



**TOWN OF MORRIS
BY-LAW NO. 01/13**

BEING A BY-LAW OF THE TOWN OF MORRIS TO PROVIDE FOR THE REMUNERATION OF MEMBERS OF THE COUNCIL OF THE TOWN OF MORRIS.

WHEREAS under Section 124 of The Municipal Act, S.M. 1996, C.58, the Council of a Municipality may, by By-law, fix remuneration for Members of Council, traveling and other expenses of Council and Employees of a municipality;

NOW THEREFORE the Council of the Town of Morris in open Council assembled, enacts as follows:

1. **THAT** By-Law 13/09 be repealed
2. **THAT** in this by-law, the definition of regular meetings of Council include:
 - (a) A regular meeting of the council;
 - (b) Committee of the Whole Council meetings;
 - (c) Public Hearings
3. **THAT** Councillors by attending regular meetings of Council will receive a monthly indemnity of :
 - (a) Five hundred and seventy-five Dollars (\$575.00) be paid to the Mayor; and
 - (b) Four hundred and seventy-five Dollars (\$475.00) be paid to the deputy mayor; and
 - (c) Four hundred Dollars (\$400.00) be paid to each councillor.
 - (d) Councillors may be excused from a regular meeting of council through a resolution at either the council meeting prior to the missed meeting or at the missed meeting. A non communicated miss will be classed as an unexcused absence.
 - (e) The accepted reasons for an excused absence are limited to:
 - If the councillor is required to attend another meeting for which he/she is an appointed representative
 - Illness
 - If the date of the regular meeting of council is changed, and the councillor had a previous commitment.
 - (f) Councillors must notify the office of their need to be excused from a regular meeting of council by written methods. Oral communications will not be accepted.
4. **THAT** Councillors will be allowed 3 unexcused absences from the attendance of regular meetings of council per fiscal year after which point there will be a deduction of \$100 per meeting from their monthly indemnity for any unexcused absences from a regular meeting of council.
5. **THAT** any member of Council, if authorized by a resolution of council to attend a meeting, or is attending a board meeting where Council has assigned the Councillor to represent the Council on that board, or is attending as a member of a ***committee of council*** at a duly called meeting, or is present at a special Meeting of Council; the Councillor shall be paid:
 - (a) An indemnity of Eighteen (\$18.00) per hour for meetings to a maximum \$144.00 per day. In cases where the meeting is shorter than two hours in duration, a minimum indemnity of 2 hours or \$36.00 may be claimed. Such hourly rate shall be paid in addition to the regular monthly remuneration referred to in Section 3 above, but shall not include regular meetings of Council.
 - (b) That where a member of Council receives an indemnity or expenses from another board, the Councillor shall not apply for or be paid a second time.
 - (c) That where a member of Council is paid an indemnity from another board of less than \$144.00 per day, he may claim only the difference to a maximum of \$144.00 per day.
 - (d) Where a Councillor represents Council on a board, no remuneration shall be paid for volunteer time spent by that councillor on that board.
6. **THAT** the said hourly rate and daily maximum rate referred to in Section 5 above shall be increased annually by the same percentage rate as the annual Consumer Price Index based on the 12 month average ending October of each year.
7. **THAT** the meeting time for out of Morris meetings will commence when the Councillor leaves Morris and end when the Councillor returns to Morris. (This includes only the hours necessary to commute to and from the meeting location).

8. **THAT** each member of council is authorized to attend a meeting of the Annual Convention of the Association of Manitoba Municipalities and shall be paid at the same rates as set out in Section 5 & 6 above.
9. **THAT** any member of Council, if authorized to attend a meeting of any such other organization, that in the opinion of Council, is in the best interest of the Town to belong; shall be paid at the same rates as set out in Section 5 & 6 above:
10. **THAT** if a member of Council attends a meeting which is not authorized by a resolution of Council or attend a board meeting where the member has not been assigned by Council
- (a) No travel expenses or out of pocket expenses will be reimbursed;
 - (b) No indemnity will be paid.
 - (c) If the meeting is called and occurs between scheduled Council Meetings, a resolution may be passed at the next Council Meeting.
11. **THAT** two-thirds of the amounts referred to in this By-law, excluding Section 12 below, shall be considered to be taxable for Income Tax purposes and one-third of the amounts referred to in this By-law, excluding Section 12 below, shall be considered as a non-accountable allowance and therefore shall be deemed to be exempt from Income Tax in accordance with Subsection 81(3) of the Income Tax Act of Canada and this non-accountable allowance shall be deemed to be used for the payment of taxable services under the Excise Tax Act of Canada.
12. **THAT** members of Council, Officers and employees of the Town of Morris shall be entitled to reimbursement of expenses when attending to Town business or conventions as follows:
- (a) Out-of-pocket expenses for meetings and/or conventions.
 - (b) Automobile expenses to be reimbursed at the current mileage rate for traveling beyond the limits of the Town of Morris on business of the Town. The word “expense, where it applies to the operation of a motor vehicle at their expense, shall be deemed to mean the kilometers each way, between a place or places at which the business was conducted. The price paid per kilometers shall reflect the current rate per kilometer as provided by the Province of Manitoba. Council may, by resolution, change the rate to reflect substantial changes in fuel costs.
13. **THAT** no indemnities or expenses for which provision is made in Section 5, 8, 9 and 12 shall be paid until an account has been filed with the Chief Administrative Officer.

DONE AND PASSED in Council assembled at the Council Chambers of the Town of Morris in the Province of Manitoba this 28th day of February, 2013.

TOWN OF MORRIS

MAYOR

CHIEF ADMINISTRATIVE OFFICER

Read a first time this 24th day of January A.D. 2013

Read a second time this 28th day of February A.D. 2013

Read a third time this 28th day of February A.D. 2013