

## ORDINANCE No. 30

### TO ESTABLISH AND MAINTAIN A FREE PUBLIC LIBRARY.

#### BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEWISTOWN.

Sec. 1. That in accordance with Section 5039 of the Political Code of the State of Montana, as amended by the Act of March 3, 1897, there shall be a Free Public Library in said City, for the use of the citizens thereof, under such regulations as may be prescribed by a Board of Directors hereinafter provided and subject to the approval of the Council.

Sec. 2 The affairs of such library shall be managed by a Board of six Directors, appointed by the Mayor, and confirmed by the Council, who shall hold their positions for three years, except, that the persons first appointed as members of such Board shall hold their positions, two for one year, two for two years, and two for three years. Two members of said Board shall be appointed each year. The chairman of the library committee of the Council shall be ex-officio a member of the Board of Directors, and as such shall have the same powers as other members of said Board.

Sec. 3. Such directors, when convened, shall organize and make rules for their own government. They shall keep a record of their transactions open at all times to the inspection of a Committee of the Council. They shall have power to provide and furnish suitable rooms, and to employ a suitable person for Librarian. They shall have power to receive books from all sources for the use of such Library, and it shall be their duty to purchase books therefor with any money at their disposal. They shall have power and it shall be their duty to prescribe all needful rules and regulations for the use of the books and to preserve the same from loss or damage. They shall report annually to the City Council.

Sec. 4. All bills for expense incurred in maintaining the library, including all accounts of officers and employees for salaries and compensation, all accounts for books and materials purchased, and all other expenses of the library shall be submitted to the Council in the manner provided for in Section 4812, of the Political Code, and when allowed by the Council shall be paid by warrants drawn upon the library fund, which fund is hereby created and established.

Sec. 5. The City Treasurer shall place to the credit of the library fund all moneys received by him from the library tax, and said money shall be paid out of said fund as authorized from time to time upon warrants drawn thereon in the usual way.

Sec. 6. In case there shall be no moneys in the library fund when claims against the same shall be allowed, warrants may nevertheless be drawn upon said fund in payment of claims allowed, provided that such warrants shall be at no time in excess of the probable receipts from taxes for the year in which such warrants are drawn. Warrants so drawn may be presented to the City Treasurer, and, if there be no sufficient funds in his hands to pay the same, he shall register such warrants in the usual way, and warrants so registered shall, from the date of registration, bear interest at the rate of six per cent per annum, and shall be paid in the order of their registration as soon as the money shall be in the hands of the Treasurer to pay the same. At any time when the Treasurer shall have sufficient funds in his hands to pay outstanding warrants upon the library fund he shall give notice of his readiness to pay the same in the manner provided for giving notice and calling in warrants

upon other, funds, and from the date fixed in such notice interest upon such warrants shall cease.

Sec. 7. The directors of the library shall not, without special permission of the Council, hereafter incur any indebtedness or liability on account of said library in excess of the amount of money available for the payment of such indebtedness or liability, but shall so manage the affairs of said library as that the annual revenues shall be ample to pay all expenses and obligations of the library.

Sec. 8. The annual tax of one mill on a dollar on all taxable property in the City of Lewistown is hereby levied for the support and maintenance of such library, at least two-thirds of which shall be expended each year for the purchase of new books and periodicals for the library.

Sec. 9. If any person shall willfully, maliciously, wantonly or unnecessarily steal, take or carry away any books, magazines or papers belonging to the free public library, contrary to the rules or regulations prescribed by the trustees of the said library, or shall mutilate, deface, destroy or in any way injure any book, magazine or newspaper or other property belonging to said free public library, or shall wantonly interfere with or disturb those in charge of said library at its rooms, or those legitimately and properly using and enjoying the privileges of the rooms, in addition to the penalties prescribed by the trustees of said library, such person shall, upon conviction thereof, be fined not exceeding one hundred dollars, to which shall be added the cost of repairing or replacing the injured or stolen property; and all fines or damages collected under this section shall be paid over to the special library fund in the city treasury for the use of said library.

Sec. 10. This ordinance shall take effect and be in force from and after its passage and approval.

Passed and approved this 24th day of April, 1901.

G. W. COOK  
Mayor

Attest.

EDWARD BRASSEY  
Acting City Clerk.

Typed by Edith Scheid  
At request of librarian Janice Bradley  
April 30, 1996