

AGREEMENT FOR JOINT COOPERATIVE ACTION
FOR

FILED

OCT 20 1999

CENTRAL ARKANSAS LIBRARY SYSTEM **SHARON PRIEST**
BY **SECRETARY OF STATE**

THIS AGREEMENT FOR JOINT COOPERATIVE ACTION is executed by and between the public agencies participating in the Central Arkansas Library System (the "Corporation"), as listed immediately below (the "Public Agencies"):

City of Little Rock, Arkansas, acting by and through its Mayor and Board of Directors;
City of Jacksonville, Arkansas, acting by and through its Mayor and Aldermen;
City of Maumelle, Arkansas, acting by and through its Mayor and Board of Directors;
City of Sherwood, Arkansas, acting by and through its Mayor and Aldermen
Pulaski County, Arkansas, acting by and through its Quorum Court; and
Perry County, Arkansas, acting by and through its Quorum Court;

by attaching hereto certified copies of the ordinance, resolution or other action of each Public Agency, evidencing approval of this Agreement by the governing body of each Public Agency, all in compliance with the laws of the State of Arkansas, particularly the Interlocal Cooperation Act, Chapter 20 of Title 25 of the Arkansas Code Annotated of 1987, as amended (codified as A.C.A. §§ 25-20-101 et. seq., the "Act").

The Public Agencies do hereby certify and agree as follows:

1. **DURATION:** The duration of Central Arkansas Library System as a public body corporate and politic shall be perpetual, or until the Public Agencies elect to terminate it pursuant to A.C.A. § 25-20-207 and Section 6 of this Agreement.

2. **ORGANIZATION:** No separate legal entity is being created by this Agreement. However, a public body corporate and politic was created by the Public Agencies submitting to the Arkansas Secretary of State an Application to Create a Public Body Corporate and Politic pursuant to A.C.A. §§ 25-20-201 et. seq., and said Application has been approved and a Certificate of Incorporation issued and recorded, creating a public body corporate and politic under the name "Central Arkansas Library System." The precise organization of Central Arkansas Library System is set forth in said Application.

3. **POWERS:** This Corporation shall have all powers, privileges, authority and rights conferred by the laws of the State of Arkansas on each of the Public Agencies and all powers and rights incidental to carrying out the purposes for which this Corporation is formed, except such as are inconsistent with the express provisions of the Act under which this Corporation is created, and the enumeration of the purposes shall not be held to limit or restrict in any manner the general powers conferred on this Corporation by the laws of the State of Arkansas. Such powers shall include but not be limited to the power to have perpetual succession; maintain such office(s) as it may deem appropriate; execute and perform contracts; apply for and receive permits, licenses, certificates, and approvals as may be necessary, and construct, maintain, and operate facilities in accordance therewith; employ the services of professionals; purchase insurance; purchase, receive, own, hold, improve, use, lease, sell, convey, exchange, transfer, assign, mortgage, pledge, or otherwise acquire, dispose of, or deal with, real or personal property or any legal or equitable interest therein in its own name; apply for, receive, and use loans, grants, taxes, donations, and contributions from any public agency or other lawful source, including any taxes levied pursuant to any authority granted by the Arkansas Constitution or statutes, and amendments thereto, and any proceeds from the sale of bonds; acquire by the exercise of the power of eminent domain any real property which it may deem necessary for its purposes, in the manner prescribed in Arkansas Code 18-15-1202-1207 or in the manner provided by any other statutory provisions for the exercise of the power of eminent domain; and do any and all other acts and things necessary, convenient, or desirable to carry out the purposes and to exercise the powers granted to public bodies corporate and politic by the Act. Notwithstanding any provision of State law other than the Act, or any ordinance, resolution or other action of any Public Agency to the contrary, none of the powers granted to this Corporation in the Act or hereunder shall be subject to the further supervision or regulation, or require the further approval or consent of, any Public Agency.

4. **PURPOSES:** This Corporation was created for the purpose of constructing, operating and maintaining a public library system for the central Arkansas area which will offer library services to the public within the communities of each of the Public Agencies, allowing the Public Agencies to make the most efficient use of their powers, resources and facilities to serve their local communities to the fullest extent practical and possible; to establish a cooperative collection of books and related materials; to provide and improve rotation of books throughout a wider area; to eliminate unnecessary duplications of functions, facilities and assets; to take advantage of bulk discounts and purchase economics; and to provide for the addition of other participating public agencies to the system, all for the mutual advantage of the Public Agencies in their efforts to meet the needs of their local communities.

5. FINANCING; BUDGET:

Funds for the Corporation come from the following sources:

- (1) Operational and bond millages approved by the voters in the Public Agencies in accordance with Amendment 72 to the Arkansas Constitution, and subsequent enabling legislation. Current levies are:
 - Operational: City of Little Rock, 1.9 mils
 - Pulaski County, 1.6 mils
 - Perry County, 1 mil
 - City of Maumelle, 0 mils
 - City of Jacksonville, 0 mils
 - City of Sherwood, 0 mils
 - Capital Improvements (Bonded Indebtedness):
 - City of Little Rock, 2 mils
 - City of Maumelle, 2 mils
- (2) State Aid formula distribution;
- (3) Fees and fines collected by the Corporation; and
- (4) Endowment Fund earnings and gifts.

