

# INTERLOCAL AGREEMENT

## City of Ronan & Ronan Library District

This Agreement, dated the 30<sup>th</sup> day of December, 2013 (to be effective January 1, 2014), by and between the City of Ronan ("City"), a municipality of the State of Montana, and the Ronan Library District ("District"), a political subdivision of the State of Montana,

Under the order made by the County Commissioners of Lake County on May 7, 2013, declaring the Ronan Library District established, the previous entity known as the Ronan City Library will become the Ronan Library District,

Following the establishment of the Ronan Library District on June 4, 2013, the Lake County Board of Commissioners appointed the first Board of Trustees of the Ronan Library District.

### WITNESSETH:

WHEREAS, the City of Ronan maintained for many years the Ronan City Library, and

WHEREAS, as of June 4, 2013, the District came into existence at the will of the voters in Lake County School District #30, including inter alia all the area encompassed within the boundaries of Lake County School District #30.

WHEREAS, it is the intention of the parties hereto that from and after January 1, 2014, the District will provide library services to the residents of School District #30, and that from and after said date, the need for a Ronan City Library serving the same area will cease to exist, and

WHEREAS, the City and the District desire to set forth their agreement herein for the purpose of ensuring a smooth and functioning transition of administration, assets, services, personnel, and liabilities in view of the aforesaid cessation of operations by Ronan City Library and commencement of operation by the District.

NOW, THEREFORE, in consideration for the mutual promises and covenants contained herein and in compliance with Sections 7-11-101, et seq., MCA the "Interlocal Cooperation Act," it is agreed as follows:

1. The parties agree that the effective date for the cessation for the Ronan City Library shall be as of January 1, 2014, and the effective date for commencement of library services operation by the District shall be January 1, 2014, subject, however, to the payroll transition set forth below in paragraph number 5, unless these dates must be changed due to circumstances that may arise following the execution of this agreement.
2. The City shall, with the cooperation of the Ronan Library District, take all necessary steps to dissolve the Ronan City Library, effective January 1, 2014.

3. The City shall authorize the Mayor to execute and deliver a Lease Agreement to the District pertaining to the space occupied by the present library and provide to the District access to necessary areas of the City Building for maintenance and operation of the Library as of January 1, 2014. Additionally, a further item shall be placed on the agenda authorizing the Mayor to execute and deliver a bill of sale for all Library chattels as-is, where-is, without warranty of any kind. The Mayor shall deliver a bill of sale on January 2, 2014. It is understood that the historical newspaper books, set forth on Exhibit "A" attached hereto, currently on loan to the library, will remain the separate property of the City of Ronan.
4. The real property is insured through the Montana Municipal Interlocal Authority. Each year, the Montana Municipal Interlocal Authority presents to the City of Ronan a premium notice which includes a breakdown for the various portions of the building currently occupied by the Library. The parties will rely on the Montana Municipal Interlocal Authority calculations for purposes of determining the share and reimbursement amount from the Ronan Library District to the City of Ronan for the space leased by the Ronan Library District. The Ronan Library District will provide and maintain its own insurance coverage for the Library contents including computers, books, furnishing and all non-fixture items, as well as its own liability coverage. The Ronan Library District shall pay for interior maintenance and repair of the Library portion of the building and contribute its proportional share of exterior maintenance in an amount not to exceed \$2,500 annually.
5. From and after December 22, 2013, the Ronan City Library Staff members will become employees of the Ronan Library District, subject to the supervision of the Ronan Library District Board of Trustees. Ronan Library District shall, as of December 22, 2013, be responsible for all payroll and reporting requirements and worker's compensation coverage, and shall pay benefits to Library employees as they are currently warranted under the employees' current employment with the City. In the event it is determined that the City of Ronan is obligated to cash out the employees for accrued sick leave and vacation benefits, any resulting forfeiture of those benefits will be reinstated by the Ronan Library District as to the forfeited portion of benefits. The Ronan Library District shall, by resolution or other appropriate means, adopt its own personnel policy effective December 22, 2013.

Copies of non-pay related personnel records of departing City employees shall be turned over to the District only with the written consent of the affected employee.

6. It is the intent of the parties hereto that from and after January 1, 2014, neither party hereto shall have the right of governance or control of the other, and each shall assume any and all liabilities with respect to land, chattel, and personnel as arranged herein.
7. The City of Ronan agrees to provide all necessary funding, beyond other available interim funding sources, for continued operation of the Library ending on December 31, 2013, as the Ronan Library District will not begin to receive tax funds until the month of December 2013. The City and the District agree that while the City has funded library operations of the Ronan Library District from and after July 1, 2013, and will fund the library operations as a supplement to other funding sources through to December 31, 2013, the City shall be

entitled to reimbursement from the District of any such expenditures on its behalf, subsequent to July 1, 2013, in excess amounts approved by the Council in the 2013 – 2014 budget for the library through calendar year 2013.

With respect to past and current funding of the Library operations through calendar year 2013, the Parties will determine the final adjusted reimbursement amount prior to December 31, 2013, which the Ronan Library District will be obligated to repay to the City of Ronan in two (2) equal payments: the first payment to be paid on or before June 30, 2014, and the second to be paid on or before December 31, 2014.

Any back property taxes collected by the City of Ronan on behalf of the Ronan Library District shall be applied toward a reduction in the total repayment obligation from the Ronan Library District to the City of Ronan.

