

MUNICIPALITY OF CROWSNEST PASS
BYLAW NO. 1027, 2019
THE LIBRARY BOARD BYLAW

BEING a bylaw of the Municipality of Crowsnest pass in the province of Alberta, to establish a Municipal Library Board

WHEREAS the *Libraries Act*, RSA 2000, c. L-11, as amended from time to time, provides for the establishment of municipal libraries and for the appointment of a library board for the management of municipal libraries;

AND WHEREAS the Municipality of Crowsnest Pass may enact bylaws for the services provided on behalf of the municipality pursuant to Section 7 of the *Municipal Government Act*,

AND WHEREAS the Municipality of Crowsnest Pass considers the provision of municipal libraries a public service for the benefit of the public;

NOW THEREFORE, the Council of the Municipality of Crowsnest Pass in the Province of Alberta, duly assembled, enacts as follows:

1. Short Title

1.1 This Bylaw may be cited as the "Library Board Bylaw".

2. Definitions

2.1 In this Bylaw:

- (a) "**Act**" means the *Libraries Act*, RSA 2000, c. L-11 and its regulations, as amended from time to time;
- (b) "**Board**" means the Municipality of Crowsnest Pass Library Board;
- (c) "**Chair**" means the Member elected to be the chair of the Board;
- (d) "**Council**" means the Council for the Municipality;
- (e) "**Councillor**" means any member of Council;
- (f) "**Member**" means a member of the Board;
- (g) "**Municipality**" means the Municipality of Crowsnest Pass, in the Province of Alberta; and
- (h) "**Organizational Meeting**" means the annual organizational meeting of Council held in accordance with the *Municipal Government Act*, RSA 2000, c. M-26.

3. Continuation of the Board

- 3.1 The Municipality of Crownsnest Pass Library Board, established by Bylaw No. 944, 2015, is hereby continued to exercise the duties, powers, and functions as prescribed in this Bylaw.

4. Appointment

- 4.1 All Members shall be appointed by resolution of Council at the Organizational Meeting of Council.
- 4.2 The Board shall have seven Members. Five Members shall be from the public-at-large and two Members shall be from Council.
- 4.3 All Members must be adult residents of the Municipality.
- 4.4 The term of appointment for Members shall be determined by Council in order to maintain staggered terms of appointment in accordance with the Act. Terms of appointment shall be no longer than three years except for Councillors whose term of appointment shall be one year.
- 4.5 Terms of office for Councillors shall begin on the day after the Organizational Meeting at which the Member is appointed and end on the day before the Organizational Meeting in the year the Member's term of appointment is set to expire.
- 4.6 Terms of office for Members from the public-at-large shall begin on January 1 of the year of the appointment and end on December 31 at the expiry of the term of office.
- 4.7 Members may be appointed for consecutive terms.
- 4.8 Neither an employee of the Board nor an employee of the Municipality may be appointed to be a Member.

5. Resignation

- 5.1 Any Member may resign at any time upon providing written notice to the Chair and the Chief Administrative Officer.

6. Disqualification

- 6.1 A Member ceases to be a Member if:
 - (a) the Member fails to attend three consecutive regular meetings of the Board, unless such absence is authorized by resolution of the Board;
 - (b) the Member ceases to be a resident of the Municipality;
 - (c) the Member becomes an employee of or a Councillor for the Municipality;
 - (d) in the case of a Councillor, the Councillor ceases to be a Councillor; or

(e) the Member is removed from the Board by a resolution of Council.

7. Vacancies

- 7.1 The Chair shall immediately advise Council when there is a mid-term vacancy.
- 7.2 Administration shall advertise the vacancy and Council shall attempt to fill the vacancy as soon as possible.
- 7.3 Members appointed mid-term shall hold office for the remainder of the term unless Council provides otherwise by resolution.

8. Powers and Duties of the Board

- 8.1 The Board, subject to any enactment that limits its authority, has full management and control of the municipal libraries and shall, in accordance with the regulations, organize, promote, and maintain comprehensive and efficient library services in the Municipality in accordance with the Act.
- 8.2 The Board shall advise the Municipality who the Chair of the Board is, upon the Chair's election.

9. Powers and Duties of Council

- 9.1 Council shall carry out its duties and responsibilities in accordance with the *Act*, including the following:
 - (a) Council shall forward a copy of this Bylaw to the Minister in accordance with the *Act*;
 - (b) Council may approve the Board's budget, in whole or in part, in accordance with the *Act*;
 - (c) Council may fund or facilitate a borrowing for capital expenditures for the acquisition of a building to be used as a library or for the erection, repair, furnishing or equipping of the library building, in whole or in part; and
 - (d) Council may disallow a bylaw passed by the Board, in accordance with the *Act*.

10. Enactment

- 10.1 This Bylaw shall come into force and effect when it has received third reading and has been duly signed.
- 10.2 This Bylaw repeals and replaces Bylaw No. 944, 2015 and Bylaw No. 1003, 2018.

READ a **first** time in council this 26th day of March 2019.

READ a **second** time in council this 3rd day of March 2020.

READ a **third and final** time in council this 3rd day of March 2020.



Blair Painter
Mayor



Patrick Thomas
Chief Administrative Officer