The Executive Director shall submit a budget to the Board of Directors for approval. The Board of Directors shall have final approval of all budgets, and shall fix the number and salaries of all employees of the Corporation.

6. WITHDRAWAL; DISSOLUTION; DISPOSITION OF PROPERTY:

A. If any Public Agency wishes to withdraw from the Corporation, the governing body of that Public Agency shall, by ordinance, resolution or otherwise pursuant to law of the governing body, determine that it is in the best interest of the Public Agency to withdraw from the Corporation, and give notice thereof to all Directors of the Corporation and to the mayor, county judge or other chief executive of the governing body of each of the other Public Agencies, and each such governing body shall have ninety (90) days in which to determine, by ordinance, resolution or otherwise pursuant to law of the governing body, whether to dissolve the Corporation or continue without the withdrawing Public Agency. The notice of withdrawal shall become effective upon the earlier of the date each Public Agency participating in the Corporation makes its determination as aforesaid, or the expiration of ninety (90) days. Any Public Agency withdrawing from the Corporation may reestablish its own library facility and governing body,

as provided by law. In the event of withdrawal, the Corporation Board of Directors (including the Director(s) representing the withdrawing Public Agency) shall, after paying or making provision for the payment of all liabilities of the Corporation, determine the net assets added to the Corporation during that Public Agency's period of participation and the pro rata portion of those net assets fairly attributable to that Public Agency, and return same to the withdrawing Public Agency, together with any fixed assets, title to which had been transferred to the Corporation. In the event one or more of the Cities of Jacksonville, Maumelle, and Sherwood withdraws from the Corporation, if such Public Agency then or later operates a library independently and passes a millage to support said library, such that the monies contributed by Pulaski County based on its 1.6 mills assessment is reduced, then Pulaski County shall lose the position(s) on the Board of Directors which is dedicated to the withdrawing City(ies).

B. Because this Corporation is organized as a public body corporate and politic with perpetual existence, the undersigned do not anticipate the dissolution of the Corporation. However, if the Corporation should ever be dissolved, then upon the dissolution of the Corporation the Board of Directors shall, after paying or making provision for the payment of all liabilities of the Corporation, determine the net assets added to the Corporation during each Public Agency's period of participation and the pro rata portion of those net assets fairly attributable to each Public Agency, and return same to each Public Agency, together with any fixed assets, title to which had been transferred to the Corporation, and any articles of dissolution adopted by the Corporation shall so provide. Any of such assets not so disposed of shall be disposed of by the Chancery Court of the county in which the principal office of the Corporation is located, exclusively to such Public Agencies as said Court shall determine.

C. For so long as the Cities of Jacksonville, Maumelle and Sherwood directly contribute no operational monies to the Corporation, they shall not be entitled to credit, upon withdrawal from or dissolution of the Corporation, for any percentage of monies contributed by Pulaski County, those monies having been dedicated to library purposes prior to the date on which said Public Agencies began participating in the Corporation. The foregoing shall not affect such a Public Agency's right to have any fixed asset donated to the Corporation by that Public Agency or constructed with capital improvement monies contributed directly by that Public Agency to the Corporation returned to it upon withdrawal from or dissolution of the Corporation.

D. When determining the net assets added to the Corporation during a Public Agency's period of participation and the pro rata portion of those net assets fairly attributable to that Public Agency upon its withdrawal in accordance with subsection 6.A above, eighty percent (80%) of

all costs incurred in connection with that Public Agency's heating, ventilation and air conditioning equipment, floor coverings, roofs, and major additions and renovations, if the Public Agency had conveyed its real property to the Corporation, and twenty percent (20%) of all such costs if the Public Agency had not conveyed its real property to the Corporation, which have not been, or would not have been in accordance with generally accepted accounting practices, depreciated as of the date of withdrawal, may be considered as an expense of the Corporation attributable to that Public Agency and set off against the assets added to the Corporation during that Public Agency's period of participation in the Corporation for the purpose of determining net assets.

7. ACQUISITION AND MAINTENANCE OF PROPERTY:

A. Personal Property. Each Public Agency shall, within forty-five (45) days after the effective date hereof, convey and transfer to the Corporation title to all personal property owned by it in association with its library, including but not limited to any and all books, audio visual materials, maps, manuscripts, photographs, periodicals, furnishings, vehicles, equipment, and other like assets. Title to all like personal property purchased, received by gift, or otherwise acquired by the Corporation or by any Public Agency for library purposes during the term of this Agreement shall be conveyed and transferred to the Corporation within forty-five (45) days after receipt thereof. Such conveyance shall be absolute and without restrictions or conditions, and the Corporation shall provide all maintenance, repairs and upkeep for such personal property for so long as it is owned by the Corporation, including keeping all such personal property insured against hazards. The Corporation may manage, inventory, index, update, lend, lease, exchange, improve, pledge, assign, sell or otherwise dispose of or deal with such personal property if it is in the best interest of the Corporation; provided, however, that the Corporation must provide comparable library services within the city limits of each city Public Agency and within the geographical boundaries of each county Public Agency.

