

**MINUTES OF THE SPECIAL MEETING OF THE CITY COUNCIL HELD ON
MONDAY, FEBRUARY 20, 2006, AT 5801 CAVENDISH BOULEVARD,
CÔTE SAINT-LUC, AT 8:00 P.M.**

PRESENT:

Mayor Anthony Housefather, B.C.L., L.L.B, M.B.A. presiding
Councillor Dida Berku, B.C.L.
Councillor Michael Cohen
Councillor Steven Erdelyi, B.Sc., B.Ed.
Councillor Sam Goldbloom
Councillor Allan J. Levine, B.Sc., M.A.
Councillor Glenn J. Nashen

ALSO PRESENT:

Mr. David Johnstone, City Manager
Mr. Jonathan Shecter, Co-ordinator of Legal Services and City
Clerk, acted as Secretary of the meeting

QUESTION PERIOD

The question period started at 8:02 p.m. and finished at 8:30 p.m. Three (3) people asked to speak and they were heard.

1) Arnold Eckenberg

The resident apprised Mayor Housefather that he has been living in Côte Saint-Luc for thirty-five years and that he did not understand why he was told during the referendum campaign in June of 2004 that 60% of his taxes would go to the Agglomeration and only 40% would go to the City to which Mayor Housefather responded that this was an assertion made by Mayor Tremblay and that the SECOR Study evidenced had provided different percentages and the demerger campaign had always said it was going to be half and half.

The resident then noted he had not voted for demerger and inquired why Côte Saint-Luc voted to demerge to which Mayor Housefather responded that 87% of residents had voted for demerger because they wanted better services and more control of their own tax dollars.

The resident then inquired as to why Côte Saint-Luc's local budget expenses have risen so much to which Mayor Housefather responded that this Council spent ninety hours in the months of November and December to review the budget line by line and come up with responsible numbers.

The resident then inquired as to what the unjust Agglomeration tax rate was attributed to, to which Mayor Housefather responded that it was attributed to in part having the Agglomeration download expenses on to the municipalities such as water and the contribution to the C.M.M. and leaving the residential rate the same. He further explained that other expenses imputed to the Agglomeration budget should have been imputed to the City of Montreal's budget. He further apprised the resident that tonight this Council is passing a resolution to oppose the Agglomeration tax rates, the mixed expenditures and the water expenditures.

The resident then complained about the present structure in which agglomeration taxes are imposed to which Mayor Housefather responded that the Minister of Municipal Affairs and Regions has created this structure and that she must remedy its flaws.

2) Aubey Laufer

The resident inquired as to whether this Council could make a petition to demerge from the Agglomeration Council so that Côte Saint-Luc could have its own Police Force, Fire Department, etc. (similar to 1972) to which Mayor Housefather responded that no mechanism exists in the law presently to make such a request. The resident then inquired as to whether Côte Saint-Luc's M.N.A. has been notified regarding the unjust Agglomeration tax rate to which Mayor Housefather responded in the affirmative.

3) Joseph Antebi

The resident stated that demerged municipalities were obligated to shoulder too high a burden regarding the Agglomeration tax rate.

The resident then complained that Saint-Laurent's tax increases were less severe than Côte Saint-Luc's to which Mayor Housefather begged to differ explaining that when looking at overall increases for the past five years this was not true. Mayor Housefather also explained that the reason that the Agglomeration taxes were so high was that many City of Montreal expenses were downloaded into the Agglomeration budget as, in his view, Mayor Tremblay made a campaign promise to not increase taxes in 2006 and the only way he could keep this promise was to download the expenses into the Agglomeration budget. Mayor Housefather then explained that now that Côte Saint-Luc demerged it would be beneficial in the long run as it now can control its services and invest in its infrastructure.

