

ORDINANCE NO. 97-1001

AN ORDINANCE AMENDING TITLE 2: ADMINISTRATION AND PERSONNEL, CHAPTER 2.44: LIBRARY, SECTION 2.44.030: LIBRARY BOARD - POWERS AND DUTIES, SUBSECTION A, OF THE OREGON CITY MUNICIPAL CODE OF 1991

OREGON CITY ORDAINS AS FOLLOWS:

Section 1. That Title 2: ADMINISTRATION AND PERSONNEL, Chapter 2.44: LIBRARY, Section 2.44.030: LIBRARY BOARD - POWERS AND DUTIES, Subsection A, of the Municipal Code of 1991, is hereby amended to read as follows:

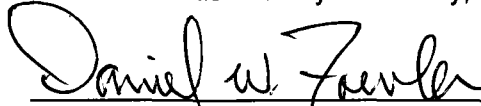
2.44.030 Library Board--Powers and Duties.

A. Membership on the board shall be comprised as follows: four members shall be residents of the city; two members shall be residents of that area comprising postal zip codes 97045 and 97004 which are outside the boundary of the city, and one member shall be an "at large" member selected without consideration as to residence ~~with~~ <sup>WITHIN</sup> the above described areas.

Read first time at a regular meeting of the City Commission held on the 2nd day of January, 1997, and the foregoing ordinance was finally enacted by the City Commission this 2nd day of January, 1997.

  
JEAN K. ELLIOTT, City Recorder

ATTESTED this 2nd day of January, 1997.

  
DANIEL W. FOWLER, Mayor

ORDINANCE NO. 97-1001

Effective Date: February 1, 1997



# CITY OF OREGON CITY

INCORPORATED 1844

## COMMISSION REPORT

TO THE HONORABLE MAYOR AND COMMISSIONERS

FOR AGENDA

DATED

January 2, 1997

Page 1 of 1

Subject: Proposed Ordinance No. 97-1001, An  
Ordinance Amending Title 2: Administration and  
Personnel, Chapter 2.44: Library, Section 2.44.030:  
Library Board - Powers and Duties, Subsection A,  
Of the Oregon City Municipal Code of 1991

Report No. 97-02

Members of the Library Board and the Library Director have completed a review of that section of the City Code pertaining to the composition of the Library Board. This review examined the role of the Library regionally and continuing trends in usage and support.

On the January 2, 1997 agenda is proposed Ordinance No. 97-1001 (copy attached) which changes the composition of the Library Board. This change is consistent with the role of the Library as a regional service provider and changes in the relationship with the Clackamas County Library. Currently, residents of the service area of the Library outside of the City comprise over one-half of the Library's usage while the countywide library serial levy provides over 60 percent of the Library's revenues. When this section of the City Code was written in the early 1980s, the City was working toward a consolidation with the Clackamas County Library. That arrangement was rejected by the County in 1988.

While this change continues to ensure a majority of City residents on the Library Board, it permits greater latitude in the appointment of board members by changing one of the five City positions to an "at large" position. It is the belief of the Library Board and Library Director that this will provide the City with a more appropriate pool of applicants from which to select new board members.

Notice of proposed Ordinance No. 97-1001 was posted at City Hall, Municipal Elevator and Pioneer Community Center by direction of the City Recorder. It is recommended that first and second readings be approved for final enactment to become effective February 1, 1997.

CHARLES LEESON  
City Manager

RMCC:jke

Attach.

cc: Library Director

no  
attach

# COMMISSION REPORT

Subject: Proposed Revision to City Code Section Pertaining to  
the Composition of the Library Board

The library board and director have completed a review of that section of the City Code pertaining to the composition of the library board. This review examined the role of the library regionally and continuing trends in usage and support. It is requested that the City Commission take formal action on the following recommendation at this time.

That Paragraph A of Section 2.44.030\* of the City Code be 97-1001  
changed to read:

"A. Membership on the board shall be comprised as follows: four members shall be residents of the city; two members shall be residents of that area comprising postal zip codes 97045 and 97004 which are outside the boundary of the city, and one member shall be an "at large" member selected without consideration as to residence with the above described areas."

