

Minutes of the Council of Beaconsfield

Minutes of the City of Beaconsfield's regular Municipal Council meeting, held at City Hall, 303 Beaconsfield Boulevard, Beaconsfield, Québec, on Monday, February 20, 2023, at 8:00 p.m.

WERE PRESENT:

His Honour the Mayor Georges Bourelle and Councillors Dominique Godin, Martin St-Jean, Robert Mercuri, David Newell, Roger Moss, Peggy Alexopoulos

ALSO PRESENT:

Denis Chabot, Director, Urban Planning and Municipal patrol, replacing Patrice Boileau, Director General, Nathalie Libersan-Laniel, City Clerk and Director of Public Affairs, Dominique Quirk, Assistant City Clerk

1. OPENING OF MEETING

His Honour the Mayor calls the meeting to order.

2. AGENDA

2.1 Adoption of the agenda of the City of Beaconsfield's regular Council meeting of February 20, 2023

2023-02-078 It is moved by Councillor Roger Moss, seconded by Councillor Robert Mercuri and UNANIMOUSLY RESOLVED to adopt the agenda of the City of Beaconsfield's regular Council meeting of February 20, 2023, as presented.

5. PUBLIC QUESTION PERIOD

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

His Honour the Mayor reminds us of the senseless tragedy in Laval on February 8 that killed two young children, he also mentions the earthquake in Syria and Turkey that killed over 46,000 people. He asks everyone to raise and observe a minute of silence in memory of the victims of these two events.

His Honour the Mayor invites commandant Couture to provide updates and information regarding citizen's security in Beaconsfield.

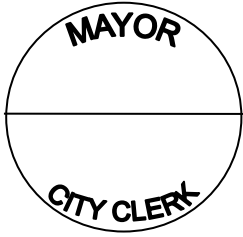
A resident mention that Beaconsfield residents were informed that a new Government Law will require that a safety fence be installed to limit access to a backyard swimming pool that does not already have such a fence. She would like to know when this Law will officially come into force.

His Honour the Mayor clarifies that the requirement is that a pool needs not only a fence surrounding the property but a fence surrounding the pool. Mr. Denis Chabot, Director, Urban Planning and Municipal patrol, adds that the Provincial law is in effect currently but for pools, installed before November 1, 2010, the application has been postponed to September 30, 2025. He suggests that residents communicate with the City as there is also other possibilities to be implemented as for example window and door stoppers.

A resident would like to know the way a resident can request the construction of a sidewalk on busy roads in Beaconsfield.

His Honour the Mayor explains that an analysis is underway for the intersections along Elm to determine increased safety measures for pedestrians and cyclists. He also adds that if a resident has a particular road or intersection in mind, the matter can be discussed with their Councillor that then will present and discuss the request to Council.

A resident provides a summary of the new property assessment roll including the property tax increase which he judges to be unacceptable,



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especially when the inflation rate is very high. He understands that Council is challenging the legality of the Agglomeration's taxing system for demerged municipalities. He would like to know the current actions being taken by Council to remedy this unacceptable situation.

His Honour the Mayor explains that he has consulted the data on the resident's property concerning the evaluation roll since 2017. He quotes different numbers and percentages increase of the City and Agglomeration taxes based on the evaluation of the resident's property. He states that the average home in Beaconsfield evaluation has increase of 41 %. His Honour the Mayor understands that the resident's evaluation is higher than the average residence in Beaconsfield. He then adds that a letter explaining how to contest the evaluation has been sent to every property in Beaconsfield. He cautions the resident that although a resident can contest the evaluation, there is no guarantee of success. His Honour the Mayor points out that the Agglomeration taxes are out of control, and he invites all the residents to write to Montreal and the Quebec Government.

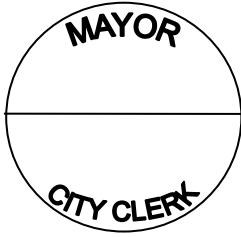
A resident mentions certain dates associated to the sound barrier and related financial information. He also refers to a WSP report received by the City that Mayor Bourelle claims cannot be shared with taxpayers without the MTQ's permission. He asks if the Mayor Bourelle has requested that the MTQ allow the release the WSP sound wall study to Beaconsfield taxpayers. He then summarizes the issues related with the health effects of traffic noise on the residents and the position of Dr. Kaiser's on this matter. He understands that Mayor Bourelle has sent letters to the Quebec Health, Environment and Transport Ministers requesting 'Sound Walls' both sides of Highway 20 of the train corridor through Beaconsfield. He then asks Mayor Bourelle to share with residents any reply received from the Ministers.

His Honour the Mayor indicates that he will give the same answer that he has given before : the City cannot release the report as it belongs to the MTQ and only MTQ has the authority to release the report. He suggests that the resident asks for the report through an access to information request. His Honour the Mayor explains that he would be glad to share the reply from the Ministers to whom he has written; unfortunately, the City has not received a reply and that eventually the City may need to accept that no response is a response.

A resident from Ontario explains her concern that By-law BEAC-045-14 will allow the destruction of trees for building a pool without any fines. She shares her position on building pools and suggests that the location of a new pool should be take into consideration existing trees. She also questions the Beaconsfield counterproductive policies in this matter, they are contradicting compared to its normally environmentally friendly by-laws and policies. She also provides her thoughts on fines and their impact when they are high. She notices that By-law 121-2 allows cutting a tree with 15 cm or less diameter without a permit. She suggests allowing to cut a tree without a permit at diameter of 10 cm or less and all sizes, when a species is at risk. She adds that she would like to see an increase in fines and permits, especially for developers. She indicates that she is considering a move to Beaconsfield because it is currently one of the best cities that respects trees, animals, and the environment.

His Honour the Mayor asks Mr. Chabot to answer the question. He explains that the City looks at the plans before a permit is issued for building a pool. The City assesses the position of the trees as the objective is to cut the least trees possible. He adds that one of the conditions regarding the issuance of construction permits requires that a protective perimeter be erected around each tree to be preserved. He then adds that with regard to the measurement of 15 cm, the City has the obligation to respect the Agglomeration's plan which indicates a minimum of 15 cm, no lower. Finally, he adds that the City is not looking at reducing fines or eliminating fines, it is transferring the fines from the permits and certificates by-law to the zoning by-law.

A resident that has already asked a question using the City's website,



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explains that he understands that the lawsuit is still active but would like the Mayor to communicate something more concrete.

His Honour the Mayor explains that there are two items at the agenda that he hopes will be adopted unanimously tonight, they are both related to the lawsuit. One is to give himself and the Director general the mandate to negotiate with Montreal and the Agglomeration. He adds that the depositions from both sides have been filed, the City is now waiting for the Court to establish a date. He believes it may not be before 2025. His Honour the Mayor provides an explanation on the agreement signed in 2008 and the formula to calculate the Agglomeration portion of the taxes. He adds that the City of Beaconsfield is paying the agglomeration shares under protest until the formula can be reviewed.

A resident asks for an explanation concerning items on the agenda that refer to the reimbursement of park fees.

His Honour the Mayor indicates that the City made a calculation error in certain specific cases. The situation was brought to their attention by a resident; consequently, the City will reimburse the residents who had the park fees calculated on that same tax base. The City Clerk adds that the calculation in question is for specific cases and that in all other park fees cases the calculation is in order.

A resident asks how many white-collar employees work in hybrid mode at the City. He adds that he will file a document with the City Clerk from a firm specializing in office reorganization and hybrid work. The firm claims that offices need 2 to 3 times less space thanks to time sharing desks. As a comment, he mentions that the Mayor stated that public health is not a municipal level responsibility, he asks why did the City adopt a by-law banning leaf blowers justified on public health arguments. TO FOLLOW
The question period ends at 8:52 p.m.