8. Each party hereto represents and warrants that the governing body of each party has considered the terms of this Agreement, approved its adoption, and empowered the subscribers hereof to execute this Agreement on behalf of their respective governing boards.
9. The City Clerk, along with the Library Director, will be involved in administering the transition and providing any applicable reports or assistance to the City Council and the Ronan Library District.

IN WITNESS WHEREOF, the parties have executed this Agreement on the dates set forth below.

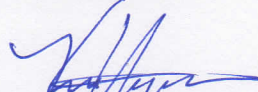
**RONAN LIBRARY DISTRICT:**



TIMOTHY GORDISH, Chair

Dated: 12-30-2013

**CITY OF RONAN:**



KIM AIPPERSPACH, Mayor of Ronan

Dated: 12/30/2013

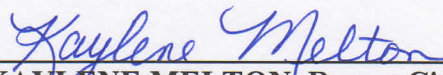
Attest:



MICHELLE FENGER, Library Director

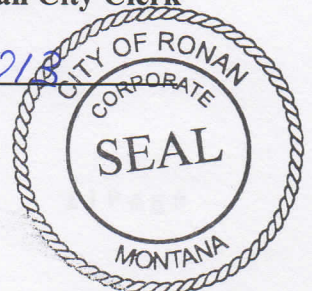
Dated: 12-31-2013

Attest:



KAYLENE MELTON, Ronan City Clerk

Dated: 12-30-2013



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EXHIBIT A

Bound Newspaper Books on loan from City of Ronan to Ronan Library District

The following Bound Newspaper Books are currently housed at the Ronan Library District. When the Library received these items, there were some books missing, thus the gap in some dates. What is listed below is what is on the spine of the bound newspapers

**RONAN PIONEER**

1. 1913-1915
2. April 1920 – March 1921
3. April 1921 – March 1922
4. April 1922 – March 1923
5. April 1923 – March 1924
6. April 1924 – March 1925
7. April 1925 – March 1926
8. April 1927 – March 1928
9. April 1928 – Nov 1928
10. Nov 1928 – August 1929
11. Sept 1929 – March 1930
12. April 1930 – Aug 1930
13. Sept 1930 – Dec 1930
14. Pioneer 1931
15. Pioneer 1932
16. 1933
17. 1934
18. 1935
19. 1936
20. 1937
21. 1938
22. 1939
23. 1940
24. 1941
25. 1942
26. 1943
27. 1944
28. 1945
29. 1946
30. 1947
31. 1948
32. 1949
33. 1950
34. 1951
35. 1952
36. 1953
37. 1954
38. 1955

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Bound Newspaper Books on loan from City of Ronan to Ronan Library District

39. 1957
40. 1958
41. 1959
42. 1960
43. 1961
44. 1962
45. 1963
46. 1964
47. 1965
48. 1966
49. 1967
50. 1968
51. 1969
52. 1970
53. 1971
54. Jan – Dec 1972
55. Jan – Dec 1973
56. Jan – Dec 1974
57. Jan – Dec 1975
58. Jan = Dec 1977
59. Jan – June 1978
60. July – Dec 1978
61. Jan – June 1979
62. July – Dec 1979
63. Jan – June 1980
64. July – Dec 1980
65. Jan – June 1981
66. July – Dec 1981
67. Jan – June 1982
68. July – Dec 1982
69. Jan – June 1983
70. July – Dec 1983
71. Jan – Jun 1984
72. July – Dec 1984
73. Jan – June 1985
74. July – Dec 1985
75. Jan – Dec 1985
76. Jul – Dec 1987
77. 1988
78. 1989
79. 1990

**LAKE COUNTY LEADER**

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EXHIBIT A

Bound Newspaper Books on loan from City of Ronan to Ronan Library District

1. Vol 1, 1-26, 1990-91
2. Vol 1, 26-52, 1991
3. Vol 2, 1-33, 1991-92
4. Vol 2-3, 34-8, 1992
5. Jan – June 1993
6. July – Dec 1993
7. Jan – June 1994
8. July – Dec 1994
9. Jan – Jun 1995
10. July – Dec 1995
11. Jan – Jun 1996
12. July – Dec 1996
13. Jan – Jun 1997
14. July – Dec 1997
15. Jan – Jun 1998
16. July – Dec 1998
17. Jan – Jun 1999
18. July – Dec 1999
19. Jan – Jun 2000
20. July – Dec 2000
21. Jan – Jun 2001
22. July – Dec 2001
23. Jan – Jun 2002
24. July – Dec 2002
25. Jan – Jun 2004
26. July – Dec 2004
27. Jan – Jun 2005
28. July – Dec 2005
29. Jan – Jun 2006

**MISSION VALLEY NEWS**

1. 1977
2. 1978
3. 1979
4. 1979 (yes, there are two copies)
5. 1980
6. 1981
7. 1982
8. 1983
9. 1984
10. 1985
11. 1986
12. 1987

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EXHIBIT A

Bound Newspaper Books on loan from City of Ronan to Ronan Library District

- 13. 1987 (yes, there are two copies)
- 14. 20-21 1988
- 15. 21-22 1989
- 16. 21-22 1990

**POW-WOW**

- 1. Sept 1960 – May 1961

**ST. IGNATIUS POST**

- 1. April 1961 – Dec 1961
- 2. Jan. 1962 – Dec 1962

**TOTAL BOUND NEWSPAPERS**

Ronan Pioneer	79
Lake County Leader	29
Mission Valley News	16
Pow-Wow	1
St. Ignatius Post	2
<b>TOTAL</b>	<b>127</b>