City of Benson
City Council Communication

Regular Meeting **November 13, 2017**

To: Mayor and Council Agenda Item # 5

From: Kelli Jeter, Library Branch Manager

Subject:

Discussion and possible action regarding Ordinance 586 of the Mayor and City Council of the City of Benson, Arizona, amending the Benson City Code, Chapter 21, "Benson Public Library," Article 21-2 "Powers and Duties," Section 21-2-2(G) "Library Advisory Board"

Discussion:

The Library Advisory Board has approved changing Library Advisory Board meetings from monthly to quarterly. Ordinance 586 changes the City Code to reflect the change from monthly to quarterly meetings.

Should business come up that the Board needs to discuss and take action on before the next scheduled meeting, a special meeting could always be convened.

Staff Recommendation:

Approval of Ordinance 586

ORDINANCE 586

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BENSON, ARIZONA, AMENDING THE BENSON CITY CODE, CHAPTER 21 "BENSON PUBLIC LIBRARY," ARTICLE 21-2 "POWERS AND DUTIES," SECTION 21-2-2(G) "LIBRARY ADVISORY BOARD"

WHEREAS, the City of Benson has adopted a City Code for the efficient administration of the City; and

WHEREAS, the Mayor and Council have amended the City Code from time to time; and

WHEREAS, within the City Code there is a Chapter 21, Article 21-2, Section 21-2-2(G), concerning the Library Advisory Board; and

WHEREAS, the City Council has reviewed Chapter 21, Article 21-2, Section 21-2-2(G), and find that amending it to allow the library advisory board to hold regular quarterly meetings is in the best interests of the City and its residents.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the City of Benson, Arizona, as follows:

Section 1: That the Benson City Code, Chapter 21, Article 21-2, Section 21-2-2(G), is hereby amended to read as follows:

Section 21-2-2 Library Advisory Board

G. The Library Director shall serve ex officio as a non-voting executive secretary to the Board, and shall develop by-laws and rules of procedure, which shall include a time for regular ~~monthly~~ quarterly meetings and a procedure for calling special meetings. The rules of procedure shall be adopted by the Board and approved by City Manager.

Section 2: The penalty provision of this Ordinance is found in Chapter 1, Article 1-8, and reads as follows: "Any person found guilty of violating any provisions of this code, except as otherwise provided in this code, shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine of not to exceed two thousand five hundred dollars or by imprisonment for a period not to exceed six months, or by both such fine and imprisonment. Each day that a violation continues shall be a separate offense punishable as hereinabove described."

Section 3: All ordinances and parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 4: If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portion thereof.

Section 5: The City Clerk is directed to publish the text of this Ordinance in the San Pedro Valley News Sun for two (2) consecutive weeks, and further to post a copy of this Ordinance in three (3) or more public places within the City.

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA, this 13th day of November, 2017.

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TONEY D. KING, SR., Mayor

ATTEST:

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VICKI L. VIVIAN, CMC, City Clerk

APPROVED AS TO FORM:

_____
MESCH CLARK ROTHSCHILD
By Gary J. Cohen
City's Attorney

Published in the San Pedro Valley News Sun for two (2) consecutive weeks with the date of first publication being on the 22nd day of November, 2017.