

ORDINANCE NO. 1413

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALM DESERT, CALIFORNIA, AMENDING CHAPTER 2.74 OF THE PALM DESERT MUNICIPAL CODE TO ESTABLISH A PALM DESERT LIBRARY BOARD OF TRUSTEES AND LIBRARY ADVISORY COMMITTEE

City Attorney's Summary

The purpose of this ordinance is to amend the Palm Desert Municipal Code to establish the City Council as the Library Board of Trustees and establishing a Library Advisory Committee.

WHEREAS, pursuant to Resolution No. 2023-047, as of July 1, 2024, or upon transfer of property, whichever is later, that City of Palm Desert will withdraw from the Riverside County Library System (RCLS) and shall assume the responsibility for the provision of library services within the City's jurisdiction; and

WHEREAS, the City is authorized to establish a municipal public library pursuant to Section 101 of the Palm Desert Charter and Article XI, Section 5 of the California Constitution; and

WHEREAS, for the efficient operation and management of the Palm Desert Public Library, it is the desire of the City Council to serve as the Library Board of Trustees and establish a Library Advisory Committee.

THE CITY COUNCIL OF THE CITY OF PALM DESERT DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Recitals. The recitals above are each incorporated by reference and adopted as findings of the City Council.

SECTION 2. Amendment to Municipal Code. The Palm Desert Municipal Code Chapter 2.74, *Public Library*, is hereby amended to read as follows:

Section 2.74.060 Library Board of Trustees

A. Established.

The Library Board of Trustees ("Board") is hereby established and shall serve as the legislative body responsible for the fiduciary and administrative oversight and establishing policies and long-term plans for the library. The faithful implementation of the policies adopted by the board shall be the responsibility of the city employees assigned to the library.

B. Members.

The Board shall consist of the five members of the City Council. The Board Members shall individually hold office for a term which coincides with their respective terms of office on the City Council.

C. Meetings.

Regular meetings of the Board shall be held concurrently with the regular City Council meeting. Special meetings may be held from time to time as necessary and in accordance with the Ralph M. Brown Act.

Section 2.74.070 Library Advisory Committee

A. Established.

A Library Advisory Committee ("Committee") is hereby established for the City of Palm Desert. The provisions set forth in Chapter 2.34 of this code shall apply to this Committee, except as otherwise required by state law. If there is any conflict between this chapter and Chapter 2.34 of this code, the provisions of this chapter shall control.

B. Purpose.

The Committee shall advise and provide input to the Board relative to programming and space planning; monitor performance indicators, activities, and outcomes; assist staff in connecting with community groups and organizations; and such other functions as the Library Board of Trustees may request.

C. Members.

The Committee shall be comprised of five community members and up to two alternate members.

D. Meetings.

The Committee may hold monthly regular meetings at such date, time, and place as set by Committee resolution or minute order.

E. Responsibilities.

The Committee has the following responsibilities:

1. Provide input on programming and space planning;
2. Monitor performance indicators, activities, and outcomes;
3. Assist staff in connecting with community groups and organizations; and
4. Other functions as the Library Board of Trustees may request.

SECTION 3. Severability. If any section, subsection, clause or phrase of this Ordinance or any part thereof is for any reason held to be invalid, unconstitutional, or unenforceable by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portion of the Ordinance. The City Council declares that it would have passed each section, subsection, paragraph, sentence, clause, or phrase thereof, irrespective of the fact that any one or more section, subsection, sentence, clause or phrase would be declared invalid, unconstitutional or unenforceable.

SECTION 4. Publication. The City Clerk of the City of Palm Desert, California, is hereby directed to publish a summary of this Ordinance in the Desert Sun, a newspaper of general circulation, published and circulated in the City of Palm Desert, California, and shall be in full force and effective thirty (30) days after its adoption.

ADOPTED ON _____, 2024.

KARINA QUINTANILLA
MAYOR

ATTEST:

ANTHONY J. MEJIA
CITY CLERK

I, Anthony J. Mejia, City Clerk of the City of Palm Desert, California, do hereby certify that Ordinance No. 1413 is a full, true, and correct copy, and was introduced at a regular meeting of the Palm Desert City Council on April 25, 2024, and adopted at a regular meeting of the City Council held on _____, 2024, by the following vote:

- AYES:
- NOES:
- ABSENT:
- ABSTAIN:
- RECUSED:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Palm Desert, California, on _____.

ANTHONY J. MEJIA
CITY CLERK