

ORDINANCE # 179

AN ORDINANCE PROVIDING FOR THE CREATION OF A MULTI-JURISDICTIONAL LIBRARY DISTRICT.

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF PLAINS, SANDERS COUNTY, STATE OF MONTANA:

Section:

Creation of a Library District
Name of Library District
Services to be provided
Convenience and necessity
Map of Library District
Estimated costs and services and methods of financing District
Method of administering the proposed District
Maximum property tax mill levy for property taxes in District
Approval of Interlocal Library Contract
Publication of Notice
Termination

CREATION OF LIBRARY DISTRICT. There is hereby created, for the use of the citizens encompassed therein, a free public library, under such regulations as may be prescribed by a Board of Directors hereinafter provided for. The Library will be regulated by the terms of "INTERLOCAL LIBRARY CONTRACT" providing for a joint library consisting of the legally described school district of Plains High School, Montana.

NAME OF THE LIBRARY DISTRICT. The name of the Multijurisdictional Library District is to be THE PLAINS PUBLIC LIBRARY DISTRICT.

SERVICES TO BE PROVIDED. The Plains Public Library District is to provide expanded and improved library services that will enhance the level of such library services available for the educational and recreational needs of the citizenry.

CONVENIENCE AND NECESSITY. The formation of the Plains Public Library District is for the convenience and necessity of the city of Plains and Sanders County as a whole, but more in particular, the proposed legally described area of Plains High School District.

MAP OF LIBRARY DISTRICT. Attached hereto is a map of the boundaries of the proposed Multijurisdictional Library service district.

ESTIMATED COST OF SERVICES AND METHODS OF FINANCING. The estimated cost of services of the District will be \$ 20,000.00 annually, and the same will be financed by obtaining a district-wide levy; the sum of the District levy and County levy will not exceed five mills. Additional services may be provided through grants of other non-mill levied sources.

Since the 5 Mill Levy estimated revenue does not cover the current operations cost of the Plains Public Library, the Town of Plains agrees to provide the following services and payments to the Plains Public Library in addition to the 5 Mill Levy amounts,

- 1) Administrative Duties and Costs
- 2) Building Insurance
- 3) Grounds maintenance and snow removal
- 4) Library Building repair and maintenance, including furnace
- 5) Payroll taxes and PERS

In addition, the Town of Plains agrees to pay for the following needs up to the approved budget amounts by the District Board of Trustees if the Plains Library District Tax revenue does not cover these expenditures:

- 1) Janitor Service and Supplies
- 2) Utilities and Fuel

The Town of Plains will be responsible for the accumulated Vacation and Sick Pay for the current Library employees up to the time of approval of the Plains Library District.

The financing of the District has been obtained from several sources:

1) Operation	\$ 20,000.00
2) Private Donations (1984)	\$ 96,477.22*
3) LSCA Title II Grant (1984)	\$ 20,077.00*
4) Entry Way Construction (1988)	\$ 7,218.50*
5) Furniture and Fixtures	\$ 17,000.00
6) Library Books 12,000 volumes @ \$ 12.00 ea.	\$ 144,000.00

* denotes original cost of building

METHOD OF ADMINISTERING THE PROPOSED DISTRICT. The operation of the proposed Multijurisdictional Library District shall be governed by a Board of Trustees who shall be appointed and hold office in the manner and for the terms described; The Town Council shall appoint two members, both of whom must be residents of the District, one of whom must be a Town resident, one of whom shall serve a term of one year, and the other shall serve a term of four years; Board of County Commissioners shall appoint two residents of the District, one of whom shall serve a

term of two years, and one of whom shall serve a term of three years: The Board of County Commissioners and the Town Council shall jointly appoint the fifth member, who shall serve a term of five years; thereafter, each person appointed shall serve a term of five years, and vacancies on the board shall be filled by appointment by the Town Council, or the Board of the County Commissioners or both, depending upon which of those bodies appointed the original Trustee for that particular term.

MAXIMUM PROPERTY TAX MILL LEVY FOR PROPERTY TAXES IN DISTRICT. The maximum property tax mill levy for property taxes in the proposed District is five mills, unless an additional levy is imposed in accordance with the laws of the State of Montana.

APPROVAL OF INTERLOCAL LIBRARY CONTRACT. The Interlocal Library Contract with the County of Sanders is hereby adopted and approved.

PUBLICATION OF NOTICE. This ordinance is to be published in the current official newspaper of the Town of Plains, Montana.

TERMINATION. In the event of the termination of the Plains Public Library District, the furniture, equipment, monies, and other assets acquired prior to the effective date, shall be returned to each unit of government according to the units original contribution. Assets acquired after effective date of the agreement shall be divided on a pro-rata basis according to proportion of contributions to the annual Library budgets. In no event shall assets of the Plains Public Library be used for non-library purposes unless express permission is granted by both governing bodies. All real property shall likewise be distributed and re-assigned for library purposes unless there is an express agreement to the contrary.

Employees retained by the Plains Public Library shall retain all rights and benefits as accrued while employed under this agreement.

