

ORDINANCE NO. 86-6 220.86

AN ORDINANCE, providing for:

- (1) Dissolution of Smiths Grove-North Warren County Public Library Board;
- (2) Repeal of Library Tax Rate and Ordinance;
- (3) Authorization for City to enter into an agreement with the Bowling Green Library Board for providing of library services; and
- (4) Establishing representative members to serve as representatives of Smiths Grove-North Warren County community to the Bowling Green Library Board.

BE IT HEREBY ORDAINED by the City Council of the City of Smiths Grove as follows:

1. The Smiths Grove-North Warren County Public Library Board be and hereby is DISSOLVED;
2. The 1983 Tax Rate Ordinance known as 83-3 220.2 be and hereby is REPEALED;
3. The City of Smiths Grove, Kentucky is hereby authorized to enter into an agreement with the Bowling Green Library Board for the providing of library services to the Smiths Grove-North Warren County area; and
4. While the Smiths Grove-North Warren County Public Library Board is hereby dissolved, its current members will continue to serve as representatives to the Bowling Green Library Board. These representatives will no longer be considered Board members but will be representatives of the Smiths Grove-North Warren County community and will serve

And be appointed as representatives as follows:

(a) Representative members There shall be five (5) representatives to be appointed as follows: (1) Three (3) representatives to be appointed by the Mayor of the City of Smiths Grove, said representatives may either be residents of Smiths Grove or North Warren County. One of these representatives shall be a member of the Smiths Grove Womens Club. The Smiths Grove Womens Club shall furnish a list of names from its membership for the Mayor to choose from in appointing the representative from the Smiths Grove Womens club. (2) Two (2) regular representatives to be appointed by the County Judge of Warren County, said representatives may either be residents of Smiths Grove or North Warren County.

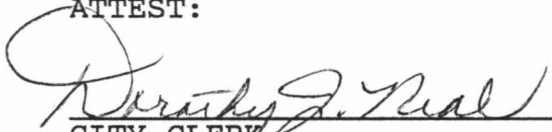
(b) Ex-Officio members The Judge of Warren County and Mayor of the City of Smiths Grove, or their designated representative, from their respective local legislative bodies shall serve as the sixth (6th) and seventh (7th) members for the term of their elective offices.

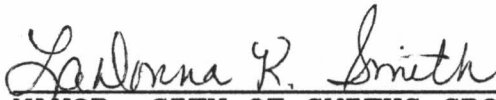
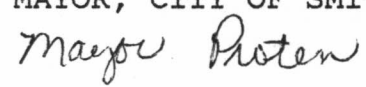
(c) The term of membership of regular representatives shall be for three (3) years. The representative appointees shall consist of the following people who are current members of the Smiths Grove Library board:

- (a) Martha McGuirk shall serve a three (3) year term,
- (b) Doris Thomas shall serve a three (3) year term,
- (c) Wanda Jackson shall serve a two (2) year term,
- (d) Helen Davis shall serve a two (2) year term, and
- (e) Herbert Leopold shall serve a one (1) year term

Adopted this 24 day of September, 1986, upon a
motion of Commissioner Bryce, seconded by Commissioner Smith
_____ and a unanimous roll call vote.

ATTEST:


CITY CLERK


MAYOR, CITY OF SMITHS GROVE


AGREEMENT

THIS AGREEMENT made and entered into in Warren County, Kentucky, this 22 day of September, 1986, by and between the City of Smiths Grove, Kentucky (hereinafter referred to as the "City") and the Bowling Green Library Board (hereinafter referred to as the "Board");

WITNESSETH

WHEREAS the City created the Smiths Grove-North Warren County Public Library Board in 1982; and

WHEREAS the City provided funding for the Smiths Grove -North Warren County Public Library Board; and

WHEREAS the City feels it to be in the best interests of the City of Smiths Grove, Kentucky to cease operation of the Smiths Grove-North Warren County Public Library Board and to transfer all assets of the Smiths Grove-North Warren County Public Library Board to the Bowling Green Library Board; and

WHEREAS the City and the Board have entered into negotiations to provide for the continued operation of the library facilities in the City of Smiths Grove, Kentucky

NOW, THEREFORE, IN ORDER TO EFFECTUATE THE DESIRES AND AGREEMENT BETWEEN THE PARTIES, IT IS HEREBY AGREED AS FOLLOWS:

Dissolution of Smiths Grove-North Warren County Library Board

(1) The City agrees to dissolve the Smiths Grove-North Warren County Library Board.

Payment

(2) The City is to give the Board an annual sum of Twelve Hundred Dollars (\$1,200.00) in equal quarterly payments of Three Hundred Dollars (\$300.00) each with the first such quarterly payment being due and payable on October 1, 1986, and due thereafter on the first day of each succeeding three month period.

