

**Constitution & By-Laws
of the Yancey County Public Library**

Board of Trustees
(As Amended 21 October 2008)

CONSTITUTION

ARTICLE I

Name

The name of this organization shall be the Yancey County Public Library Board of Trustees.

ARTICLE II

Membership

This Board of Trustees shall consist of a minimum of six (6) members appointed by the Yancey County Board of Commissioners pursuant to and in accordance with procedures established by the Yancey County Board of Commissioners. Members shall be appointed for a term of 3 years which shall begin at the annual meeting held each Fall. A member may serve no more than two (2) consecutive terms. A previous member may be reappointed at the end of the third year following their immediate expired term. Appointments shall be staggered to accommodate change yet maintain consistent governance. Local Library Board members are eligible for appointment to the Regional Library Board.

ARTICLE III

Purpose

The purpose of this organization shall be to establish and maintain the Yancey County Public Library, an institution legally organized according to the Library laws of the State of North Carolina, offering educational, informational and recreational advantages/resources to all citizens within the county, with headquarters for service located in Burnsville, North Carolina.

BY-LAWS

ARTICLE I

Officers

Section 1. Election and Tenure

The officers and Executive Committee shall be a Chair, a Vice-Chair and a Secretary who shall be elected by ballot at the annual meeting of the Board of Trustees and continue in office for two years. In the case of vacancy, the Board shall, at the next regular meeting, select a member to fill the unexpired term. Vacancies in office may be filled by the remaining members of the Board of Trustees voting thereon by ballot or by voice at the discretion of the Board.

Section 2. Duties

The Chair of the Board shall preside at all Board meetings; appoint all Committees; including committees for the study and investigation of special problems; serve as a representative to the Regional Library Board as terms permit; notify the appointing governmental agency of any vacancy on the Board; and perform such other duties as generally pertain to the office.

The Vice-Chair of the Board shall perform the duties of the Chair in the latter's absence.

The Secretary shall keep a true and accurate account of all proceedings of the Board meetings; shall issue notices of all regular meetings; shall have custody of the minutes and other records of the Board, except those records earlier than the current year which may be deposited for safekeeping in the Avery-Mitchell-Yancey Regional Library Office; and shall perform such other duties as may properly belong to the office or be delegated by the Board.

ARTICLE II

Removal

Section 1.

The absence of any member of the Board from three (3) consecutive quarterly Board meetings shall be presumed to constitute a vacancy which shall be filled pursuant to Article V, of these By-Laws.

Section 2.

Upon the recommendation of the Board, any member may be removed by the governing body appointing that member for incapacity, misconduct or neglect of duty.

ARTICLE III

Meetings

Section 1.

The Board shall hold regular quarterly meetings as designated by the Chair.

Section 2.

The annual meeting shall be held at the time of the regular Fall quarterly meeting.

Section 3.

Special meetings shall be called by the Chair, or upon the written request of any three (3) members, for the transaction of business only as stated in the call for the meeting.

Section 4.

A two-thirds majority of members shall constitute a quorum.

Section 5.

Robert's Rules of Order shall decide points of procedure.

ARTICLE IV

Order of Business

The Order of Business at regular meetings shall be as follows:

- Call to Order
- Roll Call
- Approval of Minutes
- Financial Report
- Report of Main Librarian
- Committee Reports
- Unfinished Business
- New Business
- Adjournment

ARTICLE V

Committees

At the annual meeting the Chair shall appoint three members to the Personnel Committee.

The Personnel Committee shall:

1. in consultation with the Regional Library Director, review and select applicants for employment in the Yancey County Public Library; and
2. submit the names of no more than five (5) and no less than three (3) individuals to the Chair from which the local governing body may fill vacancies on the Yancey County Public Library Board.

ARTICLE VI

Regional Library Membership

Pursuant to an Agreement dated July 1961, and an amendment there to dated June 1993, the Yancey County Public Library has contracted for library services as authorized under North Carolina General Statute 160A, Article 20, and as regulated pursuant to 7.02E.0200 et seq of the North Carolina Administrative Code, which statutes and regulations shall determine any procedure not specified in the above By-Laws.

ARTICLE VII

Proxy

Voting by proxy may be exercised at any called Library Board Meeting and can only be delegated from one official Library Board Member to another. Proxies shall be valid only for the particular meeting designated thereon and must be filed by the voting member with the Secretary twenty-four (24) hours before the appointed time of the meeting by submitting an authorized proxy form.

ARTICLE VIII

Amendments

The Constitution and By-Laws may be amended by three-fourths (3/4) of the members present at any regular Board meeting that has a quorum present, provided that the amendment was stated in the call for the meeting, which was mailed to the members at least ten (10) days before the meeting.

PROXY

I designate _____ to vote my proxy on any matter requiring a vote at the _____ to be held on _____.

Signed: _____

Name: _____

Address: _____

Phone: _____

Recommended Criteria for Selection of Local Library Board Members

- 1. Full-time resident of the county or town.
- 2. Regular library patron.
- 3. Willingness and ability to serve (attend quarterly, special and workshop meetings).

Recommended Criteria for Selection of Regional Board Members

- 1. Chair and/or Vice-Chair of local library board as term limits permit.
- 2. Seniority (experience) as local library board member.

Ability to serve (attend 2 regular Board meetings quarterly, special Board meetings and workshops).

Approved by Yancey County Board of Commissioners

Date: _____

Signed: _____, Chair