

MINUTES
REGULAR COUNCIL MEETING

JANUARY 25, 2010
8:00 p.m.

Minutes of the Regular Meeting of the Council of Montreal West held on January 25, 2010 at the Town Hall located at 50 Westminster Avenue South.

Present: Mr. Beny Masella, Mayor
Mr. Dino Mazzone, Councillor
Ms. Julie Tasker-Brown, Councillor
Ms. Elizabeth Ulin, Councillor
Mr. Joseph McKenzie, Councillor

Also present: Mr. Claude Gilbert, Town Clerk

Mayor Beny Masella acted as chairperson of the meeting.
Mr. Claude Gilbert, Town Clerk, acted as secretary of the meeting.

Eight (8) residents and visitors were in attendance.

1. Opening of the Meeting

It was moved by Councillor Joseph McKenzie, seconded by Councillor Dino Mazzone and resolved:

That the Meeting be declared open.

Carried unanimously
#20100125-001

The Mayor called the Meeting to order at 8:00 p.m.

2. Acknowledgement of Visitors

There was nothing under this item.

3. Adoption of the Agenda

It was moved by Councillor Dino Mazzone, seconded by Councillor Elizabeth Ulin and resolved:

To adopt the Agenda of the Regular Meeting of Monday, January 25, 2010 with the following modification:

- deferring item 15 a) **Adoption of By-Law No. 2010-002 – By-Law Amending No. 2007-005 Relating to Tariffs.**

Carried unanimously
#20100125-002

4. Approval of the Minutes of the Council

It was moved by Councillor Julie Tasker-Brown, seconded by Councillor Joseph McKenzie and resolved:

To adopt the Minutes of the following Council Meetings:

- a) Regular Council Meeting held on December 15, 2009;
- b) Special Council Meeting held on January 11, 2010;
- c) Special Council Meeting held on January 13, 2010.

Carried unanimously
#20100125-003

5. Correspondence

a) Town of Mount Royal – Decision of the Minister of Municipal Affairs, Regions and Land Occupancy concerning provisions on the financing of water expenditures

On January 6, 2010, the Town Clerk of Mount Royal sent a copy of Resolution 09-1215, by which the Town Council of Mount Royal expressed its support for a proposal by the said Minister to extend the current temporary provisions regarding water expenditures in the Agglomeration of Montreal. This letter was noted and filed.

6. Report of the Mayor

Mayor Masella noted that the main event in the last month was the adoption of the municipal budget. While the financing of agglomeration expenses is a significant part of it, the City of Montreal still has not adopted its own budget. Figures available at this time show a global increase of over \$180 million, and some components of this increase are quite debatable. One major part is a contribution of \$90 million to employee pension plans, as a result of the bad performance of the markets. The concern is that as the markets rebound, the suburban municipalities will not be reimbursed. Also, there is an increased contribution of \$60 million to the Société des Transports de Montréal and the Agence Métropolitaine des Transports which is a burden for all municipalities on the Island of Montreal. Municipalities on the North and South shores also benefit from public transit, but do not pay their fair share. This state of things is a consequence of the decision that was made by the Quebec Government to stop funding the operating budget of the STM twenty years ago. The Mayor added that when the agglomeration budget is adopted, the suburban municipalities will publish a minority report to express their views and objections.

7. Contracts and Town Clerk's Office

a) Designation of Mayor as a celebrant – civil marriages and civil unions

It was moved by Councillor Joseph McKenzie, seconded by Councillor Julie Tasker-Brown and resolved:

That Mayor Beny Masella be designated to celebrate marriages and civil unions within the Town of Montreal West, and that the Minister of Justice of Quebec be requested to appoint him for this purpose.

Carried unanimously
#20100125-004

8. Administration and finances

a) Approval of disbursements – December 9, 2009 to January 22, 2010

It was moved by Councillor Julie Tasker-Brown, seconded by Councillor Elizabeth Ulin and resolved:

That the list of accounts payable from December 9, 2009 to January 22, 2010 totaling \$848,243.62 be approved and paid as listed.

Carried unanimously
#20100125-005

b) Delegation of powers for the months of December 2009 and January 2010

It was moved by Councillor Joseph McKenzie, seconded by Councillor Julie Tasker-Brown and resolved:

To approve the report by the Director General concerning the exercise of powers delegated under By-Law No. 2005-002 for the months of December 2009 and January 2010.

Carried unanimously
#20100125-006

c) Computer support and maintenance contract for 2010 – PG Govern

It was moved by Councillor Dino Mazzone, seconded by Councillor Joseph McKenzie and resolved:

1) That Council agree to renew the computer maintenance and support contract proposed by PG Govern for the period between January 1 and December 31, 2010 (as per invoice CESA 0003072) and for an amount of \$15,531.61 (including taxes) for the Treasury Department.

