

RURAL MUNICIPALITY OF LAKE LENORE NO. 399

BYLAW NO. 01/2020

A BYLAW TO AUTHORIZE A REVISED MUNICIPAL AGREEMENT BY AND BETWEEN THE MUNICIPALITIES COMPRISING THE S.H.L. RURAL PIPELINE ASSOCIATION

WHEREAS the Rural Municipality of Lake Lenore No. 399 in the Province of Saskatchewan is a member of the S.H.L. Rural Pipeline Association, a body corporate created pursuant to Section 33.1 of *The Municipalities Act*, under agreement entered into, by, and between the municipalities comprising the S.H.L. Rural Pipeline Association;

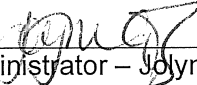
AND WHEREAS it is deemed desirable to enter into a new agreement to be effective on, from, and after the 01 day of February, 2020;

NOW THEREFORE, the Council of the Rural Municipality of Lake Lenore #399 in the Province of Saskatchewan enacts as follows:

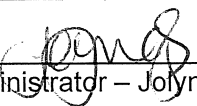
1. This Bylaw shall be known as the S.H.L. Rural Pipeline Bylaw #1/2020.
2. The Reeve and the Administrator of the Rural Municipality of Lake Lenore No. 399 are hereby authorized, empowered, and directed to execute the agreement hereto attached and identified as S.H.L. Rural Pipeline Municipal Agreement.
3. Bylaw No. 5-1997 is hereby repealed.
4. This bylaw shall come into effect upon the third reading.

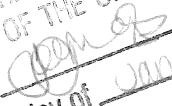


  
Reeve – Jean Kernalleguen

  
Administrator – Jolynne Gallays

Read a third time and adopted  
this 15 day of January, 2020.

  
Administrator – Jolynne Gallays

I HEREBY CERTIFY THAT THIS IS A TRUE AND  
EXACT COPY OF THE ORIGINAL DOCUMENT.  
Certified by   
this 16 day of January, 2020

RURAL MUNICIPALITY OF LAKE LENORE NO. 399

BYLAW NO. 01/2020

S.H.L. Rural Pipeline Agreement

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1. DEFINITIONS

In this Agreement:

- (1) "Act" means *The Municipalities Act*, as amended from time to time, and in the case of such amendment, any reference to the bylaws of the Public Utility Board shall be read as referring to the amended provisions;
- (2) "Public Utility Board" means the S.H.L. Rural Pipeline Association, a body corporate created pursuant to Section 33.1 of the Act by joint agreement of the following municipalities:
  - Rural Municipality of Leroy No. 339
  - Rural Municipality of Wolverine No. 340
  - Rural Municipality of St. Peter No. 369
  - Rural Municipality of Humboldt No. 370
  - Rural Municipality of Lake Lenore No. 399
  - Rural Municipality of Three Lakes No. 400;
- (3) "Board" means the board of the public utility;
- (4) "Member" and "Member Municipality" means a rural municipality or urban municipality involved in the agreement establishing the public utility board;
- (5) "Subscribers" means persons who subscribe to receive the benefit of the public utility.

2. BUSINESS OF THE PUBLIC UTILITY BOARD

- (1) Fiscal Year
  - (a) The fiscal year of the Public Utility Board shall be the calendar year;
  - (b) The annual meeting of the subscribers of the public utility board shall be held not later than 90 days following January 1 of each year. Written notice shall be mailed to each subscriber at least 15 days prior to the meeting.
- (2) Signing Officers
  - (a) 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 the other shall be either the Chairman or Vice-Chairman.
- (3) Borrowing Powers – Section 34.1 of the Act  
The Board may:
  - (a) borrow money on the credit of the Public Utility Board, that it deems necessary;
  - (b) pledge debt obligations of the Public Utility Board;
  - (c) mortgage, pledge or otherwise create a secured interest in all or any property on the Public Utility Board owned or subsequently acquired, to secure any debt obligation of the Public Utility Board.
- (4) Delegation of Powers  
The Public Utility Board shall have all the powers conferred on the Council of a Municipality by Section 33 to 37.

3. AUDITORS

The Board shall appoint an auditor pursuant to subsection 187 of the Act.

#### 4. BOARD MEMBERSHIP

- (1) The Public Utility Board member Councils shall appoint a total of seven members, representative of the participating areas, to serve as the Board.
- (2) Following the initial establishment of the Board, the subscribers shall annually elect a maximum of seven Board members who shall constitute the Board. Initially, four members are to be elected for a two-year term and three members are to be elected for a one-year term, and thereafter, elections will be for a three-year term.

#### 5. BOARD DUTIES AND POWERS

- (1) Board Appointment  
The Board shall annually appoint:
  - (a) a Chairman and Vice-Chairman from among their number; and
  - (b) a Secretary-Treasurer; and
  - (c) any other employees deemed necessary.
- (2) Chairman Duties  
The Chairman shall preside at all meetings of the board which he/she is present.
- (3) Vice-Chairman Duties  
The Vice-Chairman, in the absence of the Chairman, shall discharge the duties of the Chairman.
- (4) Secretary-Treasurer Duties  
The Secretary-Treasurer shall:
  - (a) attend and keep minutes of all meetings of the Board;
  - (b) have charge of the seal of the Public Utility Board;
  - (c) conduct the correspondence and have charge of all corporate financial records, books, papers and documents of the Public Utility Board;
  - (d) perform such other duties and exercise such other powers as are incidental to the office or as may be required by the Board from time to time.
- (5) Bonding  
The Public Utility Board may provide for security or fidelity bonding and insurance coverage as deemed necessary.
- (6) Collection of Subscriber Accounts
  - (a) The Board shall set the advance fee for any subscriber who chooses to pay his construction costs over a period of years;
  - (b) The Board may pass a bylaw setting out the procedure covering the collection of:
    - construction costs
    - rental fees
    - annual fees and instalments
    - consumption charges
    - interest on any of the above, as may be determined by resolution of the Board
  - (c) When any of the fees and costs remain unpaid after December 31 in any year, the Secretary-Treasurer shall forward a list showing the subscriber's name, the land location, and the amount unpaid to the office of the member municipality in which the land is located. The amount unpaid shall then be added to and form part of the taxes on the property with respect to which the public utility was provided. Any taxes collected on that property shall first go toward payment of arrears and shared with the Utility Board in the same portion as the total unpaid utility fees has to the total tax arrears.

6. BYLAWS AND RULES

- (1) 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 of the provisions of this bylaw.
- (2) All Utility Board bylaw and amendments are to be sent to all member municipalities when passed by the Board

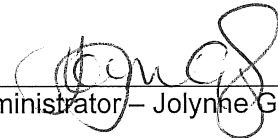
7. EFFECTIVE DATE

This Agreement becomes effective February 01, 2020.

IN WITNESS WHEREOF the Rural Municipality of Lake Lenore No. 399 has hereunto affixed its corporate seal, duly attested to by the hands of its proper officers on that behalf this 15 day of January, 2020.



  
Reeve – Jean Kernaleguen

  
Administrator – Jolynne Gallays