

BYLAW NO. 8-97

A bylaw to enter into agreement with The Parkland Regional Library, for the purpose of providing regional library services within those boundaries of the Village of Pelly.

The Council in the Village of Pelly, in the Province of Saskatchewan enacts as follows:

1. The Village of Pelly is hereby authorized to enter into an agreement, attached hereto and forming part of this Bylaw and identified as "Exhibit A of Bylaw No. 8-97", with the Parkland Regional Library.
2. That the Mayor and Clerk of the Village of Pelly be authorized to sign and execute the attached agreement identified as "Schedule A of Bylaw No. 8-97".
3. That Bylaw No. 8-97 be in effect upon signature of the Mayor and Clerk.



J. H. Hackett
MAYOR

Colleen J. Klemm
CLERK

"Certified to be a true copy of Bylaw No. 8-97 passed the fifteenth day of October, 1997."

Colleen J. Klemm
Clerk

(Schedule A of Bylaw 8-97)

**An Agreement By and Between the
Municipalities Comprising the Parkland Regional Library**

Agreement made between the municipalities comprising the Parkland Regional Library.

WHEREAS, The Public Libraries Act, 1996 requires the council of every municipality within the Parkland regional Library boundaries shall enter into a regional library agreement with the council of every other municipality within the regional library boundaries, for the purpose of providing regional library services within those boundaries: and

WHEREAS, the council of the Village of Pelly has in accordance with the Act, passed a bylaw approving the association of the said Parkland regional library with every other municipality within the regional library boundaries which executes under a seal like agreement;

NOW THIS AGREEMENT WITNESSETH that the village of Pelly hereby agrees to associate itself with every other municipality within the regional library boundaries in the establishment and operation of a regional library pursuant to the Act, and the regulations thereunder, and upon the following covenants, undertakings and conditions:

1. **ASSOCIATION:**

The municipalities listed in schedule A, hereby agree to associate and participate with each other in the operation of a regional library to be known as The Parkland regional Library.

2. **PURPOSE:**

The purpose of the said regional library shall be to provide public library services within its boundaries in accordance with the Act and Regulations and regional Library Board Bylaws and Policy Statements as amended from time to time.

3. **TERM:**

a) This agreement is a continuing agreement and shall not be terminated unless the regional library board is dissolved in accordance with the Act and Regulations.

b) The regional library board shall conduct a review of this agreement at least once every five years and on the request of any party to this agreement. A request for a review must be in writing to the secretary of the regional library board with a copy to the Provincial Librarian.

c) The regional library board shall conduct the review within 12 months of receiving the written request and if appropriate shall prepare a revised agreement for the approval of the municipalities.

d) Any changes brought about by a review are subject to the approval of two thirds of the participating municipalities representing two-thirds of the participating population. Changes to the Agreement are effective and binding on all participating municipalities when the changes have been approved in writing and signed by the appropriate signing officers of each of the participating municipalities and representing two-thirds of the participating population.

e) Disputes arising out of the interpretation or performance of this agreement are to be dealt with by mediation pursuant to section 23 of the Regulations and where the mediation fails to resolve the dispute or the parties do not agree to mediation, by arbitration in accordance with section 11 of the Regulations, with any necessary changes.

4. REGIONAL LIBRARY BOARD:

a) Name

The general management, control and operation of a regional library is vested in a regional library board, to be known as "The Parkland regional Library".

b) Regional Library Board Composition

The regional library board is a corporation, consisting of one member appointed by each municipality that participates in the regional library agreement for each 5,000 of its population, or fraction thereof, appointed from among the electors resident within the municipalities participating in the regional library board.

c) Regional Library Board Powers

The regional library board may acquire, rent or lease and maintain any necessary lands and buildings, or erect any necessary buildings; sell, exchange, lease or otherwise dispose of any of its lands or buildings no longer required for public library purposes; borrow on the security of its assets for the purpose of operating the public library or the purchase of equipment; establish and maintain a capital fund to be used for the acquisition or leasing of buildings and equipment; invest any part of the capital fund or other moneys of the public library board in any security or class of securities authorized for investment of moneys in the general revenue fund pursuant to The Financial Administration Act, 1993, and dispose of the investments it considers appropriate; accept any gift grant, devise or bequest of any property or moneys made to it; act as a trustee of any moneys or property given in any manner for the support of the library system; enter into any agreements for the purposes of performing the duties imposed and exercising the powers conferred on it by the Act; and do anything it considers necessary or incidental to carrying out its duties or exercising its functions or that it considers necessary or incidental to carrying out the purposes of the Act.

The regional library board may designate, in cooperation with the council of a participating municipality that has a local library, any number of these local libraries as regional reference centres in order to provide information and reference services for the region.

The regional library board may enter into any agreements or arrangements necessary to facilitate the participation of Aboriginal peoples in the regional library system.

A regional library board may enter into an agreement with any other organization for the purpose of providing public library services pursuant to section 5 of the Act from a single facility.

d) Regional Library Board Duties

It is the duty of the regional library board to provide public library services to the residents of Saskatchewan within the area it serves; subject to the approval of the minister, to designate the location of the headquarters of the regional library; to appoint staff; to prepare a policy statement to govern the operations of its libraries; to make bylaws; to administer regulations on the use of libraries and materials; and to keep records and accounts as provided in the Act and Regulations.

The regional library board is not responsible for any disruption of services due to acts of God or other cause for which the regional library board is not responsible.

5. REGIONAL LIBRARY BOARD MEETINGS/QUORUM:

a) A regional library board shall hold its annual meeting between January 1 and May 15 in each year in accordance with Section 35 of the Act.