Use of Premises

(3) The Board is to operate and maintain a library facility in Smiths Grove, Kentucky, formerly maintained and operated by the Smiths Grove-North Warren County Public Library Board and located at 127 Main Street, Smiths Grove, Kentucky.

Rent

(4) The Board is to pay the City a yearly rent in the amount of One Dollar (\$1.00) due and payable on the first day of October, 1986, and on the first day of October of each succeeding year in which this lease is in effect for rental of the property located at 127 Main Street, Smiths Grove, Kentucky.

Insurance

(5) The Board is to maintain property insurance on the contents of the building located at 127 Main Street, Smiths Grove, Kentucky, in a sufficient amount to replace all said contents.

(6) The City is to maintain property insurance on the

building located at 127 Main Street, Smiths Grove, Kentucky, and provide as a minimum amount of liability insurance the sum of Five Hundred Thousand Dollars (\$500,000.00). Said liability insurance is to cover the City and the Board.

Contents

(7) All contents of the building located at 127 Main Street, Smiths Grove, Kentucky including but not limited to the gas stove, air conditioner, furniture, and all library materials will become the property of the Board.

Representative Members

(8) The current members of the Smiths Grove-North Warren Library Board will continue to serve as advisory representatives without voting rights or other privileges to the Bowling Green Library Board. The Mayor of Smiths Grove, Kentucky, may replace said advisory representatives in accordance with ordinance number 86-6 220.86 of the City of Smiths Grove, Kentucky.

Repairs and Maintenance

(9) The City shall make at its own expense all repairs, alterations, and improvements of a major structural nature or system for the building located at 127 Main Street, Smiths Grove, Kentucky. The Board shall make at its own expense all minor maintenance repairs including painting, cleaning, and yard care.

Taxes

(10) The City shall during the term of this lease and

any extension thereof pay all real property taxes and assessments of every nature levied and assessed against the building located at 127 Main Street, Smiths Grove, Kentucky.

Term and Option

(11) It is believed by the City and the Board that entering into this contract is in the best interests of both parties and will result in the continued library services to the Smiths Grove-North Warren County area. In view of this fact, it is anticipated by the City and the Board that this contract will be of a continuing nature and that both parties will seek to keep a library facility in the Smiths Grove-North Warren County area. However, in the event that it becomes necessary to alter this contract by either party at a later time, the alterations to be performed are to be done in a equitable manner in light of the goals and resources of the respective parties.

This Agreement is for a one year period beginning October 1, 1986 with the option to renew annually. The terms of this Agreement are automatically renewed without any action on the part of the City or the Board unless notice of nonrenewal is given by either party sixty (60) days in advance of the anniversary date of the Agreement, said anniversary date being October 1 of each year. Said notice must be sent by registered mail, return receipt requested at the last known address of the party.

Accounts and Uncollected taxes

(12) All funds currently held by the Smiths

Grove-North Warren County Library Board are to be turned over to the Bowling Green Library Board and that portion of the past due City property taxes for the years 1983 through 1985 which would have been given to the Smiths Grove-North Warren County Library Board and which are hereinafter collected are to be turned over to the Bowling Green Library Board. Said funds are to be used for the benefit of the Smiths Grove branch of the Bowling Green Library Board.


Founder's Plaque

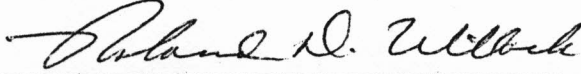
(13) The Founder's plaque currently on display at the front of the building located at 127 Main Street, Smiths Grove, Kentucky, is to be displayed in a prominent location by the Board as long as it continues to operate a facility in the Smiths Grove - North Warren County area.

Utilities

(14) All utilities for the building located at 127 Main Street, Smiths Grove, Kentucky, are to be paid by the Board.

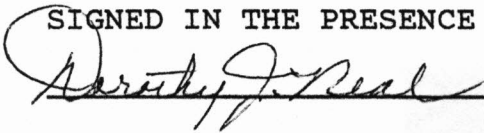
IN WITNESS THEREOF, the City and the Board have executed this Agreement the day and year first above written.


CITY OF SMITHS GROVE, KENTUCKY
BY AND THROUGH ITS DULY
AUTHORIZED REPRESENTATIVE

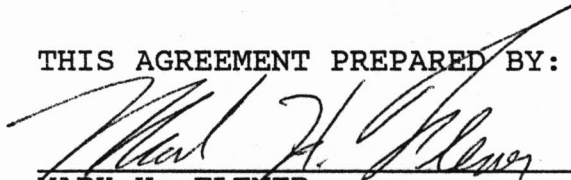

BOWLING GREEN LIBRARY BOARD
BY AND THROUGH ITS DULY
AUTHORIZED REPRESENTATIVE

WITNESS:

SIGNED IN THE PRESENCE OF:



THIS AGREEMENT PREPARED BY:



MARK H. FLENER
FAYE AND FLENER
558 EAST TENTH STREET
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