

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON
MONDAY, MARCH 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 Mitchell Brownstein, B. Comm., B.C.L., L.L.B.
Councillor Michael Cohen
Councillor Steven Erdelyi, B.Sc., B.Ed.
Councillor Sam Goldbloom
Councillor Ruth Kovac
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

PRESENTATION

a) Recognition plaque to Edgewood Greenhouses Ltd.

Mayor Housefather explained to the public that:

Côte Saint-Luc City Council wishes to recognize Edgewood Greenhouses Ltd. which is celebrating its 50th anniversary on Hudson Avenue in Côte Saint-Luc. We want to express our appreciation to the Van Egmond family for continuing to operate such a successful enterprise, serving Côte Saint-Luc residents so well over the years. Edgewood is steeped in Côte Saint-Luc heritage, offering a warm personal touch and excellent service and attracting customers from across the island.

Over the years, Edgewood has specialized in bouquets of fresh cut flowers, arrangements in baskets and vases, with exotic flowers, as well as centerpieces and beautiful plants. Their selections have been a part of many people's lives for Bar Mitzvahs, Valentine's Day, weddings, anniversaries, and many other occasions.

As a token of our appreciation, we therefore present to Edgewood Greenhouses Ltd. this commemorative plaque in honour and recognition of their contribution in helping our community flourish.

A plaque was then issued in recognition of the foregoing.

b) Retirement tribute to Adolfo Capotosto, Painter, Public Works

Mayor Housefather explained to the public that:

Côte Saint-Luc City Council wishes to honour Mr. Adolfo Capostoto, who retired from Public Works after 27 years of loyal service as a painter for the City.

We wish him many years of enjoyment during his well-deserved retirement, and thank him for the work he has done to help make our City more beautiful.

A plaque was then issued in recognition of the foregoing.

QUESTION PERIOD

The question period started at 8:15 p.m. and finished at 8:45 p.m. Five (5) people asked to speak and they were heard.

1) Esther Tartar:

The resident complained regarding an obtrusive parking lot which forms part of her apartment building and which is situated between 5370 and 5500 Macdonald. She further explained that she is obliged to inhale the exhaust fumes of four cars which park right in front of her window. She inquired as to whether or not a City by-law permitted her landlord to have this parking lot and further informed Council that the matter is before the rental board.

Mayor Housefather explained to the resident that if City by-laws currently permitted a parking lot in this proximity, Council could not change this for her building but asked the City Clerk to ensure that the Director of Urban Planning contacted her and got all information on this matter to see whether we could assist the resident or should change existing by-laws and added that Councillor Levine should be involved in this matter.

2) Dr. Bernard Tonchin:

The resident inquired regarding the following issues:

- a. A recent petition initiated by resident Michael Liftshitz;
- b. The Association of Suburban Mayors;
- c. Organizing of a protest within the Cavendish Mall in front of the office of the local Member of the National Assembly;
- d. Loan by-laws which were recently adopted;
- e. An Editorial in the Chronicle by former Mayor Robert Libman.

Mayor Housefather responded that for the petition initiated by Michael Liftshitz: not only did Côte Saint-Luc translate the petition, but sent it to all of the other municipalities, posted it on its website, kept a copy readily available at City Hall and distributed it at previous Council Meetings. He further explained that this petition has also been sent to the salient members of the National Assembly and Minister for a follow up.

Mayor Housefather then explained that the resident's use of the expression 'Mayor's Company', garnered from local headlines, to describe the Association of Suburban Mayors is not accurate as the entity in question is an Association which is an incorporated, non-profit organization to which all demerged municipalities belong and where he served as Secretary. He further explained that the group meets on a weekly basis and was formed in the spirit of inter-municipal cooperation to tackle complicated issues that arise.

Mayor Housefather then explained that Côte Saint-Luc only borrowed monies for Capital Expenditures for items that were truly necessary and appropriate.

Mayor Housefather then explained that the article in the Chronicle to which the resident referred was, in his view, poorly done. He then pointed out that one of the erroneous contentions of the article was that the demerger campaign was

predicated upon lower taxes. He then clarified that what the campaign did say was that with demergers there would be better municipal services.

The resident then called upon this Council to mobilize residents to demonstrate to which Mayor Housefather responded that the Mayors are discussing this option and considering at what time it might be opportune for the fifteen demerged municipalities to organize demonstrations together.

3) Arnold Ansel:

The resident complained that the recycling company has not been picking up the materials at the scheduled times and sometimes, completely neglects certain areas to which Mayor Housefather responded by asking the Director of Public Works to give written notice to the recycling company and follow up with the resident.

The resident then apprised Council that he attended an Agglomeration Council Meeting and that the way the meeting is run is not very inviting for residents to attend and ask questions compared to the inviting way in which Cote Saint-Luc meetings are run to which Mayor Housefather responded that he concurs and has complained about the anti-democratic rules of the agglomeration council as well.

4) Aubey Laufer:

The resident inquired as to whether the four library clerks who are either resigning or being terminated as per sections **5M** and **5O** on tonight's Council agenda will be replaced to which Mayor Housefather responded that two of the four would be replaced.

The resident then inquired as to why an Acting Mayor is being named tonight when a Mayor already exists to which Mayor Housefather responded that this is commonplace within all municipalities so that if the existing mayor is unable to act, a member of Council can legally replace him.

The resident then inquired as to why there is a resolution to amend a proclamation on tonight's Council agenda to which Mayor Housefather responded that this resolution will clarify what every portion of this building shall be called.

5) Irving Itman:

The resident complained that he has attended Agglomeration Council Meetings and has found that the actual questions asked during Question Period are not truly being answered by the Chair of the Meeting to which Mayor Housefather concurred.

060301

**CONFIRMATION OF THE MINUTES OF THE REGULAR MEETING OF
COUNCIL DATED FEBRUARY 13, 2006**

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the Minutes of the Regular Meeting of Council dated February 13, 2006 be and are hereby approved as submitted.”

