ORDINANCE NO. 2084

AN ORDINANCE RESCINDING ORDINANCE NO. 1647, 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

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. 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.

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 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 shall be restricted until charges are paid. Charges shall be paid in cash or a money order. A personal check shall not be accepted.

C. FEES

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

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

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 to the extent of such conflict.

4.

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.

5.

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.

6.

This ordinance shall take effect immediately upon its second and final reading and passage.
PRESENTED AND GIVEN first reading the 13th day of January, 2015, at a regular meeting of the City Council of the City of Bryan, Texas; PASSED AND APPROVED on the 27th day of January, 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:

Mary Lynne Stratta, City Secretary

CITY OF BRYAN:

Jason P. Bienski, Mayor

APPROVED AS TO FORM:

Janis Hampton, City Attorney