

VILLAGE OF BEECHY

BYLAW NO. 02-2014

A bylaw to replace Bylaw No. 3-06, to provide for entering into an agreement with other municipalities for the purpose of reconstituting the Coteau Hills Rural Water Pipeline Association, pursuant to Section 33 of *The Municipalities Act*.

The Council of the Village of Beechy, in the Province of Saskatchewan, enacts as follows:

1. The Village of Beechy is hereby authorized to enter into an agreement, as a "special subscriber", to reconstitute the Coteau Hills Rural Water Pipeline Association, with the following municipalities:

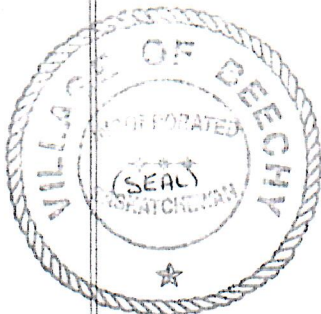
R.M. of Victory No. 226}

R.M. of Canaan No. 225} As "members" of the Public Utility Board known as the

R.M. of Coteau No 255} Coteau Hills Rural Water Pipeline, and

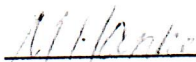
the Village of Lucky Lake as a "special subscriber".

2. The terms of agreement are defined in the corporate bylaw of the Coteau Hills Rural Water Pipeline Association, which is identified as Exhibit "A" and is attached to and forms part of this bylaw.
3. Bylaw No. 3-06 is hereby repealed.





 Mayor



 Administrator

Certified to be a true copy
 of Bylaw No. ⁰²⁻²⁰¹⁴ adopted by
 resolution of council of the
 Village of Beechy on

11/11/14

Exhibit "A" to Bylaw No.

**CORPORATE BYLAW
OF THE PUBLIC UTILITY BOARD
COTEAU HILLS RURAL WATER PIPELINE ASSOCIATION**

1. **DEFINITIONS**

- A. "Act" means *The Municipalities Act, S.S 2005, c. M-36.1 (formerly the Rural Municipalities Act 1989)* as amended from time to time, and in the case of such amendment, any references in the Bylaws of the such Public Utility Board shall be read as referring to the amended provisions.
- B. "Public Utility Board" means the Coteau Hills Rural Water Pipeline Association, a body corporate created pursuant to Section 33 of the Act (formerly section 228.1 of the Rural Municipality Act 1989) by joint agreement of the following municipalities as amended:
 - Rural Municipality of Canaan, No.225
 - Rural Municipality of Coteau, No. 255
 - Rural Municipality of Victory, No. 226
- C. "Board" means the board of directors of the public utility board.
- D. "Member" means each of the following Municipalities:
 - Rural Municipality of Canaan, No. 225
 - Rural Municipality of Coteau, No. 255
 - Rural Municipality of Victory, No. 226
- E. "Subscriber" means persons who subscribe to receive the benefit of the public utility, and includes the urban municipalities.
- F. "Special Subscriber" means each of the following urban municipalities:
 - The Village of Lucky Lake
 - The Village of Beechy

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

1. **Fiscal Year**

- A. The fiscal year shall be the calendar year.
- B. There will be no annual meeting of the subscribers of the public utility. There will be a copy of the audited financial statement sent by ordinary mail or electronic mail to all subscribers once it has been received from the utilities auditor and approved by the board of directors.

2. **Public Meeting**

- A. The Chairperson, when authorized by resolution of the board, may call a public meeting of the subscribers...

3. **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 whom shall be the Secretary-Treasurer and either the Chairman or Vice-Chairman.

4. **Borrowing Power**

The board may:

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

5. **Delegation of Power**

The public utility board shall have all the powers conferred on the council or a municipality by sections 23 to 32 of the Act.

3. **AUDITORS**

The Board shall prepare financial statements in accordance with section 187 of *The Municipalities Act*.

4. **BOARD MEMBERSHIP**

1. There shall be 10 directors of the board where each director shall be appointed to two year terms.
2. The composition of the Directorship of the Board shall be as follows:
 - A. Each Member shall be represented by 2 directors: one appointed by the Member and the other elected. These Directors do not have to be members of the member council and if possible shall be subscribers.
 - B. Each Special Subscriber shall be represented by two directors. These appointees do not necessarily have to be council members of the Special Subscriber; however they must reside within the Village appointing them.
3. The public utility will send by ordinary mail or electronic mail to all Subscribers a notice to nominate with the September Water Invoice every second year when the elected director's term expire.

All nominees for election to be a Director shall be a Subscriber in Good Standing. Nominations must reach the office of the public utility before October 31.

M-11 (a)

6. Only Subscribers are entitled to vote. If a husband and wife are joint members only one will have a vote and they must decide which will vote. Proxies are not accepted for elections to the board. If the subscription is in joint names only one will be entitled to vote.
7. Ballots will be mailed by ordinary mail to all Subscribers on before November 7 and must be returned before November 30 of that year.
8. Terms of Office will begin at the January Meeting.

5. **BOARD DUTIES AND POWERS**

1. **Board Appointments**

The Board shall annually appoint:

- A. A Chairperson and Vice-Chairperson from among their number; and
- B. A Secretary-Treasurer who may be, but need not be, a representative.
- C. Such other employees as it deems necessary.

2. **Chairperson Duties**

Shall preside at all meetings of the board.

3. **Vice-Chairperson Duties**

The Vice-Chairperson in the absence of the Chairperson shall discharge the duties of the Chairperson.

4. **Secretary-Treasurer Duties**

- A. Attend and keep the 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, paper 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; from time to time, by the board.
- E. Send out invoices, receive and deposit funds as may be required to do the business of the utility.

5. **Bonding**

The public utility board may provide for security or fidelity bonding and insurance coverage as deemed necessary.

7. **QUORUM**

A quorum shall consist of 50% of the directors to be present at a meeting.

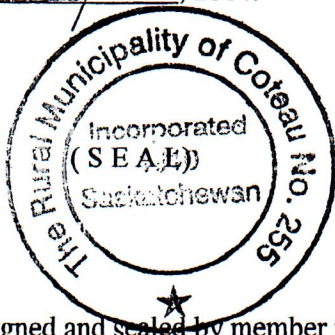
8. **CONFLICT OF INTEREST**

In the event of a conflict of interest, the director shall make his interest known and shall refrain from entering into any discussion with the other directors present and shall not vote upon that particular question, and shall leave the room during discussion. A record of conflicts shall be recorded in the minutes.

9. **EFFECTIVE DATE**

This Bylaw shall become effective when all member municipalities and special subscriber municipalities have signed and sealed this Bylaw.

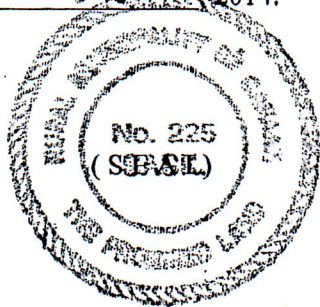
Signed and sealed by member municipality, Rural Municipality of Coteau, No 255 this 09 day of July, 2014.



[Signature]
REEVE

[Signature]
ADMINISTRATOR

Signed and sealed by member municipality, Rural Municipality of Canaan, No 225 this 9 day of July, 2014.



[Signature]
REEVE

[Signature]
ADMINISTRATOR

Signed and sealed by member municipality, Rural Municipality of Victory, No 226 this 8th day of July, 2014.



[Signature]
REEVE

[Signature]
ADMINISTRATOR

Signed and sealed by special subscriber municipality, Village of Beechy this 9th day of July, 2014.



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[Signature]