

ORDINANCE NO. 972

AN ORDINANCE OF THE BOROUGH OF MONROEVILLE AMENDING  
ORDINANCE NO. 962 AUTHORIZING THE BOROUGH TO ENTER  
INTO AN AGREEMENT WITH THE COUNTY OF ALLEGHENY AND  
THE MONROEVILLE PUBLIC LIBRARY BORAD OF TRUSTEES.

BE IT ORDAINED by the Borough of Monroeville in Council assembled  
as follows:

That the appropriate officials of the Borough of Monroeville are  
hereby authorized to enter an amended agreement with the County of  
Allegheny and the Monroeville Public Library Board of Public Trustees  
which will amend the Agreement approved by Ordinance No. 962.

ORDAINED AND ENACTED this 9th day of September, 1975.

(SEAL)

ATTEST:

BOROUGH OF MONROEVILLE

S/ Marshall W. Bond  
Secretary

By: S/ George C. Dale  
President of Council

EXAMINED AND APPROVED this 16th day of September, 1975.

S/ R. E. Droske  
Mayor

AGREEMENT

THIS AGREEMENT made and entered into this            day of            197 , by and between the BOROUGH OF MONROEVILLE, a municipal corporation organized and existing under the laws of the Commonwealth of Pennsylvania and situate in Allegheny County, Pennsylvania, hereinafter called the "Borough",

A  
N  
D

the BOARD OF TRUSTEES OF CARNEGIE LIBRARY OF PITTSBURGH, organized and existing under the laws of the Commonwealth of Pennsylvania and situate in Allegheny County, Pennsylvania, hereinafter called "Carnegie Library."

A  
N  
D

the LIBRARY BOARD OF THE BOROUGH OF MONROEVILLE, a Board of Trustees organized and existing by virtue of a Monroeville ordinance and appointed by the Monroeville Borough Council, hereinafter call the "Board".

W I T N E S S E T H:

WHEREAS the Borough of Monroeville owns and maintains a Municipal Library building and facilities in Monroeville, Pennsylvania; and

WHEREAS Carnegie Library desires to have the use of certain room, furnishings, and facilities within the said Library for the purpose of maintaining a separate library facility for the Allegheny County Regional Reference Library in Monroeville, Pennsylvania; and

WHEREAS the Library Board is responsible for operating, and does operate, a Municipal Library in the Borough of Monroeville in the Library building owned by the Borough:

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the parties hereto agree as follows:

1. For the term of two (2) years commencing on the first day of January, 1976, the Borough of Monroeville agrees to license to and allow the exclusive use to Carnegie Library, its staff and patrons, and the said Carnegie Library agrees to license from the Borough of Monroeville:

a. All of that portion of the lower level of the said Library Building as designated in green on the survey of the same attached hereto, made part hereof and marked Exhibit "A".

b. All of those areas on the said lower level designated in red on "Exhibit A" which shall be used by Carnegie Library in common with the Borough of Monroeville.

2. In the event Carnegie Library remains in possession of the premises described above after the expiration of this agreement and without the execution of a new agreement, the Carnegie Library shall be deemed to be occupying said premises as a tenant from month to month, subject to all the conditions, provisions and obligation of this agreement insofar as the same can be applicable to a month-to-month agreement.

3. The Library Board shall provide the following equipment for the use of Carnegie Library during the term of this Agreement:

a. Hauserman units to enclose work room - office area of approximately 25' x 13'.

b. One (1) range of single-faced wall attached wood shelving, consisting of one (1) range of four (4) sections connected with one (1) range of one (1) section, each section 42" high with three (3) flat adjustable shelves, each 10" deep and 4' wide (all measurements are approximate).

c. A storage closet with folding doors at the northeast corner of the licensed premises.

4. The total area in the licensed premises, exclusive of common area, shall be approximately three thousand two hundred (3,200) square feet.

5. During the hours the Monroeville Public Library is open to the public, Carnegie Library staff and patrons shall have the use of all public areas in the remainder of the Monroeville Public Library Building, its books and facilities, provided, however, that the said staff and patrons shall not be permitted to remove any of the materials of the Monroeville Public Library from the premises. The use allowed under this section, however, shall be in common with usage of the full library facilities by residents of the Borough of Monroeville or other persons lawfully authorized to use the same.

6. Carnegie Library's usage of the licensed premises of the Monroeville Public Library Building generally shall be from 9:00 A.M. to 9:00 P.M. on Mondays through Saturdays, and from 2:00 P.M. to 5:00 P.M. on Sundays from September 15 through May. From the first weekend in June through September 15, the Carnegie Library portion would be closed on Sunday. It is specifically understood and agreed between all parties that the Carnegie Library shall operate a minimum of fifty (50) hours per week in the Monroeville facility and shall not operate more than seventy-five (75) hours per week in accordance with the above schedule, and shall maintain the facility at the same operational standards practiced during the period July 1973 - July 1975.

7. Carnegie Library staff shall have the use of facilities in the staff room in common with Monroeville Public Library employees.

8. Carnegie Library staff and patrons shall have the right to use the parking lots in common with Monroeville Public Library employees and patrons.

9. The Library Board shall provide all heat, air-conditioning, electricity, water and sewage services for the premises. Carnegie Library shall provide for its own telephone services.

10. The Library Board shall provide cleaning and maintenance services for the licensed area.

11. The Carnegie Library will not be required to pay any monthly payments for the use of the above-described facility in consideration for Carnegie Library making available to the Monroeville area public the use of the Carnegie Library Regional Reference facilities, which all parties acknowledge as being a benefit to the Library Board and Monroeville Borough.

12. The room may not be altered in any way without the prior written consent of the Monroeville Public Library Board and Monroeville Borough to specific plans for alteration.

13. Carnegie Library may with the consent of the Monroeville Public Library Board and Monroeville Borough and at its own expense, erected appropriate legal directional signs.

14. Carnegie Library agrees to pay for all damages to any books, facilities or equipment of the Monroeville Public Library caused by any of its staff or patrons.

15. Carnegie Library shall have the right to install additional furniture, equipment and library materials as it deems appropriate within its licensed area.

16. Control of the entire premises of the Monroeville Public Library Building shall be and at all times remain in the Borough of Monroeville, acting either directly or through its Library Board. This instrument shall not be regarded as a lease, but as a license to use certain premises, whether in common or exclusively as hereinabove set forth.

17. This Agreement may be terminated by Carnegie Library or jointly by Monroeville Borough and the Library Board upon the delivery of six (6) months' written notice to the other party or parties respectively.

IN WITNESS WHEREOF and intending to be legally bound hereby, the parties hereto have caused this instrument to be duly executed by its proper officers the day and year first above written.

(SEAL)

ATTEST:

S/ Marshall W. Bond  
Secretary

BOROUGH OF MONROEVILLE

By S/ George C. Dale  
President of Council

APPROVED AS TO FORM:

BOARD OF TRUSTEES OF CARNEGIE  
LIBRARY OF PITTSBURGH

S/ Patricia H. Snyder  
Assistant Secretary

By: S/ James M. Walton  
President

S/ Anthony A. Martin  
Director

ATTEST:

LIBRARY BOARD OF THE BOROUGH OF  
MONROEVILLE

S/ Catherine M. Rubin  
Secretary

By: S/ Maude H. Malick