060234

COUNCIL'S OBJECTION TO THE ADOPTION BY THE AGGLOMERATION COUNCIL ON THE *RÈGLEMENT DU CONSEIL D'AGGLOMÉRATION SUR LES DÉPENSES MIXTES*

WHEREAS under Section 115 of *An Act respecting the exercise of certain municipal powers in certain urban agglomerations* (R.S.Q., ch. E-20.001) (the "Act"), a related municipality may object to the Minister of Municipal Affairs and Regions regarding by-laws adopted by the Agglomeration Council;

WHEREAS under Section 118 of the Act, documents of the central municipality that contain both elements setting out administrative acts performed in the exercise of an urban agglomeration power or the results of such acts and elements setting out administrative acts performed in the exercise of another power or the results of such acts, particularly the financial report, must be divided accordingly;

WHEREAS under Section 69 of the Act, the Agglomeration Council establishes by a by-law criteria for determining what part of a mixed expenditure is an expenditure incurred in the exercise of urban agglomeration powers;

WHEREAS said by-law is subject to the right of objection stipulated in Section 115 of the Act;

WHEREAS the Agglomeration Council adopted the agglomeration budget on January 26, 2006;

WHEREAS the Agglomeration Council adopted on January 27, 2006, following the adoption of the budget, the *Règlement du conseil d'agglomération sur les dépenses mixtes* (the "By-Law");

WHEREAS the By-Law only mentions the following criteria to determine what part of a mixed expenditure is an expenditure incurred in the exercise of urban agglomeration powers:

- Factual quantitative elements;
- Quantitative assessment of human resources assigned to the exercise of agglomeration powers;
- Quantitative assessment of material and financial resources assigned to the exercise of agglomeration powers;

WHEREAS the By-Law stipulates that "Are not mixed expenditures for the general activity, expenditures related to the exercise of the transport activity, environment hygiene, health and well-being, planning, urbanism and development, as well as leisure and arts", without however specifying if said expenditures have to be considered as agglomeration or local expenditures, and without any other explanation, while most of the activities seem to be concurrent powers for which expenditures would be considered as mixed;

WHEREAS the two versions of the budgetary documents do not include all of the information necessary to judge the sharing of mixed expenditures;

WHEREAS under Section 70 of the Act, the auditor responsible for expressing an opinion on the aggregate taxation rate of the central municipality must also provide an opinion on the breakdown on the mixed expenditures;

WHEREAS the imprecision of the By-Law does not allow the auditor to fulfil its duty stipulated in the Act, considering the vagueness of the criteria used in the By-Law and the absence of the allocation keys;

WHEREAS, for the same reasons, the imprecision of the By-Law does not allow the Agglomeration Council to play its role and to insure an equitable sharing of the mixed expenditures;

WHEREAS the normative content of the By-Law is insufficient and vague and, because of that, grants inordinate administrative discretion in the sharing of the mixed expenditures that is unacceptable;

WHEREAS a detailed analysis of the 2006 budgetary documents (the version presented in December and the version adopted in January) has been done, and the motives of objection to the By-Law are more fully described in the document entitled "Motifs qui sous-tendent la décision de la municipalité de Côte Saint-Luc de se prévaloir de son droit d'opposition en vertu de l'article 115 de la *Loi sur l'exercice de certaines compétences municipales dans certaines agglomérations* (« Loi 75 ») en regard du *Règlement du Conseil d'agglomération de Montréal sur le partage des dépenses mixtes*", said document being an integral part of this resolution;

WHEREAS under Section 115 of the Act, an authenticated copy of the resolution setting out the objection is sent simultaneously to the Minister and every other related municipality within the same 30-day period;

IT WAS

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

TO exercise the right of objection stipulated in Section 115 of *An Act respecting the exercise of certain municipal power in certain urban agglomerations* with respect to the *Règlement du conseil d'agglomération sur les dépenses mixtes*;

TO send to the Minister of Municipal Affairs and Regions the objection of the City of Côte Saint-Luc with respect to the *Règlement du conseil d'agglomération sur les dépenses mixtes*;

TO send to the Minister of Municipal Affairs and Regions simultaneously with the objection abovementioned, the document attached to this resolution entitled "Motifs qui sous-tendent la décision de la municipalité de Côte Saint-Luc de se prévaloir de son droit d'opposition en vertu de l'article 115 de la *Loi sur l'exercice de certaines compétences municipales dans certaines agglomérations* » (« Loi 75 ») en regard du *Règlement du Conseil d'agglomération de Montréal sur le partage des dépenses mixtes*", which sets forth the motives of objection of the City of Côte Saint-Luc with respect to the *Règlement du conseil d'agglomération sur les dépenses mixtes*;

TO forward copies of this resolution to the other related municipalities."
CARRIED UNANIMOUSLY

Mayor Housefather then explained the resolution to the public.

