

Minutes of the City Council of Beaconsfield

Minutes of the City of Beaconsfield's Municipal Council ordinary meeting, held in City Hall, 303, Beaconsfield Boulevard, Beaconsfield, Quebec, on Monday, July 13, 2009 at 8:00 p.m.

WERE PRESENT: His Honour the Mayor Bob Benedetti, Councillors Jimmy Shiro Hasegawa, Karen Messier, Wade Staddon, Kate Coulter, Roy Baird and David Pollock.

ALSO PRESENT: Patrice Boileau, Director general, Helen Finn, City Clerk and Director of Public Affairs and Registry and Nathalie Libersan-Laniel, Assistant City Clerk.

A. OPENING OF MEETING

His Honour the Mayor calls the meeting to order.

B. ADOPTION OF THE AGENDA

Adoption of the agenda of the City of Beaconsfield's Municipal Council ordinary meeting of Monday, July 13, 2009 - [#2009-06-40.-2266](#)

2009-07-197 It is moved by Councillor D. Pollock, seconded by Councillor K. Coulter and **UNANIMOUSLY RESOLVED** to adopt the agenda of the City of Beaconsfield's Municipal Council ordinary meeting of Monday, July 13, 2009, as presented.

C. PUBLIC QUESTION PERIOD

The City Clerk announces the beginning of the public question period.

The Mayor of Pointe-Claire, Mr. Bill McMurchie, is present at tonight's Council meeting. He explains that before the mergers, there were regular meetings between mayors of the West-island suburbs and that perhaps we should restart them to anticipate problems shared by the municipalities. He is here this evening to request a meeting in caucus with all the councillors to discuss a common problem between the two cities. He is disappointed that a meeting could not be arranged by a telephone call. He asks if the refusal was an administrative or political decision; and if it was a political decision, was it an informed decision? Can Council reconsider its decision?

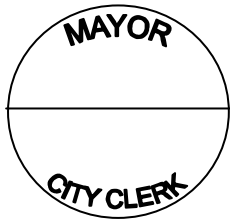
His Honour the Mayor answers that because the subject of the problem was not mentioned, he will not mention it either. The City of Beaconsfield is also discussing this issue with Kirkland as a third counterpart in this project. We will see where it takes us.

A resident says that she spoke to the Mayor this afternoon with regard to the new sidewalks that will be installed on Montrose, between Fletcher and Birch. She was told that there was no public consultation since it is a safety issue. She says that there might be multiple solutions and that no major incident has occurred in that area during the last 17 years. She was told by the Mayor that the increased traffic on Montrose obliges the City to take appropriate measures. She says that if the source of the problem is traffic, we need an alternative 'north-south' route. Sidewalks will take away the charm and ambiance of the neighbourhood and in two years, we will have the same problem. She asks that the City hold a public consultation to address the root cause of the problem.

His Honour the Mayor explains that pedestrian access to parks and schools is a priority. We hope that in the long term, parents will feel confident to let kids walk instead of driving them. The construction of the sidewalk should be finished in two months. If this resident gathers her neighbours and Council feels that there is major opposition, we will meet residents with the city engineer but the residents need to propose a feasible alternative. We strongly believe that the sidewalk is a safety issue; it will be there for the next 50 years, much longer than this resident will stay in her house.

A non-resident came to last month's Council meeting with regard to an amount she paid for the replacement of the vine at the Lawn Bowling Annex. She is requesting a letter from Mayor. She asks if the 2000\$ penalty is reasonable? She would like a statement of expenses.

His Honour the Mayor says that he is in the process of writing the letter and explains that the vine will be replaced this fall, as it was not a priority back then but it is now. It is a reasonable amount since the vine is dead for half of its length. She was charged for the damages but it could have been worse.



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A resident says that the City of Montreal's water meter venture is a fiasco. Since Beaconsfield already has meters and that we voted against Montreal's water meter by-law, can the demerged cities mount a legal challenge against Montreal? We pay twice for the water.

His Honour the Mayor says that he is reluctant to sue Montreal. We will have to wait until the end of the investigation before making any decisions.

A resident asks for more detail with regard to items 20.6 and 20.7. She also asks if there are any recent changes to the yacht clubs situation. A press release dated March 20th put forward the importance of access to waterways. As for item 30.3, does the City have any intention of giving any of the surplus back to residents in the form of a tax reduction?

His Honour the Mayor says that Beaconsfield's residents have access to BYC for picnics without getting in the way of the docks. The situation is not the same with LRYC since the waterfront is all docks and it might be dangerous. The clubs offer access for kayaks and canoes and a special event took place involving the Starlight Foundation. He noted that many other activities take place at the clubs during the year. As for the meeting that was held on March 20th, it was between 22 cities and the reference to "access to waterfronts" was in general terms. Concerning the unappropriated surplus at item 30.3, it will be divided as such: 50 000\$ for Centennial activities, 60 000\$ for elections and 50 000\$ in professional fees.

A resident asks what is the nuisance mentioned at item 40.6?

Mr. Patrice Boileau says that it concerns graffiti.

A resident says that she is surprised to see a request for a building permit with regard to 1 Woodland on tonight's agenda since the demolition Committee has not yet rendered a decision on the property. She adds that this particular house has a historical value because of its former owner. Also, she asks which lot will be sold at 1\$ (item 20.1) and why we need a pump (item 20.3)?

