

Chapter 2-04

LIBRARY BOARD

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Section 2-04-01LIBRARY BOARD

The Library Board shall consist of five (5) members as a Board of Library Trustees and one (1) non-voting, *ex officio* member who may, at the time of appointment, be under twenty one (21) years of age. Terms of trustees shall begin on July 1 of the calendar year and shall be for a term of five (5) years and until his or her successor is appointed. Terms shall be set so one (1) term shall expire during each calendar year. Appointees shall serve no more than two (2) terms nor more than ten (10) consecutive years. The youth member shall be appointed to a term of up to one (1) year and may be reappointed to up to four (4) successive terms. All vacancies on the Board shall be filled by appointment by the Mayor, and approved by the Council. Appointments to complete an unexpired term shall be for the residue of the term only.

Said Board of Trustees shall elect from its members a president and a vice-president who shall serve for a term of one (1) year and until his or her successor is elected, and shall adopt such rules for the transaction of business as may be necessary.

(Ord. 5942, Amended, 09/28/1999)

Section 2-04-02SALARY

All members of the Board of Library Trustees and the officers thereof shall serve without salary or any compensation whatsoever, except that members may receive reimbursement for expenditures made while engaged in the business of the library.

Section 2-04-03DEFINITIONS

For the purposes of this chapter, the term "library materials" shall mean all those materials including, but not limited to, books, periodicals, newspapers, pamphlets, maps, documents, manuscripts, charts, pictures, engravings, audio cassettes, video cassettes, books-on-tape, and computer software, whether or not these materials may be checked out of the library.

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Section 2-04-04 POWERS AND DUTIES

It shall be the duty of said Board of Trustees of the Library to have and it shall have control of the expenditures of all moneys collected for the Library Fund or appropriated from the General Fund for the purposes of the Library, including those appropriated for the purchase of any library materials, and such moneys shall be drawn from the City Treasury upon vouchers properly authenticated by the Board of Library Trustees. Said Board shall have the supervision, care and custody of the room or buildings constructed, leased or set apart for library purposes, and it may, with the approval of the Council, lease and occupy or purchase or erect on purchased ground, any appropriate building for such purposes. Said Board of Trustees may appoint a librarian and such assistants and employees as may be necessary for the proper maintenance of such library, may recommend their salaries, prescribe rules for their conduct, and remove any employee for good and sufficient cause. Said Board shall make and adopt such by-laws, rules and regulations for its own guidance and for the government of the library as may be expedient.

Section 2-04-05 SUPERVISION

The Board shall take charge of the public library, and the branches thereof, and of all real and personal property thereunto belonging, or what may be acquired by loan, purchase, gift, devise or otherwise, when not inconsistent with the terms and conditions of the gift, devise or bequest.

Said public library is now situated in the Boise Public Library building, located at 715 South Capitol Boulevard, Boise City, Idaho, and shall be designated and known as "Boise Public Library."

Section 2-04-06 MEETINGS OF THE BOARD

The Board shall meet for business purposes at least once a month, and at such other times as it may appoint, in a place to be provided for the purpose. A majority of the Board shall constitute a quorum for the transaction of business.

Section 2-04-07 REAL ESTATE TO VEST IN CITY

The title of all property, real and personal, now owned or hereafter acquired by purchase, gift, devise, bequest, or otherwise, for the purpose of the Library and reading rooms, when not inconsistent with the terms of its acquisition, shall vest in Boise City, and in the name of Boise City may be sued for and defended by action at law or otherwise.

Section 2-04-08 MISUSE AND DEFACING LIBRARY RESOURCES AND PROPERTY

No person shall willfully or intentionally cut, tear, deface, break, injure, destroy, or alter any item of the library materials collection or other property belonging to the Boise Public Library or any branch thereof. No person shall willfully bypass the security of Library network or any other computer network, including the Internet, while using electronic resources at the Boise Public Library. Any person misusing the Library network or attempting to bypass its security will forfeit the right to use computers in the Library, and will, in addition to other penalties prescribed by law, be liable for the financial costs of the Library to repair damage done to the Library's electronic resources network.

(5797, Amended, 05/06/1997)

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Section 2-04-09 UNLAWFUL RETAINING LIBRARY PROPERTY

No person shall retain any item of the library materials collection or other property belonging to the Boise Public Library, or any branch thereof, for more than three (3) days after notice in writing to return the same. Giving of notice shall be deemed sufficient if given in person or if mailed to the address of such person as shown by the library records. Service by mail is complete at time of mailing.

Section 2-04-10 FAILURE TO PAY FINE

It shall be unlawful for any person to fail to remit fines established and assessed by the Board of Trustees of the Boise Public Library for failure to return library material when due or for incurring damage to library materials while in his or her possession.

Section 2-04-11 LIBRARY BORROWERS' CARDS:

- A. The Board of Trustees of the library shall prepare or cause to be prepared, a library borrower's card in the form and containing the information it deems necessary to be issued to applicants for presentation by which to borrow any library materials or other property belonging to the Boise Public Library.
- B. Library Borrower's Cards issued to:
 - 1. Residents shall be non-expiring as long as residency is maintained, but shall be verified annually for a current address.
 - 2. Non-residents shall be valid for one year from the month of issuance.
- C. Corporations with an office located within the corporate limits of Boise City may apply for and receive a Corporate Borrower's Card to be used for work-related borrowing. It shall be unlawful for any employee of the corporation to use the Corporate Card for personal use in order to avoid paying a non-resident fee.
- D. When any library card holder shall move from the address shown on the card issued to him or when the name of the card holder is changed by marriage or otherwise, such person shall present his card for changing address and/or name thereon prior to, or at the time of, the next use of his card.
- E. It shall be unlawful for a library card holder to give or loan his or her card to another person for the purpose of aiding such person to obtain any library materials or other property belonging to the Boise Public Library.
- F. It shall be unlawful for any person to acquire any library material or other property belonging to the Boise Public Library upon the presentation of a library card issued to another person.

Section 2-04-12 BORROWERS OUTSIDE CITY; AND FEE

- A. No person residing outside the corporate limits of Boise City, regardless of post office or mailing address, shall be issued a library borrower's card, or a renewal thereof, except upon the payment

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of an annual household non-resident license fee, such fee to be established by the Board of Library Trustees at a rate no less than the average per household support paid by Boise City residents; provided, if any person, or a spouse thereof or a parent pays ad valorem taxes on real and/or personal property situate within Boise City, such person or spouse thereof or a parent shall be deemed a resident library borrower; provided, that non-resident senior citizens over the age of sixty-two (62) may purchase an individual non-resident library card for a reduced fee, such fee to be set by the Board of Library Trustees at a rate no less than twenty-five percent (25%) of the full household non-resident license fee; provided, that students who reside outside Ada County but attend Boise schools may purchase an individual non-resident card at the senior citizen rate; and provided, that the Council reserves the right to waive with or without application, the foregoing license fee for a library borrower's card imposed upon persons residing outside the corporate limits of Boise City.

- B. Persons who reside in a library district that has a contractual arrangement with the Boise Public Library for the provision of library services shall be exempt from the non-resident fee.
- C. The library borrower's card(s) issued upon payment of the annual license fee shall entitle all members of the household to library borrowing privileges. Such card(s) shall be issued in the name of, and be valid for, each individual household member.

Section 2-04-13PENALTY

Any person violating any of the provisions of this Chapter shall be guilty of a misdemeanor and upon conviction thereof shall be subject to a fine of up to one hundred dollars (\$100.00). (Ord. 5257, 9-4-90)