CULTURE AND RECREATION
CHAPTER 115
LIBRARY

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115.01 PURPOSE. The purpose of this chapter is to provide for the appointment of a City Library Board of Trustees, and to specify that Board's powers and duties.

115.02 PUBLIC LIBRARY. The public library for the City shall be known as the Albia Public Library. It shall be referred to in this chapter as the Library.

115.03 LIBRARY TRUSTEES. The Board of Trustees of the Library, hereinafter referred to as the Board, consists of nine members, five of which shall be designated by the Mayor as being resident members and four of which shall be designated as being non-resident members. The five resident members are to be appointed by the Mayor with the approval of the Council. The non-resident members shall be appointed by the County Board of Supervisors.
(Code of Iowa, Sec. 392.5)

115.04 QUALIFICATIONS OF TRUSTEES. All resident members of the board shall be bona fide citizens and residents of the City. The non-resident members of the board shall be bona fide citizens and residents of the County. Members shall be over the age of eighteen (18) years. (Code of Iowa, Sec. 392.5)

115.05 ORGANIZATION OF THE BOARD. The organization of the board shall be as follows:

1. Designation of Members. Upon passage of this ordinance the Mayor shall designate three (3) members of the existing board as county appointed members. The current non-resident member of the board shall constitute the fourth county appointed member. The designations made by the Mayor shall, to the extent possible, insure that the county appointed members have staggered terms so

that no more than two (2) county appointed members' terms expire in any one year.

2. Term of Office. All appointments to the Board shall be for six (6) years, except to fill vacancies. Each term shall commence on July first. Appointments shall be made every two (2) years of one-third (1/3) the total number or as near as possible, to stagger the terms.

3. Vacancies. The position of any resident board member shall be deemed vacated if such member moves permanently from the City. The position of any non-resident board member shall be deemed vacated if such member moves permanently from the County or into the City. The position of any board member shall be deemed vacated if such member is absent from six (6) consecutive regular meetings of the Board, except in the case of sickness or temporary absence from the City of County. Vacancies in the Board shall be filled in the same manner as an original appointment except that the new board member shall fill out the unexpired term for which the appointment is made.

4. Compensation. Board members shall receive no compensation for their services. (Code of Iowa, Sec. 392.5)

115.06 POWERS AND DUTIES. The Board shall have and exercise the following powers and duties:

1. Officers. To meet and elect from its members a President, a Secretary, and such other officers as it deems necessary. The City Treasurer shall serve as Board Treasurer, but shall not be a member of the Board. (Code of Iowa, Sec. 392.5)

2. Physical Plant. To have charge, control and supervision of the Library, its appurtenances, fixtures and rooms containing the same. (Code of Iowa, Sec. 392.5)

3. Charge of Affairs. To direct and control all affairs of the Library. (Code of Iowa, Sec. 392.5)

4. Hiring of Personnel. To employ a librarian, and authorize the librarian to employ such assistants and employees as may be necessary for the proper management of the Library, and fix their compensation; provided, however that prior to such employment, the compensation of the librarian, assistants and employees shall have been fixed and approved by a majority of the members of the Board voting in favor thereof. (Code of Iowa, Sec. 392.5)

5. Removal of Personnel. To remove the librarian, by a two-

thirds (2/3) vote of the Board and provide procedure for the removal of the assistants or employees for misdemeanor, incompetency, or inattention to duty, subject however, to the provisions of Chapter 70 of the Code of Iowa. (Code of Iowa, Sec. 392.5)

6. Purchases. To select, or authorize the librarian to select, and make purchases of books, pamphlet, magazines, periodicals, papers, maps, journals, other Library materials, furniture, fixtures, stationery and supplies for the library within budgetary limits set by the Board. (Code of Iowa, Sec. 392.5)

7. Use by Non-Residents. To authorize the use of the Library by non-residents of the City or County. (Code of Iowa, Sec. 392.5)

