

RURAL MUNICIPALITY OF NIPAWIN NO. 487  
BYLAW NO. 3-1997

A BYLAW TO AUTHORIZE A REVISED MUNICIPAL AGREEMENT BY AND BETWEEN THE MUNICIPALITIES COMPRISING THE WAPITI REGIONAL LIBRARY.

WHEREAS THE Rural Municipality of Nipawin No. 487 in the Province of Saskatchewan, is a member of the Wapiti Regional Library, organized pursuant to The Public Libraries Act, 1996, under agreement entered into, by and between the municipalities comprising the Wapiti Regional Library;

AND WHEREAS it is deemed desirable to enter into a new agreement to be effective on, from and after the 1st day of January, 1997;

NOW THEREFORE, the Council of the Rural Municipality of Nipawin No. 487 in the Province of Saskatchewan, enacts as follows:

1. This Bylaw shall be known as the "Regional Library Bylaw #3-1997".
2. The Reeve and Administrator of the Rural Municipality of Nipawin No. 487 are hereby authorized, empowered and directed to execute the agreement attached hereto and identified as Wapiti Regional Library Municipal Agreement.

INTRODUCED AND READ A FIRST TIME THIS 9TH DAY OF JUNE, 1997.

READ A SECOND TIME THIS 9TH DAY OF JUNE, 1997.

READ A THIRD TIME AND PASSED THIS 9TH DAY OF JUNE, 1997.

  
Reeve


S E A L

  
Administrator

Certified to be a true copy of Bylaw No. 3-1997 adopted by the Council of the Rural Municipality of Nipawin No. 487 on the 9th day of June, 1997.

  
Reeve

S E A L

  
Administrator

**Wapiti Regional Library**

**Municipal Agreement**



**1997**

## An agreement by and between the municipalities comprising the Wapiti Regional Library

AGREEMENT made between the municipalities comprising the **Wapiti Regional Library**.

WHEREAS, *The Public Libraries Act, 1996* requires that the council of every municipality within the Wapiti 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 R.M. [city, town, village, or rural municipality] of Nipawin No 487 [name of municipality] has, in accordance with *The Public Libraries Act, 1996*, passed a bylaw approving the association of the said Wapiti Regional Library with every other municipality within the regional library boundaries which executes under seal a like agreement.

NOW THIS AGREEMENT WITNESSETH that the R.M. [city, town, village, or rural municipality] of Nipawin [name of municipality] hereby agrees to associate with every other municipality within the regional library boundaries in the establishment and operation of a regional library pursuant to *The Public Libraries Act, 1996*, and the Regulations thereunder, (the "Regulations") and upon the following covenants, undertakings and conditions:

### 1. ASSOCIATION:

The associated municipalities, listed in Schedule A, (the participating municipalities) hereby agree to associate and participate with each other in the operation of a regional library to be known as the Wapiti Regional Library.

### 2. PURPOSE:

- a) The purpose of said regional library shall be to provide public library services within its boundaries in accordance with the Act, Regulations and regional library board bylaws and policy statements as amended from time to time.

3. **TERM:**

- a) The regional library 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 the agreement at least once every five (5) 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 twelve (12) months of receiving the written request and, if appropriate, shall prepare a revised agreement for the approval of the municipalities.
- d) Any changes to the agreement 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 representing two-thirds of the participating municipalities and representing two-thirds of the participating population.
- e) Disputes arising out of the interpretation or performance of this agreement shall 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 the regional library is vested in the regional library board, to be known as Wapiti Regional Library.
- b) **Regional Library Board Composition**  
The regional library board is a corporation, consisting of one (1) 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.

If there is a local library board in a municipality that participates in a regional library agreement, the council shall appoint persons who are members of the local library board as members of 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 for 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 monies 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 that 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 co-operation with the council of a participating municipality that has a local library, any number of those 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.

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, 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.

- e) The regional library board shall not be 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.
- b) The date of the annual meeting may be fixed by the Executive Committee.
- c) Except where a regional library board, by bylaw, otherwise provides, a majority of the members of the regional library board or of the executive committee present constitutes a quorum, in accordance with Section 36 of the Act.

6. EXECUTIVE COMMITTEE.

- a) At its annual meeting, the regional library board shall elect from among its members a chairperson and an executive committee to carry out the day-to-day business of the regional library board and the operation of the regional library in accordance with the Act.
- b) Any other officers as determined by the regional library board shall be elected from and by the regional board members in accordance with the Act and Wapiti Regional Library Board Bylaws.
- c) The library director of the regional library is the secretary to the regional library board and to all committees of the regional library board.

- d) The executive committee shall serve with the powers and responsibilities as determined in the bylaws passed by the Wapiti Regional Library Board.