B. Real Property. Each Public Agency may elect whether to convey and transfer to the Corporation title to its real property used for library purposes.

1. If a Public Agency elects to convey and transfer such real property to the Corporation, such conveyance shall be absolute and without restrictions or conditions, and the Corporation shall provide all maintenance, repairs and upkeep for such real property for so long as it is owned by the Corporation, including utilities, telecommunications systems, housekeeping and grounds keeping services, and keep all improvements thereon insured against hazards. The Corporation may sell, lease, exchange, improve, mortgage, pledge, assign, or otherwise deal with such real property if it is in the best interest of the Corporation; provided, however, that the

Corporation must provide comparable library services within the city limits of each city Public Agency and within the geographical boundaries of each county Public Agency.

2. If a Public Agency does not elect to convey and transfer such real property to the Corporation, then that Public Agency hereby agrees to provide utilities and telecommunications systems (except computers), housekeeping and grounds keeping services, routine repairs including but not limited to minor painting, plumbing, electrical and roofing services, and keep all improvements thereon insured against hazards. The City of Little Rock provides for these services by levying an additional .3 mil on its citizens; the remaining Public Agencies agree to provide these services from their regular operating budgets if they elect to retain title to their real property. Repair, replacement and improvement costs on heating, ventilation and air conditioning equipment, floor coverings, roofs, and major additions and renovations shall be on a shared basis, with the Corporation paying 20% of such costs and the applicable Public Agency paying 80%. This shared payment plan becomes operable when the costs of repairs and/or replacements and/or improvements exceed 50¢ per square foot of conditioned space in the respective building, with the per square foot amount being indexed to the annual rate of inflation beginning on January 1, 1996.

3. The Corporation agrees to repair, keep and maintain the real property owned by it in a clean, sanitary, attractive, first class condition, normal wear and tear accepted, and each Public Agency which retains title to its real property agrees to do the same. In the event a Public Agency fails to so repair, keep and maintain its real property, the Corporation may give that Public Agency written notice of such failure, noting specifically the defects, and the Public Agency shall correct those defects and any others reasonably related thereto within thirty (30) days of receipt of that notice. If the Public Agency fails to so correct the defects, the Corporation may refuse to provide library services to that Public Agency unless and until necessary repairs are made or cleaning or other corrective action is taken.

8. **ADDITIONAL PUBLIC AGENCIES:** Additional cities and counties may participate as Public Agencies in the Central Arkansas Library System upon obtaining the consent of all then participating Public Agencies and upon agreeing to abide by the same conditions of participation, including but not limited to having representation on the Board of Directors and service provided within the jurisdiction of each participating Public Agency.

9. **CONSTRUCTION:** This Agreement shall be liberally construed to accomplish its intent and purposes.

10. **EFFECTIVE DATE:** This Agreement for Joint Cooperative Action shall become effective on September 1, 1999 provided that, prior to said date, the Arkansas Secretary of State has issued a Certificate of Incorporation for Central Arkansas Library System; and this Agreement has been approved by ordinance, resolution or other appropriate action of each Public Agency and executed pursuant to said authority; the Attorney General of the State of Arkansas has either approved it or failed to disapprove it; and it has been filed with the County Clerks of Pulaski and Perry Counties and the Arkansas Secretary of State. Otherwise, it shall become effective on the date the last of the above specified acts shall have been accomplished.

CERTIFICATE

STATE OF ARKANSAS)
COUNTY OF PULASKI) SS
CITY OF LITTLE ROCK)

I, Robbie Hancock, City Clerk within and for the City aforesaid, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 17,875 of the Ordinances of the City of Little Rock, Arkansas, entitled: "AN ORDINANCE APPROVING PARTICIPATION AS A PUBLIC AGENCY TO CREATE A PUBLIC BODY CORPORATE AND POLITIC TO BE KNOWN AS THE CENTRAL ARKANSAS LIBRARY SYSTEM; TO PARTICIPATE IN THE NEW AGREEMENT FOR JOINT COOPERATIVE ACTION; REPEALING LITTLE ROCK ARK. RES. NO. 5,850 AND LITTLE ROCK CITY CODE SECTIONS 16-26 THROUGH 16-31; AND FOR OTHER PURPOSES"; passed by the Board of Directors of said City on November 17, 1998, said Ordinance now appearing of record in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of office on this 24th day of November, 1998.



Robbie Hancock
City Clerk
City of Little Rock, Arkansas

FILED AND RECORDED

1998 NOV 30 A 11:21
CAROLYN SMILEY
CIRCUIT COUNTY CLERK

AN ORDINANCE APPROVING PARTICIPATION AS A PUBLIC AGENCY TO CREATE A PUBLIC BODY CORPORATE AND POLITIC TO BE KNOWN AS THE CENTRAL ARKANSAS LIBRARY SYSTEM; TO PARTICIPATE IN THE NEW AGREEMENT FOR JOINT COOPERATIVE ACTION; REPEALING LITTLE ROCK ARK. RES. NO. 5,850 AND LITTLE ROCK CITY CODE SECTIONS 16-26 THROUGH 16-31; AND FOR OTHER PURPOSES.

