

**PROVINCE OF QUEBEC
MUNICIPALITY OF PONTIAC**

MINUTES of the special municipal council meeting held on Tuesday, September 6, 2016 at 7:30 p.m. at the Town Hall, situated at 2024 route 148, Pontiac. Those who were present:

Roger Larose, Mayor, Brian Middlemiss, pro-mayor and councillors Nancy Draper-Maxsom, Dr. Jean Amyotte and Inès Pontiroli.

Also present: Mr. Benedikt Kuhn, Director General and Mr. Dominic Labrie Acting Assistant Director General and Head of Communications.

Excused absences: Councillors Mr. Edward McCann (Judgement from the Superior Court), and Mr. Thomas Howard.

Mr. Larose, President of the meeting, notes that there is quorum and declares the meeting open.

The meeting began at 7:35 p.m.

FLOOR TO THE PUBLIC AND QUESTION PERIOD

There were no citizens present at the meeting.

16-09-2878

ADOPTION OF THE AGENDA

1. Floor to the public and question period
2. Adoption of the agenda
3. Bylaw to amend bylaw 03-13 with respect to the Planning Advisory Committee
4. Continuing service for inter-city transportation on route 148
5. Public question period
6. Closing of the meeting

It is

Moved by: Dr. Jean Amyotte
Seconded by: Nancy Draper-Maxsom

AND RESOLVED to adopt the agenda as prepared and read.

Carried

16-09-2879

BYLAW NO. 03-13-01-2016 MODIFYING BYLAW NUMBER 03-13 WITH RESPECT TO THE PLANNING ADVISORY COMMITTEE

WHEREAS the Municipality of Pontiac is governed by the *Municipal code*, the *Act respecting land use, planning and development* and the *Municipal Powers Act*;

WHEREAS the Planning Advisory Committee is an essential element in the decision-making process with respect to urban planning and development;

WHEREAS some modifications to bylaw 03-13 are necessary in order to facilitate the decision-making process and increase the citizens' representation within the committee;

WHEREAS a notice of motion was given for this present bylaw at a meeting held on August 2, 2016;

CONSEQUENTLY, it is

Moved by: Nancy Draper-Maxsom
Seconded by: Dr. Jean Amyotte

AND RESOLVED that Council decrees and rules as follows:

SECTION 1

The above-noted preamble is an integral part of the present bylaw.

SECTION 2

Section 7 of bylaw 03-13 will read as follows:

7. Setting up (Composition of the Committee)

The committee consists of the following:

- A maximum of ten (10) people selected among the residents of the municipality; (all districts must be represented);

and

- A maximum of two (2) members of the municipal Council.

SECTION 3

Section 8 of bylaw 03-13 will read as follows:

8. Rights and duties of the committee

- 8.1 The committee must assist the municipal council on the follow-up of its urban planning policy.
- 8.2 The committee is in charge of studying, researching, and submitting any recommendations on all subjects and documents pertaining to urban planning, heritage, urban design as well as on the intervention provided by the Act respecting land use, planning and development, that council will submit.
- 8.3 The committee must give an opinion on any submitted request.

SECTION 4

Section 11 of bylaw 03-13 will read as follows:

11. Contact person

The officer in charge of the urban department must attend the committee meetings and participate in their activities, but does not have the right to vote.

A secretary, who is not a member, must also attend the committee meetings and may participate in their work, but does not have the right to vote.

In the absence of a secretary, a member of the Committee can participate in drafting the minutes.

Anyone designated by council resolution may also attend the committee meetings and participate in their work, but does not have the right to vote.

A member of the municipal council other than those appointed to the Committee may attend the meetings but does not have the right to vote.

SECTION 5

Section 13 of bylaw 03-13 will read as follows:

13. Quorum and the right to vote

Seven (7) committee members, of whom at least one is a council member, constitutes quorum; each committee member has one vote;

Committee decisions are made on a majority vote;

If quorum is not met thirty (30) minutes after the time set for the meeting, the meeting is then cancelled.

The President has the right to vote, but is not under obligation to exercise that right. When the vote is evenly divided, the decision is then considered has being negative.