10. MINUTES

10.1 Adoption of the minutes of the City of Beaconsfield's regular Council meeting of January 23, 2023

2023-02-079 It is moved by Councillor Peggy Alexopoulos, seconded by Councillor Martin St-Jean and UNANIMOUSLY RESOLVED to approve the minutes of the City of Beaconsfield's regular Council meeting of January 23, 2023, at 8:00 p.m.

20. CONTRACTS

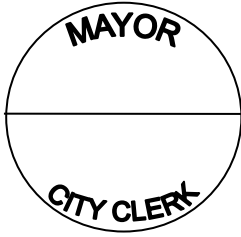
20.1 Awarding of contract TP 2023-01 for the supply and transport of metal containers for dry materials with two (2) renewal options to the lowest conforming bidder, 9386-0120 Québec Inc., in the amount of \$44,552.81, all taxes included

2023-02-080 It is moved by Councillor Dominique Godin, seconded by Councillor Robert Mercuri and UNANIMOUSLY RESOLVED to award contract TP 2023-01 for the supply and transport of metal containers for dry materials with two (2) renewal options to the lowest conforming bidder, 9386-0120 Québec Inc., in the amount of \$44,552.81, all taxes included; and

To authorize the Finance and Treasury Department to charge the expense to budget code 02-453-20-436.

20.2 Renewal of contract TP 2022-04 for the maintenance of the Beaufort Village landscaping for the year 2023 with 7574479 Canada Inc. (DLC), at an approximate cost of \$33,000, all taxes included

2023-02-081 It is moved by Councillor Martin St-Jean, seconded by Councillor Peggy Alexopoulos and UNANIMOUSLY RESOLVED to approve the renewal of contract TP 2022-04 for the maintenance of the Beaufort Village landscaping for the year 2023 with 7574479 Canada Inc. (DLC), at an approximate cost of \$33,000, all taxes included;



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To allot an adjustment according to the 2022 Consumer Price Index for the Montreal region, plus taxes, as per tender TP 2022-04; and

To authorize the Finance and Treasury Department to charge the expense to budget code 02-725-50-572. The treasurer must foresee sufficient funds in the forthcoming 2023 budget to provide for this expense.

- 20.3 Authorization of an additional expense of \$54,284.35, all taxes included, for contract 601-22-GC for the reconstruction of the parking of the Recreation Centre at 1974 City Lane
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- 2023-02-082 CONSIDERING resolution 2022-03-082 adopted at Council meeting held on March 28, 2023, relating to the awarding contract 601-22-GC for the reconstruction of the parking of the Recreation Centre at 1974 City Lane to the lowest conforming bidder, Les Pavages D'Amour Inc., in the amount of \$1,176,984.43, all taxes included;

CONSIDERING that additional work, necessary to complete contract 601-22-GC, generated unforeseen costs in the amount of \$54,284.35, all taxes included;

It is moved by Councillor Peggy Alexopoulos, seconded by Councillor Martin St-Jean and UNANIMOUSLY RESOLVED to authorize an additional expense of \$54,284.35, all taxes included, for contract 601-22-GC for the reconstruction of the parking of the Recreation Centre at 1974 City Lane. To provide for the payment of this expenditure, Council transfers the necessary funds from its tax revenues.

- 20.4 Ratification of the renewal of the City of Beaconsfield's general liability insurance and damages contract for the period of January 1, 2023, to January 1, 2024, authorization for payment of the premium to BFL Canada risques et assurances inc., for a total amount of \$173,157.40 all taxes included
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- 2023-02-083 CONSIDERING the conditions and renewal premiums filed by BFL Canada risques et assurances inc. relating to the following insurance portfolios for the January 2023 - January 2024 term: (1) property, equipment breakage, crime and fraud and (2) civil liability;

CONSIDERING the recommendations by Martin Granchamp, of Fidema Groupe Conseils inc., UMQ consultant, following his analysis of the conditions and renewal premiums which were filed;

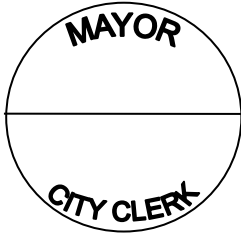
CONSIDERING the approach taken by the group members relating to the establishment of the guarantee fund for primary civil liability insurance;

WHEREAS the City of Beaconsfield accepts the renewal conditions filed by BFL Canada risques et assurances inc. relating to the general insurance portfolio for the January 2023 - January 2024 term for a total amount of \$173,157.40 all taxes included, detailed as follows: (1) property equipment breakage, crime and fraud insurance: \$53,709.22, taxes included and (2) primary civil liability insurance and Municipal liability insurance: \$119,448.18 taxes included). And this as per the renewal table filed by Fidema Groupe Conseils inc., consultant;

It is moved by Councillor Roger Moss, seconded by Councillor Dominique Godin and UNANIMOUSLY RESOLVED:

To include the preamble as an integral part herein, as if recited at length and to authorize the renewal of the contract for damage and civil liability insurance January 2023 - January 2024, to the following insurance companies, depending on the type of insurance and the premiums mentioned, the whole in accordance with the consultant's analysis report dated January 18, 2023, and in accordance with the law:

Property and equipment breakage insurance
Insurer: Affiliated FM



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Amount of premium, taxes not included: \$42,622

Crime and fraud insurance
Insurer: Travelers
Amount of premium, taxes not included: \$936

Primary civil liability insurance Comprehensive General Liability and Municipal liability insurance
Name of participating insurers: Lloyd's, Trisura Guarantee Insurance Company, Assurance Economical
Amount of premium, taxes not included: \$104,306, less a credit of \$11,462

Umbrella liability insurance
Insurer: Lloyd's
Amount of premium, taxes not included: \$7,723 less a credit of \$964

Brokerage fee (9%): \$18,604 less a credit of \$1,491

To authorize the Finance and Treasury Department to charge the total expense, including credits, of \$173,157.40 to budget code 02-141-00-420 for the year January 1, 2023, to January 1, 2024; and

To authorize the Mayor and the City Clerk to sign, for and in the name of the City, all documents giving effect to this resolution.

- 20.5 Approval of the professional services offer by Daniel Tétreault, CPA inc. for the audit of the City of Beaconsfield financial statement for the year ending December 31, 2022, in the amount of \$24,719.63, all taxes included

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- 2023-02-084 Considering the recommendation of the Treasurer;

It is moved by Councillor Robert Mercuri, seconded by Councillor Roger Moss and UNANIMOUSLY RESOLVED:

To approve the professional services offer by Daniel Tétreault, CPA inc. for the audit of the City's financial statement for the year ending December 31, 2022, in the amount of \$24,719.63, all taxes included; and

To authorize the Finance and Treasury Department to charge the expense to budget code 02-132-10-413.

- 30. FINANCE AND TREASURY

- 30.1 Approval of the list of accounts payable as of February 20, 2023, and of the list of pre-authorized payments for the period of January 12, 2023, to January 22, 2023, and for the period of January 24, 2023, to February 8, 2023, for a total disbursement of \$2,150,785.06

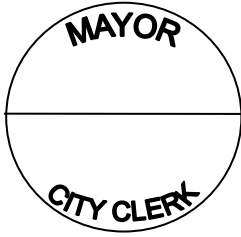
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- 2023-02-085 CONSIDERING the lists submitted by the Treasurer regarding the payment of expenses for financial and investment activities;

It is moved by Councillor Dominique Godin, seconded by Councillor Peggy Alexopoulos and UNANIMOUSLY RESOLVED:

To approve the list of accounts payable as of February 20, 2023, regarding expenses for financial and investment activities totalling \$501,974.85; and

To approve the list of pre-authorized payments from January 12, 2023, to January 22, 2023, and for the period of January 24, 2023, to February 8, 2023, totalling \$807,897.05 and electronic payments, for the same period, of salaries paid to municipal employees, bank fees and the debt service, totalling \$840,913.16; and

That all these disbursements totalling \$2,150,785.06 be drawn from the City's bank account at Royal Bank of Canada, Beaconsfield branch.