WHEREAS, the City of Little Rock, Arkansas is a party to an Amended Interlocal Cooperation Agreement made effective as of January 1, 1978 by which it, with other cities and counties, agreed to participate in the Central Arkansas Library System, an unincorporated association of governmental units;

WHEREAS, the Director and Board of Trustees of the Central Arkansas Library System have recommended that the said cities and counties join with other cities to create a separate legal entity in the form of a public body corporate and politic as authorized by Act 813 of 1995 (codified as A.C.A. §§ 25-20-201 et. seq.), to better enable all participating cities and counties to accomplish their purposes and objectives of constructing, operating and maintaining library facilities and services as efficiently and professionally as possible within their local communities;

WHEREAS, the Board of Directors of the City of Little Rock has determined that it is the best public interest and welfare of the City of Little Rock and its citizens in accomplishing the such purposes to create a public body corporate and politic;

WHEREAS, the Board of Directors of the City of Little Rock has reviewed and considered the following proposed documents prepared to create and govern the Central Arkansas Library System as a public body corporate and politic:

Application to Create a Public Body Corporate and Politic of Central Arkansas Library System; and Agreement for Joint Cooperative Action for Central Arkansas Library System;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE CITY OF LITTLE ROCK, ARKANSAS:



1 SECTION 1. The City of Little Rock, Arkansas, hereby elects to participate as a public
2 agency in the public body corporate and politic to be known as "Central Arkansas Library
3 System."

4 SECTION 2. The names of the participating public agencies, and the number of
5 directors required from each agency to serve on the public body's board of directors, are as
6 follows:

<u>Public Agency</u>	<u>No. of Directors</u>
City of Little Rock, Arkansas	7
City of Jacksonville, Arkansas	1
City of Maumelle, Arkansas	1
City of Sherwood, Arkansas	1
City of Pulaski, Arkansas	2
County of Perry, Arkansas	1

17 Each director shall have one (1) vote on all matters coming before the board of directors.

18 SECTION 3. Central Arkansas Library System, as a public body corporate and politic,
19 shall have powers ascribed to it by Arkansas law, and by the terms and provisions of the
20 Application to Create a Public Body Corporate and Politic of Central Arkansas Library System,
21 and the Agreement for Joint Cooperative Action for Central Arkansas Library System.

22 SECTION 4. The Application to Create a Public Body Cooperate and Politic of Central
23 Arkansas Library System, and the Agreement for Joint Cooperative Action for Central
24 Arkansas Library System, are hereby approved in form and substance. The filing of the
25 Application with the Secretary of State to create the public body corporate and politic, and the
26 filing of the Agreement with the Attorney General of the State of Arkansas, the County Clerk
27 for Pulaski and Perry Counties, and the Arkansas Secretary of State, are hereby authorized and
28 approved.

29 SECTION 5. A copy of this Ordinance, duly certified by the City Clerk, shall be filed
30 in the Office of the Recorder of Pulaski County and recorded in the records of the County.

31 SECTION 6. Little Rock, Ark. Res. No. 5,850 (November 15, 1997) and Sections 16-
32 26 through 16-31 of the Little Rock City Code, 1988 are hereby repealed.

1 SECTION 7. This Ordinance shall take effect and be in force from and after its passage
2 and approval.

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5 PASSED: November 17, 1998
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8 ATTEST:

9 Robbie Hancock
10 ROBBIE HANCOCK
11 CITY CLERK
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APPROVED:

Jim Bailey
JIM BAILEY
MAYOR

13 APPROVED AS TO FORM:
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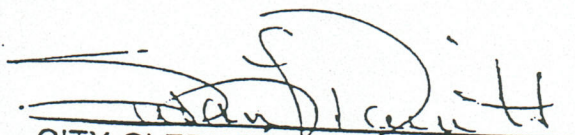
15 Thomas M. Carpenter
16 THOMAS M. CARPENTER
17 CITY ATTORNEY
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STATE OF ARKANSAS)
COUNTY OF PULASKI) SS

CERTIFICATE

I the undersigned, City Clerk-Treasurer of the City of Jacksonville, Arkansas, hereby certify that the foregoing ORDINANCE numbered 1116 (#2-99), is a true and correct copy of said ORDINANCE, duly passed by the City Council and approved by the Mayor of the City of Jacksonville, Arkansas, on the 21st day of JANUARY, 1999 and that the same now appears of record in the office of the City Clerk of Jacksonville, Arkansas in ORDINANCE BOOK number XI, page number ONE HUNDRED ELEVEN (111) through ONE HUNDRED TWELVE.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the City of Jacksonville, Arkansas, this 22nd day of JANUARY 1999.