2) That Council agree to renew the computer maintenance and support contract proposed by PG Govern for the period between January 1 and December 31, 2010 (as per invoice CESA 0003073) and for an amount of \$3,928.05 (including taxes) for the Urban Department.

3) That this expenditure be charged to budget code 02-130-00-414.

Carried unanimously
#20100125-007

d) Art Etc.

It was moved by Councillor Elizabeth Ulin, seconded by Councillor Dino Mazzone and resolved:

That Council agree to extend the application of rental rates that were in effect last year for the use of the Assembly Hall on the occasion of the Arts and Craft Fair that will take place during three days in November 2010, for a total amount of \$1,762.26 (including taxes), in accordance with the terms and conditions of the previous agreement in effect.

Carried unanimously
#20100125-008

e) Videotron high speed – subscription renewal

It was moved by Councillor Dino Mazzone, seconded by Councillor Elizabeth Ulin and resolved:

That the Town agree to renew its subscription with Videotron for high speed internet service for a duration of three (3) years instead of the standard renewal period of one (1) year, in order to take advantage of a three (3) month rebate as of February 21, 2010.

Carried unanimously
#20100125-009

f) Grants for 2010

It was moved by Councillor Elizabeth Ulin, seconded by Councillor Julie Tasker-Brown and resolved:

That the Town of Montreal West award the following grants for the year 2010:

• Town Historian (Mr. David Watson)	\$500
• Montreal West Community Services Council	\$500
• The Informer	\$15,000
• Montreal West Children's Library	\$73,125
• Montreal West Public Library	\$59,000
TOTAL	\$148,125

Carried unanimously
#20100125-010

9. Urban Department

a) Site Planning Projects and Architectural Integration Programs (SPAIP)

It was moved by Councillor Julie Tasker-Brown, seconded by Councillor Elizabeth Ulin and resolved:

1) To acknowledge receipt of the minutes of a meeting held by the Planning Advisory Committee (PAC) on January 20, 2010 and to accept its recommendations.

2) To approve under the SPAIP the following plans submitted to this meeting, under the conditions stated by the PAC as outlined in the minutes, as the case may be:

- 1) 125 Ballantyne North;
- 2) 130 Brock South.

3) To defer the examination of the following plans to a next meeting of this Council, in accordance with the recommendations of the PAC as outlined in the minutes:

- 1) 46 Easton;
- 2) 54 Radcliffe.

Carried unanimously
#20100125-011

b) Request for zoning change (120-168 Ronald)

It was moved by Councillor Julie Tasker-Brown, seconded by Councillor Joseph McKenzie and resolved:

That the request for a zoning amendment submitted to the January 20, 2010 meeting of the Planning Advisory Committee (PAC) concerning the property mentioned in title be refused, in accordance with the recommendation of the PAC.

Carried unanimously
#20100125-012

c) Requests for lifting of permit freeze – Interim control by-law

It was moved by Councillor Julie Tasker-Brown, seconded by Councillor Dino Mazzone and resolved:

To agree to the issuance of the necessary permits regarding the projects submitted for the immovables indicated hereafter, and to lift the prohibition imposed in this case, in accordance with By-Law No. 2009-005 and following the report of the Building Inspector:

- 1) 57 Westminster North;
- 2) 16 Milner.

Carried unanimously
#20100125-013

10. Public Works

a) Follow-up study of snow disposal site

It was moved by Councillor Joseph McKenzie, seconded by Councillor Dino Mazzone and resolved:

- 1) To accept the service offer of Genivar as per its letter of January 4, 2010, concerning a follow up study of the quality of surface and underground waters at the snow disposal site (file number M112984), up to a total amount of \$21,500 plus taxes.
- 2) To charge this expense to budget code 02-330-00-419.

Carried unanimously
#20100125-014

11. Human Resources

There was nothing under this item.

12. Appointments

There was nothing under this item.

13. Councillors' Reports

a) Public Security

Councillor Dino Mazzone reported on activities pertaining to the Public Security Commission for the months of December 2009 and January 2010.

b) Recreation and Cultural Services

Councillor Elizabeth Ulin reported on activities pertaining to the Recreation and Cultural Services Commission for the months of December 2009 and January 2010.

c) Administration and Buildings

Councillor Julie Tasker-Brown reported on activities pertaining to the Administration and Buildings Commission for the months of December 2009 and January 2010.

d) Public Works

Councillor Joseph McKenzie reported on activities pertaining to the Public Works Commission for the months of December 2009 and January 2010.

14. Deposit of Documents

There was nothing under this item.

