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AN ORDINANCE ESTABLISHING AND CREATING A CITY LIBRARY FOR THE CITY OF LAS ANIMAS, BENT COUNTY, COLORADO, CREATING A BOARD OF TRUSTEES TO GOVERN AND REGULATE IT AND ESTABLISHING AND DEFINING THE TERM OF ITS MEMBERS; FIXING THEIR TERM OF OFFICE AND PRESCRIBING THE POWERS AND DUTIES OF SUCH BOARD OF TRUSTEES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAS ANIMAS, BENT COUNTY, COLORADO:

Section 1. LIBRARY CREATED. - Pursuant to Article I of Chapter 84, Colorado Revised Statutes, 1953, the City of Las Animas, Bent County, Colorado, hereby establishes and creates a public library.

Section 2. BOARD OF TRUSTEES. - The management and control of the library shall be vested in a board of five (5) trustees who shall be appointed by the Mayor with the consent of the City Council of the City of Las Animas. The first appointment of such board of trustees shall be for terms of one, two, three, four and five years, respectively, and thereafter a trustee shall be appointed annually to serve for five (5) years. Vacancies shall be filled for the unexpired terms as soon as possible in the manner in which the members of the board are regularly chosen. A library trustee may be removed only by vote of the City Council.

Section 3. PROPERTY CONVEYED. - All books, shelving, furniture and fixtures and all the monies, bank accounts and deposits, and trust funds ~~and real estate~~ ^{now owned or held} held by the City of Las Animas, ^{and used or devoted to library purposes} are hereby transferred to the Board of Trustees herein created, and the City Clerk of the City of Las Animas is hereby designated as special commissioner to execute such conveyances as are necessary to effect the conveyance and transfer of such properties to said Board of Trustees and he is authorized and directed to make such transfer.

Section 4. POWERS AND DUTIES. - The Board of Trustees of the library immediately after their appointment shall organize by electing a President and Secretary and such other officers as they may deem necessary. The Board of Trustees of the library will have the power to:

- (a) adopt such by-laws, rules and regulations for their own guidance and for the government of the library as they deem expedient;
- (b) have supervision, care and custody of all property of the library, including rooms or buildings constructed, leased or set apart therefor;
- (c) employ a librarian and upon his recommendations, employ such other employees as may be necessary, prescribe their duties and fix their compensation;
- (d) submit annually a budget as required by law, to certify to the City of Las Animas the sums necessary to maintain and operate the library during the ensuing year;
- (e) have exclusive control of the disbursements of the monies accruing to the Library Fund.
- (f) accept such gifts of money or property for library purposes as they may deem expedient;

(g) to administer such gifts of money or property or trust as may be granted to and accepted ~~by~~ them;

(h) hold and acquire land by gift, lease or purchase, for library purposes;

(i) purchase books, periodicals, pamphlets, supplies, and materials for the library on the recommendation of the librarian;

(j) do all other acts necessary for the orderly and efficient management and control of the library.

Section 5. BOARD OF TRUSTEE MEETING. - The Board of Trustees of the public library shall convene at least once in each calendar month for the transaction of such business as may regularly come before the Board. Minutes shall be kept of each meeting and placed in a bound volume and copies of such minutes shall be filed with and kept at the office of the City Clerk for public inspection. All meetings of the Board of Trustees of the public library of the City of Las Animas shall be open to the public.

Section 6. FINANCE FUND CREATED. - The Board of Trustees shall annually prepare and file with the City Council of the City of Las Animas, a report which should show the condition of their trust fund during the year, the sum of monies expended and the purpose of the expenditures, the number of books and periodicals on hand, the number added during the year, the number retired, the number loaned out and such other statistics and information and such suggestions as the Board may deem of public interest and shall in cooperation with the City Treasurer and the City Council prepare and submit a budget as required by law and certify to the City Council of the City of Las Animas, the sum necessary to maintain and operate the library during the ensuing year and the City Council of the City of Las Animas shall levy a tax not to exceed the statutory limit on every dollar of assessed valuation upon all property, real, personal or mixed, within the boundaries of the City of Las Animas, subject to tax. The revenue from such assessment and the income and receipts from the trust funds that may be administered by the library board shall be placed to the credit of the "Library Fund" and shall be kept separate and apart from all other monies of the City of Las Animas, to be drawn upon by the City Treasurer only upon presentation of properly authenticated vouchers or warrants of the Board of Trustees of the library.

Section 7. AUTHORIZATION TO INVEST. - Said Board of Trustees is specifically authorized, if in its discretion it is deemed advisable, to ~~invest~~ *deposit* or place for investment the trust funds in its hands in a common trust fund or investment department of a reputable Colorado bank or trust company, ~~or in the shares of stock of a reputable investment company or trust.~~

Section 8. DESTRUCTION OF PROPERTY. - If any person shall wilfully or maliciously, or wantonly and without cause, write in or upon, or injure ~~the~~ *de-* face, tear or destroy any book, plaque, picture, engraving, map, newspaper, magazine, pamphlet, or manuscript belonging to said library, he shall be deemed to be guilty of an offense and shall be, upon conviction thereof, punished by a fine of not more than \$25.00 for each and every offense.

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Section 9. FAILURE TO RETURN BOOKS. Any person who shall fail to return any book belonging to said library, according to the by-laws duly made and adopted by said library board, shall be fined not less than \$1.00 and not more than \$10.00 for each and every offense.

~~Section 10. RULES AND REGULATIONS. The said Board of Trustees shall have the power to adopt such rules and regulations as they shall deem necessary to govern and prescribe the use of the public library and its facilities by the public, and any violation of any such rules and regulations shall be deemed a violation of this Ordinance, and punishable by a fine of not more than \$5.00.~~

WHEREAS, in the opinion of the board of City Council of the City of Las Animas, an emergency exists and this Ordinance is necessary for the immediate preservation of public peace, health and safety; therefore this Ordinance shall be in full force and effect upon the expiration of ten (10) days from and after its final passage and publication.

Introduced and read this 6th day of July, A. D. 1959.

ATTEST:

A. F. Coffey
A. F. Coffey, Mayor

D. A. McAfee
D. A. McAfee, City Clerk