

**PROVINCE OF QUEBEC
MUNICIPALITY OF PONTIAC**

MINUTES of the special municipal council meeting held on Tuesday, January 22nd, 2013 at 8:00 p.m. at the town hall, situated at 2024 route 148, Pontiac. Those who were present:

Edward McCann, mayor, Dr. Jean Amyotte Pro-Mayor and Councillors Inès Pontiroli, Lynne Beaton, Roger Larose, Brian Middlemiss and Thomas Howard.

Also present Mr. Sylvain Bertrand, Director General.

The meeting begins at 8:10 p.m.

13-01-1422

ADOPTION OF THE AGENDA

1. Floor to the public and question period
2. Adoption of the agenda
3. Bilingual status of the Municipality
4. Pound – Jason Jones
5. Publicity church bulletin
6. Abrogation of resolution 13-01-1412
7. Public question period
8. Closing of the meeting

It is

Moved by: Dr. Jean Amyotte
Seconded by: Thomas Howard

AND RESOLVED to adopt the agenda with the following additions:

8. Publication SEAO- estimate for water pipes in Quyon
9. P.i.i.A
10. Residual material
11. Ecocenter
12. Line of credit
13. Closing of meeting

Carried

13-01-1423

**MAINTENANCE OF STATUS RECOGNIZED UNDER SECTION 29.1 OF THE
CHARTER OF THE FRENCH LANGUAGE**

WHEREAS the Charter of the French Language ("Charter") was adopted by the Quebec National Assembly in 1977, and over 80 municipalities throughout the Province of Quebec were recognized as having "bilingual status" pursuant to the provisions of Section 29.1 of the Charter;

WHEREAS the original provisions of the Charter allowed those municipalities that had a majority of residents who spoke a language other than French to be officially recognized under Section 29.1;

WHEREAS the Municipality of Pontiac has been recognized as having bilingual status under Section 29.1 of the Charter since 1977 and wishes to retain such "bilingual status";

WHEREAS currently the Charter does not allow the recognition of "bilingual status" under Section 29.1 to be removed from a municipality or borough except at the request of such municipality or borough;

WHEREAS the Quebec National Assembly adopted Bill 170 imposing forced municipal mergers on municipalities in 2000 and simultaneously adopted companion legislation Bill 171 which drastically changed the criteria to obtain recognition under Section 29.1 of the Charter, from a majority of residents of a municipality or borough who spoke a language other than French to a majority of residents whose mother tongue was English;

WHEREAS the revised criteria under Bill 171 was imposed without consultation with municipalities recognized under Section 29.1 and adopted the narrowest and most inaccurate definition of the English-speaking communities within said municipalities or boroughs;

WHEREAS the current Quebec Government has now proposed Bill 14 which would allow for the removal of Section 29.1 recognition from municipalities or boroughs by decree and against the will of the municipality or borough concerned, its duly elected council and its residents ;

and

WHEREAS the Municipality of Pontiac is firmly opposed to the proposed amendments to Section 29 of the Charter as set out in Bill 14;

It is

Moved by: Roger Larose
Seconded by: Thomas Howard

THAT the Municipality of Pontiac hereby declares that it wishes to retain its "bilingual status" recognition under Section 29.1 of the Charter now and in the future and wishes to do so irrespective of any fluctuations in its population shown in census numbers now and in the future;

THAT the residents and Council of the Municipality of Pontiac view the recognition of our municipality under Section 29.1 as fundamental to the character of the municipality and as a testament of the historical presence of both the English- and French-speaking communities in the municipality;

THAT the Municipality of Pontiac vigorously opposes the proposed modifications to Section 29 of the Charter set out in Bill 14 and demands that the Quebec National Assembly continue to recognize the acquired rights of all municipalities and boroughs that currently possess such status and refrain from adopting any legislation that allows Section 29:1 recognition of bilingual status to be removed from a municipality or borough except at the initiative of and express request of said municipality or borough;

THAT the Municipality of Pontiac calls upon all of the members of the Quebec National Assembly to remove the provisions of Bill 14 that propose to amend Section 29 of the Charter or to vote against and defeat such provisions since we view such provisions as an attack on the fundamental rights and intrinsic character of all municipalities and boroughs that currently possess Section 29.1 recognition;

and

THAT the Municipality of Pontiac directs its clerk to send copies of this resolution to all of members of the Quebec National Assembly, to all other municipalities in Quebec officially recognized under Section 29.1 of the Charter and to the local federal member of Parliament and the Commissioner of Official Languages of Canada and the UMQ, FQM and FCM.