Councillor Cohen then wished to commend Michael Lifshitz for having started a petition to contest these matters.

060235

COUNCIL'S OBJECTION TO THE ADOPTION BY THE AGGLOMERATION COUNCIL OF THE RÈGLEMENT DU CONSEIL D'AGGLOMÉRATION SUR LES TAXES (EXERCICE FINANCIER DE 2006)

WHEREAS under Section 115 of *An Act respecting the exercise of certain municipal powers in certain urban agglomerations* (R.S.Q., ch. E-20.001) (the "Act"), a related municipality may object to the Minister of Municipal Affairs and Regions regarding by-laws adopted by the Agglomeration Council;

WHEREAS under Section 85 of the Act, the Agglomeration Council may levy any tax or impose any other method of financing that may be levied or imposed by a local municipality;

WHEREAS such by-law is subject to the right of objection stipulated in Section 115 of the Act;

WHEREAS the Agglomeration Council adopted on January 26, 2006 the agglomeration budget;

WHEREAS the Agglomeration Council adopted on January 27, 2006 the *Règlement du conseil d'agglomération sur les taxes (exercice financier de 2006)* (the "By-Law");

WHEREAS several expenses included in the 2006 agglomeration budget are local expenses, which should not be financed by agglomeration revenues, but instead, by local revenues;

WHEREAS, in consideration of this fact, the agglomeration taxation rate imposed on agglomeration taxpayers is higher than it should have been if only the expenses

related to the exercise of agglomeration powers would have been included in the agglomeration budget;

WHEREAS the financing of the water supply, as included in the 2006 budget, does not respect the requirements specified in Article 68 of the Order in Council 1229-2005 concerning the Urban Agglomeration of Montréal;

WHEREAS the agglomeration fiscal structure has been fixed with the aim of avoiding an increase of the tax burden of Montreal taxpayers, without considering the interest of all taxpayers of the agglomeration, and by inappropriately and discriminatorily favouring taxpayers of the City of Montréal;

WHEREAS, in spite of several requests from the representatives of the City of Côte Saint-Luc at the Agglomeration Council, no information was given by the City of Montreal on several elements of the agglomeration budget, which are not detailed in the budgetary documents;

WHEREAS the adoption of the budget preceded the adoption of the *Règlement du conseil d'agglomération sur les dépenses mixtes*, even though the budget should have applied said by-law to determine what part of mixed expenditures would be incurred in the exercise of agglomeration powers, and the budget was therefore adopted before the adoption of the by-law establishing the criteria for determining the sharing of mixed expenditures;

WHEREAS a detailed analysis of the 2006 budgetary documents (the version presented in December and the version adopted in January) has been done, and the motives of objection to the By-Law are more fully described in the document entitled "Motifs qui sous-tendent la décision de la municipalité de Côte Saint-Luc de se prévaloir de son droit d'opposition en vertu de l'article 115 de la *Loi sur l'exercice de certaines compétences municipales dans certaines agglomérations* (« Loi 75 ») en regard du *Règlement du Conseil d'agglomération de Montréal sur les taxes (exercice financier de 2006)*", said document being an integral part of this resolution;

WHEREAS under Section 115 of the Act, an authenticated copy of the resolution setting out the objection is sent simultaneously to the Minister and every other related municipality within the same 30-day period;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

TO exercise the right of objection stipulated in Section 115 of *An Act respecting the exercise of certain municipal power in certain urban agglomerations* with respect to the *Règlement du conseil d'agglomération sur les taxes (exercice financier de 2006)* adopted by the Agglomeration Council;