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30.2 Participation of the Director General at the annual conference of the Association des directeurs généraux des municipalités du Québec (ADGMQ) from June 7 to 9, 2023, in Laval, in the amount of \$850, plus reimbursement for traveling and lodging expenses and other related costs

2023-02-086 It is moved by Councillor Martin St-Jean, seconded by Councillor Roger Moss and UNANIMOUSLY RESOLVED that Mr. Patrice Boileau, Director General, be authorized to participate at the annual conference of the Association des directeurs généraux des municipalités du Québec (ADGMQ) from June 7 to 9, 2023, in Laval, in the amount of \$850, and that his traveling and lodging expenses and other related costs be reimbursed upon presentation of supporting documents; and

To authorize the Finance and Treasury Department to charge the expense to budget code 02-131-10-311.

30.3 Participation of the Director General at the annual conference of the Union des municipalités du Québec from May 3 to 5, 2023, in Gatineau, at an approximate cost of \$820, plus reimbursement of travelling and lodging expenses and other related costs

2023-02-087 It is moved by Councillor Robert Mercuri, seconded by Councillor Martin St-Jean and UNANIMOUSLY RESOLVED to authorize the participation of the Director General at the annual conference of the Union des municipalités du Québec (UMQ) from May 3 to 5, 2023, in Gatineau, at an approximate cost of \$820, plus reimbursement of travelling and lodging expenses and other related costs upon presentation of supporting documents; and

To authorize the Finance and Treasury Department to charge the expense to budget code 02-131-00-311.

30.4 Approval of a \$750 contribution to Heroes Committee for the year 2023

2023-02-088 It is moved by Councillor Dominique Godin, seconded by Councillor Peggy Alexopoulos and UNANIMOUSLY RESOLVED to approve a \$750 contribution to Heroes Committee for the year 2023; and

To authorize the Finance and Treasury Department to charge the expense to budget code 02-519-10-992.

30.5 Approval of a \$2,000 contribution to the Toope Commemorative Awards for the year 2023

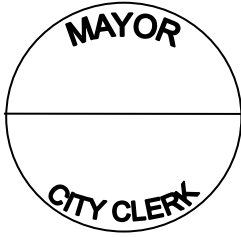
2023-02-089 CONSIDERING that the Toope Memorial Scholarship was established in 1996 in memory of Reverend Frank Toope and his spouse Jocelyn Toope. The scholarship is intended to highlight the positive role young people play in our community;

CONSIDERING that the Toope Scholarships have been greatly appreciated by the schools, the young people who receive them and their families. They are a significant part of the support services we offer our youth;

It is moved by Councillor Dominique Godin, seconded by Councillor Peggy Alexopoulos and UNANIMOUSLY RESOLVED to approve a \$2,000 contribution to the Toope Commemorative Awards for the year 2023; and

To authorize the Finance and Treasury Department to charge the expense to budget code 02-519-10-992.

30.6 Authorization and establishment of a delay for the transfer of unclaimed deposits provided under the By-law BEAC-045 concerning permits and



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certificates and By-law BEAC-120 regarding work and landscaping in the municipal right-of-way to the general fund, for general use

2023-02-090 WHEREAS By-law BEAC-045 concerning permits and certificates prescribes that certain applications for construction permits or certificates of authorization must be accompanied by a deposit as provided for in the current tariff by-law;

WHEREAS By-law BEAC-120 regarding work and landscaping in the municipal right-of-way prescribes that any application for a certificate of authorization made for work provided for in said by-law must be accompanied by a deposit as provided for in the current tariff By-law;

CONSIDERING that under By-law BEAC-045 this amount is reimbursed following the deposit with the City of a copy of a certificate of location prepared by a land surveyor in accordance with section 3.1.8 of said by-law;

CONSIDERING that under By-law BEAC-120 this amount is reimbursed if the restoration work is completed to the satisfaction of the Director of Public Works;

CONSIDERING that for several construction permits or certificates of authorization that have expired for more than two years, no certificate of location has been submitted or no inspection for the completion of rehabilitation work has been requested;

CONSIDERING that all applicants for the affected properties will be contacted to provide the certificate of location or to request an inspection for the completion of rehabilitation work within 45 days of the adoption of this resolution;

WHEREAS, failure to do so will result in deposits being considered unclaimed;

It is moved by Councillor Roger Moss, seconded by Councillor Dominique Godin and UNANIMOUSLY RESOLVED to AUTHORIZE the transfer of unclaimed deposits provided under the By-law BEAC-045 concerning permits and certificates and By-law BEAC-120 regarding work and landscaping in the municipal right-of-way within 45 days of the adoption of this resolution to the general fund, for general use.

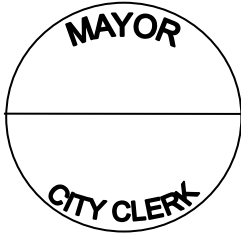
30.7 Reimbursement of an amount of 77,192.20\$ and other related costs paid for park fees by the owner of lots 6 508 464 and 6 508 465 (5 Windsor and 7 Windsor), according to By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory

2023-02-091 CONSIDERING resolution 2022-10-428 accepting that an amount of \$138,800 be paid for park fees by the owner of lots 6 508 464 and 6 508 465 (5 Windsor and 7 Windsor) as a condition of approval of a subdivision permit, in accordance with By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory;

CONSIDERING that the calculation of these fees was made in accordance with the third paragraph of section 14 of By-law BEAC-128, by considering the value established by a chartered appraiser in accordance with expropriation principles;

CONSIDERING that the owner has paid these fees in full;

WHEREAS the City of Beaconsfield should have used the second paragraph of section 14 of By-law BEAC-128 to calculate the value of the contribution for park purposes for the subdivision permit application in question that is the value obtained by multiplying the value of the land entered on the roll of the assessment unit corresponding to the site for which the value is to be established by the roll factor established in accordance with section 264 of the *Act respecting municipal taxation*,



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CQLR c. F-2.1;

CONSIDERING that this value corresponds to \$61,607.80 and that the difference between the contribution paid and this value is equivalent to \$77,192.20;

It is moved by Councillor Dominique Godin, seconded by Councillor Martin St-Jean and UNANIMOUSLY RESOLVED that the City reimburse to the owner of lots 6 508 464 and 6 508 465 (5 Windsor and 7 Windsor) an amount of \$77,192.20 and other related costs paid for park fees, according to By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory.

