



**MEMORANDUM OF UNDERSTANDING
BY AND BETWEEN THE COUNTY OF FLUVANNA,
THE FLUVANNA COUNTY PUBLIC LIBRARY,
THE FLUVANNA COUNTY LIBRARY,
AND FRIENDS OF THE LIBRARY
FOR OWNERSHIP AND ADMINISTRATION
OF THE PUBLIC LIBRARY BUILDING AT 214 COMMONS BLVD.**

I. INTENTIONS AND GOALS

- A. This Memorandum of Understanding (MOU) is intended to reaffirm ownership and administration agreements relative to the New Public Library Building located at 214 Commons Boulevard on Pleasant Grove, in Palmyra, VA 22963.
- B. The involved organizations are the County of Fluvanna (hereinafter, "the County"), the Fluvanna County Public Library headed by its Board of Trustees (hereinafter, "the FCPL"), the Fluvanna County Library (a non-profit agency hereinafter referred to as "the FCL"), and the Friends of the Library (a non-profit agency), referred to as a group as "the Agencies".
- C. The new Public Library building represents a successful collaborative effort among the Agencies, and this MOU is intended to formally outline the nature of these historically effective relationships. This MOU will reinforce the Agencies' continued commitment to work together to provide the citizens of Fluvanna County with access to a free public library.
- D. This MOU affirms a common understanding relative to ownership of items purchased by the FCPL or Friends of the Library and affixed or placed into use at the new facility.

II. BACKGROUND

- A. The Fluvanna County Library was begun many years ago by the Fluvanna Home Demonstration Club and was incorporated in 1976 as the Fluvanna County Library, a Virginia non-stock corporation. The Board of Directors of the Fluvanna County Library (the Library Board) had requested the Board of Supervisors (the Board) of Fluvanna County to make the Library an agency of the County.
- B. It was resolved by the Board on May 20th, 1998, that as of July 1st, 1998, the County shall assume the operation of the Fluvanna County Public

Library, which shall be organized and managed pursuant to Chapter 2, Title 42.1 of the Code of Virginia (1950), as amended.

- C. It was resolved by the Board on May 20th, 1998, that the Library Board shall be responsible for the management of the day-to-day operations of the Fluvanna County Public Library, including hours of operation, hiring discharge, discipline and other personnel decisions, establishing salaries and personnel policies within those guidelines and appropriation limits set by the Board of Supervisors, with all Library receipts being accounted for and delivered over to the Treasurer of Fluvanna County for proper credit to the Library fund, and with all Library payroll and accounts payable disbursements being made by and through the offices of the County. [Note: The above statement regarding the "Library receipts" refers to the collection of revenue from day to day operations. Revenue collected as a result of fund raising activities by the FCPL, the FCL, and the Friends of the Library will be held by a financial institution of their choosing.]

III. PROPERTY

- A. The construction of the new Library on Pleasant Grove having been a cooperative effort, multiple sources of funding have gone into the building and its furnishings.
- B. When the Fluvanna County Library became an agency of the County, per the terms of the May 20, 1998 resolution, the personal property of the Library was transferred to the County.
- C. In that same vein, it is the full intent of the Agencies that all property purchased for the purpose of building, furnishing, and equipping the new Library (regardless of funding source) shall be the property of the County.
- D. An exception to the ownership provision (listed above as III.c) could be made relative to a particular piece of furnishing or equipment if, as a result of a grantor's stipulation, the item must remain the property of the FCPL, the FCL, or Friends of the Library. In order to receive such an exception, the FCPL, the FCL, or Friends of the Library must send a written request to the Board of Supervisors detailing the item requested for exception, its use, and the justification for exception consideration.
- E. The copier donated by the Friends of the Library is to maintain the property of the Friends of the Library along with the proceeds from its use.

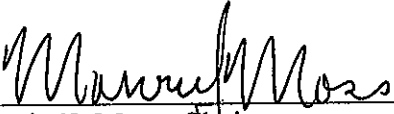
IV. BUILDING ADMINISTRATION

- A. The new Public Library building located at 214 Commons Boulevard, Palmyra, VA 22963 is now, has at all times relevant to this resolution been, and will continue to be the sole property of the County of Fluvanna.

- B. The public meeting room in the new Public Library building will be maintained for the use and enjoyment of the citizens and organizations of Fluvanna County.

Adopted by the Fluvanna County Board of Supervisors on **September 17, 2008.**

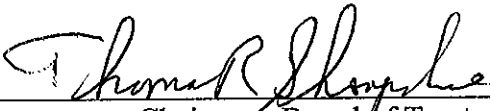
On behalf of the County:



Marvin F. Moss, Chairman
Fluvanna County Board of Supervisors

Sept 30, 2008
Date


On behalf of the Fluvanna County Public Library:



, Chairman, Board of Trustees
Fluvanna County Public Library

Oct. 16, 2008
Date

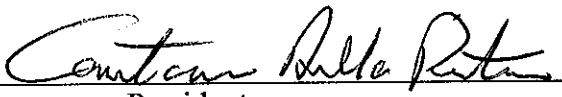
On behalf of the Fluvanna County Library:



, Board of Directors
Fluvanna County Library

Oct 16, 2008
Date

On behalf of the Friends of the Library:



, President
Fluvanna Friends of the Library

10/16/08
Date