

MINUTES OF A REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF BARKMERE HELD DECEMBER 8, 2012 AT 10:30 AM AT THE BARKMERE COMMUNITY CENTER, BARKMERE, QUEBEC

In attendance :	The Mayor The Councillors	Luc Trépanier Laurent Barbé Jake Chadwick Jean Dubois Marc Fredette Stephen Lloyd
	The Secretary-Treasurer and Director general	Caroline Dion
Absent:	Councillor	Bruce MacNab

1. Resolution 2012-102 – Acceptance of the proposed agenda

It is proposed by Councillor Stephen Lloyd, and seconded by Councillor Marc Fredette, and it is adopted unanimously by the present members:

THAT the proposed agenda be accepted as proposed.

ADOPTED

2. Resolution 2012-103- Acceptance of the minutes of regular meeting of November 10, 2012

Considering that a copy of the Minutes was given to each member of the Town Council not less than twenty-four hours before the present council, this conforming to Article 333 of the Cities and Towns Act,

It is proposed by Councillor Jean Dubois, and seconded by Councillor Stephen Lloyd, and it is adopted unanimously by the present members:

THAT the minutes of the municipal council held on November 10, 2012, be adopted as proposed.

ADOPTED

3. Current Affairs

3.1. Announcements

Mayor Luc Trépanier announced the death of Marcel Laviolette, Barkmere resident and father of Adele Laviolette, and offers condolences to the family members.

A meeting was held with the management infrastructure department of the Ministry of Municipal affairs to know the possibilities to obtain the grant for the dam. A waiver could be possible, however it must go all the way up to the federal government. So this is a long and difficult process. Another option is to consider the risks to provincial roads, including highways 327 and 364, if the dam had were to break. If such risks exist, it could make the project eligible.

Councillor Stephen Lloyd mentioned the improvements to the Community Centre and thanked Mr. Bellerose for adding photos.

3.2. Correspondence

Nothing to report.

3.3. BLPA

Mr. Bruce Perron thanks the council members for their work.

3.4. Follow up from previous council meeting

Mayor Luc Trépanier informed that:

-Mr. Spector has submitted a permit application for the renovation of his boathouse, and the request is on the verge of being accepted.

-As for the park, the trail was built. The work will be completed in the spring.

Director general Caroline Dion added that for the proximity forest program, a preliminary meeting was held with the RCM and other municipalities involved for the preparation of the tender for the selection of the professionals for the study of potential.

3.5. Question Period

André Bellerose	Is there going to be a ladder installed on the docks of the park?
Andreas Eickelschulte	What is the study of potential for the proximity forests?

4. Finances and Administration

4.1. Report of the Director general

Director general, Caroline Dion, presented her report for the month of November 2012:

- Permits (5), Certificates of Authorization (6), Septic pumping (8): see attached list.
- Transfers (4):
 - Donation of Donald Olmstead to Amber Stephanie Olmstead, lot 6-3, range 6, Township of Montcalm (LDE 2857), lot 6P, range 6, Township of Montcalm, lot 2P range 6, Township of Arundel (2196-63-9852) , and lot 2-58P, range 6, Township of Arundel (2196-63-9034);
 - Transfer from Gordon Miller to Delia Miller, lot 3-34 and lot 3-35, range 6, Township of Arundel
 - Transfer from Delia Miller to Gordon Miller, lot 3P and lot 2-44, range 6, Township of Arundel
 - Estate Elsie K. Craig for the Trust of Donald Miller, lots 2-98 and 3-16A, Range 6, Township of Arundel

She also informed that :

-Holidays schedule: Town Hall will be closed from December 22 to January 2 inclusively.

-Delivery of the door-to-door collection bins is expected in the week of January 6. Concerned residents will be notified of the exact date.

4.2. Payables

Resolution 2012 – 104 – Accounts Payable

It is proposed by Councillor Marc Fredette, seconded by Councillor Jake Chadwick, and it is resolved unanimously by the members present.