30.8 Reimbursement of an amount of \$18,270 and other related costs paid for park fees regarding lots 6 125 606 and 6 125 607 (103 Kirkwood and 101 Kirkwood), according to By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory

2023-02-092 CONSIDERING resolution 2020-03-103 and resolution 2020-103-104 accepting that a total amount of \$61,600 be paid for park fees by the owner of lots 6 125 606 and 6 125 607 (103 Kirkwood and 101 Kirkwood) as a condition of approval of a subdivision permit, in accordance with By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory;

CONSIDERING that the calculation of these fees was made in accordance with the third paragraph of section 14 of By-law BEAC-128, by considering the value established by a chartered appraiser in accordance with expropriation principles;

CONSIDERING that the owner has paid these fees in full;

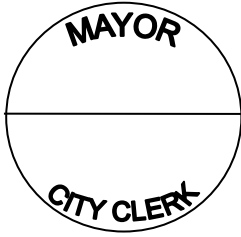
WHEREAS the City of Beaconsfield should have used the second paragraph of section 14 of By-law BEAC-128 to calculate the value of the contribution for park purposes for the subdivision permit application in question that is the value obtained by multiplying the value of the land entered on the roll of the assessment unit corresponding to the site for which the value is to be established by the roll factor established in accordance with section 264 of the *Act respecting municipal taxation*, CQLR c. F-2.1;

CONSIDERING that this value corresponds to \$43,330 and that the difference between the contribution paid and this value is equivalent to \$18,270;

It is moved by Councillor Robert Mercuri, seconded by Councillor Roger Moss and UNANIMOUSLY RESOLVED that the City reimburse the owners of 101 Kirkwood, having paid the park fees indicated above, an amount of \$18,270 and other related costs paid for park fees, according to By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory.

30.9 Reimbursement of an amount of \$84,799.90 and other related costs paid for park fees regarding lots 6 457 247 and 6 457 248 (37 Devon and vacant lot, York) according to By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory

2023-02-093 CONSIDERING resolutions 2021-09-383 and 2021-09-384 accepting that an amount of \$118,482.50 be paid for park fees by the owner of lots 6 457 247 and 6 457 248 (37 Devon and vacant lot, York) as a condition of approval of a subdivision permit, in accordance with By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory;



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CONSIDERING that the calculation of these fees was made in accordance with the third paragraph of section 14 of By-law BEAC-128, by considering the value established by a chartered appraiser in accordance with expropriation principles;

CONSIDERING that the owner has paid these fees in full;

WHEREAS the City of Beaconsfield should have used the second paragraph of section 14 of By-law BEAC-128 to calculate the value of the contribution for park purposes for the subdivision permit application in question that is the value obtained by multiplying the value of the land entered on the roll of the assessment unit corresponding to the site for which the value is to be established by the roll factor established in accordance with section 264 of the *Act respecting municipal taxation*, CQLR c. F-2.1;

CONSIDERING that this value corresponds to \$55,342.60 and that the difference between the contributions previously paid and this value is equivalent to \$84,799.90;

It is moved by Councillor Dominique Godin, seconded by Councillor Martin St-Jean and UNANIMOUSLY RESOLVED that the City reimburse to the owner of 37 Devon, having paid the park fees indicated above, an amount of \$84,799.90 and other related costs paid for park fees, according to By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory.

- 30.10 Reimbursement of an amount of \$17,230 and other related costs paid for park fees regarding lots 6 335 373 and 6 335 372 (180 Acres and 184 Acres), according to By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory

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- 2023-02-094 CONSIDERING resolution 2020-02-057 accepting that an amount of \$60,600 be paid for park fees by the owner of lot 2 424 388 (projected lots 6 335 372 and 6 335 373) (184 Acres and 180 Acres) as a condition of approval of a subdivision permit, in accordance with By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory;

CONSIDERING that the calculation of these fees was made in accordance with the third paragraph of section 14 of By-law BEAC-128, by considering the value established by a chartered appraiser in accordance with expropriation principles;

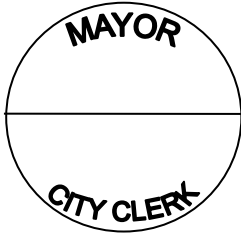
CONSIDERING that the owner has paid these fees in full;

WHEREAS the City of Beaconsfield should have used the second paragraph of section 14 of By-law BEAC-128 to calculate the value of the contribution for park purposes for the subdivision permit application in question that is the value obtained by multiplying the value of the land entered on the roll of the assessment unit corresponding to the site for which the value is to be established by the roll factor established in accordance with section 264 of the *Act respecting municipal taxation*, CQLR c. F-2.1;

CONSIDERING that this value corresponds to \$43,370 and that the difference between the contribution paid and this value is equivalent to \$17,230;

It is moved by Councillor David Newell, seconded by Councillor Robert Mercuri and UNANIMOUSLY RESOLVED that the City reimburse to the owner of 184 Acres, having paid the park fees indicated above, an amount of \$17 230 and other related costs paid for park fees, according to By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory.

- 40. BY-LAWS



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40.1 Filing, notice of motion and adoption of Draft By-law BEAC-045-14 entitled "By-law modifying By-law BEAC-045 concerning permits and certificates to repeal fines for felling a tree, to modify the required plans and documents for a certificate of authorization request for the installation of a pool or spa and to modify the motives to refund deposits" and submission of the draft by-law to a public consultation on March 27, 2023, at 7:30 p.m.

2023-02-095 WHEREAS the draft by-law is filed and a notice of motion is given by Councillor Martin St-Jean for Draft By-law BEAC-045-14 entitled "By-law modifying By-law BEAC-045 concerning permits and certificates to repeal fines for felling a tree, to modify the required plans and documents for a certificate of authorization request for the installation of a pool or spa and to modify the motives to refund deposits" in compliance with the *Cities and Towns Act*; *Act* and the *Act respecting land use planning and development*;

It is moved by Councillor Martin St-Jean, seconded by Councillor Robert Mercuri and UNANIMOUSLY RESOLVED to adopt, as submitted, the Draft By-law BEAC-045-14 entitled "By-law modifying By-law BEAC-045 concerning permits and certificates to repeal fines for felling a tree, to modify the required plans and documents for a certificate of authorization request for the installation of a pool or spa and to modify the motives to refund deposits" and to submit the Draft By-law to a public consultation on March 27, 2023, at 7:30 p.m., in compliance with the *Act respecting land use planning and development*.

40.2 Filing, notice of motion and adoption of Draft By-law 720-125 entitled "By-law modifying Zoning By-law 720 to provide for fines for the felling of trees in contravention of the urban planning regulations" and submission of the draft by-law to a public consultation on March 27, 2023, at 7:30 p.m.

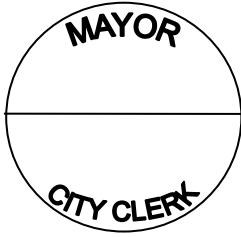
2023-02-096 WHEREAS the draft by-law is filed and a notice of motion is given by Councillor Robert Mercuri for Draft By-law 720-125 entitled "By-law modifying Zoning By-law 720 to provide for fines for the felling of trees in contravention of the urban planning regulations" in compliance with the *Cities and Towns Act* and the *Act respecting land use planning and development*;

It is moved by Councillor Robert Mercuri, seconded by Councillor Roger Moss and UNANIMOUSLY RESOLVED to adopt, as submitted, the Draft By-law 720-125 entitled "By-law modifying Zoning By-law 720 to provide for fines for the felling of trees in contravention of the urban planning regulations" and to submit the draft by-law to a public consultation on March 27, 2023, at 7:30 p.m., in compliance with the *Act respecting land use planning and development*.

40.3 Filing and notice of motion of Draft By-law BEAC-070-3 entitled "By-law modifying By-law BEAC-070 on the use of drinking water in order to propose measures in connection with the Quebec Potable Water Economy Strategy"

2023-02-097 Councillor Roger Moss files Draft By-law BEAC-070-3 entitled "By-law modifying By-law BEAC-070 on the use of drinking water in order to propose measures in connection with the Quebec Potable Water Economy Strategy" and gives notice of motion of intent to submit for adoption at a subsequent meeting of Council, said draft, in compliance with the *Cities and Towns Act*.