SECTION 6

Section 16 of bylaw 03-13 will read as follows:

16. Internal management

The provisions concerning internal management are:

- 1) By resolution, the municipal council designates a president who must be the councillor responsible for the urban department;
- 2) The duration of the new president's mandate is for the remainder of the first president's mandate;
- 3) In the case where the president is absent or unable to fulfill his duties, the committee members chose someone among them to preside the meeting;

SECTION 7

Section 21 of bylaw 03-13 will read as follows:

21. Powers

The committee may:

- 1) by council resolution, establish study groups consisting of all or part of its members;
- 2) by council resolution, consult a town planning consultant or any other expert;
- 3) by council resolution, may request any report or study deemed necessary;
- 4) set rules for internal management, which must be approved by council before coming into force. Council reserves the right to modify these rules by resolution to be forwarded to the committee by its president.

SECTION 8

COMING INTO FORCE

The present bylaw will come into force in accordance with the law.

Carried

16-09-2880

CONTINUING SERVICE FOR INTER-CITY TRANSPORTATION ON ROUTE 148

WHEREAS Thom Transport Ltd currently operates an inter-city transportation service on Route 148 between l'Isle-aux-Allumettes and Ottawa under permit number 1-M000384-026C;

WHEREAS this inter-city route crosses the MRC of Pontiac as well as the Municipality of Pontiac, the latter being part of the MRC des Collines-de-l'Outaouais;

WHEREAS the transportation of people constitutes a very important service for which its users depend on to secure their livelihood, and this, particularly in the context of a territory with worrying signs of socio-economic devitalization;

WHEREAS an agreement between the carrier, the MRC of Pontiac, the MRC des Collines-de-l'Outaouais and the Ministry of Transportation, Sustainable Mobility and Transportation Electrification (hereinafter named MTMDDET) aiming to financially support to the carrier with a total annual amount of \$69, 000.00 could not be renewed as of 2010, because of the refusal from the latter to provide verified financial statements, according to the said agreement;

WHEREAS on April 21 of this year, the carrier published a notice of « complete abolition of service » effective on May 16 2016;

WHEREAS this notice was not in compliance with the procedure for the abolition of service because the said abolition was announced to the users even before filing a request for abolition with the Quebec Committee on Transportation (hereinafter named CTQ);

WHEREAS, these facts were brought to some local stakeholders' attention, who undertook a joint approach involving the MRC of Pontiac, the Municipality of Pontiac, the MRC des Collines-de-l'Outaouais, TransportAction Pontiac and the Colline's inter-city transportation Authority (hereinafter named Transcollines) to ensure the continuity of the inter-city transportation service on the territory, on a short-term basis, and to start procedures for achieving a more sustainable solution, on a medium-term basis;

WHEREAS, on May 5, 2016, the stakeholders involved requested the following to the CTQ :

- If the carrier wishes to completely abolish the service, the request must be filed with the CTQ;
- If needed, the CTQ will publicly post the application normally prescribed;
- If so, Transcollines and its partners should benefit from a hearing, to make the CTQ aware of the community's concerns;
- that, from now until a possible permission to abolish the service is granted by the CTQ, the carrier must provide the service and reassure its users regarding the threatened abolition announced for May 16;

WHEREAS following this intervention the carrier filed an application for the abolition of service for the said permit on May 10, 2016, and a file bearing the number 387174 was opened by the CTQ to that effect;

WHEREAS during the last weeks, the carrier has not fulfilled his obligation to operate the inter-city transportation since he failed to do the route, in particular on Friday May 13 and Monday May 16, as agreed upon in his permit issued by the CTQ;

WHEREAS the carrier has publicly stated his intention to stop all activities as of August 5, 2016;

WHEREAS the situation is a source of great insecurity for the users;

WHEREAS it is impossible to continue to ensure the service with the current carrier, particularly because of his past refusal to provide the verified financial statements as part of an agreement to support him financially, his announcement for the abolition of service from April 21, which was noncompliant, the application for abolition of service (file 387174) currently being addressed by the CTQ, the absence of service on May 13 and 16 of this year and the public announcement of his intention to stop all activities on August 5, 2016;

WHEREAS the municipal sector wishes to stabilize the situation on a short and medium-term basis to ensure the continuing inter-city service in question, and this, until a more sustainable solution can be implemented;

WHEREAS Transcollines has the will and the organizational capacity to support the municipal sector in its project to secure and offer the service on a short and medium-term basis;

WHEREAS the operations of Transcollines on the territory of the city of Gatineau are governed by a memorandum of agreement with the *Société de transport de l'Outaouais* (hereinafter named STO);

WHEREAS Transcollines is bound by contract with a carrier that has shown interest, as part of the said contract, to provide the said inter-city service;