CARRIED UNANIMOUSLY

060302

**CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING OF COUNCIL
DATED FEBRUARY 20, 2006**

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the Minutes of the Special Meeting of Council dated February 20, 2006 be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

060303

**CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING OF COUNCIL
DATED FEBRUARY 23, 2006**

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the Minutes of the Special Meeting of Council dated February 23, 2006 be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

060304

MONTHLY DEPARTMENTAL REPORTS FOR FEBRUARY 2006

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the monthly departmental reports for February 2006, be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

060305

**HUMAN RESOURCES — HIRING — DIRECTOR — EMERGENCY MEDICAL
SERVICES**

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT Stéphane F. Kallos be and is hereby hired as Director, Emergency Medical Services, effective March 21, 2006;

THAT Treasurer’s certificate number CTA06-0047 dated March 6, 2006 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

060306

HUMAN RESOURCES – RETIREMENT – PAINTER - PUBLIC WORKS

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the retirement of Adolfo Capotosto, Painter, Publics Works Department, be and is hereby accepted as of March 1, 2006.”

CARRIED UNANIMOUSLY

060307

HUMAN RESOURCES – MATERNITY LEAVE – SECRETARY – URBAN PLANNING

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT the Council accepts the maternity leave request of Gloria De Nucci effective March 31, 2006.”

CARRIED UNANIMOUSLY

060308

HUMAN RESOURCES – RESOLUTION TO AUTHORIZE THE CITY TO PARTICIPATE IN THE FEDERAL STUDENT SUMMER GRANT PROGRAM, OFFERED BY HUMAN RESOURCES AND DEVELOPMENT CANADA FOR THE YEAR 2006

WHEREAS Development and Human Resources Canada is offering a summer placement program for students for 2006;

WHEREAS the City has participated in this program since 1988; and

WHEREAS it is in the best interest of the City and its residents to receive a subsidy for the hiring of some summer students since these summer jobs would not be available without the financial assistance of this program;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT the City Administration be and is hereby authorized to submit an application to Development and Human Resources Canada for a subsidy of the student program “*Placement Carrière Été*” for the year 2006;

THAT the Human Resources Director be and is hereby authorized to sign all necessary documents related to the application.”

CARRIED UNANIMOUSLY

060309

**HUMAN RESOURCES — HIRING — AGENT DE BUREAU —
AIDE-MAGASINIER — PUBLIC WORKS**

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT Guy Chartiez be and is hereby hired as *auxiliary Agent de bureau – Aide-magasinier- at the Public Works Department*, effective March 21, 2006;

THAT Treasurer’s certificate number CTA06-0042 dated March 6, 2006 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

060310

HUMAN RESOURCES – APPOINTMENT – ACCOUNTING CLERK - FINANCE

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR MICHAEL COHEN

AND RESOLVED:

“THAT Carmen Gallegos be and is hereby named as Accounting Agent – Finance Department, effective March 21, 2006;

THAT Treasurer’s certificate number CTA06-0045 dated March 6, 2006 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

060311

HUMAN RESOURCES – PURCHASING AGENT – LEVEL 1

It was

MOVED BY COUNCILLOR DIDA BERKU

SECONDED BY COUNCILLOR MICHAEL COHEN

AND RESOLVED:

“THAT Liz Hernandez be and is hereby named as Procurement Officer, Level I, Purchasing Division, effective March 21, 2006;

THAT Treasurer’s certificate number CTA06-0059 dated March 13, 2006 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

060312

HUMAN RESOURCES – AGREEMENT BY AND BETWEEN CGI AND THE CITY OF CÔTE SAINT-LUC

Council was given a copy of an agreement by and between CGI and the City of Côte Saint-Luc;

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT Council hereby approves the agreement dated March 6, 2006 entitled “Termination of Per Diem Professional Service Agreement” with an effective date of March 3, 2006, comprising of 2 pages;

THAT said contract is annexed to the Minutes as Annex A to form an integral part thereof;

THAT the Director of Human Resources be and is hereby authorized to sign said agreement on behalf of the City of Côte Saint-Luc.”

CARRIED UNANIMOUSLY

060313

HUMAN RESOURCES – HIRING – PAYROLL SUPERVISOR

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT Nadia Di Furia be and is hereby hired as Payroll Supervisor, Finance Division, effective March 6, 2006;

THAT Treasurer’s certificate number CTA06-0046 dated March 6, 2006 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

060314

HUMAN RESOURCES — HIRING OF AUXILIARY *TECHNICIEN EN DEVELOPMENT D'APPLICATION EN BUREAUTIQUE* - MATERIAL RESOURCES

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT Mohammed Baakoe, be and is hereby hired as auxiliary white collar *Technicien en development d'application en bureatique*, effective March 6, 2006;

THAT Treasurer's certificate number CTA06-0050 dated March 6, 2006 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

060315

HUMAN RESOURCES — HIRING OF AUXILIARY *TECHNICIEN EN DEVELOPMENT D'APPLICATION EN BUREAUTIQUE* - MATERIAL RESOURCES

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT Mohammed Rouis, be and is hereby hired as an auxiliary white collar *Technicien en development d'application en bureatique*, effective March 6, 2006;

THAT Treasurer's certificate number CTA06-0039 dated March 6, 2006 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

060316

HUMAN RESOURCES — HIRING – AUXILIARY EMPLOYEES – PARKS AND RECREATION

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT the list of auxiliary employees for March 2006, entitled “*Part-time employees – for approval (March 2006)*” dated March, 2006 and comprising of one (1) page be approved as submitted;

THAT the employees contained on the aforementioned list be and are hereby hired and shall commence as per their respective dates indicated on the aforementioned list;

THAT Treasurer's certificate number CTA06-0037 dated March 6, 2006 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."
CARRIED UNANIMOUSLY

060317

HUMAN RESOURCES – HIRING – AUXILIARY EMPLOYEES – PUBLIC WORKS

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR MICHAEL COHEN

AND RESOLVED:

“THAT the list of auxiliary blue collars employees for March 2006, comprising of one (1) page be approved as submitted;

THAT the employees contained on the aforementioned list be and are hereby hired and shall commence as per their respective dates indicated on the aforementioned list;

THAT Treasurer's certificate number CTA06-0038 dated March 6, 2006 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."
CARRIED UNANIMOUSLY

