

CHAPTER 26

LIBRARIES.

Reference: Neb. Rev. Stat. Section 16-251; Neb. Rev. Stat. Section 51-201 et. seq.

26-101.	Established; name.
26-102.	Annual tax levied for maintenance.
26-103.	Library board -- Membership; qualifications and election of members.
26-104.	Same -- Terms of members.
26-105.	Same -- Filling of vacancies; compensation of members.
26-106.	Same -- Officers; quorum; powers.
26-107.	Disposition of taxes and funds.
26-108.	Librarian; rules and regulations.
26-109.	Use to be free; exclusion of violators of rules.
26-110.	Annual report.
26-111.	Amendment of by-laws, rules, etc.
26-112.	Collection of penalties.
26-113.	Donations.
26-114.	Circulating libraries.
26-115.	Disposition of library receipts.
26-116.	Destruction of library property.

26-101. Established; name.

There is hereby established in the city a public library and reading room which shall be forever kept and maintained by the city and shall be known as the Hastings Public Library. Whenever in this chapter there shall be used words "public library" the same shall be held to include public library and reading room. (Code 1973, 19-1; Ord. No. 2007 and 2959-2/86)

26-102. Annual tax levied for maintenance.

There may be levied and collected a tax of not more than ten and 5/10 cents on each \$100.00 upon the actual value of all taxable property in the City; to be levied and collected in a like manner as other taxes in such city; the same shall be levied, appropriated, and collected by the City and expended by the Library Board and known as the "Public Library Fund." (Code 1973, 19-2; Ord. No. 2007 and 2959-2/86)

26-103. Library board -- Membership; qualifications and election of members.

The city council shall elect a library board of seven members, to be chosen from the citizens at large. Neither the mayor nor any member of the city council shall be a member of the Library Board. (Code 1973, 19-3; Ord. No. 200, 2959-2/86 and 3772-11/2000)

26-104. Same -- Terms of members.

Each Board member shall be appointed to a four (4) year term. Appointments shall be made at the last regular meeting of the city council in the month of June. (Code 1973, 19-4; Ord. No. 2007 and 2959-2/86)

26-105. Same -- Filling of vacancies; composition of members.

In cases of vacancies on the library board by resignation, removal, or otherwise, the city council shall fill such vacancy for the unexpired term. No trustee shall receive any pay or compensation for any services rendered as a member of the library board. (Code 1973, 19-5; Ord. No. 2007 and 2959-2/86)

26-106. Same -- Officers; quorum; powers.

The library trustees shall, at their first regular meeting in August of each year, organize by electing one of their number president, another as secretary and such other officers as may be necessary. Three members of such board shall constitute a quorum. They shall have the power to adopt such by-laws, rules and regulations for government of the library as they may deem expedient, subject to the supervision and control of the mayor and council and not inconsistent with this chapter. They shall have exclusive control of the expenditure of all the money collected or donated to the credit of the public library fund, and the

Hastings City Code

exclusive control of all library property, and of the renting or construction of any library building, the supervision, care and custody of the grounds, rooms or buildings constructed, leased or set apart for that purpose, under the general control of the mayor and council.
(Code 1973, 19-6; Ord. No. 2007 and 2959-2/86)

26-107. Disposition of taxes and funds.

All taxes levied or collected and all funds donated or in any way acquired for the erection, maintenance or support of the public library shall be kept for the use of such library, separate and apart from the other funds of the city, and shall be drawn upon and paid out by the city treasurer upon vouchers signed by the president of the library board and authenticated by the secretary of such board, and shall not be used or disbursed for any other purpose or in any other manner.
(Code 1973, 19-7; Ord. No. 2007 and 2959-2/86)

26-108. Librarian; rules and regulations.

The library board shall have the power to erect, lease, or occupy an appropriate building for the use of such library; to appoint a suitable librarian to fix the librarian's compensation and to remove their appointee at pleasure. It shall have the power to establish regulations for the government of such library as may be deemed necessary for this preservation and to maintain its usefulness and efficiency. It shall have power to fix and impose, by general rules, penalties and forfeitures for trespasses upon or injury to the library grounds, rooms, books, or other property, or for failure to return any book, or for violation of any bylaw or regulation; and shall have and exercise such power as may be necessary to carry out the spirit and intent of this paragraph in establishing and maintaining a public library and reading room.
(Code 1973, 19-8; Ord. No. 2007 and 2959-2/86)

26-109. Use to be free; exclusion of violators of rules.

The library established under and by virtue of this chapter, shall be forever free to the use of the inhabitants of this city, subject always to such reasonable regulations as the library board may adopt to render the library of greatest use to the inhabitants of the city, and the board may exclude from the use of the library anyone who shall wilfully violate or refuse to comply with the rules and regulations established for the government thereof.
(Code 1973, 19-9; Ord. No. 2007 and 2959-2/86)

26-110. Annual report.

The library board shall, on or before the second Monday in June of each year, make a report to the mayor and council on the condition of their trust as of the first day of June of each year, showing all money received and expended, number of books or periodicals on hand, newspapers and current literature for which they have subscribed or donated to the reading room, the number of books or periodicals purchased or acquired by gift during the year, the number of books lost or missing, the number of visitors attending, the number of character of books loaned or issued, with such statistics, information and suggestions as may be deemed of general interest or as the council may require, which report shall be verified by affidavit of the proper officers (president and secretary) of the board.
(Code 1973, 19-10; Ord. No. 2007 and 2959-2/86)

26-111. Amendment of by-laws, rules, etc.

Any by-laws, rules or regulations established by the library board to govern the library may be amended by the mayor and council.
(Code 1973, 19-11; Ord. No. 2007 and 2959-2/86)

26-112. Collection of penalties.

Penalties imposed or accruing by any by-law or regulation of the library board and any court costs and attorney fees may be recovered in a civil action before any court having jurisdiction. Such action shall be instituted in the name of the library board of the city. Money, other than any court costs and attorney fees, collected in such actions shall be forthwith placed in the treasury of the city, to the credit of the public library fund. Attorney fees collected pursuant to this section shall be placed in the treasury of the city and credited to the budget of the city attorney's office.
(Code 1973, 19-12; Ord. No. 2007 and 2959-2/86)

Libraries

Reference: As to general penalty, see 1-109 of this Code.

26-113. Donations.

Any person may make any donation of money, land or property for the benefit of such library, and the title to the property donated may be made to and shall vest in the library board, for public library purposes, and such property shall thereafter be exempt from taxation. All real estate or interest in real estate donated or devised to the city for library purposes may be sold and disposed of in the manner provided by law. (Code 1973, 19-13; Ord. No. 2007 and 2959-2/86)

26-114. Circulating libraries.

The library board shall have power to authorize any circulating library or reading matter of any private person, association or corporation to be used within the library in the same manner as the books or other property of the library; but such circulating library, or reading matter shall be drawn upon and used outside of the library only on payment of such fees or membership as the person owning the same may require; provided, that the books are reading matter so deposited in the rooms of such public library shall be separately and distinctly marked and kept upon shelves or in cases apart from library property. (Code 1973, 19-14; Ord. No. 2007 and 2959-2/86)

26-115. Disposition of library receipts.

All money received by the library board or the librarian or by any of their assistants from any source for the use or support thereof, shall be paid over monthly to the city treasurer to be held on account of the library. (Code 1973, 19-15; Ord. No. 2007 and 2959-2/86)

26-116. Destruction of library property.

No person shall wilfully and/or maliciously write upon, injure, deface, tear or destroy any book or newspaper, or any property or thing of value belonging to the public library. (Code 1973, 19-16; Ord. No. 2007 and 2959-2/86)