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SECRETARY OF STATE

AN ORDINANCE OF HERNANDO COUNTY PROVIDING FOR LEGISLATIVE INTENT; PROVIDING FOR REPEAL OF PART 1, ARTICLE V, DIVISION 1, SECTION 1-11, HERNANDO COUNTY CODE OF ORDINANCES; PROVIDING FOR CREATION OF COUNTY PUBLIC LIBRARY SYSTEM; PROVIDING FOR COUNTY LIBRARY SERVICES DIRECTOR; PROVIDING FOR CREATION OF THE LIBRARY ADVISORY COMMITTEE; PROVIDING FOR CONTRIBUTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ENACTED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA:

**SECTION I. DECLARATION OF LEGISLATIVE INTENT**

Pursuant to the authority granted by Section 125.01 (f), Florida Statutes, Hernando County currently is providing a system of public libraries; and it is the purpose and intent of the Board of County Commissioners of Hernando County in enacting this to re-create and establish a County Public Library System and a Library System Advisory Committee.

**SECTION II CREATION OF COUNTY LIBRARY SYSTEM**

There is hereby re-created and established in Hernando County, Florida, a County Public Library System, which system shall be composed of all libraries and related facilities which may, from time to time, be incorporated into the system by the Board of County Commissioners. The Board of County Commissioners of Hernando County is hereby designated as the single library administrative unit and governing body responsible for providing public library service to Hernando County residents. As such, the Commission retains the authority to adopt plans and budgets, hire the Library Services Director, and enter into contracts on behalf of the library. The head of the County Public Library System shall be the Library Services Director, who shall report to and be under the direct supervision of the County Administrator.

**SECTION III COUNTY LIBRARY SERVICES DIRECTOR**

Responsibility for operating and maintaining the Hernando County Public Library System shall be delegated to a County Library Services Director qualified according to the standards established by the Board of County Commissioners of Hernando County, Florida, and Chapter 257, Florida Statutes. The County Library Services Director shall have charge of the administration of the public libraries, subject to the review of the County Administrator. The County Library Services Director shall be considered a non-voting, ex-officio member of the Library Advisory Committee. The Library Services Director will as necessary formulate policies and procedures to provide a safe and conducive environment for the public enjoyment and use of the County library facilities. The Library Services Director may, as appropriate, submit individual policies to the Board of County Commissioners for their consideration and adoption.

**SECTION IV CREATION OF THE LIBRARY ADVISORY COMMITTEE**

There is hereby created and established in Hernando County, Florida, a board to be known as the "Hernando County Public Library System Advisory Committee".

1. The Hernando County Public Library System Advisory Committee shall consist of five (5) members who are registered voters of Hernando County and appointed by the said Board of County Commissioners. All members are to be chosen for their interest in public library service. Library System Advisory Committee members shall serve for four (4) year staggered terms. Members will attend meetings regularly; and unless such absence has first been authorized by a majority of the advisory board, members who are absent for three (3) consecutive regular meetings or who fail to attend two-thirds of the regular meetings in any twelve-month period shall be automatically dropped from membership. At this time, the President of the Advisory Committee will forthwith request Board of County Commissioners to appoint another member to fill the term of the member leaving the advisory board. Members may not serve consecutively more than two (2) full terms.

2. The Advisory Committee shall select a President and such other officers as may be deemed necessary or desirable, and they shall serve at the pleasure of the committee. A majority of the members of the committee shall constitute a quorum sufficient to the holding of a meeting or taking of any action. A majority vote of the members present at any meeting shall be sufficient to enable the taking of any action. Special meetings of the Board may be called by the President, by written notice signed by three (3) members of the committee or by action of the committee at any meeting, general or special, upon twenty-four (24) hours notice. Minutes shall be kept of all meetings of the committee, and all meetings shall be public.

3. Members of the Library System Advisory Committee shall serve without compensation, salary or remuneration of any nature; but the commission may provide, in the annual county budget, sufficient funds for the reasonable and necessary expenses incurred by the Board of its members in performance of the duties and functions prescribed by the provisions of this article. All such expenses shall be subject to approval by the Board of County Commissioners.

4. The Board shall be composed of citizens who are dedicated to the purpose of providing a feasible, adequate public library system for Hernando County in cooperation with all other governmental entities, who will be in a position to furnish information, advice, counsel and recommendations to the Board of County Commissioners in respect to the appropriate means and methods by which adequate public library facilities and services may be provided, all of which shall be done within the framework of the County government in a sound financial basis for the use and benefit of all residents of Hernando County. The Library System Advisory Committee shall work towards the development and implementation of sound programs for the County's public libraries through the mutual cooperation between the State, County and City governments and agencies, and shall coordinate efforts with non-governmental organizations interested in library facilities and service. This shall not be construed as delegating to such Library System Advisory Committee or its members any power or authority of a governmental, legislative or administrative nature but as the establishment of an official instrumentality by which the

Board of County Commissioners may claim the benefit of accurate, comprehensive information, advice, counsel, and recommendations concerning all matters relating to the public libraries and related cultural facilities and programs which may be necessary for appropriate action by the Board of County Commissioners.

**SECTION V QUALIFICATIONS, REGULATIONS AND CONTRIBUTIONS**

The Hernando County Board of County Commissioners will diligently work to meet the qualifications and regulations enumerated under Chapter 257, Florida Statutes, and Chapter 1B-2, Florida Administrative Code, in order to be eligible for the benefits described therein. To further this effort, the Board may receive contributions restricted to use by the Library System in a manner as may be designated by the contributor and not otherwise in conflict with the rules and regulations of the Library system, the Board of County Commissioners, or the rules or laws of the State of Florida. Such contributions shall be made to the Hernando County Board of County Commissioners/County Public Library System, of Hernando County, Florida

**SECTION VI REPEAL**

Part 1, Article V, Division 1, Section 1-11, Hernando County Code of Ordinances is hereby repealed and declared null and void and of no effect.

**SECTION VII SEVERABILITY**

It is declared to be the intent of the Board of County Commissioners that if any section, subsection, clause, sentence phrase or provision of this Ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of the remaining portions of this Ordinance.

**SECTION VIII INCLUSION IN THE CODE**

The provisions of this ordinance shall be included and incorporated in the Code of Ordinances of Hernando County as an addition or amendment thereto and shall be appropriately renumbered to conform to the uniform numbering system of the Code.

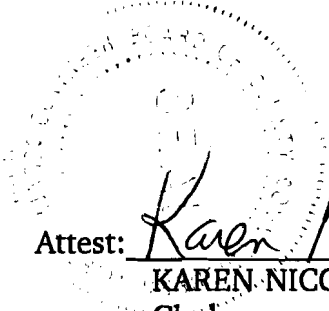
**SECTION IX EFFECTIVE DATE**

This Ordinance shall become effective upon receipt of official acknowledgement from the Secretary of State that said Ordinance has been filed.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS in Regular

Session this 27th day of July, 1993, A.D.

(SEAL)



BOARD OF COUNTY COMMISSIONERS  
HERNANDO COUNTY, FLORIDA

Attest:

*Karen Nicolai*

KAREN NICOLAI  
Clerk

By:

*Anthony C. Mosca, Jr.*

ANTHONY C. MOSCA, JR.  
Chairman