



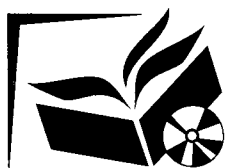
Memo

Legal Department

TO: Mayor Campbell and Members of the City Council
FROM: Doug Marek, City Attorney
RE: Ordinance Changing Start Date for Terms of Library Trustees
DATE: March 22, 2012

At the last regular City Council meeting, Council referred the attached letter from Dudley Luckett, President of the Ames Public Library Board of Trustees, requesting that the City Council amend the ordinance setting the terms of library trustees to provide for an April 1 start date. Changing the start date from July 1 to April 1 would make the three year terms of library trustees consistent with those of the majority of other boards and commissions.

The attached ordinance changes the start date for library trustees to April 1. If adopted, the change will not affect the trustees whose terms end this June 30, 2012. For new appointments or reappointments made in 2012, the terms will be from July 1, 2012 to March 30, 2015. Terms of trustees carrying over beyond 2012 will end on March 30 of the third year, with new terms beginning April 1 of the year of appointment.



AMES PUBLIC LIBRARY

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February 23, 2012

The Honorable Ann Campbell
City of Ames
515 Clark Avenue
Ames, Iowa 50010

RE: Commencement Date for Library Trustees

Dear Mayor Campbell:

In June 2008, the Library Board of Trustees recommended several changes to Chapter 15 of the Municipal Code regarding the public library. Among the changes was to move the commencement date for trustees from April 1 to July 1. That change took place by City Council action on March 2, 2010.

At this time, the Ames Public Library is the only city department where the term of the trustees begins on July 1. In order to attract as many qualified citizens for trustee positions, it would be advantageous to draw candidates from the same pool of applicants for other city boards and commissions.

At the February 16, 2012, meeting of the Ames Public Library Board of Trustees, the board unanimously passed a resolution to return to an April 1 date for the start of a library trustee term. This is part of Chapter 15.2 of the Municipal Code.

While some matters related to library trustees require voter approval, the City Attorney has determined that "changing the beginning date (of a trustee's term) would not alter the composition, manner of selection, or powers and duties of the trustees." Therefore, no ballot initiative is necessary. An ordinance amending code section 15.2 for this particular item may be adopted by the City Council.

Enclosed is the signed resolution requesting this change.

Sincerely,

Dudley Luckett, President
Ames Public Library Board of Trustees

Enc: Board Resolution

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE MUNICIPAL CODE OF THE CITY OF AMES, IOWA, BY REPEALING SECTION 15.2, AND ADOPTING A NEW SECTION 15.2; THEREOF, FOR THE PURPOSE OF IMPLEMENTING CHANGES TO THE TERM START DATES FOR THE BOARD OF TRUSTEES; REPEALING ANY AND ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT TO THE EXTENT OF SUCH CONFLICT; AND ESTABLISHING AN EFFECTIVE DATE.

BE IT ENACTED, by the City Council for the City of Ames, Iowa, that:

Section One. The Municipal Code of the City of Ames, Iowa shall be and the same is hereby amended by repealing Section 15.2; and adopting a new Section 15.2 as follows:

“Sec. 15.2. APPOINTMENT, TERM OF TRUSTEES.

Members of the board of trustees of the public library shall be appointed by the mayor, by and with the approval of the city council, and the term of office for each trustee shall be for a three (3) year period. Terms begin on April 1 of the year of appointment. No member shall serve more than two full consecutive terms.”

Section Two. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed to the extent of such conflict, if any.

Section Three. This ordinance shall be in full force and effect July 1, 2012, after its passage and publication as required by law.

Passed this _____ day of _____, _____.

Diane R. Voss, City Clerk

Ann H. Campbell, Mayor