

**MINUTES OF THE APRIL 27, 2010 REGULAR MEETING
OF THE UNITED COUNTIES OF PRESCOTT AND RUSSELL**

The Council of the Corporation of the United Counties of Prescott and Russell met on April 27, 2010, in the Counties' Administration Building in L'Orignal for its regular monthly meeting.

At 9:00 a.m. Warden Conrad Lamadeleine called the meeting to order.

VISION/PRAYER

Mr Denis Pommerville, Mayor of the Nation Municipality, recited the vision and the prayer.

WARDEN'S WELCOME AND ROLL CALL

Were present: Messrs Gary J. Barton, Ken Hill, Robert Kirby, Jean-Yves Lalonde, Richard Lalonde, Denis Pommerville and Mrs Jeanne Charlebois, Council Members and Warden Conrad Lamadeleine

Were also present: Messrs Stéphane P. Parisien, Chief Administrative Officer and Clerk, Sylvain Charlebois, Marc Clermont, Louis Prévost, Mrs Anne Comtois Lalonde, Mrs Louise Lalonde, Mrs Louise Lepage-Gareau, Department Heads and Mrs Andrée Latreille, Deputy Clerk

Excusable absence: Mr Michel Chrétien, Department Head

DISCLOSURE OF INTEREST (None)

ADOPTION OF THE AGENDA

The Warden moved to add two items on the Agenda, namely a resolution to support the Association of Municipalities of Ontario's Joint and Several Liability paper, at item 10 and an update in camera on the Eastern Ontario Wardens' Caucus' Regional Broadband Project, at item 15.

087... Moved by Mr Denis Pommerville
Seconded by Mr Gary J. Barton
THAT the Agenda be adopted as modified.

Carried

ADOPTION OF THE MINUTES

088... Moved by Mr Jean-Yves Lalonde
Seconded by Mr Richard Lalonde
THAT the minutes of the March 23, 2010 regular meeting, the April 8 and April 22, 2010 public meetings be adopted as presented.

Carried

PETITIONS ET DELEGATIONS (None)

COMMUNICATIONS

089... Moved by Mr Richard Lalonde
Seconded by Mr Denis Pommerville
THAT the resolution from the Township of Muskoka Lakes requesting funding and increased education for Accessibility Standards be received and filed.

Carried

090... Moved by Mrs Jeanne Charlebois
Seconded by Mr Jean-Yves Lalonde
BE IT RESOLVED that Council of the United Counties of Prescott and Russell endorse the resolution from the Town of Tecumseh requesting that the government engage in a consultative manner with municipalities and the Association of Municipalities of Ontario before adopting Private Members' Bill 13 – Sustainable Water and Waste Water Systems Improvement and Maintenance Act, 2010 and that this resolution be sent to the Premier of Ontario, the Minister of the Environment, the Minister of Finance, the Minister Municipal Affairs and Housing, our MP and MPP.

Carried

091... Moved by Mrs Jeanne Charlebois
Seconded by Mr Richard Lalonde
BE IT RESOLVED that Council of the United Counties of Prescott and Russell endorse the resolution from the City of Oshawa requesting the government to enact legislation that would create a salary cap of \$325,000 to all individuals in the employment of the Public Sector who fall under the parameters of the *Public Sector Salary Disclosure Act* and that this resolution be sent to the Premier of Ontario, our MP and MPP.

Carried

REPORTS OF DEPARTMENTS

092... Moved by Mrs Jeanne Charlebois
Seconded by Mr Gary J. Barton
THAT Council of the United Counties of Prescott and Russell approve payment of invoices for the months of March and April 2010, namely the list of invoices, pages 1 to 20, items 1 to 501, for a total of \$2,702,188.88.

Carried

The Treasurer presented Report F-002/2010 – 2010 Tax Policy.

093... Moved by Mr Richard Lalonde

Seconded by Mr Denis Pommerville

WHEREAS the Treasurer presented a report on tax ratios, optional tax classes and tax rates;

BE IT RESOLVED that:

1) the new tax ratios be used as follows:

| | |
|-------------------|----------|
| Multi-Residential | 1.964414 |
| Commercial | 1.394185 |
| Industrial | 3.002123 |
| Large industrial | 4.034162 |
| Pipelines | 1.307520 |
| Farmlands | 0.250000 |
| Managed Forests | 0.250000 |

2) the optional tax class for large industrial properties be maintained;

3) The tax capping model for the year 2010 must include all of the options used in 2009. This model includes an annual cap percentage of 10% or 5% of the previous year's annualized Current Value Assessment (CVA) for eligible properties, whichever is greater, and a threshold adjustment for capped properties where the required billing adjustment (increasing or decreasing) is within \$250 of the properties' CVA tax and the exclusion of any property billed at CVA tax in 2009, or any property that was capped in 2009 and would otherwise be subject to claw-back in 2010, or vice-versa;

4) New construction properties set limits be established at:

2010 – 100% minimum tax level

5) The necessary by-laws be adopted.

