



CITY OF PALO ALTO OFFICE OF THE CITY CLERK

June 22, 2020

The Honorable City Council
Palo Alto, California

SECOND READING: Adoption of an Ordinance Dissolving the Library Advisory Commission by Amending Sections in Chapters 2.08 (Officers and Departments), 2.16 (Boards and Commissions Generally), and 2.24 (Library Advisory Commission) (FIRST READING: June 8, 2020 PASSED 7-0)

This was heard by the Council on June 8, 2020 where it passed with no changes on a vote of 7-0.

ATTACHMENTS:

- Attachment A – Ordinance Dissolving the Library Advisory Commission by Amending Sections in PAMC Chapters 2.08, 2.16, and 2.24 (PDF)

Department Head: Beth Minor, City Clerk

Not Yet Approved

Ordinance No. _____

Ordinance of the Council of the City of Palo Alto Dissolving the Library Advisory Commission by Amending Sections in Chapters 2.08 (Officers and Departments), 2.16 (Boards and Commissions Generally), and 2.24 (Library Advisory Commission)

The Council of the City of Palo Alto ORDAINS as follows:

SECTION 1. The City Council finds and declares as follows:

- (a) The City Council adopted Ordinance 4529 in October 1998, which created the Library Advisory Commission (“LAC”) to advise the City Council on library planning and policy matters.
- (b) Throughout the years, the LAC has worked on many lasting initiatives, including:
 - (1) In 2006, in response to Council direction, the Library Advisory Commission developed a Library Service Model Analysis and Recommendations (LSMAR) that was instrumental in beginning the work towards remodeling and rebuilding city libraries.
 - (2) In 2012, the LAC’s Virtual Library subcommittee recommended the development of a robust online presence that has led to a dynamic eLibrary today.
 - (3) In 2017, the LAC worked with library staff to expand the library’s International language collection.
 - (4) Most recently, in 2019, the LAC recommended banning library fines and to allow Staff to explore offsets.
- (c) On February 24, 2020, the City Council directed the Ad Hoc Committee reviewing the City’s boards and commissions to explore dissolving the Library Advisory Commission.

SECTION 2. Section 2.08.230 of the Palo Alto Municipal Code is hereby amended as follows (deleted text is in ~~striketrough~~, new text is underlined):

2.08.230 Department of Libraries.

(a) The department of libraries shall be organized and administered under the control of a director of libraries who shall be accountable to the city manager to carry out the duties of the department. The duties of the department of libraries shall be as follows:

(1) To manage, operate, direct, and control a continuing municipal library system providing access to informational services for the residents of Palo Alto;

~~—(2) To provide administrative support for the library advisory commission on matters relating to the department;~~

(~~32~~) To generate appropriate reports as may be required by county, state, and federal agencies or by law;

(43) To review and approve adult, teen, and children's service programs and activities;

(~~54~~) To review and approve technical services activities specified in Library Collection Development Policy;

(~~65~~) To recommend and monitor annual operating and capital improvement budgets, reviewing and exercising final approval authority over all library expenditures; establish and monitor inventory control systems for all library furnishings and material; and review and analyze fee structure and fee collection;

(~~76~~) To perform or cause to be performed all duties required by this code or other law of the director of libraries and the department of libraries; and

(~~87~~) To perform such other duties as may be required.

SECTION 3. Section 2.16.070 of the Palo Alto Municipal Code is hereby amended as follows (deleted text is in ~~strike through~~, new text is underlined):

2.16.070 Schedule of appointments.

(a) The City Council shall review applications to fill vacancies in the following boards and commissions in May of each year:

(1) Human Relations Commission (Chapter 2.22)

~~(2) Library Advisory Commission (Chapter 2.24)~~

(~~32~~) Public Art Commission (Chapter 2.18)

(43) Utilities Advisory Commission (Chapter 2.23)

(b) The City Council shall review applications to fill vacancies in the following boards and commissions in December of each year:

(1) Architectural Review Board (Chapter 2.21)

(2) Historic Resources Board (Chapter 2.27)

(3) Parks and Recreation Commission (Chapter 2.25)

(4) Planning and Transportation Commission (Chapter 2.20)

(c) The City Council shall fill vacancies in all other boards and commissions in May or December of each year, at its discretion.

(d) The City Council may fill mid- term vacancies during the next regularly scheduled recruitment for the board or commission or may hold a special recruitment, at its discretion. Special recruitments shall be subject to the requirements of Section 2.16.060.