Council has previously analysed such files in advance to allow the owners to save time in the process; the owners are aware that the demolition could be rejected by the Committee and that they may lose the fees they have paid for the building permit – it is at their own risk. The lot that will be sold for 1\$ was transferred to the City many years ago and is now retro-ceded to the owner, subject to a 35 000\$ deposit to prevent a "flip". The pump will be put on our property at the Lord Reading Yacht Club and will be used to pump lake water for use in washing the streets and watering the flowers. It is an environmentally appropriate project.

A resident asks how can we give away a piece of land for 1\$ but bill a resident 2000\$ for cutting a vine. Who decides of these amounts? Furthermore, we will be losing trees by giving away this piece of land.

His Honour the Mayor explains that what is sold is a strip the size of the sidewalk and that Propen already owns a bigger piece of land just beside it. We cannot deny them the right to develop if they meet City's criteria.

A resident says that residents are not aware of the problem with Pointe-Claire. He adds that we should ask Pointe-Claire's mayor why he would not agree to a 3-way agreement on Library services with Kirkland.

His Honour the Mayor explains that the problem with Pointe-Claire concerns money and the firefighters actuarial deficit; our liability is limited to 1 million \$ and we have paid Pointe-Claire. The cities disagree about the amount owed.

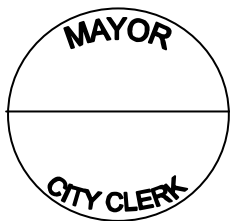
Mayor Mc Murchie says he could study a request regarding the libraries.

At 9:03 p.m., the public question period is declared closed.

10.- MINUTES

10.1 Approval of the minutes of the City of Beaconsfield's Municipal Council ordinary meeting held on Monday, June 15, 2009 at 8:00 p.m. - #2009-06-40.-2267

2009-07-198 It is moved by Councillor W. Staddon, seconded by Councillor K. Coulter and UNANIMOUSLY RESOLVED to approve the minutes of the City of Beaconsfield's Municipal Council ordinary meeting held on Monday, June 15, 2009 at 8:00 p.m.



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10.2 Approval of the minutes of the City of Beaconsfield's Municipal Council extraordinary meeting held on Thursday, June 25, 2009 at 8:00 a.m. - #[2009-06-40.-2268](#)

2009-07-199 It is moved by Councillor K. Messier, seconded by Councillor R. Baird and UNANIMOUSLY RESOLVED to approve the minutes of the City of Beaconsfield's Municipal Council extraordinary meeting held on Thursday, June 25, 2009 at 8:00 a.m.

20.- CONTRACTS

20.1 Request for approval of a promise to cede project by which the City of Beaconsfield sells to Propen Investment lot 1 970 319 for the sum of \$1, plus the related costs, according to the conditions within the promise to cede - #[2008-12-40.-1991](#)

2009-07-200 It is moved by Councillor W. Staddon, seconded by Councillor K. Messier and UNANIMOUSLY RESOLVED to approve a promise to cede project by which the City of Beaconsfield sells to Propen Investment lot 1 970 319 for the sum of \$1, plus the related costs, according to the conditions within the promise to cede; and

To mandate the Mayor and the City Clerk to sign all documents required for the sale of that lot.

20.2 Awarding of contract #09-GC-351 for the Beacon Hill Park rehabilitation project to the lowest conforming bidder, Les Pavages D'Amour Inc., to the amount of \$475 692.49, all taxes included - #[2009-06-50.-2246](#)

2009-07-201 It is moved by Councillor J. S. Hasegawa, seconded by Councillor R. Baird and RESOLVED to award contract #09-GC-351 for the Beacon Hill Park rehabilitation project to the lowest conforming bidder, Les Pavages D'Amour Inc., for the amount of \$475 692.49, all taxes included; and

To authorize the Finance and Treasury Department to charge the expense to loan By-law BEAC-039.

VOTES IN FAVOUR:

Councillors J. S. Hasegawa, K. Messier, W. Staddon, K. Coulter and R. Baird

VOTE OPPOSED:

Councillor D. Pollock.

MOTION IS CARRIED.

20.3 Purchase from the Cie ITT of a sump pump Flygt, 3 in., to be installed along the dock located at the Lord Reading Yatch Club of Beaconsfield, at the cost of \$12 414.23, including taxes, plus the cost of the electrician for the connection, for an amount of \$10 158.75, including taxes, for a total expense of \$22 572.98 - #[2009-06-50.-2265](#)

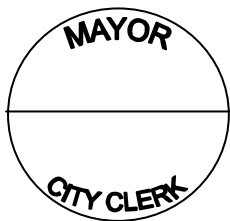
2009-07-202 It is moved by Councillor K. Coulter, seconded by Councillor W. Staddon and UNANIMOUSLY RESOLVED to approve the purchase from the Cie ITT, of a sump pump Flygt, 3 in., which will be installed along the dock located at the Lord Reading Yatch Club of Beaconsfield, at the cost of \$12 414.23, including taxes, plus the installation by Denis Bourbonnais & fils, electrical contractor, for an amount of \$10 158.75, including taxes, for a total expense of \$22 572.98; and

To authorize the Finance and Treasury Department to charge the expense to budget code 1 05 990 10 000 (surplus account).