CITY CLERK-TREASURER
Susan L. Davitt

ORDINANCE NO. 1116 (#2 - 99)

AN ORDINANCE APPROVING PARTICIPATION AS A PUBLIC AGENCY
CREATING A PUBLIC CORPORATE BODY TO BE KNOWN AS THE
CENTRAL ARKANSAS LIBRARY SYSTEM; TO PARTICIPATE IN A NEW
AGREEMENT FOR JOINT COOPERATIVE ACTION; AND, FOR OTHER
PURPOSES.

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WHEREAS, the City of Jacksonville, Arkansas is a party to an Amended Interlocal Cooperation Agreement, made effective as of January 1, 1978, by which, with other cities and counties, agreed to participate in the Central Arkansas Library System, an unincorporated association of governmental units;

WHEREAS, the Director and Board of Trustees of the Central Arkansas Library System have recommended that said cities and counties join with other cities to create a separate legal entity in the form of a public corporate body as authorized by ACA §25-20-201 et. seq., to better enable all participating cities and counties to accomplish their purposes and objectives of constructing, operating and maintaining library facilities and services as efficiently and professionally as possible within their local communities;

WHEREAS, the City Council of the City of Jacksonville has determined that it is the best public interest and welfare of the City of Jacksonville and its citizens in accomplishing such purposes to create a new public body corporate and politic; and,

WHEREAS, the City Council of the City of Jacksonville has reviewed and considered the following proposed documents prepared to create and govern the Central Arkansas Library System as a public body corporate and politic:

Application to Create a Public Body Corporate and
Politic of Central Arkansas Library System; and,
Agreement for Joint Cooperative Action for Central
Arkansas Library System;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE CITY
COUNCIL OF THE CITY OF JACKSONVILLE, ARKANSAS:

SECTION ONE: The City of Jacksonville, Arkansas, hereby elects to participate in a public agency in the public body corporate and politic to be known as the "Central Arkansas Library System."

SECTION TWO: The name of the participating public agencies, and the number of directors required from each agency to serve on the public body's board of directors, are as follows:

<u>Public Agency</u>	<u>No. of Directors</u>
City of Little Rock, Arkansas	7
City of Jacksonville, Arkansas	1
City of Maumelle, Arkansas	1
City of Sherwood, Arkansas	1
County of Pulaski, Arkansas	2
County of Perry, Arkansas	1

Each director shall have one (1) vote on all matters coming before the board of directors.

SECTION 3. Central Arkansas Library system, as a public body corporate and politic, shall have powers ascribed to it by Arkansas law, and by the terms and provisions of the Application to Create a Public Body Corporate and Politic of Central Arkansas Library System, and the Agreement for Joint Cooperative Action for Central Arkansas Library System.

SECTION FOUR: The Application to Create a Public Body Cooperate and Politic of Central Arkansas Library System and the Agreement for Joint Cooperative Action for Central Arkansas Library System are hereby approved in form and substance. The filing of the Application with the Secretary of State to create the public body corporate and politic, and the filing of the Agreement with the Attorney General of the State of Arkansas, the County Clerk for Pulaski and Perry Counties, and the Arkansas Secretary of State are hereby authorized and approved.

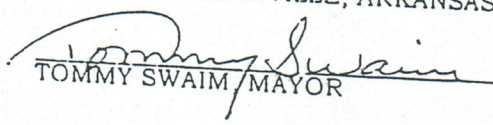
SECTION FIVE: A copy of this Ordinance, duly certified by the City Clerk, shall be filed in the Office of the Recorder of Pulaski County and recorded in the records of the County.

SECTION SIX: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

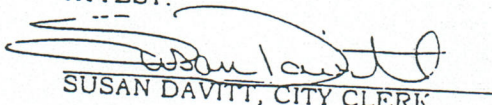
SECTION SEVEN: This Ordinance shall take effect and be in force from and after its date of passage.

APPROVED AND ADOPTED THIS 21st DAY OF JANUARY, 1999.

CITY OF JACKSONVILLE, ARKANSAS


TOMMY SWAIM, MAYOR

ATTEST:


SUSAN DAVITT, CITY CLERK

APPROVED AS TO FORM:

ROBERT E. BAMBURG, CITY ATTORNEY

BE IT ENACTED BY THE BOARD OF DIRECTORS OF THE CITY OF MAUMELLE,
COUNTY OF PULASKI, STATE OF ARKANSAS, AN ORDINANCE TO BE
ENTITLED:

ORDINANCE NO. 344

AN ORDINANCE APPROVING PARTICIPATION AS A PUBLIC AGENCY TO CREATE A PUBLIC BODY CORPORATE AND POLITIC TO BE KNOWN AS THE CENTRAL ARKANSAS LIBRARY SYSTEM; TO PARTICIPATE IN THE NEW AGREEMENT FOR JOINT COOPERATIVE ACTION.

