

CHARTER ORDINANCE 30
LIBRARY BOARD

A CHARTER ORDINANCE EXEMPTING THE CITY OF GARNETT, KANSAS, FROM THE PROVISIONS OF K.S.A. 12-1222, RELATING TO THE BOARD APPOINTMENTS, TERMS, ELIGIBILITY AND VACANCIES FOR THE GARNETT PUBLIC LIBRARY AND PROVIDING SUBSTITUTE PROVISIONS RELATING THERETO.

WHEREAS, K.S.A 12-1222 is part of an enactment of the Kansas Legislature relating to county and city libraries, which enactment is applicable to the City of Garnett, but which is not uniformly applicable to all cities within the state of Kansas; and,

WHEREAS, the governing body of the City of Garnett, Kansas desires by charter ordinance to exempt the City from the provisions of K.S.A 12-1222 and to provide additional provisions therefore.

NOW, THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT, KANSAS:

SECTION 1: The City of Garnett, Kansas, by the power vested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt itself from and make inapplicable to it the provisions of K.S.A 12-1222 and does hereby provide the following substitute provisions in place thereof:

The City of Garnett, having established a public library under the general provisions of Kansas law, the governing body shall appoint a library board consisting of seven (7) members for said Garnett City Library. Members of the present board (at the time of the effective date of this charter ordinance) shall continue to hold office until December 31 following the expiration of the terms for which each is appointed, and on or before January 1 following each expiration of term a successor shall be appointed by the governing body for a term of four (4) years, with all terms expiring on December 31.

No person holding the office of city commissioner, city clerk, or city manager of the City of Garnett shall be appointed to said board while holding such office. All members appointed to the library board shall be residents of the city. No person who has been appointed for two (2) consecutive four (4) year terms to said board shall be eligible for further appointment to the board until two (2) years after the expiration of the said second term. Vacancies occasioned by removal from the city, by resignation or otherwise, shall be filled by appointment for the unexpired term. Members of the

library board 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 as board members.

SECTION 2: Title 2, Chapter 4, Section 1 of the Municipal Code is hereby repealed.

SECTION 3: This Charter Ordinance shall be published once each week for two consecutive weeks in an official newspaper of the City of Garnett, Kansas.

SECTION 4: This Charter Ordinance shall take effect sixty-one (61) days after final publication, unless a sufficient petition for a referendum is filed requiring a referendum to be held on this ordinance, as provided in Article 12, Section 5 of the Constitution of the State of Kansas, in which case this ordinance shall become effective only if approved by a majority of the electors voting thereon.

PASSED AND APPROVED BY THE GOVERNING BODY OF GARNETT, KANSAS, not less than two-thirds (2/3rds) of its members elect voting in favor thereof on this **ELEVENTH (11th) day of FEBRUARY, 2020.**

Brigitte Brecheisen-Huss, Mayor

ATTEST:

Travis Wilson, City Clerk

