

THE CORPORATION OF THE TOWN OF SMITHS FALLS

BY-LAW NO. 8034-2007

BY-LAW TO AMEND BY-LAW 7296-97 BEING A BY-LAW TO AMEND BY-LAW 5019-85 RESPECTING REPRESENTATION ON THE SMITHS FALLS PUBLIC LIBRARY BOARD

WHEREAS By-Law 5019-85, a By-Law to Establish the Smiths Falls Public Library Board was passed on December 2, 1985;

AND WHEREAS By-law 7296-97, Being a By-law to Amend By-law 5019-85 Respecting Representation on the Smiths Falls Public Library Board was passed on December 15, 1997;

AND WHEREAS pursuant to the Public Libraries Act, R.S.O. 1990, CHAPTER P.44 Section 9 (1) a public library board shall be composed of at least five members appointed by the municipal council. 2002, c. 18, Sched. F, s. 3 (8).

AND WHEREAS Council has deemed it expedient to amend By-law 7296-97 to increase the appointed members by one;

NOW THEREFORE Council of the Corporation of the Town of Smiths Falls enacts as follows:

1. THAT By-law 7296-97 is hereby amended by deleting clause 1 in its entirety and replacing same with the following:

"That the said Board shall be composed of ten (10) members appointed by the Council of the Town of Smiths Falls and the Township of Montague as follows:

- (A) *One member who shall be a member of the Council of the Town of Smiths Falls;*
- (B) *Eight members who are residents of the Town of Smiths Falls*
- (C) *One member who shall be recommended by the Council of the Township of Montague"*

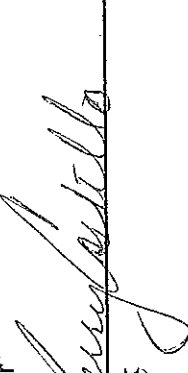
3. THAT this By-law shall come into force and effect upon the final reading thereof.

Read a first and second time this 8th day of January, 2007.

Read a third time and finally passed this 8th day of January, 2007.



Mayor



Clerk

*- Amended by:
2996-97
8034-2007*

THE CORPORATION OF THE TOWN OF SMITHS FALLS

BY-LAW NO. 5019-85

Board.
A By-law to Establish the Smiths Falls Public Library

WHEREAS it is deemed expedient to establish a Board to manage and control the Smiths Falls Public Library under the provisions of Bill 93, Chapter 57, S. O. 1984.

NOW THEREFORE the Council of The Corporation of the Town of Smiths Falls enacts as follows:

1. That a Board to be known as the Smiths Falls Public Library Board is hereby established and constituted to manage and control the Smiths Falls Public Library.
2. That the said Board shall be composed of nine members, appointed by the Council of the Town of Smiths Falls as follows:
 - (a) One member who shall be a member of the Council of the Town of Smiths Falls;
 - (b) Four members who are residents of the Town of Smiths Falls;
 - (c) One member recommended by the Council of the Township of Montague;
 - (d) Two members recommended by the Lanark County Board of Education;
 - (e) One member recommended by the Lanark, Leeds and Grenville Roman Catholic Separate School Board.
3. Members of the Board shall be appointed for a term concurrent with the term of the Council or until a successor is appointed and may be reappointed for one or more further terms.
4. Persons are qualified to be appointed as members of the Board who are Canadian citizens who have attained the age of 18 years on the day of appointment and who are residents of the Town of Smiths Falls, provided however that members recommended by the Board of Education, Separate School Board and the Township of Montague shall be residents of the area over which such bodies have jurisdiction.
5. Members shall be appointed at the first meeting of the Council in each term and the members shall take office as soon as possible thereafter, provided that if the Council fails to make the appointments at its first meeting, it shall do so at its next regular meeting.

6. Notice of any vacancies on the Board shall be given by publishing a notice of them in a newspaper having general circulation in the Municipality by the Clerk of the Municipality or where the recommendation of appointment is made by the Board of Education or the Separate School Board, by the Secretary of the Board.
7. Vacancies shall be promptly filled with the appointee to hold office for the unexpired term, except where the unexpired term is less than forty-five days.
8. If a board member,
 - (a) is convicted of an indictable offence;
 - (b) becomes incapacitated;
 - (c) is absent from the meetings of the board for three consecutive months without being authorized by a board resolution;
 - (d) ceased to be qualified for membership under clause 4;
 - (e) otherwise forfeits his or her seat,the member's seat becomes vacant and the remaining members shall forthwith declare the seat vacant and notify the appointing council accordingly.
9. The first meeting of the board in each new term shall be called by the Chief Executive Officer of the Board as authorized in Section 14(2) of Bill 93.
10. The Board shall appoint a Chief Executive Officer, a Secretary and a Treasurer.
11. The Board shall hold regular meetings at least once monthly from January to June and from September to December, both inclusive. Meetings shall be open to the Public except that where the Board is of the opinion that intimate financial or personal matters may be disclosed at a meeting and that the desirability of protecting against the consequences of their public disclosure outweighs the desirability of holding the meeting in public, the board may hold that meeting in the absence of the public.
12. The Board shall submit to the Council of the Town of Smiths Falls annually, on or before the first day of March, in the form to be specified by the Council, estimates of all sums required during the year for the purpose of the Board.

13. That the provisions of this by-law shall come into force and take effect on the passing thereof.

Read a first and second time this 2nd day of December,

A. D. 1985.

Read a third time and PASSED this 2nd day of December,

A. D. 1985.

Mayor

Clerk-Administrator