

Minutes-Approved 6/23/2011  
DIXON PUBLIC LIBRARY DISTRICT  
GOVERNING BOARD OF LIBRARY TRUSTEES  
6:00PM, THURSDAY, MAY 12, 2011

## SPECIAL MEETING

MEETING LOCATION:  
COUNCIL CHAMBER, CITY HALL, CITY OF DIXON  
600 EAST A STREET, DIXON, CA

### 1. Call to Order

*The meeting was called to order at 6:03 p.m. by President John Gabby.*

### 2. Roll Call

#### Trustees

Jim Ernst

John Gabby

Irina Okremtchouk

Herb Cross

Gildardo Piñon

#### Staff

Gregg Atkins, District Librarian

Sandy Myers, Recorder

#### Library Commission President

Greta Galindo-excused

### 3. Approval of Agenda

*Jim Ernst moved, Herb Cross seconded and the motion carried.*

### 4. Public presentations to, or discussion with, the Trustees

*a. Ginger Emerson voiced various concerns to the Board, including the fact that she has not received a written response from the Commission regarding a February 28<sup>th</sup> complaint.*

*b. Shirley Humphreys encourages the Board to look at becoming a branch of Solano County. Jim Ernst would like the board and Gregg to take a look at this option.*

*c. Nancy Schrott spoke regarding her disagreement with Policy 7020.*

*d. Joe Dinger spoke regarding his support of Nancy Schrott's comments and his displeasure with the Commission and Governing Board. He raised the issue of dissolution of the Library Commission, noting that the deadline is June 30, 2010.*

*e. Mike Ceremello commented on legal questions concerning the authority of the Commission and the Board.*

*f. Eason Arnold voiced various concerns.*

*g. David Werrin repeated concerns regarding how library business is handled. He suggested an oversight committee be formed as part of the budget process.*

### 5. Approval of minutes

#### A. Special Meeting of April 28, 2011

*This item was not acted upon.*

## 6. Discussion Items

### A. Review of Education Code Sections 18400-18411

*(Article 7. Power of Boards of Trustees) and Sections 18440-18542 (Article 8 Library Commission).*

*District Librarian Gregg Atkins reviewed a memorandum prepared by Carrie Keefe Scarlata, Deputy County Counsel, Solano County concerning the separate and distinct powers of the Board and of the Commission. Addison Covert, Attorney (Kronick Moskowitz) spoke on the information conveyed in the memo, and attempted to answers questions and to discuss comments.subject of Board of Trustee powers. He indicated that it did seem to be the case that most powers and authority originally granted to the Board were transferred exclusively to the Commission when it was established. He felt that the statute in the Education Code provides that there is either a Commission operating with the powers described or that a Board has dissolved the Commission and recovered those powers unto itself.*

*Ms. Okremtchouk disagreed that the Ed Code language means that a Board actually gives up its powers to the Commission, and that the only recourse available to a Board is to dissolve the Commission. Mr. Covert tried to clarify how the Ed Code is interpreted for union high school district library districts.*

### B. Review of Process for Appointment of Library Commissioners (Policy 7020)

*The policy for Appointment of Library Commissioners was reviewed. Ms. Okremtchouk suggested that a Commissioner sit as a third person on the interview panel instead of the District Librarian (as provided for in the policy). Herb Cross and John Gabby made clear that although Mr. Atkins is available and in the room during the interview of prospective Commissioners, his only input is to provide information that pertains to the library and its functions. He has no vote and does not participate in the selection of the Commission. The sub-committee is assigned with the task of making recommendations for appointment to the full Governing Board of Library Trustees who then appoints Commissioners. Ms. Okremtchouk asked that Policy 7020 be added to the agenda of a future meeting.*

## 7. Board Comments

*Herb Cross encouraged the audience to support the effort to change the governance model of the Library District. He encourages the audience to move forward with the change. He made it clear that the Library Board of Trustees has not, does not, and will not ever have the time that should be dedicated to overseeing library business.*

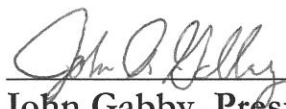
*Mr. Atkins asks that a meeting for a public discussion on this topic be scheduled for May 27<sup>th</sup> to discuss the next step(s) towards changing the governance of the Library District. The Board would like Mr. Atkins to move forward and schedule a meeting.*

## 8. Announcements

*None*

## 9. Adjournment

*John Gabby, President adjourned the meeting at 8:20 p.m.*



John Gabby, President



Gildardo Piñon, Secretary