THAT the accounts listed below be ratified and paid:

Town of Barkmere				
Cheque Log for 15411111 National Bank - Mont-Tremblant				
No.	Payee	Amount	Date	Explanation
EFT-57	Hydro-Québec	\$34.49	2012/11/13	Electricity - Landng
EFT-53	Receiver General of Canada (DAS)	\$1,024.54	2012/11/13	Deductions at source - October 2012
3311		\$1,902.64	2012/11/16	Pay for period ending 2012-11-17
3312		\$1,282.11	2012/11/16	Pay for period ending 2012-11-17
EFT-56	Hydro-Québec	\$334.54	2012/11/19	Electricity - Street lighting
EFT-60	Bell Mobillité	\$89.69	2012/11/23	Mobile phones - employees
EFT-59	Bell Mobillité Pagette	\$35.62	2012/11/26	Pager - First responder
3313		\$1,902.64	2012/11/30	Pay for period ending 2012-12-01
3314		\$1,282.11	2012/11/30	Pay for period ending 2012-12-01
EFT-63	Mastercard	\$486.51	2012/12/06	Expenses - Town Hall
		\$8,374.89		Total - Bylaw 213
3315	Eastman Systems	\$991.31	2012/12/08	Printing and mailing - Municipal bulletin
3316	Éco-Pro Environnement Inc.	\$1,782.11	2012/12/08	Septic systems inspection
3317	Freshwater Research	\$6,000.00	2012/12/08	Professional fees - Lake profile
3318	Gagnon & Brunet, s.e.nc. en fidéicom m	\$5,662.34	2012/12/08	Legal fees - Blackwell-Sakkal
3319	Lechasseur Avocats Ltée	\$30,167.07	2012/12/08	Professional fees - Legal
3320	Genivar	\$4,139.10	2012/12/08	Professional fees - Dam
3321	Les Éditions Wilson & Lafleur Inc.	\$66.15	2012/12/08	Subscription - Cities and Towns Act
3322	Louise Branchaud	\$144.00	2012/12/08	Translation - Municipal bulletin
3323	Ministre des Finances du Québec (CEA)	\$151.34	2012/12/08	Water analysis
3324	Ministre des Finances du Québec (CEH)	\$559.91	2012/12/08	Water rights - Public wharves
3325	Gagnon & Brunet, s.e.nc. en fidéicom m	\$985.00	2012/12/08	Legal fees - Blackwell-Sakkal
3326	Société Coopérative agricole des Fem	\$565.39	2012/12/08	Heating Oil - Town Hall
3327	Trépanier, Luc	\$54.26	2012/12/08	Expenses - Mayor
3328	Resto chez Jean Bette	\$431.16	2012/12/08	Christmas Lunch
3329	Roy, Dave Williams	\$117.79	2012/12/08	Expenses - Building Inspector
	TOTAL	\$60,191.82		

ADOPTED

4.3 Resolution 2012-105 – Schedule of meetings for 2013

Considering that article 319 of the Cities and Towns Act (L.R.Q. c.C-19) requires that all towns adopt the schedule for the regular meetings of its municipal council for a year, before the beginning of the year;

Considering that the Town of Barkmere has decreed with bylaw 42 that regular meetings of the Town Council must be held on the second Saturday of every month;

Considering article 314.2 of the Act respecting elections and referendums in municipalities and the general elections to be held on November 3, 2013

Therefore, Councillor Jean Dubois moved, Councillor Laurent Barbé seconded, and it was unanimously resolved by all present:

That the Town of Barkmere adopts the following schedule for the regular meetings of the Town Council for year 2013:

- January 12, 2013;
- February 9, 2013;

- March 9, 2013;
- April 13, 2013;
- May 11, 2013;
- June 8, 2013;
- July 13, 2013;
- August 10, 2013;
- September 14, 2013;
- November 9, 2013;
- December 14, 2013.

ADOPTED

4.4 Resolution 2012-106 – Pro Mayor

Considering that the Town of Barkmere must ensure its functioning and its representation in case the Mayor would be absent;

Considering that article 56 of the Cities and Towns Act (L.R.Q. c.C-19) allows the Town Council to designate a councillor to act as pro-mayor for a fixed period;

Considering that the mandate of Councillor Bruce MacNab as Pro-Mayor of the Town of Barkmere ended on December 8, 2012;

Therefore, Councillor Marc Fredette moved, Councillor Jean Dubois seconded, and it was unanimously resolved by all present:

That Councillor Stephen Lloyd be designated as Pro-Mayor of the Town of Barkmere for the period starting December 9 2012 and ending June 8 2013 inclusively.

ADOPTED

5. Urbanism

5.1. Resolution 2012-107- Contract for professional services - Urbanists

Considering the need to review and to make regulatory changes relating to:

- telecommunications towers;
- areas at risk of landslide
- boathouses
- flotation materials for docks and boathouses;

Considering sections 573.1 and 573.3.0.2 of the Cities and Towns Act (L.R.Q. c. C-19) and the Regulation respecting the awarding of contracts for certain professional services;

Therefore, Councillor Stephen Lloyd moved, Councillor Marc Fredette seconded, and it was unanimously resolved by all present:

That the Town of Barkmere mandate the firm Urba+, to prepare appropriate draft bylaws for the above mentioned subjects;

That the fees do not exceed \$5,000, taxes not included.