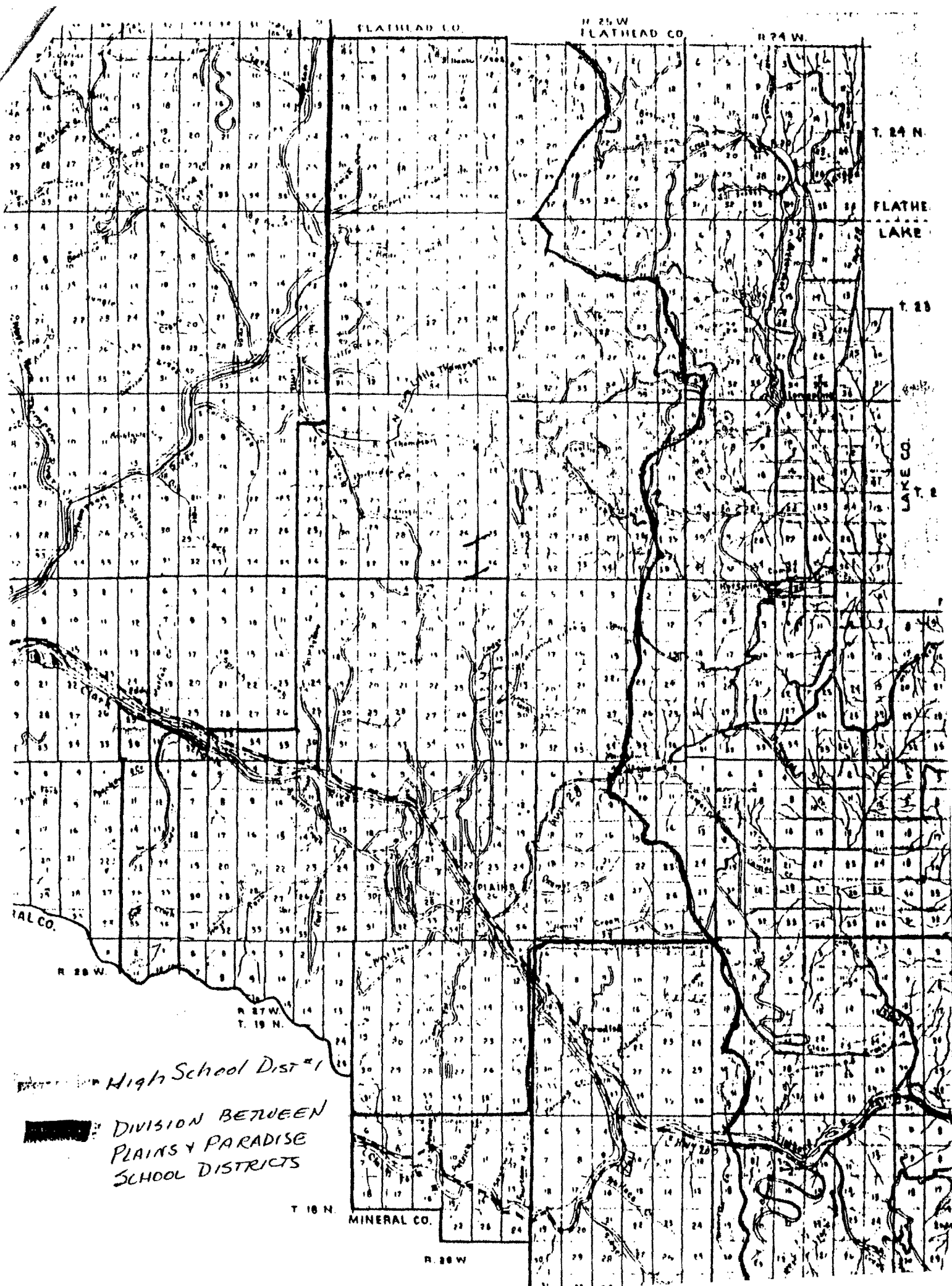
This ordinance shall be effective in the manner and time provided by law.

PASSED BY THE TOWN COUNCIL AND APPROVED BY THE MAYOR THIS 15TH DAY OF APRIL, 1991.

Attest:

*
Mayor

Town Clerk



High School Dist #1

[SHADING] DIVISION BETWEEN
PLAINS & PARADISE
SCHOOL DISTRICTS

T 18 N.

MINERAL CO.

R 28 W

Public Notice

On May 9, 1991, the Board of County Commissioners of Sanders County, Montana adopted Resolution No. 364. On April 1, 1991 and April 15, 1991 the Town of Plains adopted Ordinance No. 179. Both the Town's Ordinance and the County's Resolution approved the formation of the Plains Public Library District which is a multi-jurisdictional service district, the boundaries of which are the same as the Plains High School District No. 1. The Plains Public Library District will provide library services, and will be supported by a five mill tax on all property in the Plains High School District, except exempt property.

The Town Ordinance is available for inspection at the Town of Plains Clerk's Office in the Town Hall and has been published in its entirety on two successive weeks in the local newspaper. The County Resolution is available for inspection at the Sanders County Clerk and Recorder's Office in the Courthouse in Thompson Falls.

Within thirty (30) days of the publication of this Notice, electors or property owners of the proposed district may submit written protest to the local clerk. If more than 50% of the electors, or owners of more than 50% of the taxable value of the property in the affected portion of any one of the jurisdictions proposed for inclusion in the district protest the ordinance of that jurisdiction, the ordinance is void.

Electors or property owners inside the town limits of Plains can make their protest to the Town Clerk's Office. Electors or property owners inside the Plains High School District boundaries, but outside the town limits, can make their protest to the Sanders County Clerk and Recorder's Office.

This Notice shall be published for two successive weeks in the official newspaper of both the County of Sanders and the Town of Plains.

Dated this 29th day of May, 1991

Dixie Vaught
Sanders County Clerk & Recorder

(Publish June 6th & 13th, 1991.)