060318

HUMAN RESOURCES — RESIGNATION – LIBRARY CLERK – ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT the resignation of Elisa Laxer, Library clerk, be and is hereby accepted, effective January 30, 2006.”
CARRIED UNANIMOUSLY

060319

HUMAN RESOURCES — RESIGNATION – LIBRARY CLERK – ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT the resignation of employee number 1976, be and is hereby accepted, effective March 5, 2006.”
CARRIED UNANIMOUSLY

060320

**HUMAN RESOURCES — RESIGNATION – LIBRARY CLERK – ELEANOR
LONDON CÔTE SAINT-LUC PUBLIC LIBRARY**

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT the resignation of Mary Rawlins, Library clerk, be and is hereby accepted, effective March 5, 2006.”
CARRIED UNANIMOUSLY

060321

**ATTENDANCE AT THE FEDERATION OF CANADIAN MUNICIPALITIES (FCM)
2006 CONFERENCE, MONTREAL, JUNE 2-5, 2006**

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR MICHAEL COHEN

AND RESOLVED:

“THAT the Mayor and All Members of the Côte Saint-Luc City Council be and are hereby authorized to attend the FCM 2006 conference to be held in Montreal, June 2-5, 2006 and that the city will reimburse any reasonable expenses incurred for this purpose upon presentation of receipts for the said expenses;

THAT Treasurer's certificate number CTA06-0057 has been issued by the City Treasurer on March 10, 2006 attesting to the availability of funds to cover the described expenses.”
CARRIED UNANIMOUSLY

060322

**HUMAN RESOURCES — TERMINATION – LIBRARY CLERK – ELEANOR
LONDON CÔTE SAINT-LUC PUBLIC LIBRARY**

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR MICHAEL COHEN

AND RESOLVED:

“THAT the end of employment for employee number 1955 be and is hereby accepted, effective March 7, 2006.”
CARRIED UNANIMOUSLY

060323

**ADMINISTRATIVE SERVICES – FINANCE – APPROVAL OF THE
DISBURSEMENTS FOR THE PERIOD FROM FEBRUARY 1, 2006 TO
FEBRUARY 28, 2006**

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the disbursements for the period of February 1, 2006 to February 28, 2006 for a total of \$852,338.59 in Canadian Funds are hereby approved;

THAT Treasurer’s certificate number CTA06-0052 dated March 7, 2006 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses;

THAT said resolution shall be for immediate action.”
CARRIED UNANIMOUSLY

060324

**ADMINISTRATIVE SERVICES - BRIDGE FINANCING FOR THE CITY OF
CÔTE SAINT-LUC**

WHEREAS the government has, by decree, reconstituted as a local municipality, the sector of the City of Montreal corresponding with the territory of the former City of Cote Saint-Luc said reconstitution to include the residents and taxpayers;

WHEREAS, via the June 21, 2004 Decree numbered 596-2004 and issued by the government, in accordance with Article 51 of the *Act respecting the consultation of citizens with respect to the territorial reorganization of certain municipalities*, a transition committee was formed to participate, together with the City’s administrators and employees, and, if applicable, with any people elected in advance in the reconstituted municipalities, to establish the conditions most conducive to facilitating the transition between the successive municipal administrations;

WHEREAS, according to Article 45 of Decree 1229-2005, in compensation for the fact that the central municipality continues to assume certain debts following the reorganization, each reconstituted municipality, subject to Article 49, is indebted for a sum said sum being \$25,350,811 for the City of Côte Saint-Luc;

WHEREAS, according to Article 49 of Decree 1229-2005, the Transition Committee could, on behalf of the reconstituted municipalities, contract prior to December 31, 2005 under conditions authorized first by the Ministry of Municipal Affairs and Regions, a loan to compensate the central municipality for certain debts it continues to assume on behalf of the reconstituted municipalities;

WHEREAS in this case, Article 45 does not apply and each reconstituted municipality becomes indebted to the creditor chosen by the Transition Committee for the sum appearing in conjunction with its name in this Article;

WHEREAS the City of Montreal is indebted for an amount of \$25,350,811 which corresponds to the amount that appears in Decree 1229-2005 as well as the

interests on this sum, all of which must be reimbursed to the Royal Bank prior to March 31, 2006;

WHEREAS according to Article 50 of Decree 1229-2005, each municipality is authorized to contract a long-term loan to reimburse the debt and correlatively therewith, must assume in accordance with Article 45 or Article 49 of said decree, the financing costs associated with the securities issued to guarantee the loan;

WHEREAS the City of Côte Saint-Luc will not be ready to contract a long-term loan to reimburse the debt of \$25,350,811 until June 2006;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT resolution number 060324 be and is hereby adopted, and;

THAT the following be determined and decreed by the present resolution:

ARTICLE 1: The preceding preamble forms an integral part of the present resolution;

ARTICLE 2: Council is authorized to borrow up to \$25,350,811 as temporary bridge financing from March 31, 2006 until June, 2006, at which point, the terms of a long-term loan will be contracted. The interest costs for the period of January 1, 2006 to June, 2006 is to be charged to the debt service account of the operating budget of 2006.”

CARRIED UNANIMOUSLY

060325

**AUTHORIZATION TO PAY THE MONTREAL METROPOLITAN COMMUNITY
THE SUM OF \$317,857.32 REPRESENTING THE 1ST 2006 INSTALMENT**

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR MICHAEL COHEN

AND RESOLVED:

“THAT Council hereby authorizes to pay to the Montreal Metropolitan Community the sum of \$317,857.32 representing the first instalment of the 2006 contribution to the Montreal Metropolitan Community;

THAT Treasurer’s certificate number CTA06-0051 dated March 7, 2006 has been issued by the City Treasurer attesting to the availability of funds for the above purpose;

THAT said resolution shall be for immediate action.”