20.4 Approval of the professional services offer from Les Consultants Falardeau et Associés Ltée, for the management of the Traffic Control lights for 2009-2010, in the amount of \$7 350.06, all taxes included - #[2009-06-50.-2273](#)

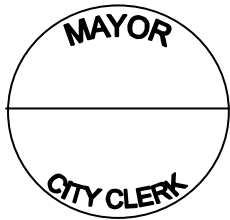
2009-07-203 It is moved by Councillor J. S. Hasegawa, seconded by Councillor R. Baird and UNANIMOUSLY RESOLVED to approve the professional services offer from Les Consultants Falardeau et Associés Ltée, for the management of the Traffic Control lights for 2009-2010, in the amount of \$7 350.06, all taxes included; and

To authorize the Finance and Treasury Department to charge the expense to budget code 02 354 00 499.



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- 20.5 Awarding of contract for the 2009 water meter readings to the sole conforming bidder, Les Compteurs Lecomte Ltée, to the amount of \$18 370.41 all taxes included - #[2009-06-50.-2282](#)
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- 2009-07-204 It is moved by Councillor R. Baird, seconded by Councillor W. Staddon and UNANIMOUSLY RESOLVED to award contract for the 2009 water meter readings to the sole conforming bidder, Les Compteurs Lecomte Ltée, to the amount of \$18 370.41, all taxes included; and
- To authorize the Finance and Treasury Department to charge the expense to budget code 02 413 499.
- 20.6 Professional services mandate for a feasibility study on improvements to sports facilities at the Recreation Centre and City Lane Park - #[2009-07-50.-2297](#)
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- 2009-07-205 It is moved by Councillor K. Messier, seconded by Councillor R. Baird and RESOLVED to award the professional services mandate to Cima+ for a feasibility study on improvements to sports facilities at the Recreation Centre and City Lane Park, in the amount of \$22 575, all taxes included; and
- To authorize the Finance and Treasury Department to charge the sufficient amount from the appropriated surplus for professional fees.
- VOTES IN FAVOUR:**
Councillors J. S. Hasegawa, K. Messier, W. Staddon and R. Baird.
- VOTES OPPOSED:**
Councillors D. Pollock and K. Coulter.
- THE MOTION IS CARRIED.**
- 20.7 Professional services mandate to Enseignes Transworld for a study with regard to a preliminary elaboration of a personalized design family of municipal signalization products for the amount of \$20 060, plus taxes and engineering fees - #[2009-07-40.-2303](#)
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- 2009-07-206 It is moved by Councillor R. Baird, seconded by Councillor K. Messier and UNANIMOUSLY RESOLVED to award the professional services mandate to Enseignes Transworld for a study with regard to a preliminary elaboration of a personalized design family of municipal signalization products for the amount of \$20 060, plus taxes and engineering fees; and
- To authorize the Finance and Treasury Department to charge the expense to budget code 02-613-00-418 and to allow the transfer of the needed funds to the revenues of the 2009 financial year from the appropriated surplus for professionals fees.
- 30.- **FINANCE AND TREASURY**
- 30.1 List of accounts payable as at July 17, 2009 - #[2009-06-20.-2280](#)
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- 2009-07-207 It is moved by Councillor W. Staddon, seconded by Councillor K. Messier and UNANIMOUSLY RESOLVED that the list of accounts payable as at July 17, 2009, as listed on pages 266 to 297 inclusive totalling an amount of \$1 420 365.56 be approved and paid as listed.
- 30.2 Budget transfers - #[2009-06-20.-2281](#)
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- 2009-06-208 It is moved by Councillor K. Messier, seconded by Councillor W. Staddon and UNANIMOUSLY RESOLVED to approve the following budget transfers:
- \$3 700 from budget code 02-161-00-416 to budget code 02-161-00-113;
 - \$5 000 from budget code 02-230-00-499 to budget code 02-325-00-499;
 - \$5 000 from budget code 02-323-10-499 to budget code 02-316-00-499;
 - \$5 000 from budget code 02-323-30-520 to budget code 02-323-20-629;
 - \$25 000 from budget code 02-326-00-499 to budget code 02-131-10-412;
 - \$10 000 from budget code 02-332-10-626 to budget code 02-413-10-121;
 - \$5 000 from budget code 02-332-10-626 to budget code 02-415-14-499;
 - \$25 000 from budget code 02-412-00-683 to budget code 02-161-00-412;
 - \$8 500 from budget code 02-422-00-491 to budget code 02-752-20-627;
 - \$18 500 from budget code 02-427-10-499 to budget code 02-413-10-418;
 - \$1 500 from budget code 02-505-00-499 to budget code 02-415-14-418;



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- \$25 000 from budget code 02-752-30-628 to budget code 02-131-10-412;
- \$10 000 from budget code 02-752-30-649 to budget code 02-731-20-531;
- \$26 000 from budget code 02-913-00-813 to budget code 02-911-00-831;
- \$57 000 from budget code 02-913-00-813 to budget code 02-911-00-870.