WHEREAS, the Cities of Little Rock and Jacksonville, Arkansas, and the Counties of Pulaski and Perry, Arkansas, are parties to an Amended Interlocal Cooperation Agreement made effective as of January 1, 1978 by which they agreed to participate in the Central Arkansas Library System, an unincorporated association of governmental units;

WHEREAS, the Director and Board of Trustees of the Central Arkansas Library System have recommended that the said cities and counties join with other cities, including the City of Maumelle to create a separate legal entity in the form of a public body corporate and politic as authorized by Act 813 of 1995 (codified as A.C.A. §§ 25-20-201 et. seq.), to better enable all participating cities and counties to accomplish their purposes and objectives of constructing, operating and maintaining library facilities and services as efficiently and professionally as possible within their local communities;

WHEREAS, the Board of Directors of the City of Maumelle has determined that it is in the best public interest and welfare of the City of Maumelle and its citizens in accomplishing such purposes to create a public body corporate and politic;

WHEREAS, the Board of Directors of the City of Maumelle has reviewed and considered the following proposed documents prepared to create and govern the Central Arkansas Library System as a public body corporate and politic:

Application to Create a Public Body Corporate and Politic of Central Arkansas Library System; and

Agreement for Joint Cooperative Action for Central Arkansas Library System;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF
THE CITY OF MAUMELLE, ARKANSAS:

SECTION 1. The City of Maumelle, Arkansas, hereby elects to participate as a public agency in the public body corporate and politic to be known as "Central Arkansas Library System.

SECTION 2. The names of the participating public agencies, and the number of directors required from each agency to serve on the public body's board of directors, are as follows:

Public Agency	No. of Directors
City of Little Rock, Arkansas	7
City of Jacksonville, Arkansas	1
City of Maumelle, Arkansas	1
City of Sherwood, Arkansas	1
County of Pulaski, Arkansas	2
County of Perry, Arkansas	1

Each director shall have one (1) vote on all matters coming before the board of directors.

SECTION 3. Central Arkansas Library System, as a public body corporate and politic, shall have all powers ascribed to it by Arkansas law, and by the terms and provisions of the Application to Create a Public Body Corporate and Politic of Central Arkansas Library System, and the Agreement for Joint Cooperative Action for Central Arkansas Library System.

SECTION 4. The Application to Create a Public Body Corporate and Politic of Central Arkansas Library System, and the Agreement for Joint Cooperative Action for Central Arkansas Library System, are hereby approved in form and substance. The filing of the Application with the Secretary of State to create the public body corporate and politic, and the filing of the Agreement with the Attorney General of the State of Arkansas, the County Clerk for Pulaski and Perry Counties, and the Arkansas Secretary of State, are hereby authorized and approved.

SECTION 5. A copy of this Ordinance, duly certified by the City Clerk, shall be filed in the Office of the Recorder of Pulaski County and recorded in the records of the County.

SECTION 6. This Ordinance shall take effect and be in force from and after its passage and approval.

PASSED: 7-6, 1999

APPROVED:

Mark Adelstein
Mark Adelstein, Mayor

ATTEST:

Beverly Masters
Beverly Masters, City Clerk

APPROVED AS TO FORM:

Signed
Mark Stodola, City Attorney

SPONSOR:

Director Jones



	Mattox	Skiles	Bright	Miles	Jones	LaMastus	Adelstein
Aye:	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
No:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

FILED

7-7-99

BEVERLY MASTERS
CITY CLERK
MAUMELLE, AR

**AN ORDINANCE APPROVING PARTICIPATION AS A PUBLIC AGENCY TO
CREATE A PUBLIC BODY CORPORATE AND POLITIC TO BE KNOWN AS
THE CENTRAL ARKANSAS LIBRARY SYSTEM; TO PARTICIPATE IN THE
NEW AGREEMENT FOR JOINT COOPERATIVE ACTION**

WHEREAS, the Cities of Little Rock and Jacksonville, Arkansas, and the Counties of Pulaski and Perry, Arkansas, are parties to an Amended Interlocal Cooperation Agreement made effective as of January 1, 1978 by which they agreed to participate in the Central Arkansas Library System, an unincorporated association of governmental units;

WHEREAS, the Director and Board of Trustees of the Central Arkansas Library System have recommended that the said cities and counties join with other cities, including the City of Sherwood, to create a separate legal entity in the form of a public body corporate and politic as authorized by Act 813 of 1995 (codified as A.C.A. §§ 25-20-201 et. Seq.), to better enable all participating cities and counties to accomplish their purposes and objectives of constructing, operating and maintaining library facilities and services as efficiently and professionally as possible within their local communities;

WHEREAS, the City Council of the City of Sherwood has determined that it is in the best public interest and welfare of the City of Sherwood and its citizens in accomplishing such purposes to create a public body corporate and politic;

WHEREAS, the City Council of the City of Sherwood has reviewed and considered the following proposed documents prepared to create and govern the Central Arkansas Library System as a public body corporate and politic;

Application to Create a Public Body Corporate and Politic of Central Arkansas Library System; and

Agreement for Joint Cooperative Action for Central Arkansas Library System;

**NOW; THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL
OF THE CITY OF SHERWOOD, ARKANSAS:**

SECTION 1. The City of Sherwood, Arkansas, hereby elects to participate as a public agency in the public body corporate and politic to be known as "Central Arkansas Library System."