CARRIED BY MAJORITY OF VOTES WITH COUNCILLORS MITCHELL BROWNSTEIN, RUTH KOVAC AND GLENN J. NASHEN DISSENTING THE LATTER OPINING THAT THIS IS “TAXATION WITHOUT REPRESENTATION”

060326

URBAN PLANNING AND BUSINESS SERVICES – APPOINTMENT OF THE REPRESENTATIVES OF THE BOARD OF DIRECTORS OF THE CLD-CENTRE WEST

WHEREAS Resolution number CM04 1468 adopted by the City of Montreal Municipal Council on June 21, 2004, approved an agreement between the City of Montreal and the Minister of the Municipal Affairs with regard to the role and the responsibilities of the City in local economic development, appointing Local Development Centres (CLD) on the island of Montreal and approving a distribution method with a budgetary envelope;

WHEREAS A sum of \$131,984 is available for the operation of a CLD on the territories of Côte Saint-Luc, Hampstead and Montreal West;

WHEREAS It is in the interest of the parties to band together, said parties being the Borough of Saint Laurent, the City of Côte Saint-Luc, the Town of Hampstead and the Town of Montreal West to allay the administrative burden and to benefit from of economies of scale offered by the constitution of a CLD by grouping together their territories;

WHEREAS Maître Dida Berku, councillor, Madam Rachel Chemtob, manager of Pro-Montréal Entrepreneurs (small and medium-sized firms) and Mr. Claude Beaulac, Director of the Urban Planning and Business Services, represented respectively the elected members, the business and the municipal administration (observer) of the Borough of Côte Saint-Luc / Hampstead / Montreal West as members of the board of directors of the CLD Ouest/Centre West in 2005;

WHEREAS the three reconstituted municipalities of Côte Saint-Luc, Hampstead and Montreal West must pursue common goals for the continuation of their participation within the CLD Centre West;

WHEREAS all three reconstituted municipalities have agreed upon their representatives in principle;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

To renew the mandate for Côte Saint-Luc, Hampstead and Montreal West to have as its board of the directors of the CLD Centre West, M^e Dida Berku, Councillor of the City of Côte Saint-Luc, Mrs Rachel Chemtob, Manager Pro-Montréal Entrepreneurs (small and medium-sized firms) and, as a non-voting member, Mr Claude Beaulac, Director of Urban Planning and Business Services of the City of Côte-Saint-Luc;

That said mandate shall be for a one year period commencing April 1, 2006 and ending April 1, 2007.”

CARRIED UNANIMOUSLY

Subsequent to the adoption of the resolution, Councillor Berku explained the tenor of the resolution to the public.

Councillor Erdelyi then commended Councillor Berku for her efforts with the CLD west centre. He then called upon the local media to give the matter more coverage.

Councillor Kovac then inquired regarding the budget for administrative costs to which Councillor Berku responded.

060327

MATERIAL RESOURCES – CÔTE SAINT-LUC TENNIS COURTS PREPARATION

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

“THAT as recommended by Ken Lerner, Material Resources and Raymond Valiquette, Parks and Recreation, the following quotation for the following contract be and is hereby approved, the whole as more amply delineated hereunder:

PC COURT LTEÉ.

Preparation of 9 tennis courts in Côte Saint-Luc (as per specifications) \$11,655.00

G.S.T.: 7% extra: \$815.85

Q.S.T.: 7.5% extra: \$935.31

GRAND TOTAL: \$13,406.16

Hourly cost for consultation (if necessary): \$50.00/hour

Hourly cost for service - regular time (if necessary): \$50.00/hour

Hourly cost for service - overtime (if necessary): \$50.00/hour

THAT Treasurer's certificate number CTA06-0033 dated February 13, 2006 has been issued by the City Treasurer attesting to the availability of funds to cover the described expenses;

THAT said resolution shall be for immediate action.”
CARRIED UNANIMOUSLY

060328

MATERIAL RESOURCES – OUTDOOR POOL MAINTENANCE

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

“THAT as recommended by Ken Lerner, Material Resources and Raymond Valiquette, Parks and Recreation, the following quotation for the following contract be and is hereby approved, the whole as more amply delineated hereunder:

Leautec Chrystal Soleil (LCS)

Outdoor Pools Maintenance for the 2006 season
(including opening and closing)
(as per specifications) \$7,211.00

G.S.T.: 7% extra: \$504.77

Q.S.T.: 7.5% extra: \$578.68

GRAND TOTAL: \$8,294.45

Emergency service (if necessary) \$65.00/hour

THAT Treasurer's certificate number CTA06-0032 dated February 13, 2006 has been issued by the City Treasurer attesting to the availability of funds to cover the described expenses;

THAT said resolution shall be for immediate action."
CARRIED UNANIMOUSLY

060329

MATERIAL RESOURCES – MAINTENANCE PRODUCTS FOR OUTDOOR POOLS

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

“THAT as recommended by Ken Lerner, Material Resources and Raymond Valiquette, Parks and Recreation, the following quotation for the following contract be and is hereby approved, the whole as more amply delineated hereunder:

LEAUTEC CHRYSTAL SOLEIL (LCS)

Outdoor Pool Products
(as per specifications)

Total expense for 2006: Approximately \$4,905.00

THAT both G.S.T. and Q.S.T. are included in the above projection;

THAT Treasurer's certificate number CTA06-0035 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 shall be for immediate action."
CARRIED UNANIMOUSLY

060330

MATERIAL RESOURCES – BANDWITH, NETWORK ASSESSMENT AND IP TELEPHONY PRELIMINARY DESIGN

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT as recommended by Ken Lerner, Division Chief for Information Systems and Material Resources the following quotation for the following contract be and is hereby approved, the whole as more amply delineated hereunder:

Bell Canada Inc.

