

RURAL MUNICIPALITY OF MORRIS

BY-LAW No. 1421/92

BEING A BY-LAW OF THE RURAL MUNICIPALITY OF MORRIS TO AUTHORIZE AND PROVIDE FOR THE ESTABLISHMENT OF A REGIONAL LIBRARY.

WHEREAS Section 22 of the Public Libraries Act states in part as follows:

- 22(1) The councils of two or more municipalities may, in the manner herein provided, establish a regional library.
- 22(2) Where the council of two or more municipalities receive a petition signed by not less than 8% of the electors on the last revised list of electors of each of those municipalities, requesting the establishment of a regional library, the council of each of those municipalities may give first and second reading to a by-law to establish a regional library, and upon receiving approval of the Minister and authorization of The Municipal Board as required under subsection (4), shall give third and final reading and shall pass the by-law.
- 22(3) The by-law shall require the proper officers of the municipality, on behalf of, and in the name of, the municipality, to negotiate and execute an agreement between the municipality and each other municipality the council of which has passed a like by-law under this section, for the establishment, maintenance, and operation, of regional library as hereinafter provided.

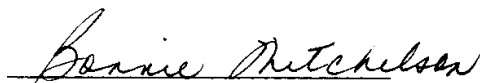
AND WHEREAS the Council of the Rural Municipality of Morris has been presented with such a petition as described in Section 22(2);

AND WHEREAS the Council of the Rural Municipality of Morris deems it expedient and in the best interest of the Rural Municipality of Morris to enter into an agreement with the Town of Morris to establish a regional library;

NOW THEREFORE BE IT AND IT IS HEREBY ENACTED AS A BY-LAW OF THE RURAL MUNICIPALITY OF MORRIS AS FOLLOWS:

1. That the Rural Municipality of Morris establish a regional library through agreement with the Town of Morris.
2. That the Reeve and Secretary-Treasurer be authorized to negotiate and execute an agreement with the Town of Morris for the establishment, maintenance and operation of a regional library.

DONE AND PASSED in open Council duly assembled at the Council Chambers of the Rural Municipality of Morris in the Province of Manitoba this 22nd day of October A.D. 1992.



APPROVED
BONNIE MITCHELSON, MINISTER
MANITOBA CULTURE, HERITAGE
AND CITIZENSHIP

RURAL MUNICIPALITY OF MORRIS


REEVE


SECRETARY-TREASURER

Read a first time this 9th day of April , A.D. 1992

Read a second time this 9th day of April , A.D. 1992

Read a third time this 22nd day of October, A.D. 1992

CERTIFY A TRUE AND CORRECT COPY
OF THE ORIGINAL.


Secretary-Treasurer

THIS AGREEMENT MADE IN MORRIS, MANITOBA this 22nd day of October,
1992 A.D. BETWEEN:

THE TOWN OF MORRIS

and

THE RURAL MUNICIPALITY OF MORRIS

WHEREBY the Town of Morris and the Rural Municipality of Morris wish to establish a Regional Library in the Town of Morris, under Section 22(1) of the Public Libraries Act, and subject to a by-law being passed by the Town of Morris and the Rural Municipality of Morris stating this fact, it is agreed between the parties above mentioned that:

1. A regional library is to be established in accordance with the provisions of The Public Libraries Act of Manitoba, with a facility at the Town of Morris to serve the residents of the Town of Morris and the Rural Municipality of Morris.
2. The said regional library shall be governed, supervised, controlled, operated and managed by the Regional Library Board which shall consist of 3 resident electors from the Town of Morris and 3 resident electors from the Rural Municipality of Morris, one of whom from each participating municipality shall be a member of Council. The appointments of members to the regional board, the duties of the board shall be in accordance with Part III, Section 24, 25, 26 and 27 of the Public Libraries Act.
3. The Board shall on or before the 15th day of December in each year lay before the Council of the Town of Morris and the Rural Municipality of Morris a detailed estimate of the amount required by the Board to meet the expenses of maintaining and operating the Regional Library for the ensuing calendar year;
The proposed budget for the Regional Library must receive approval from the Council of the Town of Morris and from the Rural Municipality of Morris. The funding required from the Town of Morris and the Rural Municipality of Morris to meet the net operating cost of the Morris Regional Library shall be shared with the Town of Morris levying 60 percent and the Rural Municipality of Morris levying 40 percent of the budgeted operating deficit of the Regional Library.

4. Monies allocated to the Regional Library from municipal levies and from government grants shall be expended by the Board for the Morris community library, provided, however, that any donation or gift received by the Board shall be expended and allocated in accordance with the wishes of the donor thereof.

5. The Morris Regional Library shall be located at the Morris School Library and shall operate from this location. However, the relocation of the Regional Library to another site may be approved by the mutual agreement of the Town of Morris and the Rural Municipality of Morris. The Regional Library Board shall ensure that the contents thereof are insured to the full insurable value.

6. Furniture, equipment and fixtures purchased for use of the regional library shall be the property of that branch.

7. a) Subject to the provisions for disassociation in Clause 8, the term of this agreement shall be from the first day of January to the 31st day of December in each year, at which time if no notice has been given pursuant to subclause (b) hereof, the term shall be extended automatically for a further period of one year and similarly at the end of each subsequent year.

b) Any and all covenants, undertakings and conditions herein contained may be at the request of the Board or of any of the participating municipalities be re-negotiated at the end of the term or at the end of any subsequent one year period, if at least six months notice in writing of the revision request is given.

8. Any party to this Agreement may terminate the Agreement on December 31st in any year, by the giving of one year's notice in writing of the proposed termination.

9. In the event of the discontinuance of the regional library, the furniture, equipment and fixtures owned by the Morris Regional Library shall remain the property of the branch. The ceasing of the operation of the Morris Regional Library shall cause furniture, equipment and fixtures to be liquidated and the proceeds shall be provided to the Town of Morris and the Rural Municipality of Morris according to the levy funding formula stated in clause no. 3.


THE AGREEMENT shall inure to and be binding upon the parties hereto, their respective successors or assigns.

IN WITNESS THEREOF, the parties hereto have hereunto affixed their corporate seals duly attested to by the signatures of their proper officers in that behalf the day and year first above written.

TOWN OF MORRIS



Mayor




Secretary-Treasurer

RURAL MUNICIPALITY OF MORRIS



Reeve



Secretary-Treasurer.