

12-9-97
agenda

PUBLIC LIBRARY CERTIFICATION

This certifies that our library

West Yellowstone Public Library

(library name)

qualifies as a "public library"
formed under either Title 7 or
MCA § 22-1-303 through 22-1-317

Attached is the legal documentation
establishing our library under the above.

Jean Nielsen

Library Board Chairperson

Elizabeth Kearney

Library Director

1-20-98

Date

LIBRARY SERVICES CONTRACT

THIS AGREEMENT is entered into on the 1st day of July, 1997, by and between the Board of County Commissioners of Gallatin County, hereinafter referred to as "the County", and the Board of Library Trustees of the City of West Yellowstone Library, West Yellowstone, Montana, hereinafter referred to as "the Library".

W I T N E S S E T H :

WHEREAS, the County desires to provide library services for rural residents of Gallatin County, and the Library has existing library facilities; and,

WHEREAS, Section 22-1-315, MCA, provides that the County and the Library may enter into a contract by which the free public library of the City of West Yellowstone shall assume the functions of a county-free library within Gallatin County;

NOW, THEREFORE, it is agreed as follows:

1. In return for payments to be made by the County, the Library shall make available to all rural county residents the services provided by their library at no cost to county residents;

2. The County agrees to pay the Library for library privileges for its rural residents the sum of Twenty-Three Thousand Five Hundred Seventy-Seven and no/100 Dollars (\$23,577.00). Payment will be made in equal quarterly

installments on or before October 20, 1997, December 31, 1997, March 31, 1998, and June 30, 1998.

3. The Library hereby acknowledges that this contract is contingent upon available revenue and if revenue falls short, then the County shall make adjustments in disbursements to the Library.

4. By entering into this agreement, the Library provides through Exhibit "A" attached hereto, notification to the County by the governing body of the City of West Yellowstone, of a request to exclude the property of the incorporated City of West Yellowstone, Montana, from liability for taxes under the County library mill levy;

5. The Library hereby acknowledges and holds harmless the County for the failure of the County to collect all possible tax revenue payable to the Library pursuant to this contract. The Library acknowledges the possibility of delinquent and late taxes which are beyond the control of the County. Any such delinquent and late taxes which are payable to the Library shall be credited to the account of the Library, and any such taxes recovered after the term of this agreement shall be paid to the Library;

6. The Library shall administer the Library in such a manner as to extend the same library privileges to the rural residents of Gallatin County outside the incorporated limits of

the City of West Yellowstone subject to this contract as are enjoyed by city residents;

7. The duration of this contract shall be for the period of July 1, 1997 through June 30, 1998;

8. The terms of this contract may be altered only upon written consent of both parties hereto;

9. This contract may be terminated by either party hereto, upon six (6) months written notice of intention to do so.

DATED this 14th day of October, 1997.

BOARD OF COUNTY COMMISSIONERS
OF GALLATIN COUNTY

BOARD OF TRUSTEES OF THE CITY
OF WEST YELLOWSTONE PUBLIC
LIBRARY, WEST YELLOWSTONE,
MONTANA

Phil Olson
Phil Olson, Chairman

Jean Nielsen, Chair

Jane Jelinski
Jane Jelinski, Member

J. J. J. J.

William A. Murdock
William A. Murdock, Member

Kindy Berry

ATTEST:

APPROVED AS TO LEGAL CONTENT:

Shelley Vance
Shelley Vance, Clerk & Recorder

Marty Lambert, County Attorney

Date: 1-7-98

Date: _____

EXHIBIT "A"

NOTICE OF EXEMPTION FROM COUNTY LIBRARY TAX

TO: The Board of County Commissioners of Gallatin County
FROM: The Governing Body of the City of West Yellowstone,
Gallatin County, Montana.

YOU ARE HEREBY NOTIFIED that the City of West Yellowstone, Gallatin County, Montana has entered into a Library Services Contract with Gallatin County by which the West Yellowstone Public Library shall assume the functions of a county free library within Gallatin County. Pursuant to paragraph four (4) of that contract, the City of West Yellowstone, Montana, hereby requests that the property of the incorporated City be excluded from liability for taxes under the Gallatin County library mill levy.

DATED THIS 14th day of October, 1997.

BY: 

City Manager, City of West Yellowstone, Montana

West Yellowstone Library

FAX TRANSMISSION

WEST YELLOWSTONE PUBLIC LIBRARY

P.O. Box 370

WEST YELLOWSTONE MT 59758

406/646-9017 10-3 646-9017

FAX: 406/646-7511

To: Karen Strege, State Librarian **Date:** September 2, 1998

Fax #: 406/444-5612 **Pages:** 4, including this cover sheet.