Carried

The Treasurer presented Report F-003/2010 – 2010 Budget.

094... Moved by Mr Richard Lalonde

Seconded by Mr Denis Pommerville

WHEREAS Report Number F-003/2010 points out the changes made to the budget following meetings and budget discussions.

AND WHEREAS the 2010 budget estimates are \$124,189,141 for the inflows and disbursements;

AND WHEREAS the budget estimates for the amortization of the tangible assets totals \$8,011,500;

AND WHEREAS the local municipalities' levy will amount to \$32,889,965;

AND WHEREAS the 2010 tax rate represents a 3.1% increase, representing \$517 for each \$100,000 share of current value assessment of a residential property, being a \$15 increase compared to 2009 with regards to the nominal tax rates in 2009;

AND WHEREAS the 2010 budget forecast includes a 2% increase for Council Members and non-unionized staff of the Corporation;

BE IT RESOLVED that:

1) the 2010 revised budget and necessary by-laws be adopted as presented;

2) the allocated amounts be redistributed to collaborate to the televised production *Les trésors de l'Est ontarien* by investing \$30,000 to promote our region.

Carried

The Treasurer presented Report F-004/2010 – Recovery of Collection Agency Costs related to Defaulted Provincial Offences Act Fines.

095... Moved by Mr Denis Pommerville

Seconded by Mr Gary J. Barton

WHEREAS the costs associated with the collection agency used to obtain payment of outstanding fines under the Provincial Offences Act (POA) are currently charged to the Provincial Offences Offices of the United Counties of Prescott and Russell;

AND WHEREAS the United Counties could benefit from major savings by charging the costs associated with this collection agency directly to the defendant;

BE IT RESOLVED that Council approve the recovery of costs related to the collection agency to defaulted POA fines by the defendant at the following rates:

Between 15% and 20% for successful collection of individual accounts;

Between 10% and 15% for successful collection of commercial accounts.

Carried

The Public Works Director presented Report TP-001/2010 – Brisson Bridge Rehabilitation Contract.
096... Moved by Mr Richard Lalonde
Seconded by Mr Denis Pommerville
WHEREAS six tenders were received further to the invitation for tenders from the Department of Public Works for the rehabilitation of the Brisson Bridge;

AND WHEREAS the lowest tender in the amount of \$872,550 including goods and services tax was received from Dalcon Enterprises of Ottawa, Ontario;

BE IT RESOLVED that the Brisson Bridge rehabilitation be awarded to Dalcon Enterprises of Ottawa, Ontario for the submitted unit prices for a total tendered amount of \$872,550 including goods and services tax and that the Warden and Clerk are hereby authorised to sign and seal the said contract on behalf of the Corporation.

Carried

097... Moved by Mr Robert Kirby
Seconded by Mr Denis Pommerville
BE IT RESOLVED that Council receive Report SS-005/2010 - Regular Statistics Information on the Ontario Works Program, Child Care Services and Social Housing statistics.

Carried

REPORTS OF COMMITTEES

098... The report of the Committee of the Whole dated April 13, 2010 was presented to Council by the Chairman of the Committee, Mr Conrad Lamadeleine, moved for adoption by Mr Richard Lalonde and seconded by Mr Jean-Yves Lalonde.

Carried

099... The report of the Economic Development and Tourism Committee dated March 30, 2010 was presented to Council by the Chairman of the Committee, Mr Denis Pommerville, moved for adoption by Mr Jean-Yves Lalonde and seconded by Mr Richard Lalonde.

Carried

100... The report of the Home Committee dated February 11, 2010 was presented to Council by the Chairman of the Committee, Mrs Jeanne Charlebois, moved for adoption by Mr Conrad Lamadeleine and seconded by Mr Robert Kirby.

Carried

101... The report of the Social Services Committee dated April 13, 2010 was presented to Council by the Chairman of the Committee, Mr Gary J. Barton, moved for adoption by Mr Conrad Lamadeleine and seconded by Mr Ken Hill.

Carried

102... The report of the Planning and Forestry Committee dated April 13, 2010 was presented to Council by the Chairman of the Committee, Mr Richard Lalonde, moved for adoption by Mr Ken Hill and seconded by Mr Robert Kirby.

Carried

RESOLUTIONS ARISING FROM COMMITTEE REPORTS

The resolution from the Economic Development and Tourism Committee to designate a full time person at the Health Unit in charge of preparing a regional master plan was not supported by Council.

Financing for long-term investment provision
103... Moved by Mr Richard Lalonde
Seconded by Mr Jean-Yves Lalonde
WHEREAS the UCPR auditor requires that a \$500,000 provision be entered in the 2009 financial statements to meet the auditors' requirements and accounting standards;

AND WHEREAS at the April 13th Committee of the Whole meeting, Council was against financing the amount in 2009 but rather to reimburse \$75,000 per year until the required amount is reached;

BE IT RESOLVED that Council recommend that the amount of \$425,000 be entered as unfinanced in the financial statements ending December 31st, 2009.