TO send to the Minister of Municipal Affairs and Regions the objection of the City of Côte Saint-Luc with respect to the *Règlement du conseil d'agglomération sur les taxes (exercice financier de 2006)* adopted by the Agglomeration Council;

TO send to the Minister of Municipal Affairs and Regions simultaneously with the objection abovementioned, the document attached to this resolution entitled "Motifs qui sous-tendent la décision de la municipalité de Côte Saint-Luc se prévaloir de son droit d'opposition en vertu de l'article 115 de la *Loi sur l'exercice de certaines compétences municipales dans certaines agglomérations* (« Loi 75 ») en regard du *Règlement du Conseil d'agglomération de Montréal sur*

*les taxes (exercice financier de 2006)”, which set forth the motives of objection of the City of Côte Saint-Luc with respect to the *Règlement du conseil d’agglomération sur les taxes (exercice financier de 2006)* adopted by the Agglomeration Council;*

TO forward copies of this resolution to the other related municipalities.”
CARRIED UNANIMOUSLY

Mayor Housefather explained to the public the following reasons for the contestation:

1. The justification for the expenses in the Agglomeration Budget were not properly detailed;
2. The increase in Agglomeration expenses from the December budget to the amended budget in January¹ could potentially be explained by Mayor Tremblay attempting not to break his promise to increase taxes for residents of the City of Montreal. To evidence this, Mayor Housefather explained that one hundred and five million dollars of additional expenses were added to the Agglomeration Budget and subtracted from the City of Montreal’s;
3. Certain examples of expenses evidenced that the Agglomeration is paying for certain items that should be only imputed to the City of Montreal’s budget;
4. Certain grants were manoeuvred from the Agglomeration budget to the City of Montreal budget;
5. Tax savings were given to businesses as opposed to residents;
6. The City of Montreal received twenty million dollars from the Agglomeration Budget for use of its immovable properties which is illegal since both are the same legal entity;
7. The way in which the Agglomeration adopted its tax rates for water typifies the way the City of Montreal handles many of its other files wherein facts are missing, details are not given and matters are deliberated upon and decided exclusively by the City’s Executive Committee in private.

060236

OBJECTION OF THE COUNCIL TO THE ADOPTION BY THE AGGLOMERATION COUNCIL OF THE BY-LAW REGARDING WATER RATES CHARGED TO CERTAIN RECONSTITUTED MUNICIPALITIES (FISCAL YEAR 2006)

WHEREAS, pursuant to article 115 of the *Act Respecting the Exercise of Certain Municipal Powers in Certain Urban Agglomerations* (L.R.Q., c. E-20.001) (the “**Act**”) a related municipality may inform the Minister of Municipal Affairs and Regions of its objection to certain by-laws adopted by the Agglomeration Council;

WHEREAS, pursuant to article 85 of the Act, the Agglomeration Council has the right to adopt a by-law to levy any tax or impose any other method of financing that may be levied or imposed by a local municipality;

WHEREAS such a by-law is subject to the right of objection under article 115 of the Act;

WHEREAS the Agglomeration Council adopted the agglomeration budget on January 26th, 2006;

¹ vs. decrease in the City of Montreal’s budget expenses from December to January

WHEREAS pursuant to article 68 of decree number 1229-2005 governing the Agglomeration of Montreal, on January 27th, 2006 the Agglomeration Council adopted the by-law regarding water rates charged to certain reconstituted municipalities (Fiscal year 2006) (the “**By-Law**”);

WHEREAS pursuant to article 68 of the decree it is stipulated that: “despite any irreconcilable provisions the actual costs for the water supplied by the central municipality to the territories of the reconstituted municipalities are shared among the latter **based on the actual consumption attributable to the territory of each.**”

WHEREAS pursuant to the aforementioned by-law as defined in its article 2: for the purpose of financing the costs of the water supplied by the central municipality to the territories of the reconstituted municipalities for fiscal year 2006, it shall collect from said municipalities an amount based on a provisional rate of 0.00810 \$ / m³;