SECTION 2. The names of the participating public agencies, and the number of directors required from each agency to serve on the public body's board of directors, are as follows:

<u>Public Agency</u>	<u>No. of Directors</u>
City of Little Rock, Arkansas	7
City of Jacksonville, Arkansas	1

City of Maumelle, Arkansas
City of Sherwood, Arkansas
County of Pulaski, Arkansas
County of Perry, Arkansas

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Each director shall have one (1) vote on all matters coming before the board of directors.

SECTION 3. Central Arkansas Library System, as a public body corporate and politic, shall have all powers ascribed to it by Arkansas law, and by the terms and provisions of the Application to Create a Public Body Corporate and Politic of Central Arkansas Library System, and the Agreement for Joint Cooperative Action for Central Arkansas Library System.

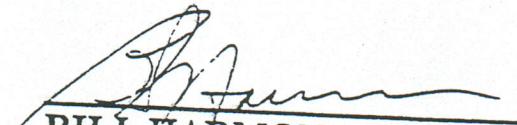
SECTION 4. The Application to Create a Public Body Corporate and Politic of Central Arkansas Library System, and the Agreement for Joint Cooperative Action for Central Arkansas Library System, are hereby approved in form and substance. The filing of the Application with the Secretary of State to create the public body corporate and politic, and the filing of the Agreement with the Attorney General of the State of Arkansas, the County Clerk for Pulaski and Perry Counties, and the Arkansas Secretary of State, are hereby authorized and approved.

SECTION 5. A copy of this Ordinance, duly certified by the City Clerk, shall be filed in the Office of the Recorder of Pulaski County and recorded in the records of the County.


SECTION 6. This Ordinance shall take effect and be in force from and after its passage and approval.

PASSED: MAY 24, 1999


APPROVED:


BILL HARMON
MAYOR

ATTEST:


BOBBIE CHAPMAN
CITY CLERK

APPROVED AS TO FORM:


STEVE COBB
CITY ATTORNEY

Author: Pulaski County Attorney's Office

Item No.: 99-1-118

Sponsor: The Honorable Patricia Dicker

Ordinance No.: 99-OR-75

AN ORDINANCE

BE IT ENACTED BY THE QUORUM COURT OF PULASKI COUNTY, ARKANSAS
AN ORDINANCE TO BE ENTITLED:

AN ORDINANCE APPROVING PARTICIPATION AS A PUBLIC AGENCY TO CREATE A
PUBLIC BODY CORPORATE AND POLITIC TO BE KNOWN AS THE CENTRAL
ARKANSAS LIBRARY SYSTEM; TO PARTICIPATE IN THE NEW AGREEMENT FOR
JOINT COOPERATIVE ACTION, REPEALING PULASKI COUNTY ORDINANCE 98-OR-
05; AND FOR OTHER PURPOSES.

WHEREAS, the County of Pulaski, Arkansas is a party to an Amended Interlocal
Cooperation Agreement made effective as of January 1, 1978 by which it, with other cities and
counties, agreed to participate in the Central Arkansas Library System, an unincorporated
association of governmental units;

WHEREAS, the Director and Board of Trustees of the Central Arkansas Library System
have recommended that the said cities and counties join with other cities to create a separate
legal entity in the form of a public body corporate and politic as authorized by Act 813 of 1995
(codified as Ark. Code Ann. §§25-20-201 *et seq.*), to better enable all participating cities and
counties to accomplish their purposes and objectives of constructing, operating and maintaining
library facilities and services as efficiently and professionally as possible withing their local
communities;

WHEREAS, the Quorum Court of Pulaski County has determined that it is in the best
public interest and welfare of Pulaski County and its citizens in accomplishing such purposes to
create a public body corporate and politic;

WHEREAS, the Quorum Court of Pulaski County has reviewed and considered the
following proposed documents prepared to create and govern the Central Arkansas Library
System as a public body corporate and politic:

Application to Create a Public Body Corporate and Politic of Central
Arkansas Library System; and

Agreement for Joint Cooperative Action for Central Arkansas Library
System.

NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM COURT OF
PULASKI COUNTY ARKANSAS:

Article 1: Pulaski County, Arkansas, hereby elects to participate as a public agency
in the public body corporate and politic to be known as "Central Arkansas
Library System."

Article 2: The names of the participating public agencies and the number of directors

required from each agency to serve on the public body's board of directors are as follows:

<u>PUBLIC AGENCY</u>	<u>NO. OF DIRECTORS</u>
City of Little Rock, Arkansas	7
City of Jacksonville, Arkansas	1
City of Maumelle, Arkansas	1
City of Sherwood, Arkansas	1
County of Pulaski, Arkansas	1
County of Perry, Arkansas	2
	1

Each director shall have one (1) vote on all matters coming before the board of directors.

Article 3: Central Arkansas Library System, as a public body corporate and politic, shall have all powers ascribed to it by Arkansas law, and by the terms and provisions of the Application to Create a Public Body Corporate and Politic of Central Arkansas Library System, and the Agreement for Joint Cooperative Action for Central Arkansas Library System.