30.3 Reallocation of the unappropriated surplus - #2009-07-20.-2295

2009-07-209 It is moved by Councillor W. Staddon, seconded by Councillor K. Coulter and UNANIMOUSLY RESOLVED to reallocate the unappropriated surplus as at December 31, 2008, to appropriated surplus, that is:

- \$50 000 to the appropriated surplus for professional fees;
- \$60 000 to the appropriated surplus for elections; and
- \$50 000 to the appropriated surplus for Beaconsfield 1910-2010.

30.4 Reallocation of the unappropriated surplus for the elections to the 2009 financial year's revenues - #2009-07-20.-2299

2009-07-210 It is moved by Councillor R. Baird, seconded by Councillor J. S. Hasegawa and UNANIMOUSLY RESOLVED to reallocate to the revenues of the 2009 financial year, the amount of \$130 000, from the appropriated surplus for the elections; and

To allow an increase of the same amount to the elections expenses budget.

30.5 Deposit of the Financial Statement for the year ending December 31, 2008 - #2009-07-20.-2300

The Council takes note of the deposit of the Financial Report for the year ending December 31, 2008, as prepared and deposited by the Treasurer and audited by Daniel Tétreault, CA.

40.- BY-LAWS

40.1 Adoption of By-law no. 720-83 entitled "By-law amending Zoning by-law no. 720, to modify various provisions and to replace the chapters on signage, environment and acquired rights" - #2009-06-40.-2270

Dispense of reading is granted.

2009-07-211 It is moved by Councillor W. Staddon, seconded by Councillor K. Messier and UNANIMOUSLY RESOLVED to adopt By-law no. 720-83 entitled "By-law amending Zoning by-law no. 720, to modify various provisions and to replace the chapters on signage, environment and acquired rights"; and

To adopt the Zoning by-law Terminology Index annexed of aforementioned by-law.

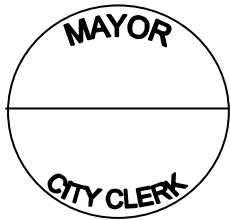
40.2 Request to authorize the City Clerk to sign a deed of acquittance with regard to legal hypothec #5246726 (544 Church, lot 1 416 915) - #2009-07-40.-2284

2009-07-212 It is moved by Councillor W. Staddon, seconded by Councillor D. Pollock and UNANIMOUSLY RESOLVED that Helen Finn, City Clerk, be hereby authorized to sign a deed of acquittance and all necessary documents, on behalf of the City of Beaconsfield, with regard to legal hypothec #5246726 (544 Church, lot 1 416 915).

40.3 Request of authorization to correct a nuisance on a vacant lot located at 511 Elizabeth and to bill the cost of the work to the owner, in virtue of By-law no. BEAC-033 - #2009-07-45.-2286

Considering that a 10-day notice to correct the nuisances on vacant lot at 511 Elizabeth was sent to the owner, in conformity with By-law no. BEAC-033, but the notice was not respected;

2009-07-213 It is moved by Councillor K. Messier, seconded by Councillor W. Staddon and UNANIMOUSLY RESOLVED that the Public Works Department be authorized, in virtue of By-law no. BEAC-033, section 11.3, to perform the necessary corrective work on the specified lot and that the City bill the costs of the work to the owner.



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- 40.4 Request of authorization to correct a nuisance on vacant lot #3109779 (Westcroft Street) and bill the cost of the work to the owner, in virtue of By-law no. BEAC-033 - #[2009-07-45.-2287](#)
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Considering that a 10-day notice to correct the nuisances on vacant lot # 3109779 (Westcroft Street) was sent to the owner, in conformity with By-law no. BEAC-033, but the notice was not respected;

- 2009-07-214 It is moved by Councillor J. S. Hasegawa, seconded by Councillor W. Staddon and UNANIMOUSLY RESOLVED that the Public Works Department be authorized, in virtue of By-law no. BEAC-033, section 11.3, to perform the necessary corrective work on the specified lot and that the City bill the cost of the work to the owner.

- 40.5 Request of athenorization to correct a nuisance on vacant lot located at 163 Westcroft and to bill the cost of the work to the owner, in virtue of By-law no. BEAC-033 - #[2009-07-45.-2288](#)
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Considering that a 10-day notice to correct the nuisances on vacant lot located at 163 Westcroft was sent to the owner, in conformity with By-law no. BEAC-033, but the notice was not respected;

- 2009-07-215 It is moved by Councillor J. S. Hasegawa, seconded by Councillor W. Staddon and UNANIMOUSLY RESOLVED that the Public Works Department be authorized, in virtue of By-law no. BEAC-033, section 11.3, to perform the necessary corrective work on the specified lot and that the City bill the cost of the work to the owner.

- 40.6 Request of authorization to correct a nuisance on the lot located at 40-44 Saint-Charles Boulevard and to bill the cost of the work to owner, in virtue of By-law no. BEAC-033 - #[2009-07-45.-2289](#)
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Considering that a 10-day notice to correct the nuisances on the lot at 40-44 Saint-Charles Boulevard was sent to the owner, in conformity with By-law no. BEAC-033, but the notice was not respected;

- 2009-07-216 It is moved by Councillor J. S. Hasegawa, seconded by Councillor W. Staddon and UNANIMOUSLY RESOLVED that the Public Works Department be authorized, in virtue of By-law no. BEAC-033, section 11.3, to perform the necessary corrective work on the specified lot and that the City bill the cost of the work to the owner.