Carried

13-01-1424

Jason Jones (Jay's mobile) – 3001 Route 148 - Pound

WHEREAS the company "Jason Jones Towing" refers to the company represented by Mr. Jason Jones, 326 Crégheur, Pontiac, Qc J0X 2G0, in place of the pound previously granted to Mr. Jason Ghosn, (Jay's Mobile), on October 23rd, 2012;

WHEREAS the "Société de l'assurance automobile du Québec" (SAAQ) implemented regulatory measures relative to seizing and impounding road vehicles;

WHEREAS these measures from the highway safety code came into effect on December 1st, 1997;

WHEREAS the municipality may appoint a pound to remain under guard of seized vehicles;

WHEREAS such a resolution does not commit the municipality to use the services of Jason Jones Towing;

WHEREAS Jason Jones Towing will be able to provide his services to the "Sureté du Québec" (SQ), the municipal police and the SAAQ among others;

CONSEQUENTLY, it is

Motioned by: Inès Pontiroli
Seconded by: Dr. Jean Amyotte

AND RESOLVED that council appoints Jason Jones Towing represented by Jason Jones, to operate an automobile pound at 3001 Route 148, Pontiac, Quebec, J0X2G0, and ask that they be added to the list of impound lots recognized by the "Société de l'assurance automobile du Québec" (SAAQ) on the territory of the municipality of Pontiac;

THAT Jason Jones Towing shall conform to the requirements of the "Société de l'assurance automobile du Québec" (SAAQ) including in particular the regulations on good practice found in the "Guide on the management of the seized vehicles" produced by the "Société de l'assurance automobile du Québec" (SAAQ);

THAT the Jason Jones Towing facilities must be in accordance with the municipality's current regulations;

THAT the municipality accepts no responsibility or liability with regard to the impound, guarding, theft or vandalism of the seized vehicles;

IT IS FURTHER RESOLVED THAT the business is used for storing purposes only, there will be no recycling or sale of parts and that Jason Jones will comply to all environmental standards, there shall be no more than 30 vehicles maximum on site at any given time, and he must to renew his business permit each year under penalty of having said designation cancelled.

Councillor Thomas Howard votes against motion.

Carried on a divided vote

13-01-1425

ABROGATION RESOLUTION 13-01-1412

WHEREAS the request for financial assistance of Groupe Action Jeunesse has been addressed by resolution 13-01-1419;

WHEREAS resolution 13-01-1412 should not have been carried;

It is

Moved by: Dr. Jean Amyotte
Seconded by: Inès Pontiroli

AND RESOLVED THAT the Municipality abrogates resolution # 13-01-1412.

Carried

13-01-1426

TENDERS – WATER PIPES IN QUYON

WHEREAS the estimate for replacing the water pipes in Quyon;

WHEREAS the Municipality wants to receive a maximum of offers to that effect;

It is

Moved by: Roger Larose
Seconded by: Dr. Jean Amyotte

AND RESOLVED THAT the Municipality post a request for proposal on the SEAO site and also proceed by invitation to the directional drilling companies known, if they have the necessary permits to do all the work.

Carried

13-01-1427

P.i.i.A.

WHEREAS the discussions held by the planning advisory committee (PAC);

WHEREAS the PAC recommendations regarding the writing of a by-law relative to site planning and architectural integration;

It is

Moved by: Dr. Jean Amyotte
Seconded by: Inès Pontiroli

AND RESOLVED THAT the Municipality entrusts Mr. Stéphane Doré with writing the regulations relative to site planning and architectural integration, to focus on businesses, public institutions as well as new developments.

Carried

13-01-1428

LINE OF CREDIT

WHEREAS THE line of credit #1 of \$ 800,000.00 is no longer sufficient;

WHEREAS at each coupon deadline, revenues of approximately \$ 1,500,000.00 become receivable;

WHEREAS while waiting to receive the charged amounts, some expenditures are to be made;

It is

Moved by: Brian Middlemiss
Seconded by: Inès Pontiroli

AND RESOLVED to increase the credit line #1 that we have with the Caisse Populaire Desjardins Masham-Luskville to \$1,500,000.00.

Authorized to sign these documents are Sylvain Bertrand, Director General and Edward McCann, mayor of the Municipality of Pontiac.

Carried

13-01-1429

ADJOURNMENT OF THE MEETING

It is

Moved by: Edward McCann
Seconded by: Dr. Jean Amyotte

AND RESOLVED to close the meeting at 9:15 p.m., having gone through the agenda.

Carried

MAYOR

DIRECTOR GENERAL

« I, Mayor Edward McCann, hereby certify that the signature on the present minutes is equivalent to my signature on each and every resolution herein, as specified in article 142 (2) of the Municipal Code ».