

Chapter 14

WHITEFISH COMMUNITY LIBRARY BOARD OF TRUSTEES

2-14-1: BOARD OF TRUSTEES ESTABLISHED:

There is hereby established a board of trustees to be called the "Whitefish Community Library board of trustees", hereinafter referred to as the board of trustees. (Ord. 10-19, 12-6-2010)

2-14-2: PURPOSE, POWERS, PROCESSES, AND DUTIES:

As provided by Montana law, the board of trustees shall have exclusive control of the expenditure of the public library fund, construction or lease of library buildings, and the operation and care of the library. The board of trustees shall have the powers and duties currently provided in Montana Code Annotated, section 22-1-309, as amended:

- A. Adopt bylaws and rules for its own transaction of business and for the government of the library, not inconsistent with law;
- B. Establish and locate a central public library and may establish branches thereof at such places as are deemed necessary;
- C. Have the power to contract, including the right to contract with regions, counties, cities, school districts, educational institutions, the state library, and other libraries, to give and receive library service, through the boards of such regions, counties, and cities and the district school boards, and to pay out or receive funds to pay costs of such contracts;
- D. Have the power to acquire, by purchase, devise, lease or otherwise, and to own and hold real and personal property in the name of the city or county or both, as the case may be, for the use and purposes of the library and to sell, exchange or otherwise dispose of property real or personal, when no longer required by the library and to insure the real and personal property of the library;

- E. Pay necessary expenses of trustees of the library staff when on business of the library;

- F. Prepare an annual budget, indicating what support and maintenance of the public library will be required from public funds, for submission to the appropriate agency of the governing body. A separate budget request shall be submitted for new construction or for capital improvement of existing library property;

- G. Make an annual report to the governing body of the city or county on the condition and operation of the library, including a financial statement. The trustees shall also provide for the keeping of such records as shall be required by the Montana state library in its request for an annual report from the public libraries and shall submit such an annual report to the state library;

- H. Have the power to accept gifts, grants, donations, devises, or bequests of property, real or personal, from whatever source and to expend or hold, work, and improve the same for the specific purpose of the gift, grant, donation, devise, or bequest. These gifts, grants, donations, devises, and bequests shall be kept separate from regular library funds and are not subject to reversion at the end of the fiscal year; and

- I. Exercise such other powers, not inconsistent with law, necessary for the effective use and management of the library. (Ord. 10-19, 12-6-2010)

2-14-3: MEMBERSHIP:

The board of trustees shall have five (5) trustees. Trustees shall be appointed by the mayor with the advice and consent of the city council. Four (4) trustees shall reside within the boundaries of the city of Whitefish and one trustee shall reside within the boundaries of the current school district 44 but outside the boundaries of the city of Whitefish. Trustees shall receive no compensation. (Ord. 10-19, 12-6-2010)

2-14-4: TERMS OF TRUSTEES:

Trustee terms shall be for five (5) years, although initially the appointments must be made for one,

two (2), three (3), four (4), and five (5) year terms. Annually thereafter, trustees must be appointed before July 1 of each year, in the same manner as the original appointments for a five (5) year term, a trustee to take the place of the retiring trustee. Trustees may not serve more than two (2) full terms in succession. (Ord. 10-19, 12-6-2010)

2-14-5: VACANCY:

Any vacancy on the board of trustees shall be filled for the unexpired term in the same manner as the original appointment. (Ord. 10-19, 12-6-2010)

2-14-6: ORGANIZATION:

At its first meeting after the initial appointment of the board of trustees, and thereafter at its first meeting after July 1 of each year, the trustees shall meet and elect a presiding officer and other officers that they consider necessary for one year terms. (Ord. 10-19, 12-6-2010)