

Subject: Library Attorney

Purpose:

To establish the Montgomery County Attorney as the legal advisor to the Library Board and the Library Director.

Policy:

The Montgomery County Attorney serves as the legal advisor for the Montgomery County Board of Supervisors and all departments and agencies under its jurisdiction. As a regional library system with a governing board, Montgomery-Floyd Regional Library does not fall into those categories. By resolution, the Montgomery County Board of Supervisors authorized the Montgomery County Attorney to serve as legal counsel to the Montgomery-Floyd Regional Library Board of Trustees.

The Montgomery County Attorney shall provide legal counsel to the Montgomery-Floyd Regional Library Board of Trustees when requested by action of the Library Board. The Board Chair or his/her designee will contact the County Attorney on behalf of the Board. The County Attorney will respond in writing or in person to the Board. The Library Board may request the County Attorney's presence at any Library Board meeting where there is an item on the agenda which may require legal counsel.

The Library Director may ask the County Attorney for counsel involving operation of the library. Other library staff members may not contact the County Attorney directly.

Should a legal conflict arise between the Library Board of Trustees and the Montgomery County Board of Supervisors, the Library Board is expected to hire its own attorney.

Attachments:

- R-FY05-42, A Resolution Authorizing the County Attorney to Serve as Legal Counsel for the Montgomery-Floyd Regional Library Board

References: None

Approval:

Montgomery-Floyd Regional Library Board of Trustees
May 18, 2005; April 18, 2018.

April 18, 2018

Date



Alison Armstrong, Chair

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF MONTGOMERY COUNTY, VIRGINIA HELD ON THE 13TH DAY OF SEPTEMBER, 2004 AT 7:15 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

R-FY05-52
A RESOLUTION AUTHORIZING
THE COUNTY ATTORNEY
TO SERVE AS LEGAL COUNSEL FOR
THE MONTGOMERY-FLOYD REGIONAL LIBRARY BOARD

On a motion by Mary W. Biggs, seconded by Steve L. Spradlin and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby authorizes the County Attorney to serve as legal counsel to the Montgomery-Floyd Regional Library Board.

The vote on the foregoing motion was as follows:

| <u>AYE</u> | <u>NAY</u> | <u>ABSENT</u> |
|--------------------|------------|---------------|
| Mary W. Biggs | None | Doug Marrs |
| Gary D. Creed | | |
| Annette S. Perkins | | |
| John A. Muffo | | |
| Steve L. Spradlin | | |
| James D. Politis | | |

ATTEST: B. Clayton Goodman, III
B. Clayton Goodman, III
County Administrator