Carried

Joint and Several Liability Paper
104... Moved by Mr Gary J. Barton
Seconded by Mr Robert Kirby
WHEREAS the Association of Municipalities of Ontario (AMO) presented a paper on joint and several liability reform to the Attorney General's office;

AND WHEREAS the paper highlights how municipalities have become the targets of litigation when other defendants fail to have the means to pay high damage awards;

AND WHEREAS Council supports AMO on their Joint & Several Liability Paper and their efforts to pursue joint and several liability reform;

BE IT RESOLVED that Counties' Council support the Association of Municipalities of Ontario in its efforts to seek joint and several liability reform in Ontario and calls on the Provincial Government to pursue much needed changes to the *Negligence Act*.

Carried

QUESTION PERIOD TO DEPARTMENT HEADS (None)

NOTICE OF MOTIONS (None)

MEMBERS WRITTEN RESOLUTIONS (None)

BY-LAWS

- 105... Moved by Mr Denis Pomainville
Seconded by Mr Richard Lalonde
BE IT RESOLVED that the following By-laws be adopted by the Council of the United Counties of Prescott and Russell:
- 2010-17 To establish the tax ratios for prescribed property classes;
 - 2010-18 To adopt optional tools for the purposes of administering limits for the commercial, industrial and multi-residential property classes;
 - 2010-19 To adopt optional tools for the purposes of administering limits for eligible properties within the meaning of section 331 (new construction) for the commercial, industrial and multi-residential property classes;
 - 2010-20 To adopt the budget estimates for the year 2010;
 - 2010-21 To establish the general County levy for the year 2010;
 - 2010-22 To confirm the composition and size of the Council of the UCPR and to change the number of votes given to any Member;
 - 2010-23 To regulate and promote responsible enjoyment and use of trails in the Larose Forest by motorized vehicles.

Carried

CLOSED SESSION

- 106... Moved by Mr Jean-Yves Lalonde
Seconded by Mr Gary J. Barton
THAT the Chief Administrative Officer provide updates in camera on the following subjects:
1. Follow-up on the Rural Connection Broadband Program, since it concerns advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
 2. EOWC's Regional Broadband Project, since it concerns the security of Counties' property.

Carried

- 107... Moved by Mr Robert Kirby
Seconded by Mrs Jeanne Charlebois
THAT Council Members return in plenary meeting.

Carried

- 108... Moved by Mr Gary J. Barton
Seconded by Mr Ken Hill
WHEREAS the original project was based on a single solution by Bell Aliant/Bell Mobility for a combination of DSL and WiMax wireless service;

AND WHEREAS due to changes in the availability and acceptability of Bell Mobility wireless technologies to meet the coverage requirement, a dual supplier solution has been determined to better meet the needs of Prescott and Russell;

BE IT RESOLVED that Counties' Council:

- 1) support the dual solution to have Bell Aliant provide DSL service and Barrett Xplore Inc. to provide fixed wireless coverage to the un-served hexes;
- 2) authorize the CAO to sign the service agreement with Barrett Xplore Inc.

Carried

- 109... Moved by Mr Robert Kirby
Seconded by Mr Denis Pomainville
WHEREAS on February 17th, 2009, the UCPR acknowledged that as a member of the EOWC Inc. and with the federal and provincial governments along with the private sector that it would contribute its fair and reasonable share of costs for building a high-speed broadband network for the people and businesses of Eastern Ontario;

AND WHEREAS the UCPR has set aside \$800,000 in reserve for the Regional Broadband Project of the EOWC Inc.;

AND WHEREAS the CAO presented an update on the Eastern Ontario Wardens' Caucus' (EOWC Inc.) Regional Broadband Project;

AND WHEREAS the UCPR's share of the total project cost have been determined to be \$797, 888.04 and that our initial advance representing 1/6 of these costs is set at \$132,981.34;

AND WHEREAS EOWC Inc. has offered its thirteen constituted partners to advance their entire share with a return on investment for unused monies;

BE IT RESOLVED that the UCPR Council accepts to pay its initial advance of the total contribution of \$132,981.34 from its reserve and directs its CAO to negotiate the terms of the contribution agreement to advance the balance of its entire share to the Eastern Ontario Wardens' Caucus (EOWC Inc.) Regional Broadband Project.

Carried

CONFIRMATORY BY-LAW

110... Moved by Mr Jean-Yves Lalonde

Seconded by Mr Robert Kirby

BE IT RESOLVED that Council adopt By-Law number 2010-24 to confirm the proceedings at this meeting.

Carried

ADJOURNMENT

111... Moved by Mr Ken Hill

Seconded by Mr Jean-Yves Lalonde

THAT this regular Council meeting adjourned at 12:20 p.m.

Carried

Conrad Lamadeleine, Warden

Stéphane P. Parisien, Clerk