SECTION 4. Chapter 2.24 (Library Advisory Commission) of the Palo Alto Municipal Code is hereby restated and amended as follows (new text is underlined, deleted text is in ~~strikethrough~~):

2.24.001 Dissolution of the Library Advisory Commission

The Library Advisory Commission created by this Chapter 2.24 is dissolved as of July 16, 2020 by operation of this ordinance. The terms of all existing members, commissioners, and officers shall end on July 15, 2020. Any extant duties of the Library Advisory Commission that exist in contracts, policies, or other documents, if any, shall revert to the City Council, which may delegate such duties.

~~2.24.010 Membership.~~

~~—There is created a library advisory commission composed of five members who shall be appointed by and shall serve at the pleasure of the city council, but who shall not be councilmembers, officers or employees of the city of Palo Alto. Each member of the commission shall have a demonstrated interest in public library matters. All members of the commission shall at all times be residents of Palo Alto. All members of the commission shall take an oath of office before commencing their service on the commission.~~

~~2.24.030 Term of office.~~

~~—Terms of office on the Library Advisory Commission shall be three years. Commission appointments shall be staggered so that two (2) members are appointed in 2013 and every three years thereafter, and three (3) members are appointed in 2014 and every three years thereafter. Effective January 1, 2016, terms of office due to expire on April 30 of each year shall be extended to expire on May 31 of the same year, and thereafter terms of office shall commence on the first day of June. If a successor is unavailable, a member may remain in office until his or her successor is appointed.~~

~~2.24.040 Officers.~~

~~—Each year, at the first regular meeting of the library advisory commission, the commission shall nominate and elect one of its members as the chairperson. The chairperson shall hold office for one year or until his or her successor is elected, unless his or her term as a member of the commission expires earlier.~~

~~2.24.050 Purpose and duties.~~

~~—(a) The purpose of the library advisory commission shall be to advise the city council on matters relating to the Palo Alto City Library, excluding daily administrative operations.~~

- ~~—(b) The commission shall have the following duties:~~
- ~~—(1) Advise the city council on planning and policy matters pertaining to:~~
- ~~—(A) The goals of and the services provided by the Palo Alto City Library.~~
- ~~—(B) The future delivery of services by the Palo Alto City Library.~~
- ~~—(C) The City Manager's recommendations pertaining to the disposition of major gifts of money, personal property and real property to the city to be used for library purposes.~~
- ~~—(D) The construction and renovation of capital facilities of the Palo Alto City Library.~~
- ~~—(E) Joint action projects with other public or private information entities, including libraries.~~
- ~~—(2) Review state legislative proposals that may affect the operation of the Palo Alto City Library.~~
- ~~—(3) Review the city manager's proposed budget for capital improvements and operations relating to the Palo Alto City Library, and thereafter forward any comments to one or more of the applicable committees of the city council.~~
- ~~—(4) Provide advice upon such other matters as the city council may from time to time assign.~~
- ~~—(5) Receive community input concerning the Palo Alto City Library.~~
- ~~—(6) Review and comment on fund-raising efforts on behalf of the Palo Alto City Library.~~
- ~~—The library advisory commission shall not have the power or authority to cause the expenditure of city funds or to bind the city to any written or implied contract.~~

~~2.24.060 Meetings.~~

- ~~—(a) The library advisory commission shall establish a regular time, date and place of meeting and shall ordinarily hold meetings bi-monthly.~~
- ~~—(b) Three of the five members shall constitute a quorum.~~
- ~~—(c) The commission may establish rules and procedures governing the conduct of its meetings in accordance with Robert's Rules of Order.~~
- ~~—(d) The commission shall be subject to the Ralph M. Brown Act, California Government Code Section 54950, et seq.~~

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Not Yet Approved

SECTION 5. If any section, subsection, clause or phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion or sections of the Ordinance. The Council hereby declares that it should have adopted the Ordinance and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid.

SECTION 6. The Council finds that this project is exempt from the provisions of the California Environmental Quality Act ("CEQA"), pursuant to Section 15061 of the CEQA Guidelines, because it can be seen with certainty that there is no possibility that the ordinance will have a significant effect on the environment.

SECTION 7. This ordinance shall be effective on the thirty-first day after the date of its adoption.

INTRODUCED:

PASSED:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

ATTEST:

City Clerk

Mayor

APPROVED AS TO FORM:

APPROVED:

Deputy City Attorney

City Manager

Director of Library Services