Bandwith TOIP and Physical Network Assessment	\$14,000.00
G.S.T.: 7% extra:	\$980.00
Q.S.T.: 7.5% extra:	\$1,123.50
GRAND TOTAL:	\$16,103.50

THAT the Division Chief of Information Systems – Material Resources be and is hereby authorized to sign any and all contracts giving effect to the foregoing;

THAT Treasurer’s certificate number CTA06-0049 dated March 7, 2006 has been issued by the City Treasurer attesting to the availability of funds to cover the described expenses;

THAT said resolution shall be for immediate action.”
CARRIED UNANIMOUSLY

060331

MATERIAL RESOURCES – WEBSITE DESIGN, ARCHITECTURE AND HOSTING

It was

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

AND RESOLVED:

“THAT as recommended by Arlette Léveillé, Division Chief for Communications and Ken Lerner, Division Chief for Information Systems and Material Resources the following quotation for the following contract be and is hereby approved, the whole as more amply delineated hereunder:

Info Kit Technologies

Website Architecture and design	\$15,000.00
Annual Hosting and technical support	\$2,210.00
G.S.T.: 7% extra:	\$1,204.70
Q.S.T.: 7.5% extra:	\$1,381.10
GRAND TOTAL:	\$19,795.80

THAT the Division Chief of Information Systems – Material Resources be and is hereby authorized to sign any and all contracts giving effect to the foregoing;

THAT Treasurer's certificate number CTA06-0048 dated March 7, 2006 has been issued by the City Treasurer attesting to the availability of funds to cover the described expenses;

THAT said resolution shall be for immediate action."
CARRIED UNANIMOUSLY

060332

**MATERIAL RESOURCES – DESIGN AND PRINTING OF THE COURIER,
SPRING/SUMMER 2006**

It was

MOVED BY COUNCILLOR MICHAEL COHEN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT as recommended by Arlette Léveillé, Division Chief Communications, the following quotation for the following contract be and is hereby approved, the whole as more amply delineated hereunder:

Latitudes Marketing and Design

Concept and Design, English and French \$2,960.00

Printing on alternative 35 70 M, 11" x 15" folded.

4 colors front and back, black inside

16 pages French/English

\$5,950.00

Quantity: 17,000

GRAND TOTAL:

\$8,910.00

(plus applicable taxes)

THAT Treasurer's certificate number CTA06-0054 dated March 7, 2006 has been issued by the City Treasurer attesting to the availability of funds to cover the described expenses;

THAT said resolution shall be for immediate action."
CARRIED UNANIMOUSLY

060333

MATERIAL RESOURCES – LEASE OF PHOTOCOPIER

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR MICHAEL COHEN

AND RESOLVED:

“THAT as recommended by Ken Lerner, Division Chief for Information Systems and Material Resources the following quotation for the following lease of

an integrated photocopier / printer / scanner and fax be and is hereby approved, the whole as more amply delineated hereunder:

Richoh Canada

60 Monthly instalments of \$245.00 (Total monthly instalment of \$281.81)	\$14,700.00
G.S.T.: 7% extra:	\$1,029.00
Q.S.T.: 7.5% extra:	\$1,179.60
GRAND TOTAL:	\$16,906.60

THAT the Division Chief of Information Systems – Material Resources be and is hereby authorized to sign any and all contracts giving effect to the foregoing;

THAT Treasurer's certificate number CTA06-0055 dated March 7, 2006 has been issued by the City Treasurer attesting to the availability of funds to cover the described expenses;

THAT said resolution shall be for immediate action."
CARRIED UNANIMOUSLY

060334

MATERIAL RESOURCES – SGD SOFTWARE

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT as recommended by Jonathan Shecter, Co-ordinator of Legal Services and City Clerk and Ken Lerner, Division Chief for Information Systems and Material Resources the following quotation for the following contract be and is hereby approved, the whole as more amply delineated hereunder:

Techtra

Design and Implementation of SGD Software	\$8,500.00
Additional Programming	\$1,000.00
Project Contingency	\$950.00
G.S.T.: 7% extra:	\$731.50
Q.S.T.: 7.5% extra:	\$838.61
GRAND TOTAL:	\$12,020.11

THAT the Division Chief of Information Systems – Material Resources be and is hereby authorized to sign any and all contracts giving effect to the foregoing;

THAT Treasurer's certificate number CTA06-0060 dated March 14, 2006 has been issued by the City Treasurer attesting to the availability of funds to cover the described expenses;

THAT said resolution shall be for immediate action.”

CARRIED UNANIMOUSLY

060335

**APPOINTMENT OF COUNCILLOR MITCHELL BROWNSTEIN AS ACTING
MAYOR OF THE CITY OF CÔTE SAINT-LUC – APRIL 1, 2006 UP TO AND
UNTIL JUNE 30, 2006**

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT Councillor Mitchell Brownstein is and shall be named Acting Mayor of the City of Côte Saint-Luc, effective April 1, 2006 up to and until June 30, 2006 inclusively, and further that the aforementioned Councillor Brownstein shall have and may exercise the powers of the Mayor when the said Mayor is absent or unable to perform the duties of his office.”

CARRIED UNANIMOUSLY

060336

INTER-MUNICIPAL AGREEMENT REGARDING LIBRARY SERVICES

WHEREAS the City of Côte Saint-Luc along with the Town of Montreal West wish to avail themselves of the right to enter into an agreement and implement said agreement as per the requirements of the law;

WHEREAS the object of this agreement is to allow residents of Montreal West to become members of the Eleanor London Côte Saint-Luc Public Library;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the Municipal Council of the City of Côte Saint-Luc hereby authorizes the signature of an agreement concerning library membership;

THAT the terms and conditions of the aforementioned agreement are set out in a document entitled: “Library Agreement (“Agreement”) with an Effective Date of April 1, 2006”, comprising seven (7) pages and annexed hereto as Annex B to form an integral part of the Minutes to avail herein as if quoted hereinafter at length;

THAT said agreement is to commence on April 1, 2006;

THAT the Mayor and the City Manager be and are hereby authorized to sign the aforementioned agreement on behalf of the City of Côte Saint-Luc.”

CARRIED UNANIMOUSLY

Councillor Erdelyi then wished to thank the mayors and Councillors who worked on the agreement.

Mayor Housefather then explained the terms of the agreement to the public.

060337

LOAN BY-LAW ENTITLED: "BY-LAW AUTHORIZING A LOAN OF \$128,550 FOR THE PURCHASE OF VEHICLES FOR THE PUBLIC WORKS DEPARTMENT OF THE CITY OF CÔTE SAINT-LUC" - ADOPTION

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT By-law entitled: "By-law authorizing a loan of \$128,550 for the purchase of vehicles for the public works department of the City of Côte Saint-Luc" be and is hereby adopted and numbered 2246;

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 in this entitled By-law shall be imputed from loan By-law number 2246."

