

TOWNSHIP OF MOORESTOWN

ORDINANCE NO. 4-2006

**AMENDING CHAPTER 6 ARTICLE V "BOARDS" ESTABLISHING PROVISIONS
FOR THE TRUSTEES OF THE FREE PUBLIC LIBRARY OF THE
TOWNSHIP OF MOORESTOWN**

WHEREAS, on November 2, 1971, the voters adopted a referendum establishing a free public library in the Township of Moorestown; and

WHEREAS, the statutes governing a free public library permit it to consist of five to seven citizen members to serve as trustees; and

WHEREAS, the Township Council wishes to expand the number of citizen members and to set forth the powers and responsibilities of the Board of Trustees for the governance of the free public library for the understanding of the public.

NOW THEREFORE, BE IT ORDAINED by the Township Council of the Township of Moorestown, County of Burlington and State of New Jersey, as follows:

Section 1. Chapter 6, Article V of the Code of the Township of Moorestown is hereby amended to add the following section:

6-35A. Board of Trustees to the Free Public Library:

- A. There is hereby established within the Township, pursuant to the November 2, 1971 referendum, the Free Public Library of the Township of Moorestown to be operated in accordance with N.J.S.A. 40:54-1, et seq.
- B. The Free Public Library shall be governed by the Board of Trustees, which is a body corporate whose purpose is to hold in trust and to manage for the benefit of the citizens the property of the Library. The Board of Trustees may rent rooms, or, when proper, construct buildings for the use of the Library, purchase books, pamphlets, documents, papers and other reading matter, hire librarians, and other necessary personnel, and fix their compensation, make proper rules and regulations for the government of the library, and generally do all things necessary and proper for the establishment and maintenance of the Library.
- C. The Board of Trustees shall consist of nine members who shall serve without compensation. One member shall be the Superintendent of the Township of Moorestown School District, one member shall be Township Manager and there shall be seven citizen members, all of whom shall be residents, who shall be appointed by the mayor with the consent of the Township Council for five year terms. Vacancies shall be filled for the unexpired term only by the mayor with the consent of the Township Council. The Superintendent and Township Manager may, respectively, appoint an alternate to act in his or her place with authority to attend all meetings and, in his or her absence, to vote on all matters before the Board of Trustees.
- D. The Board of Trustees shall elect from its members a president, treasurer and secretary,

each of whom shall hold office for one year and until their successors are elected.

- E. The Township Council shall annually appropriate a sum equal to one-third of a mill on every dollar of assessable property within Township based on the equalized valuation of such property as certified by the Director of the Division of Taxation. The Township Council may annually appropriate such additional sums as are necessary for the operation of the Library. The Board of Trustees shall not incur any expense or enter into any obligations in an amount in excess of the annual appropriation for library purposes and of the funds on hand.
- F. The Board of Trustees, without advertising for bids, may purchase: (1) library materials, including books, periodicals, newspapers, photographs, reproductions, sound recordings, films, videos, other printed or published matter, audiovisual and other materials of a like nature; (2) necessary binding or rebinding of library materials and (3) specialized library services.
- G. The treasurer shall give bond in an amount fixed by the Township Council, payable to the Township, conditioned upon the faithful performance and discharge of the treasurer's duties.
- H. The Board of Trustees shall submit an annual report, in the form required by the New Jersey State Library, to the Chief Financial Officer, with a copy to the Township Council, setting forth in detail all public revenues received by the Library, all State aid received by the Library, all expenditures made on behalf of the Library and the balance of funds available. The report shall also analyze the state and condition of the Library.

- Section 2. Continuation. In all other respects, Chapter 6 shall remain in full force and effect.
- Section 3. Severability. In the event that any section or paragraph, clause, phrase, term, provision, or part of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid or unenforceable for any reason, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the section, paragraph, clause, phrase, term, provision or part thereof directly involved in the controversy in such judgment shall be rendered.
- Section 4. Repealer. Any and all ordinances, inconsistent with any of the terms and provisions of this ordinance are hereby repealed to the extent of such inconsistencies.
- Section 5. Effective Date. This ordinance shall take effect upon proper publication and in accordance with law.
- Section 6. Short Title. This ordinance shall be known as Ordinance No. 4-2006.

CERTIFICATION

I hereby certify that Ordinance No. 4-2006 was introduced and adopted on first reading by the Township Council at a meeting held on February 27, 2006. This ordinance was duly adopted by the Township Council of the Township of Moorestown, County of Burlington, State of New Jersey at a meeting of the Township Council held on March 20, 2006.

<u>VOTE:</u>	
ABERANT	YES
ROCCATO	YES
MILLER	YES
SEGAL	ABSENT
ERON	YES

Patricia L. Hunt, RMC
Township Clerk