

## MUNICIPALITY OF CLANWILLIAM-ERICKSON BY-LAW NO. 1/15

BEING A BY-LAW OF THE MUNICIPALITY OF CLANWILLIAM-ERICKSON TO PROVIDE FOR THE INDEMNITIES TO MEMBERS OF COUNCIL AND REMUNERATION TO MEMBERS OF COUNCIL, OFFICERS AND EMPLOYEES OF THE SAID MUNICIPALITY

**WHEREAS** Section 124(2) of the Municipal Act provides as follows:

- 124(2) A Council may by by-law set the types, rates and conditions of payments to be made to or on behalf of members of the council and council committees,...
- (a) as compensation for attending to municipal business;
  - (b) for expenses incurred while attending to municipal business;
  - and
  - (c) for any other purpose relating to municipal business that council considers appropriate.

**AND WHEREAS** Section 124(3) of the Municipal Act provides as follows:

- 124(3) A member of a council or council committee may be paid and may accept an amount paid under a by-law passed under subsection (2).

**AND WHEREAS** it is deemed expedient and in the best interest of the Municipality of Clanwilliam-Erickson to establish the rates of indemnity, mileage, remuneration and expenses payable to members of the Council, Officers & Employees of the Municipality of Clanwilliam-Erickson.

**NOW THEREFORE BE IT AND IT IS HEREBY ENACTED** as a by-law of the Municipality of Clanwilliam-Erickson in Council duly assembled as follows:

1. THAT in lieu of all other indemnities, the Head of Council shall receive, except as provided in section 9 of this by-law, an annual compensation of \$7,000.00 consisting of \$4,666.68 for indemnity and \$2,333.32 as a non-accountable allowance in accordance with Subsection 81(3) of the Income Tax Act (Canada), incident to the discharge of his/her duties as a member of Council, and which total indemnity shall be paid monthly.
2. THAT in lieu of all other indemnities, the Councillors shall receive, except as provided in section 9 of this by-law, an annual compensation of \$6,000.00 consisting of \$4,000.00 for indemnity and \$2,000.00 as a non-accountable allowance in accordance with Subsection 81(3) of the Income Tax Act (Canada), incident to the discharge of his/her duties as a member of Council, and which total indemnity shall be paid monthly.
3. THAT each member of the Council, if authorized by by-law or resolution of the Council specifying the purpose, to attend business beyond the limits of the municipality acting on behalf of the municipality thereof, or if authorized by resolution of Council to attend a meeting of the Association of Manitoba Municipalities or such other organization that in the opinion of Council it is in the interests of the municipality to belong, shall be paid:
  - (a) The actual traveling and living expenses, actual out of pocket registration, etc.
  - (b) For each full day be paid an indemnity of one hundred (\$150.00) for four(4) hours or more consisting of \$100.00 for indemnity and \$50.00 as a non-accountable allowance in accordance with subsection 81(3) of The Income Tax Act (Canada).
  - (c) For each half day, an amount of fifty (\$75.00) for four(4) hours or less consisting of \$50.00 for indemnity and \$25.00 as a non-accountable allowance in accordance with subsection 81 (3) of The Income Tax Act (Canada).
4. THAT Officers or Employees, if authorized by by-law or resolution of the Council specifying the purpose, to attend business beyond the limits of the municipality acting on behalf of the municipality thereof, or if authorized by resolution of Council to attend a meeting of the Association of Manitoba Municipalities or such other organization that in the opinion of Council it is in the interests of the municipality to belong, shall be paid:

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(a) The actual traveling and living expenses, actual out of pocket registration, etc.

5. THAT each member of Council shall receive the sum of Fifteen Dollars (\$15.00) per hour for each hour actually and necessarily spent by him/her, under the authority previously given by resolution of the council, in the performance of such duty, works or services as he/she is required or authorized under the resolution to perform.

6. THAT each member of Council, Officers or Employees, if authorized by a resolution of Council, shall be paid the actual out-of-pocket registration, tuition, living and traveling expenses:

(a) In attending a course of instruction in Municipal administration and public finance;

(b) In taking such a course by correspondence;

if, in either case the course taken is one approved by the Minister.

7. THAT the words "actual traveling expenses," where they apply to a member of Council, Officer or Employee operating a motor vehicle at his/her expense shall be deemed to mean Forty-two Cents (\$.42) per kilometer, or Sixty-seven Cents (\$.67) per mile, each way, between his/her place of residence in the corporation and the place or places at which the business was conducted or the course or meeting was attended.

8. THAT the words "actual traveling expenses," where they apply to meals of a member of Council, Officer or Employee duly authorized by resolution of Council to attend certain meetings as set out in Section 124(2) of the Municipal Act shall be paid the following meal allowance:

Breakfast	\$ 12.00
Lunch	\$ 15.00
Supper	\$ 30.00

9. THAT no indemnities or expenses for which provision is made in Sections 3 - 8, shall be paid until an account therefore, verified by statutory declaration, has been filed with the Chief Administrative Officer and subsequently passed by resolution of Council or in the case of Officers or Employees, has been approved through the accounts of the municipality.

10. THAT this by-law supersedes any other by-laws setting rates of pay for Head of Council and Councillors of the Municipality of Clanwilliam-Erickson.

11. THAT By-law No. 1494/14 is hereby repealed.

12. THAT this By-law shall come into full force and effect on the date of its final passing thereof.

**DONE AND PASSED** as a by-law of the Municipality of Clanwilliam-Erickson at Erickson in the Province of Manitoba this 28<sup>th</sup> day of January, 2015.

**Municipality of Clanwilliam-Erickson**

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Chief Administrative Officer

Read a first time this	<u>14th</u>	day of	<u>January</u>	A.D.	<u>2015.</u>
Read a second time this	<u>14th</u>	day of	<u>January</u>	A.D.	<u>2015.</u>
Read a third time this	<u>28th</u>	day of	<u>January</u>	A.D.	<u>2015.</u>