

RURAL MUNICIPALITY OF STRATHCLAIR

BY-LAW NO. 3-2007

Being a By-Law to govern the organization of the Rural Municipality of Strathclair and the committees thereof.

WHEREAS Section 148(1) of The Municipal Act provides that a council must establish by by-law an organizational structure for the municipality and review the by-law at least once during its term of office.

THEREFORE BE IT RESOLVED that the council of The Rural Municipality of Strathclair, in open meeting assembled, enacts as follows:

TITLE

1.0 This by-law may be referred to as “The Rural Municipality of Strathclair Organization By-Law”.

ROLE OF COUNCIL

2.0 Council is responsible

- a) for developing and evaluating the policies and programs of the municipality;
- b) for ensuring that the powers, duties and functions of the municipality are appropriately carried out; and
- c) for carrying out the powers, duties and functions expressly given to the council under this or any other Act.

GENERAL DUTIES OF MEMBERS

3.0 Each member of council has the following duties:

- a) to consider the well-being and interests of the municipality as a whole and to bring to the council’s attention anything that would promote the well-being or interests of the municipality;
- b) to participate generally in developing and evaluating the policies and programs of the municipality;
- c) to participate in meetings of the council and of council committees and other bodies to which the member is appointed by the council;
- d) to keep in confidence a matter that is discussed at a meeting closed to the public under subsection 152(3) and that the committee decides to keep confidential until the matter has been voted on by Council;
- e) to perform any other duty or function imposed on the member by the council or this or any other Act.

STANDING COMMITTEES

4.0 The general duties of committees shall be as follows:

- a) To report from time to time on all matters connected with the duties imposed on the committee and to recommend such action as may be deemed necessary.
- b) To prepare and introduce to council all such by-laws as may be necessary to give effect to the reports of recommendations that are adopted by council.
- c) To consider and report respectively on any and all matters referred to them by council.

4.1 The following committees are hereby established as the Standing Committees of Council:

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| a) Finance Committee | b) Human Resource Committee |
| c) Machinery Committee | d) Property Committee |
| e) Strathclair Cemetery Committee | f) Bend Cemetery Committee |
| g) Road Building & Maintenance Committee | h) Pubic Utility Committee |

4.2 The special duties of the standing Committees, in addition to the aforesaid general duties, shall be as follows:

- a) Finance Committee:
 - 1) To supervise all contracts, orders, reports, recommendations and proceedings involving the expenditure of municipal funds.
 - 2) To supervise all accounts, expenditures and outlay and all sums payable under contract before any monies are paid; and no account, claim or demand not expressly authorized to be paid by a statute, by-law or resolution of council, shall be paid by the CAO until the same has been authorized by the Legislative and Finance Committee and approved by council.

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- 3) To annually review and recommend to council the types, rates and conditions of payments to be made to or on behalf of members of the council and council committees, as compensation and for expenses incurred while attending to municipal business, and for any other purpose relating to municipal business that the council considers appropriate.
 - b) Machinery Committee:
 - 1) To consider and report on all matters relating to equipment, including their acquisition, maintenance and disposal.
 - 2) To consider and report on all matters relating to municipal roads and their opening, closing, altering, diverting and maintenance.
 - 3) To recommend to council at the beginning of each year such projects, works and matters under its control as it considers essential to be carried out during the year, together with their detailed cost.
 - c) Property Committee:
 - 1) To consider and report on all matters relating to municipal land and buildings property standards, acquisition, maintenance and disposal.
 - d) Strathclair Cemetery Committee
 - 1) To consider and report on all matters relating to the Strathclair Municipal Cemetery.
 - 2) To make recommendations to Council on issues pertaining to the cemetery.
 - e) Bend Cemetery Committee
 - 1) To consider and report on all matters relating to the Strathclair Municipal Cemetery.
 - 2) To make recommendations to Council on issues pertaining to the cemetery.
 - f) Human Resource Committee
 - 1) To consider and report on all matters relating to municipal employees.
 - 2) To make recommendations to council on all employee matters dealt with.
 - g) Public Utilities Committee
 - 1) To consider and report on all matters relating to the Strathclair Utility system and the three community wells.
 - 2) To make recommendations to council concerning projects, and essential matters to be carried out during the year, together with detailed costs.
 - h) Road Building & Maintenance Committee
 - 1) To consider and report on all matters relating to road building, maintenance and drainage.
 - 2) To contact council members for a decision in the case of an emergency when an immediate decision is required.
- 4.3 Each Standing Committee shall be composed of not more than three members of council.
- 4.4 In November of each year, the council must consider the recommendations for appointments to Standing committees and other bodies of council submitted by the head of council. All appointments to Standing committees and other bodies of council, including naming of a chairperson, must be approved by resolution of council.
- 4.5 Regular meeting of the Standing Committees may be held as determined by each standing committee.
- 4.6 Any member of Council not a member of a committee has the right to attend committee meetings. With the permission of the majority of the members of the committee, a visiting member of Council may be allowed to take part in any discussion.
- 4.7 A special committee of council may be appointed by resolution of council at any time specifying the business to be dealt with by the committee.
- 4.8 An appointment to any committee of council may be repealed only by a resolution of the council.

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HEAD OF COUNCIL

- 5.0 The head of Council for the Rural Municipality of Strathclair is to have the title of Reeve.
- 5.1 In November of each year, council must by resolution, appoint a councillor as Deputy reeve, who shall act in place of the Reeve when he is unable to carry out the powers, duties and functions of the Reeve.
- 5.2 In addition to performing the duties of a member of a council, the Reeve has a duty
 - a) to preside when in attendance at a council meeting, except where the procedures by-law or this or any other Act otherwise provides;
 - b) to provide leadership and direction to the council; and
 - c) to perform any other duty or function assigned to a Reeve or by this or any other Act.

BOARD OF REVISION

- 6.0 Council shall by resolution appoint a Board of Revision to hear assessment appeals during the year.
- 6.1 The Board of Revision shall consist of the Reeve and Council of the Rural Municipality of Strathclair. The council shall appoint a member of the Board of Revision to serve as presiding officer of the Board.

SIGNING AUTHORITY

- 7.0 Agreements and Cheques and other negotiable instruments must be signed or authorized by the Head of Council or the Deputy Head of Council, and the Chief Administrative Officer or the Assistant Chief Administrative Officer.

DONE AND PASSED as a By-Law of the Rural Municipality of Strathclair in the Province of Manitoba this 23rd day of January 2007.

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REEVE

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Chief Administrative Officer

Read a First time this 10th day of January 2007.
Read a Second time this 10th day of January 2007.
Read a Third time this 23rd day of January 2007.