From: Liz Kearney, Library Director

Subject: Library's City Charter

COMMENTS:

Karen, this is what we found in the city's archives: a letter from the Gallatin County commissioners and the town's resolution establishing a free public library.

If you could comment on this, it will be greatly appreciated!

Thanks,

Liz Kearney

09/04/98 1:35 Reach Liz by phone after several attempts earlier in the day! Answered questions per Karen's note. Title 22 library Bd has authority for personnel. can not "request" custody of funds, etc.

okay, thanks from Liz.

Memo to file 09/04/98

DeaLyn Staffeldt



State of Montana
COUNTY OF GALLATIN

Exeman

June 2, 1980

Mr. Larry Benfit, Mayor of West Yellowstone
& Members of West Yellowstone Town Council
City Offices
West Yellowstone, Montana 59758

re: WEST YELLOWSTONE LIBRARY FUNDS

Dear Mr. Benfit and Members of Town Council:

We would like to have your council call together interested citizens in West Yellowstone to form a West Yellowstone Library Board. If the Council so desires, a resolution creating the Library Board should be adopted. This Library Board, under your direction, could then appoint a West Yellowstone Librarian.

As soon as this is done, the Librarian may draw on funds for the West Yellowstone Library operation. However, no funds may be spent until the Librarian or Library Board has the approval from you and/or the Town Council. You will be keeping the books for the Library Fund.

We ask that you and the Town Council disperse funds to the Librarian, when she submits claims, and we would like to continue this way until you receive further instructions from us.

We ask that you, Larry, receive the Library Allotment for the West Yellowstone Library because no Library Board or Librarian is set up at the present time. When a Library Board and a Librarian are chosen, please submit their names to us for our records.

Thank you,

GALLATIN COUNTY COMMISSIONERS

[Signature]
John H. Buttelman - Chairman

[Signature]
Joy I. Nash - Member

[Signature]
George W. Sager

cc: Auditor
Janice Dunbar - 133 Iris - West Yellowstone, Mt.

[Handwritten notes on left margin]
This is for
West Yellowstone
Library
202-7-316-97
Buttelman?

[Handwritten notes on right margin]
books for
account
will
see.

RESOLUTION NO. 116

A RESOLUTION ESTABLISHING A FREE PUBLIC LIBRARY FOR THE TOWN OF WEST YELLOWSTONE UNDER THE PROVISIONS OF MONTANA LAW, AND PROVIDING FOR A LIBRARY BOARD OF TRUSTEES.

WHEREAS, Title 22, Chapter 1, Part 3, Montana Code Annotated provides for the establishing, financing and administration of free public libraries in Montana to give the people of Montana the fullest opportunity to enrich and inform themselves through reading;

WHEREAS, the Town Council of the Town of West Yellowstone deems it in the best interests of the citizens of West Yellowstone that a free public library be established in the Town of West Yellowstone; and,

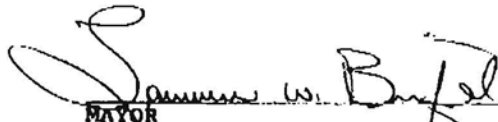
WHEREAS, the Town Council of the Town of West Yellowstone has been advised by the Gallatin County Commissioners that funds for the administration of a free public library in West Yellowstone, Montana are available through the West Yellowstone Library Fund.

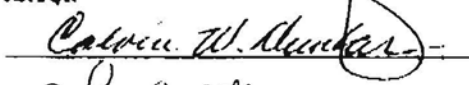
NOW, THEREFORE,

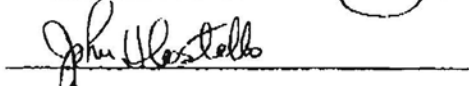
BE IT RESOLVED, that there is hereby established a free public library for the Town of West Yellowstone under the provisions of Montana laws relating to public libraries.


BE IT FURTHER RESOLVED, that the Mayor of the Town of West Yellowstone, shall, with the advice and consent of the Town Council, appoint a Board of Trustees for the Town Library, which board shall consist of five (5) trustees, and shall be governed by the provisions of Title 22, Chapter 1, Part 3, Montana Code Annotated.

PASSED AND APPROVED BY THE TOWN COUNCIL on this 19th day of June, 1980.



 MAYOR






ATTEST:

TOWN CLERK