

TO: GOVERNING BOARD OF LIBRARY TRUSTEES

FROM: HERB CROSS, ACTING PRESIDENT
GREGG ATKINS, DISTRICT LIBRARIAN

DATE: JANUARY 5, 2012

RE: RECOMMENDATION TO INITIATE PROCESS FOR
CONSIDERATION OF DISSOLUTION OF LIBRARY
COMMISSION PURSUANT TO EDUCATION CODE
SECTION 18542

Trustee Joe DiPaola has requested a Special Meeting so that the Governing Board of Library Trustees can consider the dissolution of the Library Commission as provided for in Education Code section 18542.

A copy of Section 18542 is attached.

A copy of Mr. DiPaola's request (email) is attached.

- (c) Procuring plans and specifications, and erecting a suitable building or buildings;
- (d) Furnishing and equipping the library building, and fencing and ornamenting the grounds for the accommodation of the public library.

Sec. 18452. Dissolution of commission.

The board of library trustees may dissolve the library commission created under the provisions of this article effective as of the 30th day of June next succeeding. Before taking action to dissolve a library commission, the board of library trustees shall hold at least one public hearing on the matter; notice of such hearing shall be given by publication pursuant to Section 6066 of the Government Code, in a newspaper designated by the board of library trustees and circulated throughout the district, and by posting of the notice in three public places in the district at least 15 days prior to the date of the public hearing.

ARTICLE 9. ESTIMATES OF FUNDS NEEDED

Sec. 18480. Annual estimate of costs.

In any library district formed under this chapter which maintains a public library, or which has petitioned for and has been granted permission to establish, and intends to maintain, a public library in accordance with this chapter, the board of library trustees shall furnish to the board of supervisors of the county in which the library district is situated, each and every year, on or before the first day of September, an estimate of the cost of any or all of the following:

- (a) Leasing temporary quarters.
- (b) Purchasing a suitable lot.
- (c) Procuring plans and specifications and erecting a suitable building.
- (d) Furnishing and equipping the building, and fencing and ornamenting the grounds for the accommodation of the public library.
- (e) Conducting and maintaining the library for the ensuing fiscal year.

ARTICLE 10. TAX LEVY

Sec. 18493. Disposal of taxes and gifts.

The revenue derived from the tax, together with all money acquired by gift, devise, bequest, or otherwise for the purposes of the library, shall be paid into the county treasury to the credit of the library fund of the district in which the tax was collected, subject only to the order of the library trustees of the district.

Sec. 18494. Gifts and bequests that may not be paid into library fund.

If the payment into the treasury is inconsistent with the terms or conditions of any gift, devise, or bequest, the board of library trustees shall provide for the safety and preservation of the fund, and the application thereof to the use of the library, in accordance with the terms and conditions of the gift, devise, or bequest.

Gregg Atkins

From: dipaolaj@dixonlibrary.com
Sent: Saturday, December 17, 2011 5:39 AM
To: crossh@dixonlibrary.com
Cc: atkinsg@dixonlibrary.com
Subject: Agenda/Scheduling Request RE: Agenda Item regarding Dissolution of Library Commission

Hi Herb,

When I originally made my agenda/scheduling request, it was as follows:

1. Special Meeting 01/05/12 - Agenda Item regarding Dissolution of the Library Commission (DISCUSSION ONLY Item); AND
2. Regular Meeting 01/26/12 - Agenda Item regarding Dissolution of the Library Commission (DISCUSSION AND ACTION Item)

In his recent email, Gregg Atkins has described the 01/26/12 Library Board meeting as an "Organizational" Meeting – not a "Regular" Meeting. Gregg is further describing the first "Regular" Meeting of the Library Board as happening in March 2012. So, at this point, my assumption from his email is that this agenda item has yet to be scheduled/agendized for ACTION.

I am therefore hereby requesting the following be scheduled/agendized for the Library Board:

1. Special Meeting 01/05/12 - Agenda Item regarding Dissolution of the Library Commission (DISCUSSION ONLY Item); AND
2. Organizational Meeting - Agenda Item regarding Dissolution of the Library Commission (DISCUSSION AND ACTION Item)

If the Library Board will only be conducting "Organizational" business at the 01/26/12 "Organizational" Meeting, and not accepting any other items for that agenda, then I am hereby requesting the following be scheduled/agendized for the Library Board:

1. Special Meeting 01/05/12 - Agenda Item regarding Dissolution of the Library Commission (DISCUSSION ONLY Item); AND
2. Special Meeting 01/26/12 - Agenda Item regarding Dissolution of the Library Commission (DISCUSSION AND ACTION Item)

As for a proposed start time of any such 01/26/12 Special Meeting, you can set it either of the following:

- The 01/26/12 Special Meeting can be held at "6" PM on that date, before the Organization Meeting (i.e., assuming the Organizational Meeting will be starting at 7 PM on that date). In other words, it would be appropriately scheduled by you to occur right BEFORE the scheduled Organizational Meeting; OR
- The 01/26/12 Special Meeting can be held at "8" PM on that date, after the Organizational Meeting (i.e., assuming the Organizational Meeting will be at 7 PM on that date). In other words, it would be appropriately scheduled by you to occur right AFTER the scheduled Organizational Meeting.

Gregg needs to give proper notice (posting and publishing) beginning on Tuesday, 12/20/12, per the Education Code and Government Code requirements. I am hereby requesting that both 01/05/12 and 01/26/12 meeting dates should be properly posted and published via such notice, to give the public as much notice and opportunity to be heard on this matter as possible. Accordingly, please approve whatever agenda/scheduling is needed for this to timely happen.

Also per Gregg's email, I am assuming that agenda/scheduling requests should properly be made to you (as "Acting President" in lieu of John Gabby) until at least the 01/26/12 "Organizational" Meeting.

Regards,
Joe D.
(707) 693-0400