

ORDINANCE NO. 2008 _____

A ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON AMENDING MMC SECTION 2.28.020 REGARDING THE APPOINTMENT OF A MEMBER TO THE CLACKAMAS COUNTY LIBRARY DISTRICT ADVISORY BOARD

WHEREAS, on November 4, 2008 the electors of Clackamas County approved creation of the Clackamas County Library District; and

WHEREAS, among the statements made in the ballot measure Explanatory Statement was the following: "Each of these libraries would be required to ensure representation of both city and unincorporated residents on their local library board, whose designated member will then serve and represent their library on the District Advisory Board;" and

WHEREAS, Section 1.2 of the Cooperative Intergovernmental Agreement Between the Library District of Clackamas County and Member Cities (IGA) forth the process for appointment of District Advisory Board members as follows: "The District Board shall organize and appoint a District Advisory Committee consisting of one nominee from each Library City consistent with the policies and procedures of Clackamas County and/or the District for advisory committees. The District Board shall appoint the individual nominated by the Library City governing body to fill the service area's seat;" and

WHEREAS, the Explanatory Statement requires appointment by the local library board of one of its members while the IGA requires appointment by the "Library City governing body" but is silent on the need for a local library board member; and

WHEREAS, the City of Milwaukie wishes to conform its process to comply with the conflict between the two processes while maintaining strict adherence to the will of the people as expressed in the ballot measure.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON THAT:

Section 1. MMC Section 2.28.020(E) shall be amended to read as follows: "The library board shall appoint one of its members as the City's representative to the Library District of Clackamas County District Advisory Board, and the city council shall affirm that action and forward it to the District governing body."

Section 2. MMC Section 2.28.020(F) shall be added as follows: "Such other activities as the council may assign."

Section 3. All other sections of 2.28.020 remain as written.

Read the first time on 10/6/09, and moved to second reading
by 4-0 vote of the City Council.

Read the second time and adopted by the City Council on 10/6/09.

Signed by the Mayor on 10/6/09.



Jeremy Ferguson, Mayor

ATTEST:



Pat DuVal, City Recorder

APPROVED AS TO FORM:
Jordan Schrader Ramis PC



City Attorney