

ORDINANCE NO. ~~1647~~ _____

AN ORDINANCE RESCINDING ORDINANCE NO. ~~4901647~~, ESTABLISHING FINES, FEES AND CHARGES TO BE CHARGED AND COLLECTED BY THE BRYAN + COLLEGE STATION PUBLIC LIBRARY SYSTEM; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; FINDING AND DETERMINING THAT THE MEETINGS AT WHICH THE ORDINANCE IS PASSED ARE OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND PROVIDING AN EFFECTIVE DATE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRYAN, TEXAS:

That this ordinance shall be entitled the Bryan + College Station Public Library System Fines, Fees and Charges Ordinance.

1.

That the fines, fees and charges to be charged and collected shall be as follows:

A. FINES

~~Adult Collection: \$0.25 per day with a maximum being the replacement cost of the materials (books, audio cassettes, periodicals, and compact discs).~~

~~Adult Collection: \$1.00 per day with a maximum being the replacement cost of the materials (digital versatile discs, video cassettes, framed art prints and sculpture reproductions).~~

Books: \$0.25 per day with a maximum being the replacement cost of the book

Audiobooks: \$0.25 per day with a maximum being the replacement cost of the audiobook

DVDs and Blu-rays: \$1.00 per day with a maximum being the replacement cost of the item

Periodicals: \$0.25 per day with a maximum being the replacement cost of the periodical.

~~-There shall- be a 5-day grace period for books, borrowed from the adult collection. There shall be no grace period for audiobooks, DVDs, Blu-rays, or periodicals.~~

The Library System Director or his designee shall work with patrons to resolve disputed library fines. Circumstances, such as long-term hospitalization, deployment, fire, theft, or natural disasters may warrant a reduction or waiving of fees and fines. The Library System Director may authorize exemptions to the Fines, Fees, and Charges Ordinance for participants in programs or services such as the Books to Go program.

B. CHARGES

Lost materials: Charges for lost items include the replacement cost of the item plus a \$5.00 non-refundable service charge.

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Damaged materials: Charges for irreparably damaged items include the replacement cost of the item plus a \$5.00 non-refundable service charge. Charges for partially damaged items are determined by the ~~technical services~~ Technical Services department of the Library, based on amount of time spent and materials used in repairing the item.

Returned check: Charge for returned checks is \$15.00. Use of the library system ~~will~~ shall be restricted until charges are paid. Charges ~~must~~ shall be paid in cash or a money order. A personal check ~~will~~ shall not be accepted.

C. FEES

Replacement Borrower's Card: The initial card for Brazos ~~county~~ County residents is free of charge. A \$3.00 fee ~~will~~ shall be charged to replace a lost card.

Non-Resident Library Cards: Library cards ~~will~~ shall be issued to out-of-county residents for an annual fee of \$24.00 valid for one year from the date of ~~purchase~~ payment.

Collection Agency Fee: The library system uses a collection agency to recoup losses incurred when library materials are not returned. The patron shall be responsible for any collection agency costs incurred by the library system. The collection agency fee is non-refundable.

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2.

The Library System Director is hereby expressly authorized to implement policies and procedures relative to administrative issues not addressed by and not inconsistent with state law, the Interlocal Agreement between Bryan and College Station, ordinances of either City, or any other existing agreement or regulation governing Library System policies.

3.

~~That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.~~

That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

43.

Should any section, paragraph, sentence, clause, phrase or word of this ordinance be declared unconstitutional or invalid for any purpose, the remainder of this ordinance shall not be affected thereby.

54.

~~It is hereby found and determined that the meetings at which this ordinance was passed were open to the public as required by Section 551.001 et seq., Texas Government Code, and that advance public notice of time, place and purpose of said meetings was given.~~

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65.

~~This ordinance shall go into effect thirty (30) days from and after its final passage.~~
This ordinance shall take effect immediately upon its second and final reading and passage.

PRESENTED AND GIVEN first reading the 9th day of ~~January, 2007~~, 2015, at a regular meeting of the City Council of the City of Bryan, Texas; ~~and given second reading, passed and approved~~ **PASSED AND APPROVED** on the 23rd day of ~~January, 2007~~, 2015, by a vote of 7 ayes and 0 nays at a regular meeting of the City Council of the City of Bryan, Texas.

ATTEST:

CITY OF BRYAN:

Mary Lynne Stratta, City Secretary

~~Ernie Wentreck~~ Jason P. Bienski, Mayor

APPROVED AS TO FORM:

~~Michael J. Cosentino~~ Janis Hampton, City Attorney

**MINUTES OF A REGULAR MEETING
BRYAN COLLEGE STATION PUBLIC LIBRARY SYSTEM ADVISORY BOARD
November 19, 2014**

On the 19th day of November 2014, the Bryan College Station Public Library System Advisory Board of the cities of Bryan and College Station, Texas met in regular meeting at the Larry J. Ringer Library, 1818 Harvey Mitchell Pkwy South, College Station, TX 77845. There are two vacancies on the Board with additional pending appointments effective January 1, 2015.

1. President Larry Ringer called the meeting to order at 5:15 p.m. and the following were present:
2. ATTENDANCE

NAME	Present/Absent	# of meetings held since appointment	# of meetings attended since appointment
Larry Ringer, President	P	106	98
Erin Womack	A	12	8
Don Hellriegel	P	14	13
Diane Rektorik	P	14	13
vacant			
Mary Joy Venuti	A	6	5
Gary Ives	P	5	4
Vacant			

3. Other guests were Dr. Larry Koeninger, Library System Director; Joey Dunn, City of Bryan Deputy City Manager; David Schmitz City, College Station Parks and Rec Manager; and Laura Mills, Library Adm. Asst.
4. The previous meeting minutes of September 2014 were approved as distributed.
5. The monthly stats for September and October 2014 were reviewed. David Schmitz commented that circulation for Overdrive ebooks is going well.
6. A. In old business, David Schimtz reported that the committee for the library expansion is in contract negotiations with Komatsu. The team is pleased that Komatsu has an IT expert from Colorado that is performing upgrades with libraries across the nation. When a contract is finalized, it will go the College Station City Council for approval. The company is expected to engage the community for input in the expansion project. Dr. Koeninger said a used self-check unit may be purchased from another library as a stop-gap measure until the library can be completed and a new self-check installed.
7. The Fines, Fees and Charges Policy has undergone another revision. The Board approved the changes and recommended that the policy go to the Bryan City Council in January.
8. Dr. Koeninger's librarian's report is attached.
9. Next meeting will be January 21, 2015 at the Mounce Public Library.
10. The meeting adjourned at 6:00 p.m.

Larry Ringer, President

Larry Koeninger, Library System Director

Directors Report
November 19, 2014

1. Intergovernmental Agreement
 - i. Approved by both City Councils
2. Talking Book Demo
3. Ringer Weeding Project
4. Ringer Self-check
5. Dates
 - a. November 21—Library Staff Training and Lunch
 - b. November 21—TubaChristmas in front of Carnegie 7 p.m.
 - c. December 23—Libraries close at 5:00-Christmas
 - d. December 24-28—Libraries closed-Christmas
 - e. December 31—Libraries close at 5:00-New Year's Eve
 - f. January 1—Libraries closed-New Year's
 - g. January 19—Libraries closed-MLK, Jr. Day