CARRIED UNANIMOUSLY

COUNCILLORS BERKU, LEVINE AND NASHEN ALL DEPARTED FROM THE ROOM.

060338

RESOLUTION TO AMEND THE PROCLAMATION REGARDING THE RENAMING OF CITY HALL/LIBRARY BUILDING

WHEREAS on November 5, 2001, a proclamation was read at a Côte Saint-Luc Council meeting stating that the Côte Saint-Luc City Hall shall be named after former Mayor Bernard Lang;

WHEREAS following the reading of the proclamation signage was erected stating that the complex housing both the City Hall and the Eleanor London Côte Saint-Luc Public Library is named after Bernard Lang which contradicts the proclamation;

WHEREAS following discussions with former Mayor Lang, it was agreed to adopt a resolution which named the complex housing both the City Hall and the Eleanor London Côte Saint-Luc Public Library after former Mayor Lang;

It was

MOVED BY COUNCILLOR MICHAEL COHEN
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT Council hereby revises the proclamation dated November 5, 2001 and directs as follows:

THAT the complex housing both the City Hall and the Eleanor London Côte Saint-Luc Public Library shall be named for Bernard Lang;

THAT the library within the complex shall continue to be known as the Eleanor London Côte Saint-Luc Public Library;

THAT the City Hall within the complex shall be known as the Côte Saint-Luc City Hall.”

COUNCILLOR BERKU RE-ENTERED THE ROOM (AND PARTICIPATED IN THE VOTE).

CARRIED UNANIMOUSLY

COUNCILLORS NASHEN AND LEVINE THEN RETURNED TO THE MEETING.

060339

**AGREEMENT WITH DEVELOPPER 9160-2938 QUÉBEC INC CONCERNING
THE DEVELOPMENT OF THE MUNICIPAL INFRASTRUCTURE FOR LOT
NUMBER 3 395 751**

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

“THAT Council hereby authorises the City of Côte Saint-Luc to sign an agreement with 9160-2938 Quebec Inc. concerning the development of the municipal infrastructure for Lot number 3 395 751;

THAT said agreement entitled, “*Entente relative à des travaux municipaux*” is annexed herewith as Annex C to avail herein as if quoted hereinafter at length to form an integral part of the Minutes;

THAT the Mayor and the City Clerk be are hereby authorized to sign said agreement to give effect to the foregoing.”

CARRIED UNANIMOUSLY

Councillor Nashen wished to point out that the zoning change for this project was *ill-advised*.

060340

**CERTIFICATE OF THE COORDINATOR OF LEGAL SERVICES AND CITY
CLERK RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW
2240**

The Coordinator of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on March 15, 2006, concerning by-law 2240 entitled “*By-law authorising a loan of \$636,000 for the purchase of vehicles for the public works department of the City of Côte Saint-Luc*”:

The number of persons qualified to vote on the by-law is 22,975;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 574;

The number of persons qualified to vote who have registered is 1.

Therefore, by-law 2240 has been deemed approved by the persons qualified to vote.

060341

CERTIFICATE OF THE COORDINATOR OF LEGAL SERVICES AND CITY CLERK RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2241

The Coordinator of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on March 15, 2006, concerning by-law 2241 entitled "*By-law authorising a loan of \$320,000 for the replacement of various sidewalk and road sections throughout the City*":

The number of persons qualified to vote on the by-law is 22,975;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 574;

The number of persons qualified to vote who have registered is 0.

Therefore, by-law 2241 has been deemed approved by the persons qualified to vote.

060342

CERTIFICATE OF THE COORDINATOR OF LEGAL SERVICES AND CITY CLERK RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2242

The Coordinator of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on March 15, 2006, concerning by-law 2242 entitled "*By-law authorising a loan of \$850,000 for the reconstruction of the Cavendish underpass pump station*":

The number of persons qualified to vote on the by-law is 22,975;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 574;

The number of persons qualified to vote who have registered is 1.

Therefore, by-law 2242 has been deemed approved by the persons qualified to vote.

060343

CERTIFICATE OF THE COORDINATOR OF LEGAL SERVICES AND CITY CLERK RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2243

The Coordinator of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on March 15, 2006, concerning by-law 2243 entitled "*By-law authorising a loan of \$224,000 for the cost replacement of several roofs on various municipal buildings*":

The number of persons qualified to vote on the by-law is 22,975;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 574;

The number of persons qualified to vote who have registered is 1.

Therefore, by-law 2243 has been deemed approved by the persons qualified to vote.

060344

CERTIFICATE OF THE COORDINATOR OF LEGAL SERVICES AND CITY CLERK RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2244

The Coordinator of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on March 15, 2006, concerning by-law 2244 entitled "*By-law authorising a loan of \$1,000,000 for the replacement of the roof at the Bernard Lang Civic Centre*":

The number of persons qualified to vote on the by-law is 22,975;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 574;

The number of persons qualified to vote who have registered is 1.

Therefore, by-law 2244 has been deemed approved by the persons qualified to vote.

060345

CERTIFICATE OF THE COORDINATOR OF LEGAL SERVICES AND CITY CLERK RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2245

The Coordinator of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on March 15, 2006, concerning by-law 2245 entitled "*By-law authorising a loan of \$175,000 for the installation of synchronized traffic lights on Cavendish*":

The number of persons qualified to vote on the by-law is 22,975;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 574;

The number of persons qualified to vote who have registered is 1.

Therefore, by-law 2244 has been deemed approved by the persons qualified to vote.

060346

BY-LAW ENTITLED: “BY-LAW 110-3 FURTHER AMENDING BY-LAW 110 RELATING TO TRAFFIC AND PUBLIC SAFETY IN ORDER TO MODIFY FINES FOR PARKING WHERE PROHIBITED, THE OVERNIGHT PARKING RESTRICTIONS AND PARKING RESTRICTIONS PERTAINING TO TEMPORARY SIGNAGE” - ADOPTION

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT By-law entitled: *“By-law 110-3 further amending By-law 110 relating to traffic and public safety in order to modify fines for parking where prohibited, the overnight parking restrictions and parking restrictions pertaining to temporary signage”* be and is hereby adopted and numbered 110-3.”