Article 4: The Application to Create a Public Body Corporate and Politic of Central Arkansas Library System, and the Agreement for Joint Cooperative Action for Central Arkansas Library System, are hereby approved in form and substance. The filing of the Application with the Secretary of State to create the public body corporate and politic, and the filing of the Agreement with the Attorney General of the State of Arkansas, the County Clerk for Pulaski and Perry Counties, and the Arkansas Secretary of State, are hereby authorized and approved.

Article 5: Pulaski County, Arkansas Ordinance 98-OR-05 is hereby repealed.

Article 6: SEVERABILITY: If any part of this Ordinance is held invalid, such invalidity shall not affect any other portion of this Ordinance.

Article 7: REPEALER: All laws and parts of laws in conflict with this Ordinance are hereby repealed.

99 AUG 27 AM 10:42

CAROLYN STALEY
CLERK - COUNTY CLERK

ATTEST:

Carolyn Staley
8-27-99

APPROVED:

Gloyd S. Villines, Jr.
8/25/99

DATE:

DATE:

ORDINANCE

(Proposed Ordinance No. 0-762)

BE IT ENACTED BY THE QUORUM
COURT OF PERRY COUNTY,
STATE OF ARKANSAS, AN ORDINANCE
TO BE ENACTED TO BE ENTITLED:

AN ORDINANCE APPROVING PARTICIPATION AS A
PUBLIC AGENCY TO CREATE A PUBLIC BODY
CORPORATE AND POLITIC TO BE KNOWN AS THE
CENTRAL ARKANSAS LIBRARY SYSTEM; TO
PARTICIPATE IN THE NEW AGREEMENT FOR JOINT
COOPERATIVE ACTION; REPEALING PERRY COUNTY
ORDINANCE NO. 77-47; AND FOR OTHER PURPOSES.

WHEREAS, Perry County, Arkansas is a party to an Amended Interlocal Cooperation Agreement made effective as of January 1, 1978 by which it, with other cities and counties agreed to participate in the Central Arkansas Library System, an unincorporated association of governmental units;

WHEREAS, the Director and Board of Trustees of the Central Arkansas Library System have recommended that the said cities and counties join with other cities and counties to create a separate legal entity in the form of a public body corporate and politic as authorized by Act 813 of 1995 (codified as A.C.A. §§ 24-20-201 et seq.), to better enable all participating cities and counties to accomplish the purposes and objectives of constructing, operating and maintaining library facilities and services as efficiently and professionally as possible within their local communities;

WHEREAS, the Quorum Court of Perry County has determined that it is the best public interest and welfare of Perry County and its citizens in accomplishing such purposes to create a public body corporate and politic;

WHEREAS, the Quorum Court of Perry County has reviewed and considered the following proposed document prepared to create and govern the Central Arkansas Library System as a public body corporate and politic:

By-laws of Central Arkansas Library System and an Agreement for Joint Cooperative Action for Central Arkansas Library System;

NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM COURT OF
PERRY COUNTY, ARKANSAS:

A TRUE COPY, I CERTIFY

Baiba J. Well
CIRCUIT CLERK

By _____

DEPUTY CLERK
Perry County, Arkansas

SECTION 1. Perry County, Arkansas hereby elects to participate as a public agency in the public body corporate and politic to be known as "Central Arkansas Library System."

SECTION 2. The names of the participating public agencies, and the number of directors required from each agency to serve on the public body's board of directors, are as follows:

<u>Public Agency</u>	<u>No. of Directors</u>
City of Little Rock, Arkansas	7
City of Jacksonville, Arkansas	1
City of Maumelle, Arkansas	1
City of Sherwood, Arkansas	1
City of Pulaski, Arkansas	2
County of Perry, Arkansas	1

Each director shall have one (1) vote on all matters coming before the board of directors.

SECTION 3. Central Arkansas Library System, as a public body corporate and politic, shall have powers ascribed to it by Arkansas law, and by the term sand provisions of the Application to Create a Public Body Corporate and Politic of Central Arkansas Library System, and the Agreement for Joint Cooperative Action for Central Arkansas Library System.

SECTION 4. The Application to Create a Public Body Cooperate and Politic of Central Arkansas Library System, and the Agreement for Joint cooperative Action for Central Arkansas Library System, are hereby approved in form and substance. The filing of the Application with the Secretary of State to create the public body corporate and politic, and the filing of the Agreement with the Attorney General of the State of Arkansas, the County Clerk of Pulaski and Perry Counties, and the Arkansas Secretary of State, are hereby authorized and approved.

SECTION 5. A copy of this Ordinance, duly certified by the County Clerk, shall be filed in the Office of the Recorder of Perry County and recorded in the records of the County.

SECTION 6. Perry County Ordinance No. 77-47 is hereby repealed.

SECTION 7. This Ordinance shall take effect and be in force form and after its passage and approval.

PASSED: TH15 day of December, 1998.

ATTEST
Signature Barbara Lovell

Barbara Lovell
County Clerk

APPROVED
Signature George C. McNeal

The Honorable George McNeal,
County Judge

SPONSOR

METCALF