

**THE RURAL MUNICIPALITY OF WHITEMOUTH**

**BY-LAW NO. 554/10**

BEING A BY-LAW OF THE RURAL MUNICIPALITY OF WHITEMOUTH TO PROVIDE FOR THE REMUNERATION OF MEMBERS OF COUNCIL FOR THE YEARS 2011 AND 2012

**WHEREAS** Section 124(2) of The Municipal Act S.M. 1996, c. 58 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, other than the committee of a local urban district,

- (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 the council considers appropriate.

**AND WHEREAS** it is deemed expedient and in the best interests of the residents of The Rural Municipality of Whitemouth to provide for the payment of indemnities, mileage and other remuneration incident to the discharge of such duties as a member of council;

**AND WHEREAS** in accordance with Revenue Canada's provision pursuant to subsection 81(3) of The Income Tax Act, a member of council that has been paid an amount as an allowance in a taxation year for expenses incident to the discharge of his/her duties as a member, the allowance shall not be included in computing his/her income for the year unless it exceeds one half of the amount paid as salary or other remuneration, in which case the excess is added to his/her income.

**NOW THEREFORE** the Council of The Rural Municipality of Whitemouth, duly assembled, enacts as follows:

1. **THAT** remuneration of members of council shall be as follows:

(a) Head of Council

The total remuneration for the Reeve shall be the sum of  
\$600 per month for the year 2011; and  
\$600 per month for the year 2012.

(b) Councillors

The total remuneration for each Councillor shall be the sum of  
\$450 per month for the year 2011; and  
\$450 per month for the year 2012.

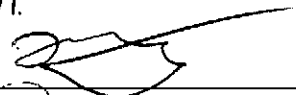
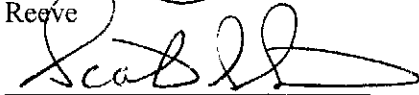
(c) That the remuneration in 1(a) and 1(b) shall include all regular council meetings.

(d) That each member of council duly authorized to perform work or service on behalf of the municipality that requires travel away from the municipality in the performance of the duties of his/her office shall be paid as follows:

- i. For attending delegated meetings outside the municipality's boundaries  
\$125 per day for the year 2011; and  
\$125 per day for the year 2012.
- ii. For meetings beyond the boundaries of the municipality, including travel time:  
\$15.65 per hour for the year 2011; and  
\$16.00 per hour for the year 2012.
- iii. The actual traveling expense other than for the use of a motor vehicle incurred in connection with the performance of authorized duties.
- iv. A maximum of \$45.00 per day to be paid in lieu of claiming receipts for meal costs under paragraph (i) as follows:  
\$10.00 breakfast  
\$15.00 lunch  
\$20.00 supper

- v. A maximum of \$15.00 to be paid in lieu of claiming receipts for meal costs under paragraph (ii) for business in excess of three (3) hours.
  - vi. A rate of \$.40 per kilometer for each kilometer traveled for the use of a private vehicle owned or operated by a member of council in performance of his/her duties.
- (e) In addition to compensation provided for in the preceding paragraphs, each member of council will be paid the amount per hour listed in paragraph (ii) for each hour actually and necessarily spent by him/her for such duties, work or services as required or authorized by council performed within the boundaries of the municipality. Without restricting the foregoing, it includes the supervision and inspection of any work done for the municipality and in addition, the sum of \$.40 per kilometer for each kilometer actually traveled in the performance of said duties, work or services.
- (f) That there be a minimum meeting charge equivalent to two hours time at the rates set out in paragraph d(ii) above.
2. **THAT** the amounts referred to in this by-law shall be paid on the basis that two-thirds of the amount paid is a taxable income and one-third of the amount paid is a non-accountable expense allowance for taxable services and costs under The Excise Act incident to the discharge of duties as a member of council.
  3. **THAT** this by-law shall become effective on the day that third and final reading has been given.
  4. **THAT** this by-law supersedes any other by-laws setting rates of pay for Reeve, Deputy Reeve and Councillors of the Rural Municipality of Whitemouth.
  5. **THAT** this by-law shall be effective January 1, 2011.

**DONE AND PASSED** by the Council of The Rural Municipality of Whitemouth in regular session assembled, this 12<sup>th</sup> day of January, 2011.

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

Read a first time this 22<sup>nd</sup> day of December, AD. 2010  
 Read a second time this 27<sup>th</sup> day of December, AD. 2010  
 Read a third time this 12<sup>th</sup> day of January, AD. 2011