

ORDINANCE NO. 6 -1981

AN ORDINANCE CREATING THE MONROE COUNTY LIBRARY ADVISORY BOARD; PROVIDING FOR MEMBERSHIP AND QUALIFICATIONS ON SUCH BOARD; PROVIDING FOR THE ORGANIZATION OF THE BOARD; PROVIDING FOR THE FUNCTIONS OF SAID BOARD; PROVIDING FOR SEVERABILITY FOR INVALID PORTIONS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING FOR INCLUSION AND INCORPORATION OF THIS ORDINANCE IN THE CODE OF ORDINANCES OF THE COUNTY OF MONROE, FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Florida Statutes, Section 125.01(6), as amended by Chapter 71-14, Laws of Florida, gives the Board of County Commissioners of Monroe County the power to provide libraries; and

WHEREAS, it is the purpose of this ordinance to establish a Monroe County Public Library Advisory Board and to operate and maintain a free public library service with Monroe County, now, therefore,

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA:

SECTION 1. DECLARATION OF LEGISLATIVE INTENT

It is hereby declared that the purpose and intent of the Board of County Commissioners of this ordinance is to create and establish a library advisory board for the purpose of obtaining the benefits of accurate, comprehensive information, advice and counsel concerning all matters relating to public libraries. This ordinance shall not be construed as delegating to such advisory board or its members any power or authority of a governmental, legislative or administrative nature.

SECTION 2. CREATION OF AN ADVISORY BOARD

There is hereby created and established in Monroe County, Florida, an advisory board to be known as the Monroe County Library Advisory Board.

SECTION 3. MEMBERSHIP, QUALIFICATIONS AND TERMS

The Monroe County Library Advisory Board shall consist of five (5) members to be appointed by the Board of County Commissioners of Monroe County. The five Commissioners shall appoint a representative on this board who shall in turn be a representative of that Commissioner's district, regardless of the residence of the appointee. Each member shall be a resident and elector of Monroe County; shall possess a reputation for integrity, responsibility, civil accomplishment and professional or business ability; shall have demonstrated an active interest in public library facilities and services, and shall not be employed by a library.

The initial appointments shall be:

| <u>MEMBER</u> | <u>TERM EXPIRES</u> |
|-------------------------------------|---------------------|
| <u>County Commission District 1</u> | October 1, 1985 |
| <u>County Commission District 2</u> | October 1, 1983 |
| <u>County Commission District 3</u> | October 1, 1985 |
| <u>County Commission District 4</u> | October 1, 1983 |
| <u>County Commission District 5</u> | October 1, 1985 |

Subsequent appointments shall be for a period of four (4) years each.

SECTION 4. REMOVAL OF MEMBERS

Any member of the Board who ceases to be a qualified elector, resident or who becomes a candidate for public office, shall immediately forfeit his office. Any member may be removed from office with cause by a majority vote of the Board of County Commissioners.

SECTION 5. ORGANIZATION, QUORUM AND MEETINGS

The Advisory Board shall elect a Chairman and such other officers as may be deemed necessary or desirable, who shall serve at the pleasure of the Advisory Board. A majority of the members of the board shall constitute a quorum. A majority vote of the members present at any meeting shall be

sufficient to enable taking any action. The Advisory Board shall meet normally at the Headquarters Library, but should schedule meetings at the Branches as appropriate to provide an input for Middle and Upper Keys residents. Special meetings of the Board may be called by the Chairman, by written notice signed by three (3) members of the Board, or by action of the Board at any meeting, general or special. The County Library Director shall attend all Advisory Board meetings, other than those at which said Library Director's tenure is to be taken under consideration. The library advisory board may further adopt such rules of procedure and elect such other officers as it may deem necessary.

SECTION 6. DUTIES OF ADVISORY BOARD

The Monroe County Library Advisory Board shall have the following duties, functions and responsibilities:

(1) To serve in an advisory capacity to the Board of County Commissioners, County Administrator and County Library in respect to all matters pertaining to the Monroe County Library System and Public Service;

(2) Furnish information, advise and counsel the Board of County Commissioners in respect to the appropriate means and methods by which adequate library facilities and services may be provided to all residents of Monroe County;

(3) Recommend to the County Administrator the appointment of a county Library Director;

(4) Make continuing studies of all existing and future needs of the County in respect to public library facilities and services;

(5) Review the financial position of the library system and make reports and through research efforts obtain information regarding financing both through matching funds, donations and other possible grants;

(6) Keep constantly aware of public library standards, trends, regulations and legislation;

(7) Formulate or recommend actions to raise the quality of service and utilization of professional and financial assistance from State, National and other sources;

(8) Review with the Administrative Staff, book and material selection programs, plans and policies;

(9) Promote and solicit bequests, donations and contributions, for the County library system and recommend policies governing acceptance for such donations;

(10) Establish, promote and participate in a planned public relations program for the library system;

(11) Perform and carry out such other duties and functions of an advisory nature as may be assigned by the Board of County Commissioners; and,

(12) File an annual report on October 1 to the County Government on the status of the Monroe County Library System and such other times as the Advisory Board deems proper.

SECTION 7. SEVERABILITY

If any section, subsection, paragraph, clause, sentence, phrase, or portion of this ordinance is for any reason found invalid, unlawful, or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof. All ordinances or parts of ordinances, or special/legal acts in conflict herewith be and the same are hereby repealed with the effective date of this ordinance. County Ordinance No. 24-1976 is specifically repealed.

SECTION 8. CODIFICATION

It is the intention of the Board of County Commissioners that the provisions of this ordinance shall become and be made a part of the Monroe County Code and the word "ordinance" may be changed to "section", "article" or other appropriate word or phrase and the sections of this ordinance may be renumbered or relettered to accomplish such intention; providing, however, that Sections 7, 8, and 9 shall not be codified.