## 7. LIBRARY FACILITIES:

- a) The councils of participating municipalities shall ensure that accommodation for local libraries is provided and shall be in accordance with the standards prescribed for library facilities in accordance with the regulations.
- b) The councils of participating municipalities whose residents use a local library shall make decisions regarding the local library facility and its location in consultation with the local library board and the Wapiti Regional Library Board

## 8. FINANCE:

- a) The regional library shall be financed by grants from the Provincial Government and by levy payments made by each municipality, in accordance with the Act and Regulations.
- b) The regional library board shall determine the amount of the annual levies to be made by each participating municipality.
- c) Where a municipality contributes more than 25% of the annual municipal grants made to a regional library board, the regional library board shall not require any increase in the amount of the grant unless the municipality agrees.
- d) The regional library board, by bylaw, may set out procedures for the payment of levies, set the date by which levies shall be paid and set out the manner in which interest is to be calculated on amounts not paid when due.
- e) Participating municipalities shall make payments of the levies and interest in accordance with the bylaw passed by the Wapiti Regional Library Board.

f) The councils of participating municipalities shall insure that accommodations for local libraries is provided in accordance with the Regulations and contribute financially in an amount determined by the council for the provision and maintenance of that accommodation.

g) The Wapiti Regional Library Board has determined that a "reasonable condition" for service is payment of the public library levy by the municipality in which a patron resides. [Public Libraries Act - 1996 6 (1) and Wapiti Regional Library Bylaws 7.5].

If a municipality fails to pay its levy under the terms and conditions provided for in the Wapiti Regional Library Bylaws, the Wapiti Regional Library Board shall withdraw public library service from said residents one hundred and twenty (120) days after the due date.

#### 9. DISESTABLISHMENT AND DISPOSAL OF ASSETS:

In the event of the discontinuance of the regional library or the dissolution of the regional library board, the affairs and assets of the library will be wound up in accordance with the Act and Regulations.

#### 10. SEVERANCE:

Any term or condition of this agreement that is or is held to be void, prohibited, unenforceable or inconsistent with the provisions of the Act or Regulations is severable from the agreement without in any way invalidating the remaining terms or conditions of the agreement.

#### 11. APPLICABLE LAW:

This agreement is to be construed in accordance with the laws of the Province of Saskatchewan.

#### 12. COUNTERPART:

This agreement may be executed in any number of counterparts and all these counterparts shall for all purposes constitute one (1) agreement, binding on the parties, not withstanding that all parties are not signatory to the same counterpart.



**SCHEDULE "A"**  
**WAPITI REGIONAL LIBRARY**  
**PARTICIPATING MUNICIPALITIES**

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Cities	Villages	Rural Municipalities
City of Prince Albert	Village of Albertville	RM of Arborfield #456
City of Melfort	Village of Alvena	RM of Barrier Valley #397
	Village of Archerville	RM of Birch Hills #460
	Village of Aylsham	RM of Bjorkdale #426
	Village of Beatty	RM of Big River #555
	Village of Big Shell	RM of Blaine Lake #434
	Village of Bjorkdale	RM of Buckland #491
	Village of Candle Lake	RM of Canwood #494
	Village of Canwood	RM of Connaught #457
	Village of Carragana	RM of Duck Lake #463
	Village of Chitek Lake	RM of Fish Creek #402
	Village of Christopher Lake	RM of Flett's Springs #429
	Village of Codette	RM of Garden River #490
	Village of Debben	RM of Grant #372
	Village of Domremy	RM of Hoodoo #401
	Village of Echo Bay	RM of Hudson Bay #394
	Village of Leask	RM of Humboldt #370
	Village of Leoville	RM of Invergordon #430
	Village of Love	RM of Kinistino #459
	Village of Marcelin	RM of Lakeland #521
	Village of Meath Park	RM of Lake Lenore #399
	Village of Middle Lake	RM of Leask #464
	Village of Mistatim	RM of Moose Range #486
	Village of Paddockwood	RM of Nipawin #487
	Village of Parkside	RM of Paddockwood #520
	Village of Pebble Baye	RM of Pleasantdale #398
	Village of Pilger	RM of Porcupine #395
	Village of Pleasantdale	RM of Prince Albert #491
	Village of Prud'homme	RM of St. Louis #431
	Village of Ridgedale	RM of Shellbrook #493
	Village of Shell Lake	RM of Spiritwood #496
	Village of Smeaton	RM of Star City #428
	Village of St. Benedict	RM of Three Lakes #400
	Village of St. Bricux	RM of Tisdale #427
	Village of St. Louis	RM of Torch River #488
	Village of Tobin lake	RM of Willow Creek #458
	Village of Valparaiso	
	Village of Wakaw	
	Village of Weekes	
	Village of Weirdale	
	Village of Weldon	
	Village of White Fox	
	Village of Yellow Creek	
	Village of Zenon Park	

**TOTAL A TOWNS (16)**

**TOTAL RURAL  
MUNICIPALITIES (36)**

**TOTAL VILLAGES (44)**

IN WITNESS WHEREOF THE

MUNICIPALITY OF

Nipawin No. 487

Address: PO Box 250

Codette, SK. S0E0P0

Seal

Phone: 1-306 - 862-9551

Fax: 1-306 - 862-9551

hereto affixed its corporate seal and duly attests by the hands of its officer authorized in  
this behalf this 9<sup>th</sup> day of June month A.D. 1997 year.

Mayor/Reeve  
or Overseer

Carol D Becker

Clerk or  
Secretary-Treasurer

Genevieve Rudy



**Wapiti Regional Library**  
145 - 12th Street East  
Prince Albert, Saskatchewan  
S6V 1B7

Phone: 1-306-764-0712  
Fax: 1-306-922-1516