WHEREAS pursuant to the aforementioned by-law as defined in its article 3: at the end of FISCAL YEAR 2006, in a by-law of the Agglomeration Council the City shall set the final rate based on the actual cost of supplying the water to the territories of the reconstituted municipalities during fiscal year 2006;

WHEREAS it was not specified what costs would be included in the “*actual cost of supplying the water*”; and how the “**actual consumption attributable to the territory of each**” was going to be determined according to article 68 of the decree;

WHEREAS the financing of the water supply, such as it appears in the 2006 budget, does not meet the requirements stipulated in article 68 of decree number 1229-2005 such as more amply described in resolution 060235 regarding the Agglomeration of Montreal;

WHEREAS the vagueness of the by-law does not allow the Agglomeration Council to play its part in determining a fair distribution of the “actual costs of supplying the water”.

WHEREAS the by-law does not specify whether the consumption on which the final rate will be applied takes into account the leakage of the waterworks system or not;

WHEREAS the normative content of the by-law is insufficient or vague and therefore leaves it up to administrative discretion, to determine the actual costs and set the final rates relative to the water supply;

WHEREAS pursuant to article 115 of the Act, an authenticated copy of the resolution setting out the objection is sent to the Minister and simultaneously to every other related municipality in the Agglomeration within the same 30-day period;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

TO exercise the right of opposition provided for by article 115 of the *Act Respecting the Exercise of Certain Municipal Powers in Certain Urban Agglomerations* as to the Agglomeration Council by-law entitled “By-law regarding water rates charged to certain reconstituted municipalities”;

TO send to the Minister of Municipal Affairs and Regions the objection of the City of Côte Saint-Luc to the Agglomeration Council by-law entitled “By-Law regarding water rates charged to certain reconstituted municipalities”;

TO also send to the Minister of Municipal Affairs and Regions concurrently with the above-mentioned objection, the document attached to this resolution entitled “Grounds justifying the decision of the municipality of Côte Saint-Luc to exercise its right of objection under article 115 of the *Act Respecting the Exercise of Certain Municipal Powers in Certain Urban Agglomerations* (“Bill 75”) to the *by-law of the Agglomeration Council of Montreal regarding the sharing of mixed expenditures*”,

TO also send to the Minister of Municipal Affairs and Regions concurrently with the above-mentioned objection the document attached to this resolution entitled “Grounds justifying the decision of the municipality of Côte Saint-Luc to exercise its right of objection under article 115 of the *Act Respecting the Exercise of Certain Municipal Powers in Certain Urban Agglomerations* (“Bill 75”) to the *tax by-law of the Agglomeration Council of Montreal*”,

TO transmit an authenticated copy of this resolution along with the attached documents to the other related municipalities.

CARRIED UNANIMOUSLY

060237

ORIENTATION OF CÔTE SAINT-LUC COUNCIL WITH REGARD TO MONTREAL AGGLOMERATION MEETING AGENDA OF MARCH 2, 2006

WHEREAS according to section 4 of *An Act respecting the exercise of certain municipal powers in certain urban agglomerations* (R.S.Q., c. E-20.001), the urban agglomeration of Montreal shall be made up namely of the City of Côte Saint-Luc on January 1, 2006;

WHEREAS according to section 58 of *An Act respecting the exercise of certain municipal powers in certain urban agglomerations* (R.S.Q., c. E-20.001) (hereinafter “the Act”), every central municipality has an urban agglomeration council, the nature, composition and operating rules of which are set out in an order in council and that this agglomeration council constitutes a deliberative body of the municipality;

WHEREAS under section 59 of the Act, every municipality must be represented on the urban agglomeration council;

WHEREAS according to section 61 of the Act, at a meeting of the council of a related municipality, the mayor informs the council of the matters that are to be considered at a future meeting of the urban agglomeration council, sets out the position the mayor intends to take on any matter referred to at the urban agglomeration council meeting, discusses that position with the other members present and proposes the adoption of a resolution establishing the council’s stance;

WHEREAS at an agglomeration council meeting, to be held on March 2, 2006 for which members of the Municipal Council shall establish the stance that it wishes to take;

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT Council takes the following stance in view of the Agglomeration Council meeting to be held on March 2, 2006 as follows:

THAT the Mayor be authorized to make any decisions he deems necessary and in the best interest of the City of Côte Saint-Luc and its residents regarding the items on the agenda of the Agglomeration Council meeting to be held March 2, 2006, based on the information to be presented during that meeting.”

