

Bylaw No. 257

A BYLAW OF THE RURAL MUNICIPALITY OF LAJORD NO. 128 IN THE PROVINCE OF SASKATCHEWAN, FOR THE PURPOSE OF ENTERING INTO AN AGREEMENT WITH OTHER MUNICIPALITIES FOR THE PURPOSE OF ESTABLISHING A PUBLIC UTILITY BOARD, PURSUANT TO SECTION 228.1 OF "THE RURAL MUNICIPALITIES ACT, 1989".

THE COUNCIL OF THE RURAL MUNICIPALITY OF LAJORD NO. 128, IN THE PROVINCE OF SASKATCHEWAN, HEREBY ENACTS AS FOLLOWS:

I. PURPOSE:

The purpose of this Bylaw is to enable the Council to enter into an agreement with neighboring Municipalities to establish a Public Utility Board.

2. MUNICIPAL MEMBERSHIP ON PUBLIC UTILITY BOARD:

(a) The Rural Municipality of Lajord No. 128, is hereby authorized to create a Public Utility Board in conjunction with the Rural Municipality of Edenwold No. 158 and the Rural Municipality of Sher-wood No. 159.

(b) The Public Utility Board created pursuant to subsection 2(a) shall be known as "SEL33 PUBLIC UTILITY BOARD".

3. TERMS OF AGREEMENT:

The terms of agreement are defined in the Corporate Bylaw of the SEL33 PUBLIC UTILITY BOARD, which is identified as Exhibit "A" and is attached hereto and forms part of this Bylaw.



Originally Signed By  
**Reeve**

Originally Signed By  
**Administrator**

Certified a true copy of Bylaw No. 258  
adopted by resolution of council on the  
9<sup>th</sup> day of July, 2002.

Originally Signed By  
**Administrator**

Rural Municipality of Lajord No. 128, Bylaw No. 257

Rural Municipality of Edenwold No. 158, Bylaw No. 2002-8

Rural Municipality of Sherwood No. 159, Bylaw No. 08102

**SEL33 PUBLIC UTILITY BOARD**

**CORPORATE BYLAW**

**1. DEFINITIONS:**

In this Bylaw:

- (a) "Act" means "The Rural Municipality Act, 1989", as amended from time to time, and in the case of such amendment, any references in the Bylaws of the Public Utility Board shall be read as referring to the amended provisions.
- (b) "Public Utility Board" means the "SEL33 PUBLIC UTILITY BOARD", a body corporate created pursuant to Section 228.1 of the Act by joint agreement of the following Municipalities:  
Rural Municipality of Lajord No. 128; and  
Rural Municipality of Edenwold No. 158; and  
Rural Municipality of Sherwood No 159.
- (c) "Board" means the board of the Public Utility Board.
- (d) "Member" and "Member Municipality" means a Rural Municipality or Urban Municipality involved in the agreement establishing the Public Utility Board.
- (e) "Subscribers" means persons who are taxpayers of Member Municipalities who subscribe to receive the benefit of the public utility.

**2. BUSINESS OF THE PUBLIC UTILITY BOARD:**

- (a) Fiscal Year:
  - 1. The fiscal year of the Public Utility Board shall be the calendar year.
  - 2. The annual meeting of the subscribers of the Public Utility Board shall be held not later than ninety (90) days following January 1<sup>st</sup> of each year. Written notice shall be mailed to each subscriber at least fifteen (15) days prior to the meeting.
- (b) Signing Officers:

Contracts, documents or other instruments requiring execution by the Public Utility Board shall be signed on behalf of the Public Utility Board by two persons; one of which shall be the Secretary-Treasurer and one of the Chairman or Vice-Chairman.
- (c) Borrowing Powers:

The Board may:

  - 1. Borrow money on the credit of the Public Utility Board
  - 2. Pledge debt obligations of the public or otherwise create a security interest in all or any property of the Public Utility Board owned or subsequently acquired, to secure any debt obligation of the Public Utility Board;
  - 3. Mortgage, hypothecate, pledge or otherwise create a security interest in all or any property of the Public Utility Board owned or subsequently acquired, to secure any debt obligation of the Public Utility Board.

**SEL33 PUBLIC UTILITY BOARD**

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(d) **Delegation of Powers:**

The Public Utility Board shall have all the powers conferred on a Council of a Municipality by Sections 226 and 240 of the Act, not including Section 236.

3. **AUDITORS:**

The Board shall appoint an auditor pursuant to Subsection 69 of the Act.

4. **BOARD MEMBERSHIP:**

**Elected by Subscribers**

The subscribers shall annually elect at least five (5) of their number who shall constitute the Board. The Board members shall be elected with representation from at least two (2) of the Member Municipalities.

5. **BOARD DUTIES AND POWERS:**

(1) **Board Appointments:**

The Board shall annual appoint:

- (a) a Chairman and Vice-Chairman from among their number;
- (b) a Secretary who may be, but need not be, a board member; and
- (c) such other employees as it deems necessary.

(2) **Chairman Duties:**

The Chairman shall preside at all meetings of the Board.

(3) **Vice-Chairman Duties:**

The Vice-Chairman, in the absence of the Chairman, shall discharge the duties of the Chairman.

(4) **Secretary Duties:**

The Secretary shall:

- (a) attend and keep minutes of all meetings of the Board;
- (b) have charge of the seal, if any, of the Public Utility Board;
- (c) conduct the correspondence and have charge of all financial corporate records, books, papers and documents of the Public Utility Board; and
- (d) perform such other duties and exercise such other powers as are incidental to the office or as may be required, from time to time, by the Board.

(5) **Executive Committee:**

The Executive shall:

- (a) consist of the Chairman, Vice-Chairman and Secretary and shall be appointed annually by the Board of Directors to manage the day-to-day operation of the Utility Board and to report to the Board of Directors on a regular basis.

6. **BYLAWS AND RULES:**

The Board may:

- (a) enact, amend, repeal or replace Bylaws, other than the Corporate Bylaw; and
- (b) make rules, not inconsistent with the Corporate Bylaw or the Act, governing the management of the Public Utility Board and for the carrying out the provisions of this Bylaw.

Rural Municipality of Lajord No. 128, Bylaw No. 257

Rural Municipality of Edenwold No. 158, Bylaw No. 2002-8

Rural Municipality of Sherwood No. 159, Bylaw No. 08102

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7. **BONDING:**

The Public Utility Board may provide for security or fidelity bonding and insurance coverage as deemed necessary.

8. **EFFECTIVE DATE:**

This Bylaw becomes effective when all Member Municipalities have signed and sealed this Bylaw.

Signed and Sealed by the Rural Municipality of Lajord No. 128, this 9th day of July, 2002.



Originally Signed By  
**Reeve**

Originally Signed By  
**Administrator**

Signed and Sealed by the Rural Municipality of Edenwold No. 158, this 30th day of July, 2002.

(SEAL)

Originally Signed By  
**Reeve**

Originally Signed By  
**Administrator**

Signed and Sealed by the Rural Municipality of Sherwood No. 159, this 10th day of July, 2002.



Originally Signed By  
**Reeve**

Originally Signed By  
**Administrator**