

# THE RURAL MUNICIPALITY OF PINEY

## BY-LAW NO. 47/06

### BEING A BY-LAW TO GOVERN THE ORGANIZATION OF THE RURAL MUNICIPALITY OF PINEY 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 Piney, in open meeting assembled, enacts as follows:

#### TITLE

- 1.0 This by-law may be referred to as "The Rural Municipality of Piney Organizational By-Law".

#### ROLE OF COUNCIL

- 2.0 Council is responsible
- a) for development 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 a Council has the following duties:
- a) to consider the well-being and interest 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 is discussed at a meeting of the Council or of a Committee conducted in public;
  - e) to perform any other duty or function imposed on the member by the Council or this or any other Act.

#### 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:
- a) Finance Committee
  - b) Personnel and Policy Committee
  - c) Transportation and Drainage Committee
  - d) Economic Development Committee.

4.2 The following Committees are hereby established as Committee as a Whole of Council:

- a) Protective Services Committee
- b) Environmental Health Services Committee
- c) Water and Sewer Utility Committee
- d) Recreation and Culture Committee.

4.3 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 Finance Committee and approved by Council.
  - 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) Personnel and Policy Committee
  - 1) To consider salary and wage negotiations.
  - 2) To consider request for benefits.
  - 3) To assist with interviewing of new employees.
  - 4) To review and draft personnel policy.
  - 5) To review and draft job descriptions.
  - 6) To review and consider grievances of employees.
- c) Transportation and Drainage Committee
  - 1) To consider and report on all matters relating to municipal land, buildings and equipment, including their acquisition, maintenance and disposal.
  - 2) To consider and report on all matters relating to municipal roads and drainage 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.
- d) Economic Development Services Committee

4.4 The special duties of the Committee as a Whole, in addition to the foresaid general duties, shall be as follows:

- a) Protective Services Committee
- b) Environmental Health Services Committee
- c) Water and Sewer Utility Committee
- d) Recreation and Culture Committee
  - 1) To review all applications for recreation and culture grants from organizations.
  - 2) To review the needs for recreation within the Municipality.
  - 3) To consider and report on matters respecting libraries and other cultural services.

4.5 Each Standing Committee shall be composed of two Council Members and the Reeve of the Municipality.

4.6 Committee as a Whole is composed of all Council Members of the Municipality.

- 4.7 At the first regular Council meeting in 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.
- 4.8 Regular meeting of the Standing Committees and Committees as a Whole may be held as determined by each Standing Committee and Committees as a Whole.
- 4.9 Special meeting of Standing Committee and Committees as a Whole may be called by the chairperson or by two members of the Committee in the same manner as provided in The Rural Municipality of Piney Procedures By-Law.
- 4.9.1 Any member of Council not a member of a Committee has the right to attend Committee meetings but shall not be allowed to vote. 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 discussions.
- 4.9.2 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.
- 4.9.3 An appointment of any Committee of Council may be repealed only by a resolution of the Council.

#### HEAD OF COUNCIL

- 5.0 The Head of Council for The Rural Municipality of Piney is to have the title of Reeve.
- 5.1 At the first regular meeting of Council in each year, Council must by resolution, appoint a councillor as Deputy Reeve, who shall act in place of the Reeve when he/she 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 of 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

- 6.1 The Board of Revision shall be all Council Members of the Municipality.
- 6.2 The Reeve of the Municipality shall be the chairperson of The Board of Revision.

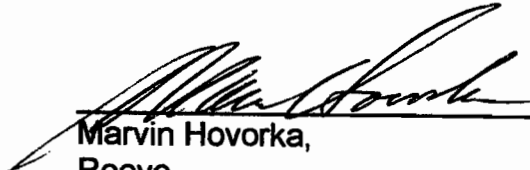
#### SIGNING AUTHORITY

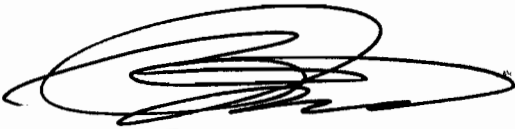
- 7.0 Agreements and cheques and other negotiable instruments must be signed or authorized by
- a) the Reeve, or the Deputy Reeve, and
  - b) the Chief Administrative Officer or the Administrative Assistant.

That on the passing of this By-Law, The Rural Municipality of Piney By-Law No. 4/97 is rescinded.

DONE AND PASSED as a by-law of The Rural Municipality of Piney, at  
the Post Office of Vassar in the Province of Manitoba, this 9th day of  
January, A.D., 2007.

The Rural Municipality of Piney

  
Marvin Hovorka,  
Reeve

  
R. Preteau,  
Chief Administrative Officer

Read a first time this 12<sup>th</sup> day of December, A.D., 2006.  
Read a second time this 12<sup>th</sup> day of December, A.D., 2006.  
Read a third time this 9<sup>th</sup> day of January, A.D., 2007.