

CHAPTER 2.68: LIBRARY COMMISSION

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2.68.010 Established.

The Library Commission of the City is established. The Library Commission shall consist of five members, at least three of whom must be residents of the City of Cupertino and none of whom shall be officials or employees of the City, nor cohabit with, as defined by law, nor be related by blood or marriage to any member of the Commission, the City Manager or the staff person(s) assigned to this Commission. Members of the Library Commission shall be appointed by the City Council.

(Ord. 1464, (part), 1988; Ord. 679, (part), 1975)

2.68.020 Terms of Office.

A. Commission members serve at the pleasure of the City Council. The term of office of the members of the Library Commission shall be for four years and shall end on January 30th of the year their term is due to expire. No commissioner shall serve more than two consecutive terms except that a commissioner may serve more than two consecutive terms if he or she has been appointed to the Commission to fill an unexpired term of less than two years.

B. The appointment, reappointment and rules governing incumbent members of the Commission are governed by the Resolution of the Cupertino City Council which governs advisory bodies.

(Ord. 18-2180, § 5 (part), 2018; Ord. 1974, § 4 (part), 2006; Ord. 1464, (part), 1988; Ord. 1321, § 1 (part), 1985; Ord. 1166, (part), 1982; Ord. 679, (part), 1975)

2.68.030 Vacancy–Removal.

Any appointee member may be removed by a majority vote of the total membership of the City Council. Vacancies shall be filled by appointment by the City Council, and shall be for the unexpired portion of the term of office vacated.

(Ord. 679, (part), 1975)

2.68.040 Meetings–Quorum–Officers–Staff.

The Library Commission shall hold regular meetings at least once every other month, and, at the discretion of the Commission, such other meetings as may be necessary or expedient. A majority of the Library Commission shall constitute a quorum for purposes of transacting the business of the Commission. The Library Commission shall elect a chairperson and a vice-chairperson, both of whom shall serve at the pleasure of the Commission. Terms of office for the chairperson and vice-chairperson shall be for one year. Staff services as required shall be provided to the Commission by the City Manager.

(Ord. 2015, § 5, 2008; Ord. 1964, § 2, 2005; Ord. 1321, § 2 (part), 1985; Ord. 1167, (part), 1982; Ord. 679, (part), 1975)

2.68.050 Compensation–Expenses.

Members of the Library Commission shall serve without compensation, but all necessary expenses reasonably incurred by them while acting in their official capacities shall be paid by appropriate action of the City Council.

(Ord. 679, (part), 1975)

2.68.060 Records.

The Commission shall keep a record of its proceedings and transactions, and shall render such reports to the City Council as may be required. These records shall be filed with the City Clerk.

(Ord. 18-2180, § 5 (part), 2018; Ord. 679, (part), 1975)

2.68.070 Duties–Powers–Responsibilities.

The Library Commission shall have the following duties, powers and responsibilities, and such other as they may be entrusted with by the City Council from time to time:

A. Consult with the City Council, the City staff and the Santa Clara County Library Joint Powers Authority and staff regarding the functioning of the physical facilities of the Cupertino Library and shall make recommendations from time to time for improvement or modification thereof;

B. Consult with the City Council, the City staff and the Santa Clara County Library Joint Powers Authority and staff regarding the Cupertino Library programs and services to the community and shall make recommendations from time to time for improvements or modifications thereof;

C. Consult with and act as liaison with private community groups supportive of the library program;

D. Consult with the architect and the City Council in the planning of any main or branch library building facilities, including locations, building layout, architecture, landscaping and furnishings;

E. Hold hearings, formulate policies and make rules and procedures with respect to the foregoing for approval by the City Council;

F. Perform such other tasks as may be expressly requested of it by the City Council.

(Ord. 1697, (part), 1995; Ord. 679, (part), 1975)

2.68.080 Effect.

Nothing in this chapter shall be construed as restricting or curtailing any of the powers of the City Council or City officers, or the delegation to the Library Commission of any authority or discretionary powers imposed by law in such council or officers. The City Council declares that the public interest, convenience, welfare and necessity require the appointment of a Library Commission to act in a purely advisory capacity to such Council, for the purpose enumerated in this chapter.

(Ord. 679, (part), 1975)