

# PUBLIC LIBRARY CERTIFICATION

This certifies that our library

Butte-Silver Bow Public Library

(library name)

qualifies as a "public library"  
formed under either Title 7 or  
MCA § 22-1-303 through 22-1-317

Attached is the legal documentation  
establishing our library under the above.

*John Astle*

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Library Board Chairperson

*Ann Drew*

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Library Director

*1/14/98*

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COUNCIL BILL NO. 69

ORDINANCE NO. 69

AN ORDINANCE PROVIDING FOR THE CREATION OF A BOARD TO BE KNOWN AS THE BUTTE-SILVER BOW PUBLIC LIBRARY BOARD; PRESCRIBING THE NUMBER OF MEMBERS AND PROVIDING FOR TERMS OF APPOINTMENT FOR SAID BOARD; PROVIDING FOR THE APPOINTMENT AND DUTIES OF THE CHIEF LIBRARIAN; AUTHORIZING SAID BOARD TO ENTER INTO AGREEMENTS FOR THE OPERATION AND CARE OF BUTTE-SILVER BOW PUBLIC LIBRARY; REPEALING ALL ORDINANCES AND RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

BE IT ORDAINED BY THE COUNCIL OF COMMISSIONERS OF BUTTE-SILVER BOW, STATE OF MONTANA:

SECTION 1: Purpose: The purpose of this Ordinance is to provide for an appointed Board of citizens of Butte-Silver Bow to supervise the affairs and management of the Butte-Silver Bow Public Library.

SECTION 2: Scope: The Butte-Silver Bow Public Library Board shall have the authority to enter into agreements for the operation and care of the Butte-Silver Bow Public Library and to supervise the management and affairs of said Public Library.

SECTION 3: Definitions: The following definitions are provided for the sole purpose of proper interpretation and administration of this Ordinance.  
(1) "Council" means the Council of Commissioners of Butte-Silver Bow.  
(2) "Government" means the local government of Butte-Silver Bow.  
(3) "Public Library" means the Butte-Silver

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Bow Public Library.

(4) "Board" means the Butte-Silver Bow Public Library Board.

(5) "Chief Executive" means the Chief Executive of Butte-Silver Bow.

SECTION 4: Establishment: There is hereby created a Board to supervise the affairs and management of the Public Library, which Board shall consist of five (5) members to be appointed by the Chief Executive and confirmed by the Council of Commissioners. All members of the Board must reside within the jurisdictional area of Butte-Silver Bow. The members of this Board shall hold office for three (3) years and at least one (1) such member must be appointed at the first regular meeting of the Council of Commissioners of each year. Provided that at the first meeting of the Council of Commissioners after passage of this Ordinance, the Chief Executive shall appoint five (5) members of such Board, two to serve for one (1) year, one (1) to serve for two (2) years and two (2) to serve for three (3) years. Members may be removed for cause by a two-thirds (2/3) majority of the confirming authority upon written charges and after public hearing. Vacancies on the Board shall be filled for the unexpired term of any member whose term becomes vacant in the same manner as members are originally appointed and confirmed. At the first meeting after appointment the Board shall elect a Chairman and Vice-Chairman

1 to serve for a period to be set by the Board.  
2 SECTION 5: Meetings: The Board shall adopt rules to  
3 govern its meetings which meetings shall be  
4 held at the call of the Chairman and at such  
5 other times as the Board may determine. All  
6 meetings of the Board shall be open to the  
7 public. The Board shall keep minutes of its  
8 proceedings showing the vote of each member  
9 upon each question and shall provide a monthly  
10 report of its proceedings to the Chief Execu-  
11 tive and the Council of Commissioners by the  
12 tenth of the ensuing month.  
13 SECTION 6: Chief Librarian: The Board shall appoint and  
14 set the compensation of a Chief Librarian who  
15 shall serve as the secretary of the Board and  
16 shall serve at the pleasure of the Board.  
17 SECTION 7: Agreements: All agreements for the operation  
18 of the Public Library must be approved by a  
19 majority of the Board and signed by the  
20 Chairman on a form to be approved by the  
21 Council of Commissioners. No agreement author-  
22 ized under this section shall be for a period  
23 exceeding six (6) months in length without  
24 approval of the Council of Commissioners.  
25 SECTION 8: Repealer: Repealing all Ordinances and Resolu-  
26 tions in conflict herewith are hereby repealed.  
27 SECTION 9: Effective Date: This Ordinance shall be in  
28 full force and effect from and after thirty (30)  
29 days after passage and approval.

30 Passed this 1 day of NOVEMBER, 1978.

31 Approved this 14<sup>th</sup> day of December, 1978.

32 ATTEST:

Mario Mucione  
Chief Executive

James R. Fogarty  
Clerk and Recorder

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INTRODUCED BY

*Winters*

SUBMITTED TO COUNCIL

*10-4-78*

REFERRED TO

*C/W Jud*

*1st Reading*

*passed 10/18/78*

RECOMMENDATIONS

*10 year term*

*C/W Jud*

*PASSED 2ND READING 11/1/78*

*IRVING ABSENT*

DISPOSITION

*Diana Callahan*

CLERK

*by Jan Lewis*