- 40.7 Request of authorization to correct a nuisance on vacant lot # 1971035 (Elm Street) and to bill the cost of the work to the owner, in virtue of By-law no. BEAC-033 - #[2009-07-45.-2290](#)
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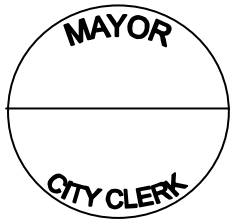
Considering that a 10-day notice to correct the nuisances on vacant lot # 1971035 (Elm Street) was sent to the owner, in conformity with By-law no. BEAC-033, but the notice was not respected;

- 2009-07-217 It is moved by Councillor J. S. Hasegawa, seconded by Councillor W. Staddon and UNANIMOUSLY RESOLVED that the Public Works Department be authorized, in virtue of By-law no. BEAC-033, section 11.3, to perform the necessary corrective work on the specified lot and that the City bill the cost of the work to owner.

- 40.8 Request of authorization to correct a nuisance on the lot located at 35 Jasper and to bill the cost of the work to the owner, in virtue of By-law no. BEAC-033 - #[2009-07-45.-2291](#)
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Considering that a 10-day notice to correct the nuisances on the lot located at 35 Jasper was sent to the owner, in conformity with By-law no. BEAC-033, but the notice was not respected;

- 2009-07-218 It is moved by Councillor J. S. Hasegawa, seconded by Councillor W. Staddon and UNANIMOUSLY RESOLVED that the Public Works Department be authorized, in virtue of By-law no. BEAC-033, section 11.3, to perform the necessary corrective work on the specified lot and that the City bill the cost of the work to the owner.



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45.- URBAN PLANNING

*SPAIP (Site planning and architectural integration programme)

45.1 Request for approval by SPAIP for the construction of a main building located at 1 Woodland (Refusal) - #[2009-06-45.-2274](#)

CONSIDERING THAT a building permit request was deposited for the construction of a single family house located at 1 Woodland;

CONSIDERING THAT the lot, named in the construction project plans deposited at the Planning Advisory Committee held on June 25, 2009, is located in character area 6 of By-law 727;

CONSIDERING THAT one of the criteria of objective 1, concerning lot coverage, indicates that it must, as a minimum, respect the requirements established in the Zoning By-law and, in addition, harmonize with neighbouring properties;

CONSIDERING THAT to respect that criterion of objective 1, the applicant will have to reduce the footprint of the building;

CONSIDERING THAT one of the criteria of objective 2, concerning house type, indicates that new construction should harmonize with existing houses in terms of quality of design and construction. New construction should maintain the characteristic forms and respect the volume of existing houses in the character area;

CONSIDERING THAT to respect that criterion of objective 2, the applicant will have to revise all architectural plans so that the house respect the country like style of the sector;

CONSIDERING THAT another criterion of objective 2, concerning the materials, indicates that the materials have to harmonize with existing adjacent buildings in placement, type and texture;

CONSIDERING THAT to respect that criterion of objective 2, the applicant will have to relieve the façade by the use (i) of brick or (ii) stone married with a light material;

CONSIDERING the Planning Advisory Committee's recommendation to REFUSE the issuance of a building permit for the construction of the main building located at 1 Woodland;

2009-07-219 It is moved by Councillor W. Staddon, seconded by Councillor K. Messier and UNANIMOUSLY RESOLVED to REFUSE the issuance of a building permit for the construction of the main building located at 1 Woodland.

45.2 Request for approval by SPAIP for the construction of a main building located at 454 Lakeshore (Approval) - #[2009-06-45.-2276](#)

CONSIDERING THAT a building permit request was deposited for the construction of a single family house located at 454 Lakeshore;

CONSIDERING THAT the lot, named in the construction project plans deposited at the Planning Advisory Committee held on June 25, 2009 is located in character area 8 of By-law 727;

CONSIDERING the Planning Advisory Committee's recommendation to APPROVE the issuance of a building permit for the construction of the main building located at 454 Lakeshore;

2009-07-220 It is moved by Councillor J. S. Hasegawa, seconded by Councillor K. Coulter and RESOLVED to APPROVE the issuance of a building permit for the construction of the main building located at 454 Lakeshore;

The owners must implement their project within eighteen (18) months of the adoption of this resolution.

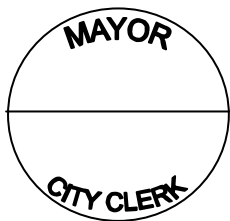
VOTES IN FAVOUR:

Councillors J. S. Hasegawa, W. Staddon, K. Coulter, R. Baird and D. Pollock.

VOTE OPPOSED:

Councillor K. Messier.

MOTION IS CARRIED.