ADOPTED

6. Public services

6.1. Security and protection

6.1.1. Resolution 2012 - 108 - Amendment to the intermunicipal agreement on fire protection and for the provision of service

Considering the intermunicipal agreement on protection against fire and for the provision of service, signed between the municipalities of Montcalm, of Arundel, Huberdeau and the Town of Barkmere;

Whereas the method of distribution of financial contributions was determined for the years 2011 and 2012 on the basis of a budgeted amount of \$ 130,000 and no specifications have been established for subsequent years.

Therefore, Councillor Laurent Barbé moved, Councillor Stephen Lloyd seconded, and it was unanimously resolved by all present:

That the Town of Barkmere amend the intermunicipal agreement of fire protection and for the provision of service, done with the municipalities of Montcalm, Arundel and Huberdeau, as follows:

Article 4 "FINANCIAL CONTRIBUTIONS OF MUNICIPALITIES" is amended by adding after the second paragraph the following paragraph:

"In subsequent years, 2013 and following the budgeted amount used as basis will be established by the intermunicipal committee. This budget must be approved by a resolution of each of the councils, which will be adopted in November of each year and transmitted a copy to each of the participating municipalities in the agreement."

ADOPTED

6.1.2. Resolution 2012- 109 - Endorsement of the purchase of a service truck for the fire brigade

Considering the intermunicipal agreement on protection against fire and for the provision of service, signed between the municipalities of Montcalm, of Arundel, Huberdeau and the Town of Barkmere;

Considering the need for the municipality of Huberdeau to replace the service truck of it's fire brigade;

Whereas the Municipality of Huberdeau purchased a new Silverado 2500HD 2003 truck, serial number 1gchk29u53e310988, for the amount of \$ 14,371.88;

Whereas the funds for this expenditure were taken from its accumulated surplus;

Therefore, Councillor Jean Dubois moved, Councillor Laurent Barbé seconded, and it was unanimously resolved by all present:

That the Town of Barkmere endorse the purchase of the service truck for the fire brigade of the municipality of Huberdeau.

ADOPTED

6.1.3. Resolution 2012- 110 - Amendment of the First Responders service Agreement

Considering the intermunicipal agreement on first responders, signed between the municipalities of Montcalm, of Arundel, Huberdeau and the Town of Barkmere;

Whereas the method of distribution of financial contributions was determined for the years 2011 and 2012 on the basis of a budgeted amount of \$ 50,000 and no

specifications have been established for subsequent years.

Whereas the proposed acquisition of a truck for the first responders requires an amendment to the agreement with respect to the sharing of funds invested through joint purchasing;

Therefore, Councillor Marc Fredette moved, Councillor Jake Chadwick seconded, and it was unanimously resolved by all present:

That the Town of Barkmere amend the agreement on first responders, done with the municipalities of Montcalm, Arundel and Huberdeau, as follows:

Article 4 "FINANCIAL CONTRIBUTIONS OF MUNICIPALITIES" is amended by adding after the second paragraph the following paragraph:

"In subsequent years, 2013 and following the budget as a basis will be established by the intermunicipal committee. This budget must be approved by a resolution of each of the councils, which will be adopted in November of each year and transmitted a copy to each of the participating municipalities in the agreement. "

Article 8 SHARING OF ASSETS AND LIABILITIES is repealed in its entirety, as well as the title and is replaced by the following:

Article 8 "The joint purchase of buildings, land, vehicles, equipment, requiring amortization, must be approved by resolution by each of the municipalities party to this Agreement";

The addition of a new Article 9 "SHARING OF ASSETS AND LIABILITIES," to read as follows:

"Article 9

9.1 Should this agreement end, each municipality will retain full ownership of its land, buildings, vehicles, equipment and accessories, acquired before the conclusion of this agreement.

9.2 A municipality wishing to disassociate itself from the Agreement may recover the amount invested since January 1st 2011 through the funding of pumper trucks purchased by the municipality of Montcalm and the municipality of Huberdeau before the conclusion of this agreement. The amount representing the amortization of those trucks will be deducted from these amounts, such amount being calculated for the period from January 1st 2011 to the time of separation;

9.3 In the event that there would be complete dissociation of this agreement, the division of funds invested through joint purchases since January 1st 2011 and approved by resolution by each of the municipalities party to this agreement will be the same that the cost sharing of these assets. The amount representing the amortization of such purchases will be deducted from these amounts, such amount being calculated for the period from 1 January 2011 and dissociation."