40.4 Adoption of By-law BEAC-082-1 entitled "By-law modifying By-law



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BEAC-082 on the delegation of powers to officers and employees of the City of Beaconsfield to modify the expenditure authorizations and contract awards"

2023-02-098 The City Clerk mentions the by-law's object, and where applicable, the differences between the draft by-law that was filed and the by-law being submitted for passing, the expenditure, the mode of financing, payment and repayment of the expenditure;

It is moved by Councillor Peggy Alexopoulos, seconded by Councillor Martin St-Jean and UNANIMOUSLY RESOLVED to adopt By-law BEAC-082-1 entitled "By-law modifying By-law BEAC-082 on the delegation of powers to officers and employees of the City of Beaconsfield to modify the expenditure authorizations and contract awards".

40.5 Adoption of By-law BEAC-151 entitled "By-law concerning contract management"

2023-02-099 The City Clerk mentions the by-law's object, and where applicable, the differences between the draft by-law that was filed and the by-law being submitted for passing, the expenditure, the mode of financing, payment and repayment of the expenditure;

It is moved by Councillor Dominique Godin, seconded by Councillor Peggy Alexopoulos and UNANIMOUSLY RESOLVED to adopt By-law BEAC-151 entitled "By-law concerning contract management".

40.6 Deposit of the City Clerk's certificate relating to the results of the registration procedure held on February 1 and 2, 2023 regarding By-law BEAC-150 entitled "By-law authorizing a loan of \$5,063,121 for the renovation and upgrading of the Recreation Centre - skating rink section, equipments and structure"

2023-02-100 Council takes note of the tabling of the City Clerk's certificate relating to the results of the registration procedure held on February 1 and 2, 2023, regarding By-law BEAC-150 entitled "By-law authorizing a loan of \$5,063,121 for the renovation and upgrading of the Recreation Centre - skating rink section, equipments and structure"

45. URBAN PLANNING

45.1 Request for a minor exemption for the property located at lot 1 416 651 (located on the south side, between 594 and 596 Lakeshore)

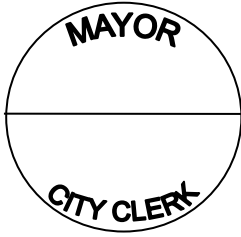
2023-02-101 CONSIDERING THAT a request for minor exemption was presented to the Planning Advisory Committee meeting held on January 11, 2023, for the property located at lot 1 416 651 (located on the south side, between 594 and 596 Lakeshore);

CONSIDERING THAT the request for a minor exemption is to: authorize the fence to be situated on a land site with the absence of a main building, while the Zoning by-law 720 only authorizes a fence to be situated on the same land site as the main building;

CONSIDERING THAT a minor exemption application must respect the conditions enumerated in section 2.9 in By-law BEAC-044 concerning minor exemptions;

CONSIDERING THAT the Planning Advisory Committee considers that the conditions listed in By-law BEAC-044 are respected;

CONSIDERING the Planning Advisory Committee's recommendation to APPROVE the minor exemption request: to authorize the fence to be situated on a land site with the absence of a main building, while the Zoning by-law 720 only authorizes a fence to be situated on the same land site as the main building for the property located at lot 1 416 651 (located on the south side, between 594 and 596 Lakeshore);



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WHEREAS Council has taken note of the recommendation of the Planning Advisory Committee;

WHEREAS the preamble is an integral part of this resolution;

It is moved by Councillor David Newell, seconded by Councillor Dominique Godin and UNANIMOUSLY RESOLVED to APPROVE the request for a minor exemption in order to: authorize the fence to be situated on a land site with the absence of a main building, while the Zoning by-law 720 only authorizes a fence to be situated on the same land site as the main building and this for the property located at lot 1 416 651 (located on the south side, between 594 and 596 Lakeshore).

45.2 Request for a minor exemption for the property located at 229 Hampshire Road

2023-02-102 CONSIDERING THAT a request for minor exemption was presented to the Planning Advisory Committee meeting held on February 1, 2023, for the property located at 229 Hampshire Road;

CONSIDERING THAT the request for minor exemption is to authorize the front setback of the main building to be 5.71 metres, whereas the zoning by-law prescribes a minimum front setback of 6.00 metres, representing an encroachment of 0.29 metres in the front setback;

CONSIDERING THAT a minor exemption application must respect the conditions enumerated in section 2.9 in By-law BEAC-044 concerning minor exemptions;

CONSIDERING THAT the Planning Advisory Committee considers that the conditions listed in By-law BEAC-044 are fulfilled;

CONSIDERING the Planning Advisory Committee's recommendation to APPROVE the minor exemption request to authorize the front setback of the main building to be 5.71 metres, whereas the zoning by-law prescribes a minimum front setback of 6.00 metres, representing an encroachment of 0.29 metres in the front setback for the property located at 229 Hampshire Road;

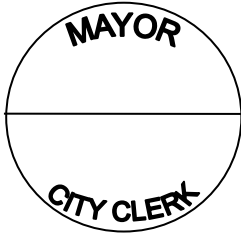
It is moved by Councillor David Newell, seconded by Councillor Martin St-Jean and UNANIMOUSLY RESOLVED to APPROVE the request for a minor exemption to authorize the front setback of the main building to be 5.71 metres, whereas the zoning by-law prescribes a minimum front setback of 6.00 metres, representing an encroachment of 0.29 metres in the front setback for the property located at 229 Hampshire Road.

45.3 Request for the approval of the Site Planning and Architectural Integration Programme (SPAIP) relating to a building permit application for a new main building located at 5 Claude

2023-02-103 CONSIDERING THAT a building permit application was filed for a new main building located at 5 Claude;

CONSIDERING THAT By-law BEAC-098 regarding Site Planning and Architectural Integration Programmes (SPAIP) indicates objectives and criteria to fulfill for this type of permit application;

CONSIDERING THAT the Planning Advisory Committee has considered the plans and documents submitted with the building permit application at the February 20, 2023, meeting and is of the opinion that the objective to propose a building with harmonious shapes and volumes is not respected because the criterion to allow a harmonious relationship mitigating a difference in height, volume and number of stories in relationship with the neighbouring buildings is not fulfilled; the objective to propose sustainable, quality architecture is not respected because the criteria on (1) the building is inspired by the dominant architectural styles on that stretch of street and (2) exterior cladding materials and architectural components match together, in form, texture and colour are not fulfilled;



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CONSIDERING the Planning Advisory Committee's recommendation to REFUSE the SPAIP relating to the building permit application for a new main building located at 5 Claude;

It is moved by Councillor David Newell, seconded by Councillor Robert Mercuri and UNANIMOUSLY RESOLVED to REFUSE the SPAIP relating to the building permit application for a new main building located at 5 Claude.

- 45.4 Request for the approval of the Site Planning and Architectural Integration Programme (SPAIP) relating to a building permit application for a new main building located at 7 Windsor
-

- 2023-02-104 CONSIDERING THAT a building permit application was filed for a new main building located at 7 Windsor;

CONSIDERING THAT By-law BEAC-098 regarding Site Planning and Architectural Integration Programmes (SPAIP) indicates objectives and criteria to fulfill for this type of permit application;

CONSIDERING THAT the Planning Advisory Committee has considered the plans and documents submitted with the building permit application at the February 1, 2023, meeting and is of the opinion that of the opinion that the objective to propose sustainable, quality architecture is not respected because the criteria on (1) the main entrance of the building is enhanced by a distinctive architectural composition and (2) the exterior cladding materials and architectural components match together, in form, texture and colour are not fulfilled;

CONSIDERING the Planning Advisory Committee's recommendation to REFUSE the SPAIP relating to the building permit application for a new main building located at 7 Windsor;

It is moved by Councillor David Newell, seconded by Councillor Dominique Godin and UNANIMOUSLY RESOLVED to REFUSE the SPAIP relating to the building permit application for a new main building located at 7 Windsor.