This recommendation is consistent with the library's role as a regional service provider and changes in the relationship with the Clackamas County Library. Currently residents of the library's service area outside of the City comprise over one-half of the library's usage while the countywide library serial levy provides over 60% of the library's revenues. When this section of the Code was written in the early 1980's the City was working towards a consolidation with the Clackamas County Library. That arrangement was rejected by the County in 1988.

While this recommendation continues to ensure a majority of city residents on the library board, it permits greater latitude in the appointment of board members by changing one of the five city positions to an "at large" position. It is the belief of the library board and library director that this would provide the City with a more appropriate pool of applicants from which to select new board members.

\* do we need to put existing paragraph in here?

2.40.230 Additional authority of the board. A. In addition to the powers and duties established by this chapter, the board shall have such additional powers as authorized by state law and the city charter.

B. The board may adopt by resolution rules necessary or convenient to carry out powers granted by state law, the city charter, and this chapter. All proposed rules shall be available to the public at least seventy-two hours prior to adoption; provided, however, that the board may make modifications to proposed rules at any time prior to adoption; provided, however, that the board may make modifications to proposed rules at any time prior to adoption. (Prior code §1-13-23)

## Chapter 2.44

### LIBRARY

#### Sections:

- 2.44.010 Library department established.
- 2.44.020 Librarian.
- 2.44.030 Library board--Powers and duties.
- 2.44.040 Violation--Penalty.

2.44.010 Library department established. There is established a library department for the purpose of maintaining a free public library to be known as the Oregon City public library. (Prior code §3-6-1)

2.44.020 Librarian. The library department shall be under the administration of the librarian who shall be accountable to the manager. The librarian shall perform those duties as defined in the official job description for that position. (Prior code §3-6-2)

2.44.030 Library board--Powers and duties. There is established a library board whose members, term, officers, duties and powers shall be as follows:

A. Membership on the board shall be comprised as follows: five members shall be residents of the city; two members shall be residents of that area comprising postal zip codes 97045 and 97004 which are outside the boundary of the city. In addition, the mayor may with the approval of the city commission appoint a current member of the Clackamas County library board who is a city resident to serve on the board as an alternate member. Such alternate member shall have full voting rights as a board member at such times as less than the full membership is present and shall also serve as a liaison between the county and city

*This is  
para  
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boards. Such alternate member shall serve for an indefinite term at the pleasure of the mayor.

B. Appointments to the library board shall be for a term of four years or until successors are appointed. Terms of office shall commence on the first day of the calendar year. Vacancies shall be filled for the remainder of the unexpired term as original appointments are provided. No person shall hold appointment as a member for more than two full consecutive terms, but any person may be appointed again to the board after an interval of one year. If necessary to establish continuity of membership, appointments may be made for less than a four-year term.

C. The board shall elect a chairman and such other officers as it may deem necessary at its first meeting in each calendar year; it shall establish a regular time and place for meetings and shall adopt such rules as it deems necessary to conduct its business.

D. The board shall:

1. Advise the city commission and library director on policy matters pertaining to the city public library;
2. Assist in the preparation and presentation of the library's annual operating budget;
3. Assist in the development of short and long-term goals for the provision of public library services to the community;
4. Represent the interests of library users of the city;
5. Foster public knowledge and support of the library's role in the community and promote the use of the library by city residents;
6. Participate in network or state activities intended for library board members that promote or advance the cause of library services;
7. Perform such other related duties as requested by the city commission. (Prior code §3-6-3)

2.44.040 Violation--Penalty. It is unlawful for any person to wilfully or maliciously detain any material belonging to the city library for thirty days after notice in writing from the librarian after the expiration of time by which regulation of the library such materials may be kept. No person shall wilfully or maliciously write upon, injure, deface, tear or destroy materials belonging to the library. Violation of this section is punishable as provided by state law. (Amended during 1991 codification; prior code §3-6-5)