

CITY OF VINELAND

ORDINANCE NO. 2018-_____

ORDINANCE AMENDING ORDINANCE NO. 5, CHAPTER
431, ARTICLE I, SECTION 431-2 OF THE CODE OF THE
CITY OF VINELAND

WHEREAS, N.J.S.A. 40:54-9 sets forth the authority for any municipality to establish a free public library to be governed by a Board of Trustees consisting of from seven to nine members of the public with one member to be the mayor or his/her designee and one to be the superintendent of schools of the municipality, or his/her designee.

WHEREAS, on July 11, 1952, City Council of the City of Vineland adopted Ordinance No. 5 which established the Vineland Public Library and set forth the composition of the Board of Trustees to be composed of seven members of which one member shall be the Mayor or designee and one member shall be the Superintendent of Schools of the Vineland School District or designee and five to be citizens all appointed by the Mayor; and

WHEREAS, through the years, the composition of the Board of Trustees has erroneously exceeded the number authorized by Ordinance No. 5, but within the number authorized by State Statute; and

WHEREAS, City Council has been made aware of the error carried through many administrations and intends upon correcting the Ordinance establishing the Board of Trustees and the composition of the Board to coincide with the past practice of prior administrations.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Vineland that Ordinance No. 5, Chapter 431, Article I, Section 432-2 shall be amended as follows:

Section 432-2 shall be deleted in its entirety and replaced as follows:

Section 431-2 Management; composition of Board; terms of office

The Board of Trustees shall be increased from seven members to nine members, who shall hold in trust and manage all property of the Library. Said Board shall be composed of the Mayor of the City of Vineland, the Superintendent of Schools of the Vineland School District and seven citizens to be appointed by the Mayor. The appointments shall be for terms of one, two, three, four and five years, respectively, as they may be selected by the Mayor. The terms of the two additional members increasing the number of Board members from seven to nine shall be for a term of five years. Upon the expiration of the term of office of any Trustee, the Mayor shall appoint a citizen for the term of five years in the same manner as the original appointment was made. Vacancies occurring in the Board of Trustees shall be filled for the unexpired term only, in the same manner as the original appointments are made. The Mayor and Superintendent of Schools serving as a member of the Board may, respectively, appoint an alternate to act in his/her place and stead with authority to attend all meetings of the Board and, in his/her absence, to vote on all questions before the Board.

BE IT FURTHER ORDAINED that the balance of Ordinance No. 5 not amended hereby shall remain in full force and effect.

BE IT FURTHER ORDAINED that should any portion of this Ordinance be deemed unenforceable by a court of competent jurisdiction, that portion so determined to be unenforceable, shall be void and the balance hereof shall remain in full force and effect.

This Ordinance shall take effect upon adoption and publication according to law.

Passed first reading:

Passed final reading:

President of Council

ATTEST:

City Clerk