- 45.5 Request for the approval of the Site Planning and Architectural Integration Programme (SPAIP) relating to a building permit application for a new main building located at 109 Jasper
-

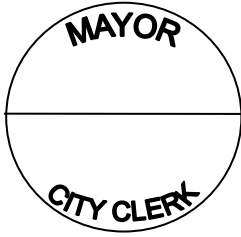
- 2023-02-105 CONSIDERING THAT a building permit application was filed for a new main building located at 109 Jasper;

CONSIDERING THAT By-law BEAC-098 regarding Site Planning and Architectural Integration Programmes (SPAIP) indicates objectives and criteria to fulfill for this type of permit application;

CONSIDERING THAT the Planning Advisory Committee has considered the plans and documents submitted with the building permit application at the February 1, 2023, meeting and is of the opinion that the objective to propose a building with harmonious shapes and volumes is not respected because the criterion to allow a harmonious relationship mitigating a difference in height, volume and number of stories in relationship with the neighbouring buildings is not fulfilled; the objective to propose sustainable, quality architecture is not respected because the criteria (1) on the building is inspired by the dominant architectural styles on that stretch of street, (2) aiming for the exterior cladding materials to be durable, with sober colours and compatible with the surrounding buildings and (3) for exterior cladding materials and architectural components match together, in form, texture and colour are not fulfilled;

CONSIDERING the Planning Advisory Committee's recommendation to REFUSE the SPAIP relating to the building permit application for a new main building located at 109 Jasper;

It is moved by Councillor David Newell, seconded by Councillor Robert Mercuri and UNANIMOUSLY RESOLVED to REFUSE the SPAIP relating to the building permit application for a new main building located at



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109 Jasper.

- 45.6 Request for the approval of the Site Planning and Architectural Integration Programme (SPAIP) relating to a building permit application for a new main building located at 190, Lakeview
-

2023-02-106 CONSIDERING THAT a building permit application was filed for a new main building located at 190, Lakeview;

CONSIDERING THAT By-law BEAC-098 regarding Site Planning and Architectural Integration Programmes (SPAIP) indicates objectives and criteria to fulfill for this type of permit application;

CONSIDERING THAT the Planning Advisory Committee has considered the plans and documents submitted with the building permit application at the February 20, 2023, meeting and is of the opinion that the objective to propose sustainable, quality architecture is not respected because the criteria on (1) the main entrance of the building is enhanced by a distinctive architectural composition and (2) the exterior cladding materials and architectural components match together, in form, texture and colour are not fulfilled;

CONSIDERING the Planning Advisory Committee's recommendation to REFUSE the SPAIP relating to the building permit application for a new main building located at 190, Lakeview;

It is moved by Councillor David Newell, seconded by Councillor Peggy Alexopoulos and UNANIMOUSLY RESOLVED to REFUSE the SPAIP relating to the building permit application for a new main building located at 190, Lakeview.

- 45.7 Request for the approval of the Site Planning and Architectural Integration Programme (SPAIP) relating to a building permit application for the extension of the main building located at 9 Madsen
-

2023-02-107 CONSIDERING THAT a building permit application was filed for the extension of a main building located at 9 Madsen;

CONSIDERING THAT By-law BEAC-098 regarding Site Planning and Architectural Integration Programmes (SPAIP) indicates objectives and criteria to fulfill for this type of permit application;

CONSIDERING THAT the Planning Advisory Committee has considered the plans and documents accompanying the building permit application at the February 1, 2023, meeting and is of the opinion that the applicable objectives and criteria are respected;

CONSIDERING the Planning Advisory Committee's recommendation to APPROVE the SPAIP relating to a building permit application for the extension of the main building located at 9 Madsen;

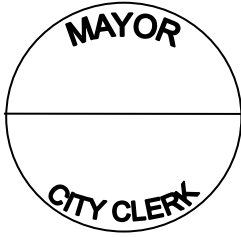
It is moved by Councillor David Newell, seconded by Councillor Dominique Godin and UNANIMOUSLY RESOLVED to APPROVE the SPAIP relating to a building permit application for the extension of the main building located at 9 Madsen.

- 45.8 Request for the approval of the Site Planning and Architectural Integration Programme (SPAIP) relating to a building permit application for the extension of the main building located at 212 Stonehenge
-

2023-02-108 CONSIDERING THAT a building permit application was filed for the extension of a main building located at 212 Stonehenge;

CONSIDERING THAT By-law BEAC-098 regarding Site Planning and Architectural Integration Programmes (SPAIP) indicates objectives and criteria to fulfill for this type of permit application;

CONSIDERING THAT the Planning Advisory Committee has considered the plans and documents accompanying the building permit application at



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the February 1, 2020, meeting and is of the opinion that the objective to propose a building with harmonious shapes and volumes is not respected because the criterion to allow a harmonious relationship mitigating a difference in height, volume and number of stories in relationship with the neighbouring buildings is not fulfilled; the objective to propose sustainable, quality architecture is not respected because the criterion on the exterior cladding materials and architectural components match together, in form, texture and colour is not fulfilled and the objective to respect the architectural features of the main building in the case of an extension is not respected because the criterion on adding volume to the rear in the case of the extension of a split-level house is not fulfilled;

CONSIDERING the Planning Advisory Committee's recommendation to REFUSE the SPAIP relating to a building permit application for the extension of the main building located at 212 Stonehenge;

It is moved by Councillor David Newell, seconded by Councillor Martin St-Jean and UNANIMOUSLY RESOLVED to REFUSE the SPAIP relating to a building permit application for the extension of the main building located at 212 Stonehenge.

- 45.9 Request for the approval of the Site Planning and Architectural Integration Programme (SPAIP) relating to a building permit application to modify the already approved plan at 89 Jasper
-

- 2023-02-109 CONSIDERING THAT on February 20, 2023, Council adopted resolution 2022-02-050 approving the site planning and architectural integration programme for a building permit application at 89 Jasper;

CONSIDERING THAT after the resolution was adopted, an application to modify the approved plan was filed;

CONSIDERING THAT this modification application must respect the applicable objectives and criteria included in By-law BEAC-098 on Site Planning and Architectural Integration Programmes (SPAIP);

CONSIDERING THAT the Planning Advisory Committee has considered the plans and documents accompanying the permit application at the February 1, 2023, meeting and is of the opinion that the objective to propose sustainable, quality architecture is not respected because the criterion aiming for the exterior cladding materials to be durable, with sober colours and compatible with the surrounding buildings is not fulfilled;

CONSIDERING the Planning Advisory Committee's recommendation to REFUSE the SPAIP relating to a building permit application to modify the already approved plan at 89 Jasper;

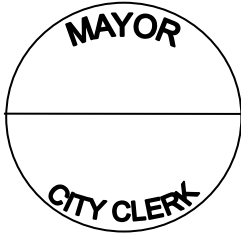
It is moved by Councillor David Newell, seconded by Councillor Robert Mercuri and UNANIMOUSLY RESOLVED to REFUSE the SPAIP relating to a building permit application to modify the already approved plan located plans at 89 Jasper.

- 45.10 Request for the approval of the Site Planning and Architectural Integration Programme (SPAIP) relating to a building permit application for the modification of the facade of a main building located at 480 Beaufort
-

- 2023-02-110 CONSIDERING THAT a building permit application was filed for the modification of the facade of a main building located at 480 Beaufort;

CONSIDERING THAT By-law BEAC-098 regarding Site Planning and Architectural Integration Programmes (SPAIP) indicates objectives and criteria to fulfill for this type of permit application;

CONSIDERING THAT the Planning Advisory Committee has considered the plans and documents accompanying the building permit application at the February 1, 2023, meeting and is of the opinion that the applicable objectives and criteria are respected;



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CONSIDERING the Planning Advisory Committee's recommendation to APPROVE the SPAIP relating to the building permit application for the modification of the facade of a main building located at 480 Beaurepaire;

It is moved by Councillor David Newell, seconded by Councillor Dominique Godin and UNANIMOUSLY RESOLVED to APPROVE the SPAIP relating to the building permit application for the modification of the facade of a main building located at 480 Beaurepaire.