CARRIED UNANIMOUSLY

060238

LOAN BY-LAW ENTITLED: “BY-LAW NUMBER 2240 AUTHORIZING A LOAN OF \$636,000 FOR THE PURCHASE OF VEHICLES FOR THE PUBLIC WORKS DEPARTMENT OF THE CITY OF CÔTE SAINT-LUC” - ADOPTION

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

“THAT By-law entitled: “By-law number 2240 authorizing a loan of \$636,000.00 for the purchase of vehicles for the public works department of the City of Côte Saint-Luc” be and is hereby adopted and numbered 2240;

THAT said loan By-law is subject to the approval of the Minister of Municipal Affairs and Regions;

THAT financing for said By-law shall not exceed fifteen (15) years;

THAT funds for the expenses incurred for the project shall be imputed from loan By-law number 2240.”

CARRIED UNANIMOUSLY

060239

LOAN BY-LAW ENTITLED: “BY-LAW NUMBER 2241 AUTHORIZING A LOAN OF \$320,000 FOR THE REPLACEMENT OF VARIOUS SIDEWALK AND ROAD SECTIONS THROUGHOUT THE CITY” - ADOPTION

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

“THAT By-law entitled: “By-law number 2241 authorizing a loan of \$320,000 for the replacement of various sidewalk and road sections throughout the city” be and is hereby adopted and numbered 2241;

THAT said loan By-law is subject to the approval of the Minister of Municipal Affairs and Regions;

THAT financing for said By-law shall not exceed twenty (20) years;

THAT funds for the expenses incurred for the project shall be imputed from loan By-law number 2241.”
CARRIED UNANIMOUSLY

060240

LOAN BY-LAW ENTITLED: “BY-LAW NUMBER 2242 AUTHORIZING A LOAN OF \$850,000 FOR THE RECONSTRUCTION OF THE CAVENDISH UNDERPASS PUMP STATION” - ADOPTION

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR MICHAEL COHEN

AND RESOLVED:

“THAT By-law entitled: “By-law number 2242 authorizing a loan of \$850,000 for the reconstruction of the Cavendish underpass pump station” be and is hereby adopted and numbered 2242;

THAT said loan By-law is subject to the approval of the Minister of Municipal Affairs and Regions;

THAT financing for said By-law shall not exceed twenty (20) years;

THAT funds for the expenses incurred for the project shall be imputed from loan By-law number 2242.”
CARRIED UNANIMOUSLY

060241

LOAN BY-LAW ENTITLED: “BY-LAW NUMBER 2243 AUTHORIZING A LOAN OF \$224,000 FOR THE COST REPLACEMENT OF SEVERAL ROOFS ON VARIOUS MUNICIPAL BUILDINGS” - ADOPTION

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR MICHAEL COHEN

AND RESOLVED:

“THAT By-law entitled: “By-law number 2243 authorizing a loan of \$224,000 for the cost replacement of several roofs on various municipal buildings” be and is hereby adopted and numbered 2243;

THAT said loan By-law is subject to the approval of the Minister of Municipal Affairs and Regions;

THAT financing for said By-law shall not exceed twenty (20) years;

THAT funds for the expenses incurred for the project shall be imputed from loan By-law number 2243.”
CARRIED UNANIMOUSLY

060242

LOAN BY-LAW ENTITLED: "BY-LAW NUMBER 2244 AUTHORIZING A LOAN OF \$1,000,000 FOR THE REPLACEMENT OF THE ROOF AT THE LIBRARY / CITY HALL COMPLEX" - ADOPTION

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR MICHAEL COHEN

AND RESOLVED:

"THAT By-law entitled: "By-law number 2244 authorizing a loan of \$1,000,000 for the replacement of the roof at the Library / City Hall Complex" be and is hereby adopted and numbered 2244;

THAT said loan By-law is subject to the approval of the Minister of Municipal Affairs and Regions;

THAT financing for said By-law shall not exceed twenty (20) years;

THAT funds for the expenses incurred for the project shall be imputed from loan By-law number 2244."

