

SCHEDULE "C"

THE RURAL MUNICIPALITY OF HEART'S HILL, No. 352

BYLAW NO 3/12

A BYLAW TO APPOINT WESTERN MUNICIPAL TAX SOLUTIONS INC. AS THE EXCLUSIVE AGENT OF THE MUNICIPALITY FOR PURPOSES OF COLLECTING CERTAIN TAXES AND DEBTS OWED TO THE MUNICIPALITY

The Council of the Rural Municipality of Heart's Hill, No. 352 in the Province of Saskatchewan enacts as follows:

1. This bylaw shall be referred to as the Western Municipal Tax Solutions Inc. Bylaw.
2. In this Bylaw:
 - a. "**Accepted Engagement Letter**" shall have the meaning ascribed thereto in the Agreement For Delivery of Tax Enforcement Services;
 - b. "**Administrator**" shall mean the administrator of the Municipality;
 - c. "**Agreement for Delivery of Tax Enforcement Services**" shall mean the Master Agreement For Delivery of Tax Enforcement Services between Western Municipal and the Municipality, a true copy of which Agreement is attached to this Bylaw as Schedule "A" hereto and which forms part of this Bylaw;
 - d. "**Council**" shall mean the council of the Municipality;
 - e. "**Reeve**" shall mean the reeve of the Municipality;
 - f. "**Municipality**" shall mean the Rural Municipality of Heart's Hill, No. 352;
 - g. "**Municipalities Act**" shall mean *The Municipalities Act*, S.S. 2005, c. M-36.1;
 - h. "**Statutory Rights and Remedies**" shall have the meaning ascribed thereto in the Agreement For Delivery of Tax Enforcement Services;
 - i. "**Subject Tax Debts**" shall mean all current taxes, arrears of taxes and other debts which:
 - i. are owing to the Municipality; and/or
 - ii. the Municipality is responsible to collect under the Municipalities Act for school divisions and other taxing authorities;and which are described in one or more Accepted Engagement Letters;
 - j. "**Tax Enforcement Act**" shall mean *The Tax Enforcement Act*, R.S.S. 1978, c. T-2; and
 - k. "**Treasurer**" has the meaning ascribed thereto in the Tax Enforcement Act; and
 - l. "**Western Municipal**" shall mean Western Municipal Tax Solutions Inc., a corporation incorporated under *The Business Corporations Act*, R.S.S. 1978, c. B-10, with its registered office located at Saskatoon, Saskatchewan.
3. Under and pursuant to the authority vested in it by section 126(2) of the Municipalities Act, the Council hereby appoints Western Municipal as the agent of the Municipality to carry out certain of the duties of collecting the Subject Tax Debts for and on behalf of the Council and/or the Municipality.
4. The Council hereby delegates to Western Municipal (on a non-exclusive basis) all of the rights, powers and duties of the Council and all of the rights, powers and duties of the Municipality to enforce and collect payment of the Subject Tax Debts, including (without limitation):

- a. all of the rights, powers and duties of the Council and the Municipality under the Municipalities Act (save and except for those rights, powers and duties of the Council set out in section 127 of the Municipalities Act); and
 - b. all of the rights, powers and duties of the Council and the Municipality to decide when, whether and to what extent the Municipality will invoke and/or exercise one or more of the Statutory Rights and Remedies in order to collect the Subject Tax Debts.
5. The Council:
- a. authorizes Western Municipal to further delegate to authorized agents and employees of Western Municipal the rights, powers and duties of the Council and the Municipality described above in paragraph 3. and 4. hereof; and
 - b. authorizes the Treasurer to delegate on a non-exclusive basis duties under the Tax Enforcement Act as may be necessary to give effect to this Agreement.
6. The Municipality shall be and is hereby authorized to enter into the Agreement For Delivery of Tax Enforcement Services. The Reeve and the Administrator are authorized to sign and execute the Agreement For Delivery of Tax Enforcement Services on behalf of the Municipality.



Don D
Reeve

Janet Fisher
Administrator

Read a third time and adopted
this 5 day of June, 2012

Janet Fisher
Administrator
Janet Fisher