- 45.11 Acceptance of an amount of \$5,266.80 \$ for park fees to be paid by the owner of lot 1 969 758 (372, Chantilly) to the City, according to By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory
-

- 2023-02-111 WHEREAS park fees were charged in 2021 for the development of a construction project on lot 1 969 758;

CONSIDERING resolution 2021-06-248 which provided for the payment of an amount of \$29,260 for park fees on lot 1 969 758

WHEREAS paragraph 2 of section 15 of By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory provides that any amount paid as a previous contribution with respect to part of the site in question is deducted from the value of the required contribution;

CONSIDERING section 264 of the *Act respecting municipal taxation*, CQLR, c. F-2.1 allowing the establishment of the roll factor;

It is moved by Councillor Martin St-Jean, seconded by Councillor Peggy Alexopoulos and UNANIMOUSLY RESOLVED to accept the amount of \$5,266.80 for park fees to be paid by the owner of lot 1 969 758 (372, Chantilly) to the City, according to By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory, equivalent to the difference between 10% of the \$345,268 value (standardized) of lot 1 969 758 entered on the property assessment roll of the City and the already contributed amount, and to transfer this sum to a fund specially reserved for park fees.

- 45.12 Acceptance of an amount of \$6,289 for park fees to be paid by the owner of lot 1 970 988 (301 London) to the City, according to By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory
-

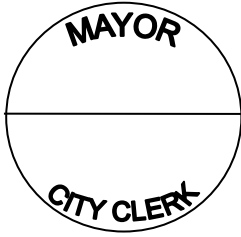
- 2023-02-112 WHEREAS park fees were charged in 2019 for the development of a construction project on lot 1 970 988;

CONSIDERING resolution 2019-01-026 which provided for the payment of an amount of \$10,384.40 for park fees on lot 1 970 988;

WHEREAS paragraph 2 of section 15 of By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory provides that any amount paid as a previous contribution with respect to part of the site in question is deducted from the value of the required contribution;

CONSIDERING section 264 of the *Act respecting municipal taxation*, CQLR, c. F-2.1 allowing the establishment of the roll factor;

It is moved by Councillor Robert Mercuri, seconded by Councillor Roger Moss and UNANIMOUSLY RESOLVED to accept the amount of \$6,289 for park fees to be paid by the owner of lot 1 970 988 (301, London) to the City, according to By-law BEAC-128 concerning contributions for the establishment, maintenance and improvement of parks, playgrounds and natural areas on the City of Beaconsfield's territory, equivalent to the



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difference between 5% of the \$333,468 value of lot 1 970 988 entered on the property assessment roll of the City (standardized) and the already contributed amount, and to transfer this sum to a fund specially reserved for park fees.

50. HUMAN RESOURCES

50.1 Nomination in view of permanency as Inspectrice des bâtiments to position 7104

2023-02-113 It is moved by Councillor Roger Moss, seconded by Councillor Robert Mercuri and UNANIMOUSLY RESOLVED that the nomination in view of permanency of Christine Mansour to position 7104, as Inspectrice des bâtiments, be approved as of February 28, 2023;

THAT this nomination be subjected to a probation period of six (6) months as stipulated in paragraph 2.01b) of the White Collar Collective Agreement;

THAT her salary be established at level 2 of salary group 9 of the White Collar Collective Agreement; and

THAT her seniority be recognized as of February 28, 2023.

50.2 Confirmation of permanency for the position of Coordonnatrice, vie culturelle

2023-02-114 It is moved by Councillor Peggy Alexopoulos, seconded by Councillor Roger Moss and UNANIMOUSLY RESOLVED that Julie Poirier-Monette's permanent status be confirmed as Coordonnatrice, vie culturelle following a 12-month evaluation period

53. COMMITTEES

53.1 Minutes of the Planning Advisory Committee meeting of February 1, 2023

2023-02-115 It is moved by Councillor David Newell, seconded by Councillor Dominique Godin and UNANIMOUSLY RESOLVED that Council take act of the minutes of the Planning Advisory Committee meeting of February 1, 2023.

53.2 Minutes of the Age-Friendly Municipality (AFM) Review Committee meeting of January 23, 2023

2023-02-116 It is moved by Councillor Peggy Alexopoulos, seconded by Councillor Roger Moss and UNANIMOUSLY RESOLVED to approve the minutes of the Age-Friendly Municipality (AFM) Review Committee meeting of January 23, 2023.

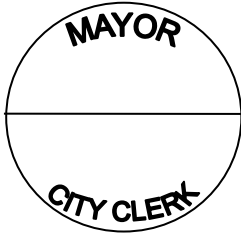
53.3 Minutes of the Environmental Advisory Committee meeting of February 6, 2023

2023-02-117 It is moved by Councillor Roger Moss, seconded by Councillor David Newell and UNANIMOUSLY RESOLVED to approve the minutes of the Environmental Advisory Committee meeting of February 6, 2023.

53.4 Renewal of the mandate of a member of the Environmental Advisory Committee

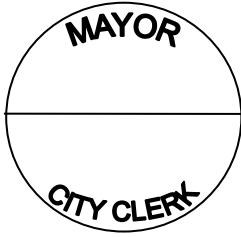
2023-02-118 It is moved by Councillor Roger Moss, seconded by Councillor David Newell and UNANIMOUSLY RESOLVED to approve the renewal of the mandate of Alison Smiley as a member of the Environmental Advisory Committee as of February 20, 2023, for a one (1) year term.

60. GENERAL



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- 60.1 Deposit of the Annual Municipal Action Plan for disabled persons
-
- 2023-02-119 Council takes note of the tabling of the Annual Municipal Action Plan for persons with disabilities.
- 60.2 Authorization of the special event Community Camp-Out Night at Centennial Park from Saturday, August 12 to Sunday, August 13, 2023
-
- 2023-02-120 It is moved by Councillor Dominique Godin, seconded by Councillor Peggy Alexopoulos and UNANIMOUSLY RESOLVED to authorize the special event Community Camp-Out Night organized by the City at Centennial Park from Saturday, August 12, at 6 p.m. to Sunday, August 13, 2023, at 10 a.m. (registration will be mandatory). The event will be cancelled in case of inclement weather.
- 60.3 Mandate for negotiations for the renewal of the tripartite agreement of 2008 entitled "Entente pour améliorer le fonctionnement de l'agglomération de Montréal" for the future determination of the proportionate shares
-
- 2023-02-121 CONSIDERING the tripartite agreement of June 2008 "pour améliorer le fonctionnement de l'Agglomération de Montréal", between the Government of Québec, the City of Montréal and the reconstituted municipalities of the Agglomeration of Montréal and the Ministerial Order therein from the Minister of Municipal Affairs and Regions dated November 26, 2008, concerning the rules to establish the fiscal potential of the related municipalities of the urban agglomeration of Montréal for the purposes of apportioning urban agglomeration expenditures;
- CONSIDERING all the initiatives undertaken by the City of Beaconsfield in order to correct the absence of neutrality in the calculation of the proportionate shares for the fiscal years of the City of Montréal's 2020-2022 Assessment Roll;
- WHEREAS this error caused a major fiscal prejudice for the City of Beaconsfield given its mostly residential character;
- WHEREAS the Ministerial Order of December 15, 2021, perpetuated this error for the 2023-2025 assessment roll;
- WHEREAS the City of Montréal indicated its intention to renegotiate the calculation of the Agglomeration's proportionate shares when it tabled the 2023 Agglomeration budget;
- WHEREAS the 2023 proportionate shares have once again a major impact on the City of Beaconsfield;
- WHEREAS the City of Beaconsfield has often indicated its intention to participate at negotiations on the Agglomeration's proportionate shares;
- WHEREAS the City of Beaconsfield wishes to represent itself at negotiations as stipulated by the *Cities and Towns Act*;
- WHEREAS the City of Beaconsfield, through Mayor Bouelle, submitted a letter on January 16, 2023, indicating its concerns regarding a possible representation by a third party;
- WHEREAS the City of Beaconsfield does not endorse the approach of the Association of Suburban Municipalities (ASM) to represent it;
- WHEREAS the City of Beaconsfield, through Mayor Bouelle, submitted a letter on February 10, 2023, requesting to participate in negotiations on the calculation of proportionate shares in future years, regardless of the ongoing legal action targeting the previous years;
- It is moved by Councillor Martin St-Jean, seconded by Councillor Dominique Godin and UNANIMOUSLY RESOLVED to mandate Mayor Georges Bouelle, or a municipal councillor as replacement if necessary, for meetings including municipal or provincial elected officers, and/or the