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- 45.3 **Request for approval by SPAIP for the construction of a main building located at 108 Beurepaire (Approval) - #[2009-06-45.-2277](#)**
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CONSIDERING THAT a building permit request was deposited for the construction of a commercial building, Tim Hortons, located at 108 Beurepaire;

CONSIDERING THAT the lot, named in the construction project plans deposited at the Planning Advisory Committee held on June 25, 2009 is located in character area C-212 of By-law 727;

CONSIDERING THAT one of the criteria of objective 1, concerning wall, indicates that a wall facing a street shall have the same surfacing as the main façade;

CONSIDERING THAT to respect that criterion of objective 1, the applicant will have to add a blind window on the façade on Beurepaire;

CONSIDERING the Planning Advisory Committee's recommendation to **REFUSE** the issuance of a building permit for the construction of the commercial building located at 108 Beurepaire;

HOWEVER, the owner has since deposited new plans that comply with the Planning Advisory Committee's recommendations. Thus, the applicant will add a blind window on the façade on Beurepaire;

CONSEQUENTLY, the Urban Planning and Municipal Patrol Department recommends to **APPROVE** the issuance of a building permit for the construction of the commercial building located at 108 Beurepaire;

- 2009-07-221 It is moved by Councillor J. S. Hasegawa, seconded by Councillor K. Coulter and **UNANIMOUSLY RESOLVED** to **APPROVE** the issuance of a building permit for the construction the commercial building located at 108 Beurepaire;

The owners must implement their project within twelve (12) months of the adoption of this resolution.

- 45.4 **Request for approval by SPAIP for the modification of the architecture of the commercial building located at 99 Elm (Approval) - #[2009-06-45.-2278](#)**
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CONSIDERING THAT a building permit request was deposited for the architectural modification of a commercial building, Couche-Tard, located at 99 Elm;

CONSIDERING THAT the lot, named in the construction project plans deposited at the Planning Advisory Committee held on June 25, 2009 is located in character area C-418 of By-law 727;

CONSIDERING the Planning Advisory Committee's recommendation to **APPROVE** the request for approval by SPAIP for the modification of the architecture of the commercial building located at 99 Elm;

- 2009-07-222 It is moved by Councillor J. S. Hasegawa, seconded by Councillor K. Coulter and **UNANIMOUSLY RESOLVED** to **APPROVE** the request for approval by SPAIP for the modification of the architecture of the commercial building located at 99 Elm.

50.- **HUMAN RESOURCES**

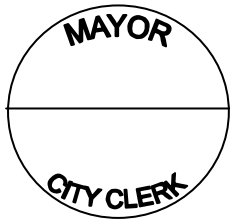
- 50.1 **Approval of the City's Membership in the AON Conseil Mutuelle de prévention en santé et sécurité du travail - #[2009-06-30.-2275](#)**
-

WHEREAS a Mutuelle de prévention en santé et sécurité du travail was set up by AON Conseil in accordance with Article 284.2 of the Act respecting industrial accidents and occupational diseases;

WHEREAS membership in the Mutuelle de prévention en santé et sécurité du travail would enable the City of Beaconsfield to improve its management system as well as its occupational health and safety record;

WHEREAS the City of Beaconsfield would like to take advantage of the benefits of being a member of the safety group;

- 2009-07-223 It is moved by Councillor D. Pollock, seconded by Councillor W. Staddon and **UNANIMOUSLY RESOLVED**:



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THAT the City of Beaconsfield adopt the Agreement with respect to the group of employers for the purpose of being subject to personalized assessment rates and their calculation;

THAT the Council authorize AON Conseil to sign, for and on its behalf, the Agreement with respect to the group of employers for the purpose of being subject to personalized assessment rates and their calculation, attached to this resolution as an appendix;

THAT the Council adopt the management contract between AON Conseil and the City of Beaconsfield;

THAT the Council authorize the Mayor or the Director general, to sign for and on behalf of the City, all documents required for the City of Beaconsfield to join the safety group.

60.- GENERAL

60.1 Approval of the minutes of the Finance and Management Committee meeting held on July 7, 2009 - #[2009-07-10.-2293](#)

2009-07-224 It is moved by Councillor K. Messier, seconded by Councillor R. Baird and UNANIMOUSLY RESOLVED to approve the minutes of the Finance and Management Committee meeting held on July 7, 2009.

60.2 Approval of the minutes of the Traffic Advisory Committee meeting held on June 25, 2009 - #[2009-06-50.-2272](#)

2009-07-225 It is moved by Councillor J. S. Hasegawa, seconded by Councillor R. Baird and UNANIMOUSLY RESOLVED to approve the minutes of the Traffic Advisory Committee meeting held on June 25, 2009.

60.3 Approval of the minutes of the Planning Advisory Committee meeting held on June 25, 2009 - #[2009-06-45.-2279](#)

2009-07-226 It is moved by Councillor W. Staddon, seconded by Councillor R. Baird and UNANIMOUSLY RESOLVED to approve the minutes of the Planning Advisory Committee meeting held on June 25, 2009.

60.4 Approval of the minutes of the Culture and Leisure Committee meeting held on July 7, 2009 - #[2009-07-60.-2296](#)

2009-07-227 It is moved by Councillor J. S. Hasegawa, seconded by Councillor R. Baird and UNANIMOUSLY RESOLVED to approve the minutes of the Culture and Leisure Committee meeting held on July 7, 2009.

60.5 Approval of the minutes of the Environmental Advisory Committee meeting held on June 10, 2009 - #[2009-07-60.-2302](#)

2009-07-228 It is moved by Councillor K. Coulter, seconded by Councillor D. Pollock and UNANIMOUSLY RESOLVED to approve the minutes of the Environmental Advisory Committee meeting held on June 10, 2009.

