

**PROJECT BY-LAW NUMBER 296-2022 RELATING TO THE SALARY OF MUNICIPAL ELECTED OFFICERS**

**WHEREAS** the *Act respecting the remuneration of elected municipal officers* (CQLR c T-11.001) determines the powers of the council in terms of fixing the remuneration of elected municipal officials;

**WHEREAS** council wishes to adopt a by-law relating to the remuneration of elected municipal officials, more particularly the remuneration of the acting mayor and municipal councillors;

**WHEREAS** the territory of the Municipality of the Township of Harrington is already governed by a by-law on the salary of elected municipal officers, but that, in the opinion of council, there is reason to update said by-law;

**WHEREAS** article 2 of the *Act respecting the remuneration of elected municipal officers*, which mentions that the by-law may be retroactive to January 1<sup>st</sup> of the year in which it comes into force;

**WHEREAS** a notice of motion for this by-law was duly given during the regular council meeting held on November 14<sup>th</sup>, 2022;

**WHEREAS** the project by-law relating to this by-law was filed at the council meeting of November 14<sup>th</sup>, 2022;

**WHEREAS** the special procedure related to the coming into force of this by-law of article 9 of the *Act respecting the remuneration of elected municipal officers*

**FOR THESE REASONS,**

**THE COUNCIL OF THE MUNICIPALITY OF THE TOWNSHIP OF HARRINGTON ENACTS THE FOLLOWING:**

**ARTICLE 1: Preamble**

The preamble is an integral part of the following by-law as if it were reproduced below in full.

**ARTICLE 2: Object**

This by-law sets an annual base remuneration for the acting mayor and other members of council of the Municipality of the Township of Harrington for the 2022 fiscal year and subsequent fiscal years.

**ARTICLE 3: Remuneration of the acting mayor**

The annual base remuneration of the acting mayor is set at \$10,048 for the fiscal year 2022.

In the event that the acting mayor replaces the mayor for more than thirty days, the acting mayor will be entitled, from that moment and until the

replacement ceases, to an annual base compensation of \$23 118 for the fiscal year 2022.

#### **ARTICLE 4: Remuneration of other council members**

The annual basic remuneration of the members of the municipal council, other than the mayor or the pro-mayor, is set at \$7,367 for the fiscal year 2022.

#### **ARTICLE 5: Expense allowance**

In addition to the remuneration fixed above, each elected official will be entitled to an expense allowance of an amount equal to half the amount of the remuneration, up to the maximum provided for in section 19 of the *Act respecting the treatment of elected municipal officers*.

#### **ARTICLE 6: Indexing and revision**

Remuneration as established by this by-law will be indexed upwards, for each financial year starting from the one that begins after its entry into force.

Indexation consists of increasing, for each financial year, the amount applicable for the previous financial year by a percentage corresponding to the rate of change in the consumer price index for the previous year, taking as a basis the index established for all of Quebec by Statistics Canada.

#### **ARTICLE 7: Compensation in exceptional circumstances**

The acting mayor or each councillor may receive payment of compensation for loss of income suffered during the exercise of his functions if each of the conditions set out below are met:

- a) the state of emergency is declared in all or part of the territory of the Municipality under the *Civil Protection Act (R.L.R.Q., c. S-2.3)*;
- b) the acting mayor or the councillor must manage, coordinate or otherwise participate in the interventions to be carried out by the Municipality as a result of this event;
- c) the acting mayor or councillor must be absent from work for a consecutive period of more than four (4) hours and suffers a loss of income during this period of absence.

The maximum amount to which the acting mayor or the councillor is entitled is \$400 per day and \$12,000 per fiscal year of the municipality.

The acting mayor or the councillor must present his claim in writing to the municipality, accompanied by supporting documents mentioning the event giving rise to the payment, the amount of lost income and the amount of compensation claimed.

The claim for compensation must be submitted within 90 days of the end of the event resulting in the loss of income suffered.

The payment of each compensation must be decided by the council.

#### **ARTICLE 8: Court Attendance Compensation**

The acting mayor or councillor called upon to act as a witness in a trial involving the Municipality for facts that occurred while he was performing his duties receives compensation of \$75 for half a day and \$150 per day for the time required for his testimony. The municipality reimburses the acting mayor or councillor for all living and travel expenses inherent in the trial.

The payment of this compensation and of living and traveling expenses does not have to be approved beforehand by the council.

#### **ARTICLE 9: Reimbursement of expenses**

To be able to carry out, in the exercise of his functions, an act resulting in an expense on behalf of the municipality, with the exception of the compensations provided for in article 8, a councillor must receive prior authorization from the council to carry out the deed and to spend accordingly an amount not exceeding that fixed by the council.

However, the acting mayor is not required to obtain this prior authorization when acting in the exercise of his functions. The same applies to the member of council designated by the acting mayor to replace him when it is impossible for him to represent the municipality.

Any other expense incurred on behalf of the municipality is reimbursed, to the acting mayor or to the councillor who has been previously authorized, the actual amount of the expense provided that there are sufficient appropriations in the budget to ensure the reimbursement and this, upon presentation of supporting documents.

The acting mayor or the councillor who uses a personal vehicle for travel authorized in the exercise of his functions outside the municipality receives compensation according to the rate of allowances for automobile expenses established by the Revenue Agency of Canada for the reference year.

#### **ARTICLE 10: Payment of salary to elected officials**

The salary of elected officials will be paid monthly.

#### **ARTICLE 11: Repeal**

This by-law replaces the following articles of by-law number 284-2018:

Article 4: Remuneration of the acting mayor

Article 5: Remuneration of other council members.

This by-law also supersedes all provisions of by-law number 284-2018 regarding the acting mayor and councillors.

#### **ARTICLE 12: Entry into force and publication**

This by-law takes effect from January 1<sup>st</sup>, 2022.

This by-law will come into force in accordance with the law.