CARRIED BY MAJORITY OF VOTES WITH COUNCILLORS GLENN J. NASHEN AND ALLAN J. LEVINE DISSENTING

Councillor Nashen then explained to the public that outright overnight parking restrictions were impractical and therefore constituted a disservice to the residents and visitors of the City of Côte Saint-Luc.

Councillor Levine also opined that the three hour overnight parking prohibition is impractical.

Councillor Erdelyi then registered his support for the by-law and was hopeful it would be properly advertised. He explained that the present by-law governing overnight parking is not practical.

Councillor Brownstein then stated that this by-law will improve the safety and security of Côte Saint-Luc residents as it will result in fewer unknown vehicles on the road to which Councillor Berku concurred.

Councillor Berku then stated that the City needs time to inform the public and erect the proper signage.

Councillor Nashen then put forth a motion that article 1 regarding the new overnight parking prohibitions of by-law 110-3 be deleted. Having no seconder, the motion did not proceed.

Councillor Berku then put forth a Motion to have the by-law come into force on June 1, 2006.

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR RUTH KOVAC

AND FURTHER RESOLVED:

“That Council hereby orders that said by-law shall come into force on June 1, 2006.”

CARRIED UNANIMOUSLY

060347

**COMMUNICATIONS – APPROVAL OF OVERNIGHT PARKING PERMITS FOR
MULTI-FAMILY DWELLINGS**

It was

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

AND RESOLVED:

“THAT as recommended by David Taveroff, Director of Public Security, Council hereby authorizes that the addresses on the list comprising of six (6) names and entitled “Parking Permits for Multi-Dwelling buildings” be allowed to have a parking permit until a maximum date of December 31, 2006 with the proviso that the address on Korzac which shall have a limited one month permit commencing tonight;

THAT said resolution shall be for immediate action.”
CARRIED BY MAJORITY OF VOTES WITH COUNCILLOR RUTH KOVAC
DISSENTING.

Councillor Nashen then issued a recommendation to review the logistics of the by-law to which councillor Kovac concurred.

Councillor Berku then defended the process of the by-law but that a large quantity of applicants have permits and therefore supported the review of the by-law.

Councillor Nashen then opined that too many unknown parked cars decreases security.

060348

**COMMUNICATIONS – ACMQ (ASSOCIATION DES COMMUNICATEURS DU
QUÉBEC) ANNUAL SEMINAR**

It was

MOVED BY COUNCILLOR MICHAEL COHEN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT Council authorizes Arlette Léveillé, Division Chief of Communications, to attend the annual 2006 ACMQ Seminar to be held May 9-12, 2006 in Trois-Rivières, Québec, in accordance with the applicable travel policy for management personnel;

THAT Council approves the related expenses said expenses amounting to approximately \$850.00;

THAT Treasurer’s certificate number CTA06-0053 has been issued on March 7, 2006 by the City Treasurer attesting to the availability of funds to cover the above-described expenses.”
CARRIED UNANIMOUSLY

060349

**RESOLUTION TO ESTABLISH THE STANCE OF THE CITY OF
CÔTE SAINT-LUC COUNCIL ON ISSUES TO BE PRESENTED AT THE
MONTREAL URBAN AGGLOMERATION COUNCIL MEETING**

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 30, 2006, for which members of the Municipal Council shall establish the stance that it wishes to take;

It was

MOVED BY COUNCILLOR RUTH KOVAC
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 30, 2006:

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 30, 2006, based on the information to be presented during that meeting."

CARRIED UNANIMOUSLY

060350

**COUNCIL'S RESOLUTION REGARDING CREATION OF A NEW TRIENNIAL
EVALUATION ROLE 2006, 2007, 2008**

WHEREAS the residents of most reconstituting municipalities on the island of Montreal have experienced large tax increases in 2006; and

WHEREAS the taxation burden related to the evaluation consists not only of municipal taxes but also school taxes and mutation taxes value added taxes;

WHEREAS a higher evaluation of a home will likely lead to higher school taxes and depending on the percentage of adjustments between one residence and another across the island and in the local municipality a changed evaluation can have a significant taxation impact; and

WHEREAS in this changing municipal situation taxpayers have a right to a certain stability and the new triennial role can add another element of uncertainty to the financial plans of our residents;

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

“THAT Council recommends that the current evaluation for 2004-2006 remain in effect on the island of Montreal for the years 2007 and 2008 to give residents time to adjust to the changes in structure across the island;

THAT this resolution be sent to the Minister of Municipal Affairs, and copies sent to all other related municipalities;

THAT the present resolution be deposited at the next Agglomeration Council Meeting.”

CARRIED UNANIMOUSLY

060351

COUNCIL'S OBJECTION TO THE ADOPTION BY THE AGGLOMERATION COUNCIL OF CONTRACTS IN THE AMOUNT OF \$2,205,275.40 FOR LIGHTS AND POLES FOR ARTERIAL ROADS EXCLUSIVELY BENEFITTING THE CITY OF MONTREAL AND NONE OF THE RECONSTITUTED MUNICIPALITIES

WHEREAS on March 2, 2006 the Agglomeration Council adopted a resolution for a total amount of \$2,205,275.40 approving lights and poles for arterial roads (“the “Opposed Resolution”);

WHEREAS members of the Agglomeration Council received a twelve page list of roads which would receive the lighting and the poles under the Opposed Resolution and every arterial road mentioned was within the territory of the City of Montreal and none were in the territory of any of the reconstituting municipalities;

WHEREAS according to Section 115 of *An Act respecting the exercise of certain municipal powers in certain urban agglomerations* (R.S.Q., ch. E-20.001) the right of objection to an Agglomeration Council resolution seems to relate solely to by-laws and the question of how reconstituting municipalities can oppose ordinary resolutions approving agglomeration expenses is left unclear;

WHEREAS the Opposed Resolution violates the spirit of what truly constitutes an agglomeration expense in that:

- a) The Agglomeration Council with no justification has arbitrarily decided to spend all of the money under the Opposed Resolution on roads within its territory and no money on arterial roads within the reconstituting municipalities;
- b) There was no objective criteria furnished to explain why these roads were chosen and not others;
- c) This expense, solely benefiting the City of Montreal, must be unjustly absorbed by taxpayers of the reconstituted municipalities;