8. Rules and Regulations. To make and adopt, amend, modify or repeal rules and regulations, not inconsistent with code and the law, for the care, use, government and management of the Library and the business of the Board, fixing and enforcing penalties for violations. (Code of Iowa, Sec. 392.5)

9. Expenditures. To have exclusive control of the expenditures of all funds allocated for library purposes by the Council. And of all moneys available by gift or otherwise for the erection of Library buildings, and of all other moneys belonging to the Library including fines and rentals collected under the rules of the Board. (Code of Iowa, Sec. 392.5)

10. Gifts. To accept gifts of real property, personal property, or mixed property, and devices and bequests including trust funds, to take the title to said property in the name of the Library; to execute deeds and bill of sale for the conveyance of said property; and to expand the fund received by them from such gifts, for the improvement of the Library. (Code of Iowa, Sec. 392.5)

11. Enforce the Performance of Conditions on Gifts. To enforce the performance of condition of gifts, donations, devises and bequests accepted by the City by action against the Council. (Code of Iowa, Sec. 661)

12. Record of Proceedings. To keep a record of its proceedings.

13. County Historical Association. To have authority to make agreements with the local County historical association where such exists, and to set apart the necessary room and to care for such

articles as may come into the possession of the association. The Trustees are further authorized to purchase necessary receptacles and materials for the preservation and protection of such articles as are in their judgement of a historical and educational nature and pay for the same out of funds allocated for Library purposes. (Code of Iowa, Sec. 392.5)

115.07 CONTRACTION WITH OTHER LIBRARIES. The Board shall have power to contract with other libraries in accordance with the following:

1. Contracting. The Board may contract with any other board of trustees of free public libraries ,any other city, school corporation, private or semi-private organization, institution of higher learning, township, or County, or with the trustees of any County library district for the use of the Library by their respective residents. (Code of Iowa, Sec. 392.5 & Ch. 28E)

2. Termination. Such a contract may be terminated at any time by mutual consent of the contracting parties. It also may be terminated by a majority vote of the electors represented by either of the contracting parties. Such a termination proposition shall be submitted to the electors by the governing body of a contracting party on a written petition of not less than five (5) percent in number of the electors who voted for governor in the territory of the contracting part at the last governing body not less than forty (40) days before the election. The proposition may be submitted at any election provided by law that is held in the territory of the party seeking to terminate the contact. (Code of Iowa, Sec. 392.5)

115.08 NON-RESIDENT USE. The Board may authorize the use of the Library by persons not residents of the City or County in any one or more of the following ways:

1. Lending. By lending the books or other materials of the library to non-residents on the same terms and conditions as to residents of the City, or County, or upon payment of a special non-resident Library fee. (Code of Iowa, Sec. 392.5)

2. Depository. By establishing depositories of Library books or other material to be loaned to non-residents. (Code of Iowa, Sec. 392.5)

3. Bookmobiles. By establishing bookmobiles or a traveling library so that books or other Library material may be loaned to non-residents. (Code of Iowa, Sec. 392.5)

4. Branch Library. By establishing branch libraries for

lending books or other Library material to non-residents.

115.09 EXPENDITURES. All money appropriated by the Council for the operation and maintenance of the Library shall be set aside in an account for the Library. Expenditures shall be paid for only on order of the Board, signed by its President and Secretary. (Code of Iowa, Sec. 384.2 & 392.5)

115.10 ANNUAL REPORT. The Board shall make a report to the Council and the County Board of Supervisors immediately after the close of the fiscal year. This report shall contain statements as to the condition of the Library, the number of books added, the number circulated, the amount of fines collected, and the amount of money expended in the maintenance of the Library during the year, together with such further information as may be requested by the Council or Board of Supervisors. (Code of Iowa, Sec. 392.5)

115.11 INJURY TO BOOKS OR PROPERTY. It shall be unlawful for a person willfully, maliciously, or wantonly to tear, deface, mutilate, injure or destroy, in whole or in part, any newspaper periodical, book, map, pamphlet, chart, picture, or other property belonging to the library or reading room. (Code of Iowa, Sec. 716.1)