



# **CITY OF EDMONTON**

## **BYLAW 12540**

### **EDMONTON PUBLIC LIBRARY BOARD BYLAW**

**(CONSOLIDATED ON AUGUST 28, 2013)**

## THE CITY OF EDMONTON

### BYLAW 12540

#### EDMONTON PUBLIC LIBRARY BOARD BYLAW

**Whereas**, pursuant to section 9 of the *Libraries Act*, S.A. 1983, c. L-12.1, Council may pass bylaws providing for the establishment of a municipal library board;

**And Whereas**, pursuant to sections 10 and 11 of the *Libraries Act*, members of the municipal board are appointed by Council;

**And Whereas** the *Libraries Act* governs the provision of library services within a municipality;

Edmonton City Council enacts:

#### PART I - PURPOSE, DEFINITIONS AND INTERPRETATION

<b>PURPOSE</b>	1	The purpose of this bylaw is to continue the Edmonton Public Library Board to oversee the public library system within the City of Edmonton, in accordance with the provisions of the <i>Libraries Act</i> .
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<b>DEFINITIONS</b>	2	In this bylaw, unless the context otherwise requires:
	(a)	<b>“Act”</b> means the <i>Libraries Act</i> , S.A. 1983, c. L-12.1;
	(b)	<b>“Board”</b> means the Edmonton Public Library Board established by Council and continued under this bylaw;
	(c)	<b>“City Manager”</b> means the Chief Administrative Officer of the City or his delegate;
	(d)	<b>“Council”</b> means the municipal council of the City of Edmonton;
	(e)	<b>“Executive Committee”</b> means the Standing Committee of Council established by Bylaw 12300, Procedures and Committees Bylaw;
	(f)	<b>“Family Member”</b> means a person’s spouse, the person’s children, the parents of the person and the parents of the

person's spouse;

(g) **“Member”** means a member of the Board;

(h) **“Spouse”**

(i) includes a party to a relationship between two people who are living together on a bona fide domestic basis, and

(ii) does not include a spouse who is living apart from the other spouse if the spouses have separated pursuant to a written separation agreement or if their support obligations and family property have been dealt with by a court order; and

(i) **“Trustee”** means a member appointed to the Edmonton Public Library Board prior to the passing of this bylaw.

**RULES FOR  
INTERPRETATION**

3 The marginal notes and headings in this bylaw are for reference purposes only.

**PART II - ESTABLISHMENT AND DUTIES**

**ESTABLISHMENT**

4 The Edmonton Public Library Board, to be known as “The Edmonton Library Board” is hereby continued as the municipal library board for the City of Edmonton.

**DUTIES**

5 The Board will perform all duties and exercise all powers imposed upon it by the Act.

**PART III - STRUCTURE AND PROCEDURES**

**STRUCTURE**

6 (1) The Board will be comprised of ten Members or Trustees, for two year terms.

(2) One Member may be a member of Council.

(3) Members or Trustees serving on the Board may be paid remuneration in amounts established by the Board.

(4) Members or Trustees may not serve more than three consecutive terms unless two-thirds of Council votes to extend the number of

consecutive terms to more than three terms.

- (5) The term of Members or Trustees serving on the Board continues until a new Member is appointed
- (6) Employees of the Edmonton Public Library and their Family Members are not eligible to serve on the Board unless they are Trustees.
- (7) Subject to legislative requirements, and notwithstanding any other provision in this bylaw, Council may make or extend any term of appointment, including the final term, for any length of time it deems appropriate.

(S.10, Bylaw 16516, August 28, 2013)

## **PROCEDURES**

- 7 (1) The Board will follow the procedures in Part 5 of the Act and may establish such other procedures as authorized by law.
- (2) The Board will report to City Council through the Executive Committee.

## **PART IV - BUDGET AND ACCOUNTS**

### **BUDGET**

- 8 The Board will annually submit a budget to the City Manager in accordance with the provisions of section 14 of the Act.

### **AUDITOR**

- 9 (1) The Board will retain a public accounting firm to conduct an audit of the Board's accounts in accordance with the Act.
- (2) The Auditor retained by the Board must be independent and follow generally accepted auditing practices.
- (3) The City Manager is hereby delegated the authority to approve the Auditor for the Board.
- (4) The Board will have the audit submitted to the City Manager immediately after its completion.

## **PART V - GENERAL**

### **NUMBER AND GENDER REFERENCES**

- 10 All references in this bylaw will be read with such changes in number and gender as may be appropriate according to whether the reference is to a male or female person, or a corporation or partnership.

**REPEALS**

11      Bylaw 240 is repealed.

(NOTE: Consolidation made under Section 69 of the *Municipal Government Act*, S.A. 2000, c.L-26 and Bylaw No. 12005, and printed under the City Manager's authority.)

Bylaw 12540 passed by Council May 8, 2001:

Amendments:

Bylaw 16516, August 28, 2013