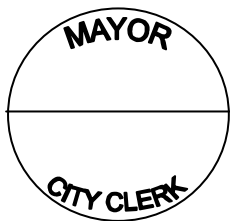
60.6 Lease agreement for the Beacon Hill Chalet for 2009/2010 season with the "Au Tour des Tout-petits" pre-school program - #[2009-05-60.-2170](#)

2009-07-229 It is moved by Councillor R. Baird, seconded by Councillor J. S. Hasegawa and UNANIMOUSLY RESOLVED to authorize the lease agreement with "Au Tour des Tout-petits" pre-school program for the purpose of operating a nursery school at Beacon Hill Chalet, from August 2009 to June 2010, as per attached lease agreement; and

That the Director of Culture and Leisure be authorized to sign the lease agreement on behalf of the City.

60.7 Lease agreement for the Windermere Chalet for 2009-2010 with Beaconsfield Creative Preschool (Quebec 9209-9571) - #[2009-05-60.-2171](#)

2009-07-230 It is moved by Councillor J. S. Hasegawa, seconded by Councillor R. Baird and UNANIMOUSLY RESOLVED to authorize the lease agreement with Beaconsfield Creative Preschool for the purpose of operating the preschool at Windermere Chalet, from September 2009 to June 2010, as per the proposed lease agreement; and



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That the Director of Culture and Leisure be authorized to sign the lease agreement on behalf of the City.

60.8 Request for release from the Agglomeration in relation to the "Climat municipalités" Program; - #[2009-07-40.-2292](#)

WHEREAS the Agglomeration of Montreal (hereafter "the Agglomeration") is the municipal organism encompassing the City of Beaconsfield (hereafter "the City") to the implied sense in the normative framework of the "Climat municipalités program" (hereafter "Program");

WHEREAS the Agglomeration published in 2007 an inventory of its corporate greenhouse gas emissions (hereafter "GHG") for the years 2002 to 2004;

WHEREAS the aforementioned inventory be satisfactory to the completion demands of the program, as set out by annex 3 of the normative framework of said program;

WHEREAS the emissions' inventory of GHG 2002-2004 carried out by the Agglomeration includes the territory and activities of the City;

WHEREAS the Agglomeration could be eligible for a subsidy under section 2 of the Program for an update of their inventory and of their GHG action plan, as well as for carrying out an adaptation plan for climate change, and this for the entirety of its territory;

WHEREAS the City of Beaconsfield demerged from the City of Montreal through a referendum and was reconstituted the 1st of January 2006;

WHEREAS the territory of the Agglomeration comprises the 19 boroughs of the City of Montreal and the 14 reconstituted cities whose territory, administrative structures and procedures, socio-economic characteristics and territory development differ tremendously;

WHEREAS the realisation of an inventory of GHG satisfying the demands of annex 1 of the Program and of a plan to reduce GHG, for the entirety of the Agglomeration territory, is a task of a high level of complexity that the diversity of administrative entities would further complicate;

WHEREAS the completion delays of an inventory and a plan to reduce GHG, as well as a plan for the adaptation to climate change for the entirety of the territory of the Agglomeration would be presumably very long;

WHEREAS the fact of benefitting from a subsidy from the program irrespective of the Agglomeration will permit the City to carry out an inventory and a plan to reduce GHG much more rapidly and thus allow the City to tackle the problem of climate change without any further delay;

WHEREAS the agglomeration wishes to leave the reconstituted cities the liberty to carry out their own inventories and plans to reduce GHG;

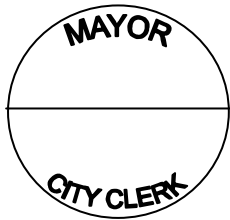
CONSEQUENTLY, it is moved by Councillor R. Baird, seconded by Councillor K. Coulter and UNANIMOUSLY RESOLVED:

TO GIVE notice to the Agglomeration to not include the territory of the City of Beaconsfield in the future inventories of GHG and plans to reduce GHG that they will carry out. Consequently, no request for financial aid will be filled to the administrators of the Program by the Agglomeration concerning the territory of the City of Beaconsfield; and

TO AUTHORIZE the Director of Public Works Department to make, for and on behalf of the City of Beaconsfield, a request for financial aid within the framework of the "Climat municipalités" Program.

60.9 Request to the Ministère du Développement Durable, de l'Environnement et des Parcs for financial assistance to proceed with the "Climat municipalités" Program - #[2009-06-50.-2264](#)

CONSIDERING the launching, on April 1, of the "Climat municipalités" Program, aiming to assist financially Municipalities wishing to support actively the fight against climatic changes;



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CONSIDERING that the Program has a 10 million dollars envelope that can be applied, among others, to Municipalities;

CONSIDERING that this financial assistance will be established at the pro rata of the population, and can represent up to 90% of the direct costs towards the inventory, action plan and adjustment plan;

CONSIDERING the letter from Minister Ms. Line Beauchamp, addressed to Mr. Bob Benedetti and the City of Beaconsfield, strongly encouraging the City to prevail of this Program permitting to the community to engage in the fight against climatic changes on a long term;

2009-07-232 It is moved by Councillor J. S. Hasegawa, seconded by Councillor K. Coulter and UNANIMOUSLY RESOLVED that the City of Beaconsfield request financial assistance to the Ministère du Développement Durable, de l'Environnement et des Parcs, in conformity with the "Climat Municipalités" Program.