ADOPTED

7. Legal affairs

Following the decision recently rendered by the Court of Appeal, Mayor Luc Trépanier recalls the facts of the case which opposed the Town of Barkmere to Ms. Blackwell and Sakkal. The decision of the Court of Appeal reversed the decision of the Superior Court and ordered the town to issue a permit for the construction of a "driveway" of ~ 4 km long. Regulations at the time was simple, there were only standards for width. Mr. Blackwell has submitted its application.

As for the case between the Town and Mr. Grou and Mrs. Michaelsen, stabilization work has been done and the case will be continued in February.

8. R.C.M. and government affair

8.1. Mayor's report

Mayor Luc Trepanier recounts that at the last council of mayors of the RCM:
-Warden Ronald Provost and Deputy Warden Steven Larose have been renamed in their respective functions until the end of October 2013;

-Budget: expenditures were reduced by 0.5%, revenues increased by 1.5%, and the share for Barkmere increase of 2.7%.

-RIDR: With the addition of three new municipalities, the share of Barkmere will be reduced by 18%

-Ferme du Versant: Following a lawsuit to stop the illegal occupation by a sugar house of Crown land managed by the RCM, it has succeeded;

-Spending cuts: the RCM will now charge by the piece for some services, including emails for \$ 8 / email / month;

-Some public intramunicipal lands will be sold by auction, including two in Barkmere. The lands will be first offered to neighbors at the market price.

-St-Faustin-Lac-Carré calls for the closure of a forest road. We will follow this issue closely.

-Arundel presents a petition for the amendment of the bylaw for the protection of the linear park, in order to ask the MTQ to recognize the rights of way of some residents over the Aerobic Corridor. The new regulation has the effect of prohibiting passages developed over time but without formal permission.

9. End of Session

The next regular Council session shall be held on January 12, 2013, at 10:00 AM, in the Town Community Center of Barkmere, Quebec.

9.1. Resolution 2012- 111 – End of session

It is proposed by Councillor Laurent Barbé, seconded by Councillor Jean Dubois, and resolved unanimously by the present members:

THAT the session of the Town Council be ended.

ADOPTED

Approved by:

Certified by:

Luc Trépanier, Mayor

Caroline Dion, Secretary-Treasurer

Permis et Certificats 2012 - Ville de Barkmere

PERMIS DE CONSTRUCTION

Date	Permit			Type Constuction, réno, reconstruction, agrandissement	LDE	Description
	Year	Category	Number			
06-nov-12	2012	C	12	Rénovation	5629	Faire la fondation du bâtiment principal en pieux
01-nov-12	2012	C	23	Construction	5998	Construction d'une remise neuve sur le lot 15-4
01-nov-12	2012	C	36	Construction	5998	Construction d'une remise neuve sur le lot 15-4
01-nov-12	2012	C	37	Installation septique	5998	Nouvelle installation septique
15-nov-12	2012	C	38	Rénovation	7360	Réfection de toiture (bardeau d'asphalte)

CERTIFICAT D'AUTORISATION

Date	Permit			Type Constuction, réno, reconstruction, agrandissement, ouvrage	LDE	Description
	Year	Category	Number			
06-nov-12	2012	CA	21	Ouvrage rive / littoral	5629	Rénovation de l'abri à bateau, installation de pieux sous l'abri
22-nov-12	2012	CA	44	Abattage d'arbres	3323	Abattage d'arbres dans la bande riveraine
22-nov-12	2012	CA	45	Abattage d'arbres	5923	Abattage de quater (4) arbres (tel que le 2011-CA-35)
02-nov-12	2012	CA	49	Abattage d'arbres	3847	Abattage d'un (1) arbre malade et dangereux
16-nov-12	2012	CA	52	Ouvrage rive / littoral	6100	Remplacement de quai existant
19-nov-12	2012	CA	54	Remblais / Déblais	6285	Aménagement d'une tranché

SEPTIC PUMPING

Receiving date	LDE	Pumped date	Pumped by
07-nov-12	0115	2012-10-16	Pompage Sanitaire Mont-Tremblant
22-nov-12	3450-2	2012-11-09	G. Miller
22-nov-12	3890	2012-11-09	G. Miller
22-nov-12	5755	2012-11-09	G. Miller
22-nov-12	6727	2012-11-09	G. Miller
22-nov-12	7365	2012-11-09	G. Miller
22-nov-12	8482	2012-11-09	G. Miller
23-nov-12	2346	2012-11-12	Pompage Sanitaire Mont-Tremblant