WHEREAS the said carrier bound by contract with Transcollines is also interested in buying-back the inter-city transportation permit and a transaction to that effect seems imminent;

WHEREAS the experience of the last few years confirms that the nature of the local market – in particular, a population density of 5.7 inhabitants per km² – make it difficult for a private carrier to provide an adequate and stable level of service;

WHEREAS the current service is below the inter-city transportation requirements and that the potential buy-back of the route by another carrier and the continuation of the current service would not meet the need to increase the service offer due to the fact that the level of service falls short of what is needed;

WHEREAS section 2.3 of the MTMDET’s *Programme d'aide au développement du transport collectif* (hereinafter named PADTC) provides terms for financial support to inter-city transportation;

WHEREAS the current situation and the solution considered fit with the terms of support for the inter-city transportation identified in paragraph “A” of section 2.3.2 of the PADTC and that the MRC of Pontiac is eligible for subsidies under the said program;

WHEREAS the operating costs to maintain the inter-city transportation service for a 12-month period are estimated at \$ 203, 500 and the user-paid revenues for the service is estimated at \$33, 000;

WHEREAS the anticipated operating deficit for a 12-month period is \$170, 500;

WHEREAS paragraph “A” in section 2.3.2 of the PADTC provides that the MTMDET supports the absorption of deficit by the local municipalities by tripling the municipal contribution for an annual maximum of \$ 150, 000;

WHEREAS that according to the terms of said program, the anticipated operating deficit of \$170, 500 would be absorbed as follows: \$13, 125 by the Municipality of Pontiac, \$29, 500 by the MRC of Pontiac and \$127, 875 by the MTMDET;

WHEREAS the anticipated business plan is as follows:

Expenditures	\$	%
TOTAL Expenditures	\$203, 500	100%
Funding	\$	%
User-paid revenues	\$33,000	16.5%
MRC of Pontiac	\$29, 500	14.5%
Municipality of Pontiac	\$13, 125	6%
MTMDET Subsidy	\$127, 875	63%
TOTAL FUNDING	\$203 500	100%
BALANCE	\$0	

It is

Moved by : Nancy Draper-Maxsom
 Seconded by : Brian Middlemiss

AND RESOLVED to give Transcollines the mandate to organize and provide the management of an inter-city transportation service on Route 148 on the territory of the MRC of Pontiac and of the Municipality of Pontiac until December 31, 2017.

IT IS ALSO RESOLVED that the service will provide a link between the Municipality of l’Isle-aux-Allumettes and the Aylmer sector of the city of Gatineau, in accordance with the terms of the memorandum of agreement between Transcollines and the STO.

IT IS ALSO RESOLVED that the beginning of the service is conditional upon receiving a written confirmation of the financial participation of all the stakeholders as well as all the required legal authorizations.

IT IS ALSO RESOLVED that the mandate given to Transcollines includes incurring expenses, the awarding of a contract, the collection of user-paid revenues and the authority to carry out all transactions and to sign all documents or agreements necessary for the fulfilment of their mandate.

IT IS ALSO RESOLVED to authorize the Director General of the Municipality of Pontiac to proceed with the signature of all agreements necessary for the realization of this project, including the MRC of Pontiac, Transcollines and the MTMDET.

IT IS ALSO RESOLVED that the Municipality of Pontiac, under Transcollines supervision, ensure the temporary management of the sale of transit fares in its offices or in any other location on the Municipality's territory that it will have determined along with Transcollines.

IT IS ALSO RESOLVED that the Municipality of Pontiac's financial contribution is \$13, 500 for the first 12 months, that is from October 17, 2016 to October 16, 2017.

IT IS ALSO RESOLVED to support the application for financial assistance by the MRC of Pontiac to the MTMDET as part of the present project.

IT IS ALSO RESOLVED to pursue efforts with the involved stakeholders to implement a sustainable solution and redeploy the inter-city transportation service on Route 148, by the 1st of January 2018, approximately.

IT IS ALSO RESOLVED that the amount will be taken from the non-appropriated surplus.

FINALLY, IT IS RESOLVED to abrogate resolution number 16-06-2809 adopted on June 21, 2016.

Carried

PUBLIC QUESTION PERIOD

16-09-2881

CLOSING OF THE MEETING

It is

Moved by: Dr. Jean Amyotte

Seconded by: Inès Pontiroli

AND RESOLVED to close the meeting at 7:45 p.m. having gone through the agenda.

Carried

MAYOR

DIRECTOR GENERAL

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