CARRIED UNANIMOUSLY

060243

LOAN BY-LAW ENTITLED: "BY-LAW NUMBER 2245 AUTHORIZING A LOAN OF \$175,000 FOR THE INSTALLATION OF SYNCHRONIZED TRAFFIC LIGHTS ON CAVENDISH" - ADOPTION

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT By-law entitled: "By-law number 2245 authorizing a loan of \$175,000 for the installation of synchronized traffic lights on Cavendish" be and is hereby adopted and numbered 2245;

THAT said loan By-law is subject to the approval of the Minister of Municipal Affairs and Regions;

THAT financing for said By-law shall not exceed twenty (20) years;

THAT funds for the expenses incurred for the project shall be imputed from loan By-law number 2245."

CARRIED UNANIMOUSLY

060244

QUOTATIONS - MIGRATION AND SET UP OF CITY OF CÔTE SAINT-LUC NETWORK AND EMAIL SYSTEM

It was

MOVED BY COUNCILLOR MICHAEL COHEN

SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED

“THAT as recommended by Ken Lerner, Division Chief, Information Systems and Material Resources the following quotation for the migration and set up of the information systems network and email system be and is hereby approved, the whole as more amply delineated hereunder:

To provide the goods and perform the services required in order to have the City of Cote Saint-Luc network, stable and operational, including the email application; (Lotus Notes)

To award the appropriate work to Nashen and Nashen Inc. for the following items:

- Site License for 90 Users of Lotus Notes
- Firewall – Anti-Spam Solution
- Back-Up System Upgrade and Hardware
- 150 Hours of technical services in a bank of hours
- 10% project contingency

Total estimated expense for 2006: \$ 43,780.00

THAT both G.S.T. and Q.S.T. are attributable to the above projection;

THAT Treasurer’s certificate number CTA06-0036 dated February 16, 2006 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses;

THAT said resolution be for immediate action.”

CARRIED UNANIMOUSLY

Subsequent to the resolution’s adoption, Councillor Nashen declared that he had no pecuniary interest in the above-captioned resolution but nonetheless left the room because he wished to abstain from any deliberations.

AT 10:11 P.M. MAYOR HOUSEFATHER RECESSED THE MEETING.

AT 10:15 P.M. MAYOR HOUSEFATHER THEN RE-OPENED THE MEETING.

060245

**URBAN PLANNING AND BUSINESS SERVICES – SITE PLANNING
PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) –
5899 BRANDEIS – CITY OF CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR MICHAEL COHEN

AND RESOLVED

“THAT the site planning and architectural integration programs received February 8, 2006 showing the addition of a third storey to a detached single-family dwelling on lot 1560807 at 5899 Brandeis and prepared by Mr. Michael Finkelstein, architect, for the Planning Advisory Committee meeting of February 16, 2006, be

approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc.”

CARRIED UNANIMOUSLY

060246

**URBAN PLANNING AND BUSINESS SERVICES – SITE PLANNING
PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) –
6848 EMERSON – CITY OF CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR MICHAEL COHEN

AND RESOLVED

“THAT the site planning and architectural integration programs received February 3, 2006 showing modifications made to the front façade of a detached single-family dwelling on lot 1561570 at 6848 Emerson and prepared by Mr. Sydney Godel, architect, for the Planning Advisory Committee meeting of February 16, 2006, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc.”

CARRIED UNANIMOUSLY

060247

**URBAN PLANNING AND BUSINESS SERVICES – SITE PLANNING
PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) –
6525 MERTON – CITY OF CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR MICHAEL COHEN

AND RESOLVED

“THAT the site planning and architectural integration programs received February 3, 2006 showing revised elevations for the construction of a new detached single-family dwelling on lot 1560668 at 6525 Merton and prepared by Mr. Louis Arnould, architect, for the Planning Advisory Committee meeting of February 16, 2006, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc.”