WHEREAS the Agglomeration Council is not only governed by the rules of conduct set out in its Charters (decree), the *Cities and Towns Act, An Act respecting the exercise of certain municipal powers in certain urban agglomerations*, but the Civil Code as well;

WHEREAS article 6 of the Civil Code states that every person is bound to exercise his civil rights in good faith;

WHEREAS article 7 of the said code states that no right may be exercised in an unreasonable manner which is contrary to the requirements of good faith;

WHEREAS article 1375 of the said code stipulates that every person is bound to conduct itself in good faith;

WHEREAS 87% of the votes of the Agglomeration Council emanate from the Central City and only 13% emanate from the related municipalities;

WHEREAS adopting contracts exclusively benefiting the Central City is deemed exercising discretion in an unreasonable manner contrary to rules of good faith as said action takes advantage of:

- a system which enables the Central City members of the Agglomeration Council to wield voting control over every expense due to its overrepresentation; and
- the fact that it is unclear as to what mechanism in the law exists to appeal non by-law-related decisions;

WHEREAS members of the Agglomeration Council are likened to administrators or mandataries of a corporation;

WHEREAS mandataires, according to article 322 of the Civil Code, are bound to act with prudence and diligence and in the best interest of **all** of its members, including the reconstituted municipalities;

WHEREAS article 2138 of the Civil code states that a mandatary is bound to fulfill the mandate he has accepted and shall act with prudence and diligence, honestly and faithfully;

WHEREAS Agglomeration Council members who adopt contracts for the exclusive benefit of the City of Montreal not taking the reconstituted municipalities into consideration are not mandataries acting in the best interest of **all** of its members;

WHEREAS under Section 115 of the *Act respecting the exercise of certain municipal powers in certain urban agglomerations* (R.S.Q., ch. E-20.001), an authenticated copy of the resolution setting out the objection is sent simultaneously to the Minister and every other reconstituted municipality within the same 30-day period;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT Council hereby exercises its 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 Opposed Resolution adopted by the Agglomeration Council on March 2, 2006 awarding a contract in the amount of \$1,537,378.14 to Métal Pôle Lite inc, and a second contract in an amount of

\$667,897.26 to Électroméga Ltée approving lights and poles for arterial roads said contracts totalling \$2,205,275.40 and which are exclusively to be used for arterial roads within the City of Montreal and adopted with no justification of why such roads were chosen;

THAT Council demands that the Minister accept this objection as properly made under law irrespective of any limitations which may be read into Section 115;

THAT the Quebec Government amend the decree constituting the agglomeration of Montreal, to clearly allow for appeals of resolutions like the Opposed Resolution so as to permit reconstituting municipalities to object to expenses like this one which are uniquely there to benefit the City of Montreal;

TO send to the Minister of Municipal Affairs and Regions the objection of the City of Côte Saint-Luc with respect to the foregoing Opposed Resolution;

TO forward copies of this resolution to the other related municipalities, the Premier of Quebec and all Ministers in the Government of Quebec and Montreal Island National Assembly Members.”

CARRIED UNANIMOUSLY

RESUMPTION OF QUESTION PERIOD

Question period resumed at 11:00 p.m. and finished at 11:30 p.m., Four (4) people asked to speak and they were heard.

1) Irving Itman:

The resident wished to compliment Mayor Housefather for his initiative regarding his formal objection by way of resolution tonight regarding the Agglomeration Council decision to approve lights and poles for arterial roads only located within the City of Montreal.

The resident then complained that at the last Agglomeration Council Meeting, a question was asked regarding certain eco-territories within the City of Montreal which was not truly answered to which all members of Council took note. Councillor Berku then added that not only should eco-territories within the City of Montreal be given importance but those within the reconstituted municipalities as well.

The resident then complained regarding the inefficiency of the Montreal Metropolitan Council as well as their wielding of abusive powers.

The resident then wished to compliment this Council as he stated,

“We have a Council elected to fight for us and I believe you are doing a fantastic job.”

2) Aubey Laufer:

The resident solicited Council to request that the Agglomeration Council be put under trusteeship to which Mayor Housefather responded that no mechanism in the law exists to do this but that when they render a decision which requires a formal objection to the Minister of Municipal Affairs, he will recommend to his Council to adopt a resolution manifesting this objection.

The resident inquired regarding the status of the recreation pool and skating rink passes to which Councillor Brownstein responded that the passes in question are now available.

3) Dr. Bernard Tonchin:

The resident congratulated Mayor Housefather on a well-run meeting.

The resident then inquired as to the particulars of the conference of the Federation of Canadian Municipalities to which Mayor Housefather responded that the conference will be held in Montreal this year and that it provides very valuable municipal information.

The resident then inquired as to whether there would be corporate sponsorship for the Côte Saint-Luc Courier to which Mayor Housefather responded that Councillor Cohen is looking into this.

The resident registered his objection to the sale of city land to a private individual to which Mayor Housefather clarified that the item in question on tonight's agenda does not deal with *selling* land but rather permitting a developer to build municipal infrastructure on his own property so that he could eventually *cede* the land to the City for \$1.

The resident then inquired as to why the matter regarding the issue of parking regulations was debated at such length to which Mayor Housefather responded that various members of council wished to make their positions clear to the public.

4) Gad Medalsy:

The resident registered his objection with the increase in certain parking fines adopted by Council at tonight's Meeting.

The resident then requested a status report on his request for an overnight parking permit to which Mayor Housefather responded that the City Clerk can look into this and that the resident could receive a response by Friday.

The resident then inquired as to why a contract for webhosting was adopted tonight if two Information Technology employees were hired tonight to which Mayor Housefather responded that the two agenda items were not at all related as webhosting is not within the purview of the tasks of the two individuals being hired.

AT 11:30 P.M. MAYOR HOUSEFATHER DECLARED THE MEETING CLOSED.

ANTHONY HOUSEFATHER
MAYOR

JONATHAN SHECTER
COORDINATOR OF LEGAL SERVICES
AND CITY CLERK