

ORDINANCE NO. 2023-

BE IT ENACTED BY THE QUORUM COURT OF SALINE COUNTY, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE AMENDING ORDINANCE NO. 1978-1, TO REVISE THE OBLIGATIONS, DUTIES AND POWERS OF THE ADMINISTRATIVE COUNTY LIBRARY BOARD FOR SALINE COUNTY."

BE IT ORDAINED BY THE QUORUM COURT OF SALINE COUNTY

**WHEREAS**, Saline County Ordinance No. 1978-1 ("Library Ordinance") established an administrative county library board for Saline County ("Saline County Library Board");

**WHEREAS**, Arkansas Code Annotated § 14-15-705 authorizes a county administrative board to exercise administrative powers granted by county ordinance;

**WHEREAS**, the Library Ordinance provided expansive authority to the Saline County Library Board; and,

**WHEREAS**, the Quorum Court of Saline County ("Quorum Court") has determined that it is in the best interest of Saline County residents that the Library Ordinance be amended to provide greater oversight to the County Judge of Saline County and Quorum Court.

**NOW THEREFORE BE IT ORDAINED BY THE QUORUM COURT OF SALINE COUNTY, ARKANSAS:**

**Article 1.** The Library Ordinance, Saline County Ordinance No. 1978-1, is hereby amended and revised by this Ordinance as set forth below.

**Article 2.** Article 5 of the Library Ordinance is amended to add the following underlined language to the first sentence of Article 5 of the Library Ordinance:

The Saline County Library Board created by this Ordinance shall have full and complete authority, subject to oversight by the Saline County Judge, to manage, operate, maintain and keep in a good state of repair any and all buildings, equipment or installations of any kind used and devoted to the purpose of the Saline County Public Library as the same exists at the time the said Board receives them or as may be added or changed hereafter.

**Article 3.** Article 5 of the Library Ordinance is amended to repeal the following language:

~~The Saline County Library Board shall have the power and duty to employ or remove all employees of the Saline County Public Library and to fix, regulate and pay their salaries.~~

**Article 4.** Article 5 of the Library Ordinance is amended to add the following underlined language and strike the following language to the last sentence of Article 5 of the Library Ordinance:

The said Board shall have the ~~exclusive~~ right and power, subject to the Saline County Judge's oversight, to make purchases of all supplies and equipment and other property and things requisite and necessary for the operation and management of the Saline County Public Library including new construction and equipment as needed it being the intention of this Ordinance to vest in said Board the authority to operate, manage, maintain equipment and control of the Saline County

Public Library, all subject to all applicable county purchasing laws of Arkansas laws both constitutional or statutory.

**Article 5.** Article 8 of the Library Ordinance is amended to add the following underlined language to the last sentence of Article 8:

Said Board shall also submit to the County Judge and the Quorum Court an annual third-party audit by a non-governmental accounting firm of the operations of said Saline County Public Library.

**Article 6.** Article 9 of the Library Ordinance is amended to repeal the following language:

~~The Board members shall each furnish to the County a \$2,500 property bond, which shall be filed with the County Clerk, which will insure the County against any misappropriation or mishandling of funds.~~

**Article 7:** Article 9 of the Library Ordinance is amended to add the following underlined language after the second sentence of Article 9 and before the fourth sentence of Article 9:

Board members shall furnish or cause to be furnished to the County, for filing with the County Clerk, subject to any statutory requirements, sufficient security, through bonding or insurance, to insure the County against any misappropriation or mishandling of funds. The Library Board shall cause to be obtained a primary payer or first payer insurance policy or policies to provide adequate security against claims that may be made due to actions or inactions of the Library Board or Saline County Public Library, against the Library Board or Saline County Public Library, with the County as an additional insured.

**Article 8.** Strikethroughs are words or phrases to be deleted while underlined words or phrases are to be added to the amended Library Ordinance. All strikethroughs or underlined additions in Articles 2-7 are to be deemed applied upon passage but prior to publication and application of the terms set forth herein.

**Article 9.** A copy of the amended Library Ordinance, incorporating the additions and deletions set forth in this ordinance, and this ordinance shall be on file in the Office of the County Clerk and available for public inspection during normal business hours.

**Article 10.** SEVERABILITY: If any part of this ordinance is held invalid, such invalidity shall not affect any other portion of this ordinance.

**Article 11.** REPEALER: Any ordinance or parts of ordinances in conflict herewith are hereby repealed.

DATE: June 19, 2023

APPROVED: \_\_\_\_\_  
MATT BRUMLEY  
SALINE COUNTY JUDGE

ATTEST: \_\_\_\_\_  
DOUG CURTIS  
SALINE COUNTY CLERK

SPONSOR: JOSH CURTIS, JP DISTRICT #7