CARRIED UNANIMOUSLY

020248

**URBAN PLANNING AND BUSINESS SERVICES – SITE PLANNING
PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) –
5740 CAVENDISH – CITY OF CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR MICHAEL COHEN

AND RESOLVED

“THAT the site planning and architectural integration programs received February 10, 2006 showing revised elevations for a ground-floor extension of a multifamily dwelling on lot 1561212 at 5740 Cavendish and prepared by Mr. Steven Aber, architect, for the Planning Advisory Committee meeting of February 16, 2006, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc.”

CARRIED UNANIMOUSLY

060249

NOTICE OF MOTION – LOAN BY-LAW ENTITLED: “BY-LAW NUMBER 2246 TO AUTHORIZE A LOAN OF \$128,550 FOR THE PURCHASE OF VEHICLES FOR THE PUBLIC WORKS DEPARTMENT OF THE CITY OF CÔTE SAINT-LUC”

Councillor Glenn J. Nashen gave notice of motion that By-Law entitled: “By-law number 2246 to authorize a loan of \$128,550 for the purchase of vehicles for the public works department of the City of Côte Saint-Luc” will be presented at a later meeting.

060250

RESOLUTION TO DISPENSE WITH THE READING OF BY-LAW ENTITLED: “BY-LAW NUMBER 2246 TO AUTHORIZE A LOAN OF \$128,550 FOR THE PURCHASE OF VEHICLES FOR THE PUBLIC WORKS DEPARTMENT OF THE CITY OF CÔTE SAINT-LUC”

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR MICHAEL COHEN

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc dispense with the reading of the By-Law entitled: “By-law number 2246 to authorize a loan of \$128,550 for the purchase of vehicles for the public works department of the City of Côte Saint-Luc” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

RESUMPTION OF QUESTION PERIOD

Question period resumed at 8:50 p.m. and finished at 9:00 p.m. Two (2) people asked to speak and they were heard.

1) Aubey Laufer

There resident inquired about a building erected near the Presidential Towers to which Mayor Housefather responded this matter was not on tonight's Council Agenda and therefore cannot form part and parcel of tonight's second question period which deals exclusively with Council Agenda items.

The resident then inquired as to whether the resolutions opposing the various Agglomeration by-laws could be contested in court to which Mayor Housefather responded that at this point the Minister of Municipal Affairs and Regions is responsible for responding to the Municipality's appeal. The resident then inquired as to how water is procured and paid for to which Mayor Housefather responded

that Montreal is the provider and that residents pay a water tax to their local Municipality who as the *wholesaler* pays the City of Montreal for the costs of water.

The resident then inquired as to whether the other repairs to the Cavendish tunnel would be done along with the Cavendish Pumping Station² to which Mayor Housefather responded that they would not.

The resident then registered his support for synchronized lights on Fleet Road but inquired as to whether there would be further synchronization (between MacDonald and Decarie) with the neighbouring Borough of Côte-des-Neiges / Notre-Dame-de-Grâce to which Mayor Housefather responded that the matter is presently being studied.

2) Michael Lifshitz

The resident advised the public that there is a group in Beaconsfield contemplating launching a class action suit contesting the Agglomeration taxes.

The resident then inquired as to what the budget was for a particular recycling pilot project to which Mayor Housefather responded \$60,000.00.

The resident then opined that he does not see how the Agglomeration Council would pay for recycling to which Mayor Housefather concurred³.

AT 9:00 P.M. MAYOR HOUSEFATHER DECLARED THE MEETING CLOSED.

ANTHONY HOUSEFATHER
MAYOR

JONATHAN SHECTER
COORDINATOR OF LEGAL SERVICES
AND CITY CLERK

² Pursuant to a loan by-law on tonight's Council Agenda.

³ An item was on the Agglomeration Council Agenda permitting Saint-Laurent to adopt a recycling contract.