60.10 Request to the Ministère des transports du Québec and to the Agence métropolitaine des transports with regard to the maintenance of the suburban train stations - #[2009-07-40.-2283](#)

WHEREAS in 1983, the City of Beaconsfield concluded two agreements with the Ministère des Transports du Québec (agreements nos. 1155 and 1154) concerning the maintenance of the grounds and the buildings (including tunnels) of the two stations on the line of suburban trains Rigaud-Dorion / Montréal, situated on the city property;

WHEREAS since 1995, it is the Agence métropolitaine des transports (A.M.T.) that has the exclusive competence on public transportation by suburban trains and that organization detains, since that date, the rights of the Ministère des Transports du Québec in the two above mentioned agreements;

WHEREAS by taking advantage of these agreements signed in the middle of the '80, the A.M.T. unduly lightens its financial burden on the back, among others, of the City of Beaconsfield tax payers, while this burden is unevenly distributed between the cities that benefit from the A.M.T. services, according to the heaviness of the agreements assumed by certain cities, of which the City of Beaconsfield, while other cities do not assume any maintenance obligations with regards to the grounds and the buildings of suburban train stations exploited by the A.M.T.;

WHEREAS it is unfair that the tax payers of certain cities situated along the line Rigaud-Dorion / Montréal be the only ones to assume the fees for the maintenance of the suburban train stations and other related installations situated on their territory, when everywhere else, those fees are assumed by the group of tax payers of the cities that benefit from the A.M.T. services;

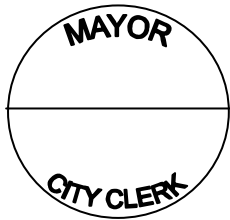
WHEREAS this situation is incompatible with the current legal framework of the public transportation, the exclusive mandate of the A.M.T. and the way of financing foreseen for the exploitation and the infrastructures of the suburban train lines;

2009-07-233 CONSEQUENTLY, it is moved by Councillor J. S. Hasegawa, seconded by Councillor W. Staddon, and UNANIMOUSLY RESOLVED:

TO REQUEST to the Ministre des Transports du Québec, Ms. Julie Boulet, and to the president-general manager of the A.M.T., Me Joël Gauthier, to take all appropriate measures so that the City of Beaconsfield be relieved of its obligations that were assumed according to the agreements nos. 1155 and 1154, pertaining to the maintenance of the suburban train stations on the line Rigaud-Dorion / Montréal situated on its territory;

SUBSIDIARY, and in the case the request mentioned in the first paragraph would not be retained, to ask the Ministre des Transports du Québec, Ms. Julie Boulet, and to the president-general manager of the A.M.T., Me Joël Gauthier, to take all appropriate measures so the City of Beaconsfield be compensated in 100% of the value of the costs which she assumes pertaining to the maintenance of the grounds and the buildings (including tunnels) of the suburban train stations on the line Rigaud-Dorion / Montréal situated on its territory; and

TO SEND a copy of the present resolution to the deputy of Jacques-Cartier, Mr. Geoffrey Kelley.



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60.11 Request of authorization from Fleuriste Karisma to prolonged the installation of a temporary banner announcing their opening at their new location, from July 8 to 20, 2009 - #[2009-07-40.-2285](#)

2009-07-234 It is moved by Councillor W. Staddon, seconded by Councillor K. Coulter and UNANIMOUSLY RESOLVED to authorize Fleuriste Karisma to prolonge the installation of a temporary banner announcing their opening at their new location, from July 8 to 20, 2009, provided that the banner measures 0.91m wide by 2.74m long (3' x 9').

60.12 Request of authorization for the installation of a temporary banner, for the Adoption Pet Fair Day event, from August 24 to September 12, 2009 - #[2009-07-40.-2301](#)

2009-07-235 It is moved by Councillor K. Messier, seconded by Councillor K. Coulter and UNANIMOUSLY RESOLVED to authorize the installation, by the Public Works Department, of a temporary banner at Centennial Park, across Beaconsfield Boulevard, from August 24 to September 12, 2009 for the "Adoption Pet Fair Day" event, provided that the banner and its installation respect the standards in force in the City.

70.- AGGLOMERATION COUNCIL

70.1 Mayor's report on the decisions made by the Agglomeration Council on June 18, 2009 - #[2000-01-01.-0001](#)

His Honour the Mayor says that he was not present at the last agglomeration meeting since he was attending a meeting in Trois-Rivières. There was nothing urgent or of importance on the agenda; Mr. Alan DeSousa spoke on his behalf regarding his Committee's green project.

80.- DIRECTORS REPORTS

80.1 Deposit of the Directors reports - #[2009-06-40.-2269](#)

The building permits and the Sump pump patrol reports from the Urban Planning Department for the month of June 2009 and the Public works Department general, statistic and blue collars monthly reports for June 2009 are received and accepted as information.

F. NEW BUSINESS

Nil.

G. CLOSING OF ORDINARY MEETING

At 9:48 p.m., it is moved by Councillor W. Staddon, seconded by Councillor K. Coulter and UNANIMOUSLY RESOLVED, that the meeting be closed.

MAYOR

CITY CLERK