

CITY OF MARYSVILLE

ORDINANCE No. _____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MARYSVILLE,
WASHINGTON REPEALING CHAPTER 2.08 OF THE MUNICIPAL CODE AND
DISSOLVING THE MARYSVILLE LIBRARY BOARD.**

WHEREAS, the City of Marysville annexed to and became part of Sno-Isle Intercounty Rural Library District in 1991; and

WHEREAS, the City constructed a new facility to be operated by Sno-Isle for library services as part of the agreement to annex to Sno-Isle; and

WHEREAS, the City constructed the library building which was used for many years and paid off in 2013; and

WHEREAS, the City and Sno-Isle agreed that it was appropriate to transfer ownership of the building to Sno-Isle; and

WHEREAS, the City Council approved the transfer on March 23, 2015, and the property was transferred to Sno-Isle by quit claim deed; and

WHEREAS, the Marysville Library Board was created by Ordinance 790 in 1973, and provided valuable service to the city since that time in relation to library services; and

WHEREAS, the Library Board approved a motion on January 14, 2016, to request that it be dissolved “because of the recent ownership change” in the library building; and

WHEREAS, by letter of January 20, 2016, the Library Board communicated its desire to the Mayor and City Council; and

WHEREAS, the City Council believes the dissolution of the Library Board is in the public interest and the City will continue to work cooperatively with Sno-Isle to ensure the availability of library services in the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MARYSVILLE AS FOLLOWS:

Section 1. The Marysville Library Board is dissolved.

Section 2. Amendment of Municipal Code.

The municipal code is amended as set forth in Exhibit “A.”

Section 2. Severability. If any section, subsection, sentence, clause, phrase or

word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance .

Section 3. Effective Date. This ordinance shall become effective five days after the date of its publication by summary.

PASSED by the City Council and APPROVED by the Mayor this _____ day of February 2016.

CITY OF MARYSVILLE

By _____
JON NEHRING, MAYOR

Attest:

By _____
APRIL O'BRIEN, DEPUTY CITY CLERK

Approved as to from:

By _____
JON WALKER, CITY ATTORNEY

Date of publication: _____
Effective Date (five days after publication): _____

EXHIBIT A

Chapter 2.08

LIBRARY BOARD

Sections:

- ~~2.08.010 — Board created — Appointment and term.~~
- ~~2.08.020 — Removal from board.~~
- ~~2.08.030 — Duties.~~
- ~~2.08.060 — Defacing property prohibited.~~
- ~~2.08.070 — Retention of property.~~
- ~~2.08.080 — Penalty for violation of MMC 2.08.060 and 2.08.070.~~

2.08.010 — Board created — Appointment and term.

~~There is created for the management and control of the library of the city a library board to consist of five trustees. The trustees shall be appointed by the mayor with the confirmation of the council. All members of the library board shall reside within the boundaries of the Marysville school district or the city's urban growth area. The first appointments made under this chapter shall be for terms as follows: one for one year, one for two years, one for three years, one for four years, and one for five years, respectively, and thereafter, a trustee shall be appointed annually to serve for five years. Commencing January 1st, 2005, two additional trustees shall be appointed by the mayor with the confirmation of the council establishing a total board of trustees consisting of seven members. The two additional appointments shall serve terms of two and three years respectively. Vacancies in the board of trustees may be filled for the unexpired term. Library trustees shall receive no salary or other compensation as trustees; reimbursement of actual expenses shall not exceed the amount which has been budgeted. Prior to any actual expenses being reimbursed to any trustee, the chairman of the board shall first approve such expenses. (Ord. 2551 § 1, 2004; Ord. 2136 § 1, 1997; Ord. 790 § 1, 1973).~~

2.08.020 — Removal from board.

~~A trustee may be removed from the board only by a vote of the city council. (Ord. 790 § 2, 1973).~~

2.08.030 — Duties.

~~The trustees, immediately after their appointment, shall meet and organize by the election of such officers as they deem necessary. They shall:~~

- ~~(1) From time to time adopt such bylaws, rules, and regulations for their own guidance and for the government of the library as they deem necessary subject to the approval of the city council;~~
- ~~(2) Have the supervision, care and custody of all property of the library subject to the approval of the city council;~~
- ~~(3) Accept such gifts of money or property for the library;~~
- ~~(4) Propose lease or propose purchase of land for library buildings;~~
- ~~(5) Propose lease, propose purchase, or propose erection of an appropriate building for library purposes, and propose acquisition of such other property as may be needed therefor;~~
- ~~(6) Do all other acts necessary for the orderly and efficient management and control of the library. (Ord. 2136 § 2, 1997; Ord. 939, 1977; Ord. 790 § 3, 1973).~~

~~2.08.060—Defacing property prohibited.~~

~~Whoever intentionally injures, defaces, or destroys any property belonging to, or deposited in, the public library, or reading room, is guilty of a misdemeanor. (Ord. 790 § 6, 1973).~~

~~2.08.070—Retention of property.~~

~~Whoever willfully retains any book, newspaper, magazine, pamphlet, manuscript, or other property belonging in or to the library, or 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 board of trustees such articles or other property may be kept, is guilty of a misdemeanor. (Ord. 790 § 7, 1973).~~

~~2.08.080—Penalty for violation of MMC 2.08.060 and 2.08.070.~~

~~Any person found guilty of violating the provisions of MMC 2.08.060 or 2.08.070, or any part thereof, may be punished by a fine not to exceed \$100.00, or may be imprisoned in the city jail for any period not exceeding 30 days, or by both such fine and imprisonment. (Ord. 790 § 8, 1973).~~