

CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Report Regarding The Advisory Board 49-99 Library Systems

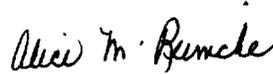
MEETING DATE: July 7, 1999

PREPARED BY: City Clerk

RECOMMENDED ACTION: No action required.

BACKGROUND INFORMATION: The purpose of this report is to provide the City Council with an update on the Advisory Board 49-99 Library Systems. According to a memorandum by the Deputy City Attorney (copy attached), the responsibility and management of the Advisory Board 49-99 Library Systems may be transferred to the Library Board of Trustees. Pursuant to this suggestion, a letter was sent to the President of the Library Board of Trustees notifying him that this transfer would take place immediately.

FUNDING: None required.



Alice M. Reimche
City Clerk

AMR/jmp

APPROVED: _____
H. Dixon Flynn -- City Manager

M E M O R A N D U M F R O M T H E O F F I C E
O F T H E C I T Y A T T O R N E Y

DATE: June 4, 1999
TO: Randall A. Hays, City Attorney
FROM: John M. Luebberke, Deputy City Attorney 
RE: Appointments to 49-99 Advisory Board.

Question: May the City Council delegate to the Library Board the task of selecting the citizen representative to the 49-99 Advisory Board?

Answer: Yes, but this board may be changing its composition or ceasing its existence over the next few years as the Library of California Act is phased in.

Analysis: Under the California Library Services Act [Education Code §§ 18700, et seq.] there is created a mechanism for various individual libraries to consolidate into a library system. This consolidation may take various forms and include various components of service [i.e., materials sharing, systemwide services evaluation and planning, etc.].

The city currently is involved in such a library system which I will refer to as the 49-99 system. Under the Education Code the system must have an administrative council consisting of the head librarians of the various member jurisdictions and a citizen advisory board. [Ed. Code § 18747] Appointments to the advisory board are to made by the governing body of each member jurisdiction from among its residents. [Ed. Code § 18747(b)]

I see no reason why the council could not delegate the recruitment process to the Library Board. This process would then culminate in a council appointment based on the recommendation of the Library board. Such an arrangement would bring council involvement to its absolute minimum and place the burden of performing the work upon the persons most qualified for, and dedicated to, the task.

It should be noted that this entire issue may become moot over the next few years as the Library of California Act is phased in. This recent legislation does not provide for a citizen advisory board. Thus, it appears that the 49-99 board will either cease to exist entirely or be reconstituted in some way as part of the transition process.

CITY COUNCIL

KEITH LAND, Mayor
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Mayor Pro Tempore
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CITY OF LODI

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H. DIXON FLYNN
City Manager
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RANDALL A. HAYS
City Attorney

July 12, 1999

Don Shephard
President
Library Board of Trustees
215 S. California Street
Lodi, CA 95240

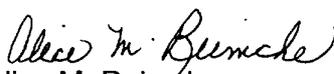
Dear Don:

This letter will confirm the action of the Lodi City Council at its meeting of July 7, 1999 in regards to the Advisory Board 49-99 Library System.

Effective immediately the responsibility and management of the Advisory Board 49-99 Library Systems will be under the direction of the Library Board of Trustees.

Should you have any questions regarding this matter, please feel free to contact our office.

Sincerely,


Alice M. Reimche
City Clerk

AMR/jmp

cc: Nancy Martinez, Library Services Director