

Passed: 11/25/08
Published: 12/3/08

ORDINANCE NO. 1966

AN ORDINANCE PROVIDING FOR APPOINTMENT OF A LIBRARY BOARD TO GOVERN THE DERBY PUBLIC LIBRARY.

WHEREAS, the City of Derby, Kansas (“City”), has heretofore established the Derby Public Library pursuant to K.S.A 12-1218 *et seq.* for the use and benefit of residents of the City and its environs; and

WHEREAS, the Governing Body desires to provide for appointment of members to the Board of the Derby Public Library;

NOW THEREFORE, be it ordained by the Governing Body of the City of Derby, Kansas:

Section 1. a. The Derby Public Library, heretofore established and organized pursuant to Kansas law and operating pursuant to K.S.A. 12-1224 through 12-1227 and K.S.A. 12-1229, shall be governed by a library board (“Board”) appointed by the Mayor with the approval of the Governing Body of the City of Derby, Kansas (“City”). The Board shall consist of 7 members, each of whom shall serve a term of four years ending on the second Tuesday of May in the fourth year following their appointment; provided, that Board members serving at the time of adoption of this ordinance shall continue to serve for the balance of their respective terms and upon expiration thereof successors shall be appointed each year to fill the vacancies created.

b. All Board members shall be residents of the City. Vacancies occasioned by removal from the municipality, resignation or otherwise shall be filled by appointment for the unexpired term. No person who has been appointed for two consecutive four-year terms to a library board shall be eligible for further appointment to such board until one year after the expiration of the second term. Board members shall receive no compensation for their services as such but shall be allowed their actual and necessary expenses in attending meetings and in carrying out their duties.

c. In addition to the appointed members of the Board, the Mayor shall be *ex officio* a member of Board with the same powers as appointed members, but no other person holding any City office shall be appointed a member while holding such office.

Section 2. The Board shall exercise all of the powers and discharge all of the duties prescribed by Kansas law and City ordinance.

Section 3. This Ordinance shall be effective from and after the later of its publication once in the official City newspaper or the effective date of Charter Ordinance no. 47-2008 of the City.

ADOPTED BY THE GOVERNING BODY this 25th day of November, 2008.




Dion P. Avello, Mayor

ATTEST:



Jean Epperson, City Clerk

Approved as to form:



Philip H. Alexander, City Attorney