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Director General and/or the Treasurer and Finance Director to participate in the various work meetings and negotiation concerning the renewal of the 2008 agreement concerning the future challenges of the Agglomeration of Montreal and the calculation of proportionate shares; and

To send a copy of this resolution to:

- Mr. Pierre Fitzgibbon, Minister responsible for the Metropolis and the Montréal Region, and Ms. Andrée Laforest, Minister of Municipal Affairs and Housing;
- Ms. Valérie Plante, Mayor of the City of Montréal, and Ms. Dominique Ollivier, President of the Executive Committee, City of Montréal;
- Mayors of the suburban cities; and
- Mr. Gregory Kelley, MNA for Jacques-Cartier.

60.4 Authorization to sign an intermunicipal agreement concerning the supply of a system for issuing computerized parking tickets (SÉCI) and the supply of certain ancillary services by the City of Montreal

2023-02-122 WHEREAS the City of Beaconsfield plans to continue using the system for issuing computerized parking tickets (SÉCI) to manage the process of issuing and managing statements of offence;

It is moved by Councillor Robert Mercuri, seconded by Councillor Martin St-Jean and UNANIMOUSLY RESOLVED to authorize the signing of an intermunicipal agreement concerning the supply of a system for issuing computerized parking tickets (SÉCI) and the supply of certain ancillary services by the City of Montreal.

60.5 Mandate to the administration of the City of Beaconsfield to pay, under protest, the first payment of the quotes-parts, invoices and contributions for the year 2023 to the Agglomeration of Montréal

2023-02-123 CONSIDERING the tripartite agreement of June 2008, between the Government of Québec, the City of Montréal and the reconstituted municipalities of the Agglomeration of Montréal and the Ministerial Order therein from the Minister of Municipal Affairs and Regions dated November 26, 2008, concerning the rules to establish the fiscal potential of the related municipalities of the urban agglomeration of Montréal for the purposes of apportioning urban agglomeration expenditures;

CONSIDERING the Order of the Minister of Municipal Affairs and Land Occupancy dated July 21, 2017, replacing the Order of the Minister of Municipal Affairs and Regions dated November 26, 2008;

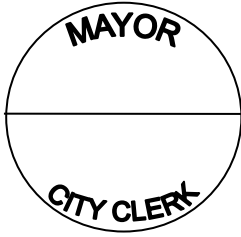
CONSIDERING resolution 2019-12-494 mandating Me Marc-André Lechasseur from Bélanger Sauvé law firm in order to evaluate various options for the City of Beaconsfield regarding the issue of the "quotes-parts" resulting in overtaxing by the Agglomeration of Montréal;

CONSIDERING resolution 2020-12-455 mandating Me Jacques Jeansonne, from the firm Jeansonne lawyers, to join the City's work team and Me Marc-André LeChasseur from Bélanger Sauvé law firm in the case of the "quotes-parts" resulting in overtaxing by the Agglomeration of Montréal;

CONSIDERING the Order of the Minister of Municipal Affairs and Housing dated December 18, 2019, renewing the coefficient of tax potential of 2.68, undervalued, without justification, and in the absence of a rigorous analysis of the fiscal impact following the 2020-2022 property assessment roll;

CONSIDERING the absence of a neutrality coefficient to counter market effects during the calculation of general "quote-parts" by the City of Montréal following the filing of the new 2020-2022 property assessment roll;

CONSIDERING resolution 2020-02-065 adopted at the Council meeting held on February 24, 2020, and resolution 2020-06-208 adopted at the



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Council meeting held on June 22, 2020, mandating the administration of the City of Beaconsfield to pay, under protest, the quotes-parts, invoices and contributions to the Agglomeration of Montréal for the year 2020;

CONSIDERING resolution 2021-05-202 adopted at the Council meeting held on May 17, 2021, and resolution 2021-08-351 adopted at the Council meeting held on August 23, 2021, mandating the administration of the City of Beaconsfield to pay, under protest, the quotes-parts, invoices and contributions to the Agglomeration of Montréal for the year 2021;

CONSIDERING resolution 2022-02-066 adopted at the Council meeting held on February 28, 2022, and resolution 2022-05-229 adopted at the Council meeting held on May 24, 2022, mandating the administration of the City of Beaconsfield to pay, under protest, the quotes-parts, invoices and contributions to the Agglomeration of Montréal for the year 2022;

CONSIDERING the adoption by the Minister of Municipal Affairs and Housing of the Order concerning the rules to establish the fiscal potential of the related municipalities of the urban agglomeration of Montréal for the purposes of apportioning urban agglomeration expenditures on December 16, 2020, and the Erratum on January 15, 2021, the Order extends the coefficient of tax potential;

It is moved by Councillor Roger Moss, seconded by Councillor Robert Mercuri and UNANIMOUSLY RESOLVED that a mandate be given to the City of Beaconsfield to pay, under protest, the first instalment of the quotes-parts, invoices and contributions for the year 2023 to the Agglomeration of Montréal;

THAT a copy of this resolution be sent to:

- Mrs. Andrée Laforest, Minister of Municipal Affairs and Housing;
- Mr. Éric Girard, Member of the National Assembly for Groulx, Parliamentary Assistant to the Minister of Municipal Affairs and Housing;
- Mr. Gregory Kelley, Member of the National Assembly for Jacques Cartier; and
- the Mayors of the related cities.

70. AGGLOMERATION COUNCIL

70.1 Mayor's report on the decisions made by the Agglomeration Council at its meeting of January 23, 2023

2023-02-124 His Honour the Mayor indicates that there is nothing to report.

80. DIRECTORS REPORTS

80.1 Deposit of the Directors reports

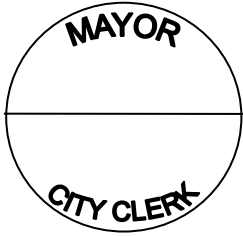
2023-02-125 Are received and accepted for information purposes:

Urban Planning Department's building report for January 2023;
DDO dispatch centre's report for December 2022;
Municipal Patrol's monthly report for December 2022 et January 2023;
Report on live and deferred viewing of Council meetings via webcast.

90. NEW BUSINESS

Nil.

95. CLOSING OF MEETING



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It is moved by Councillor Martin St-Jean, seconded by Councillor Roger Moss and UNANIMOUSLY RESOLVED to close the regular meeting at 9:26 p.m.

MAYOR

CITY CLERK