

**AGREEMENT BY AND BETWEEN
THE MUNICIPALITIES COMPRISING THE
LAKELAND LIBRARY REGION**

Agreement made between the municipalities comprising the LAKELAND LIBRARY REGION.

WHEREAS, *The Public Libraries Act, 1996* (the "Act") requires that every municipality within the LAKELAND LIBRARY REGION boundaries shall enter into a regional library agreement with 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. of Eldon #471 has, in accordance with the Act, passed a bylaw approving the association of the said LAKELAND LIBRARY REGION with every other municipality within the regional library boundaries which executes under seal a like agreement;

NOW THIS AGREEMENT WITNESSETH that the R.M. of Eldon #471 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 (the "Regulations"), and upon the following covenants, undertakings and conditions:

1. ASSOCIATION:

The municipalities, listed in Schedule A, ("the participating municipalities"), hereby agree to associate with each other in the operation of a regional library to be known as The LAKELAND LIBRARY REGION.

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:

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.

- a) 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.
- b) 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.
- c) 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 representing two-thirds of the participating population.
- d) 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 LAKELAND LIBRARY REGION BOARD".

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.

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

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 Saskatchewan.

12. COUNTERPARTS

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

IN WITNESS WHEREOF THE R.M. of Eldon #471, hereto affixed its corporate seal and duly attests by the hands of its officers authorized in this behalf this 4th day of June 1997;

Ronald C. Young Mayor, Reeve
Paul Bala Administrator,
City Commissioner
M. Mostyn Chairperson
Lakeland Library Region
P. Lukaszewski Regional Librarian
Lakeland Library Region

(Seal)

Schedule A

List of Municipalities

Aquadeo	Richard
Battleford	Rockhaven
Borden	Ruddell
Cut Knife	R.M. of Eye Hill # 382
Cochin	R.M. of Great Bend #405
Denholm	R.M. of Mayfield #406
Denzil	R.M. of Prairie #408
Dorintosh	R.M. of Buffalo #409
Edam	R.M. of Senlac #411
Evesham	R.M. of Redberry #435
Glaslyn	R.M. of Douglas #436
Goodsoil	R.M. of North Battleford #437
Grieg Lake	R.M. of Battle River #438
Hafford	R.M. of Cut Knife #439
Kivimaa- Moonlight Bay	R.M. of Hillsdale #440
Krydor	R.M. of Manitou Lake #442
Lashburn	R.M. of Meeting Lake #466
Lloydminster	R.M. of Round Hill #467
Loon Lake	R.M. of Meota #468
Macklin	R.M. of Turtle River #469
Maidstone	R.M. of Paynton #470
Makwa	R.M. of Eldon #471
Marsden	R.M. of Wilton #472
Marshall	R.M. of Medstead #497
Maymont	R.M. of Parkdale #498
Meadow Lake	R.M. of Mervin #499
Medstead	R.M. of Frenchman Butte #501
Meota	R.M. of Britannia #502
Mervin	R.M. of Loon Lake #561
Metinota	R.M. of Meadow Lake #588
Neilburg	R.M. of Beaver River #622
North Battleford	Senlac
Paradise Hill	St. Walburg
Paynton	Sunset View Beach
Pierceland	Speers
Primate	Spuce Lake
Rabbit Lake	Turtleford
Radisson	Vawn
	Waseca