15. Notice of Motion, Reading and Adoption of By-Laws

a) Adoption of By-Law No. 2010-002 – By-Law Amending No. 2007-005 Relating to Tariffs

This item was deferred to a subsequent meeting.

b) Notice of Motion and dispensation from reading for a By-Law consolidating the Zoning By-Law of the Town of Montreal West, modifying various provisions and amending others to comply with the modified Planning Programme, and replacing By-Law No. 2009-008

Mayor Masella gave notice of motion that it is intended at a subsequent Meeting of Council to submit for adoption a “By-Law consolidating the Zoning By-Law of the Town of Montreal West, modifying various provisions and amending others to comply with the modified Planning Programme, and replacing By-Law No. 2009-008”.

The said By-Law will be made available to the public, in draft version, two juridical days before the meeting to be scheduled is held to adopt the By-Law.

Mayor Masella requested that the reading of “By-Law consolidating the Zoning By-Law of the Town of Montreal West, modifying various provisions and amending others to comply with the modified Planning Programme, and replacing By-Law No. 2009-008” be dispensed with.

c) Notice of Motion and dispensation from reading for a By-Law Amending By-Law No. 418-3 Concerning the Regulation of Sewers and the Supply of Water in the Town of Montreal West

Mayor Masella gave notice of motion that it is intended at a subsequent Meeting of Council to submit for adoption a “By-Law Amending By-Law No. 418-3 Concerning the Regulation of Sewers and the Supply of Water in the Town of Montreal West”.

The said By-Law will be made available to the public, in draft version, two juridical days before the meeting to be scheduled is held to adopt the By-Law.

Mayor Masella requested that the reading of “By-Law Amending By-Law No. 418-3 Concerning the Regulation of Sewers and the Supply of Water in the Town of Montreal West” be dispensed with.

16. Public Question Period

The Mayor announced the beginning of the Public Question Period at 8:35 p.m.

Residents were invited to ask their questions to the Mayor and Councillors.

Guido Mariani of 41 Crestwood asked a question concerning the zoning change that was just refused by the Council at this meeting. He claimed there was a mistake in the designation of the property and a misunderstanding of his request, as he did not ask that bars be allowed in the whole territory of Montreal West but only in the zone where his project is located. Councillor Tasker-Brown asked if his project was for a bar without a restaurant, and the resident said it is for a sports bar where food can be served. Mayor Masella noted that even with these explanations, Council stands by the current zoning regulations which do not allow bars anywhere.

Geoff McDade of 62 Strathearn North asked a question concerning the pick-up of commercial garbage twice a week on his street. He said he was still waiting for a response to his concerns. Councillor Mazzone noted that the by-law on garbage collection that was adopted before this current administration allows Trattoria Spano to

put up garbage in the alley in the back of this establishment, but its owner is ready to accommodate Strathearn residents by doing this only Tuesdays. The resident asked which bylaw allows this, and Councillor Mazzone explained it is a general one which does not specifically mention Strathearn. The resident wondered why is it that no one else seems to take advantage of this provision. The Town Clerk was then invited by the Mayor to explain the purpose of the new garbage collection by-law adopted last year. He said that it replaced the former by-law in order to modernize its provisions, particularly about recycling which was not addressed before. It does not classify streets between commercial and residential but rather deals with dwelling units and institutional or commercial establishments. Councillor Mazzone added that he understood the resident's frustration but could not accept that the good faith of this Council be suspected in this file. Mayor Masella noted that Spano did offer some middle ground. The resident acknowledged that it is an improvement.

Guido Mariani of 41 Crestwood asked where Grillades LT and Bistro Westminster put their garbage. Mayor Masella answered that they place it on Westminster, which is not ideal. Councillor Mazzone noted that a difference with Spano is that the building owner also owns the laneway behind the restaurant where the restaurant is putting up its garbage. The resident also asked if he may submit another project to replace the one that was not approved tonight for zoning reasons. Councilor Tasker-Brown answered that he may, but should expect the same response if this new project is for the same use.

Serge Marcotte of 61 Strathearn North asked if there is an updating policy for the Town's website, in particular for Council minutes. The Town Clerk answered that he is responsible for sending them to the person who oversees the maintenance of the website after they have been approved, but French versions are lacking and he has to catch up. The resident also asked about the budget process, saying he would have been interested to attend Council meetings on this topic. The Town Clerk explained that a notice was published in The Suburban to publicize that the budget would be adopted on December 15, but then the City of Montreal announced that it would postpone the adoption of its own budget until January without a set date at first, which led suburban municipalities to postpone their budget meetings too, since they lacked information about agglomeration expenses. As a result, another notice was published to cancel the previously scheduled budget meeting in Montreal West, and a third one was published on December 30 to announce that it would take place on January 11. The resident noted that the information available concerning the budget is a summary, notably concerning the three-year plan for capital projects. Mayor Masella said that this plan is not binding and merely states intentions; the carrying out of these projects is subject to the confirmation of government grants. He noted that the budgetary information documents of the City of Montreal are also summaries.

Bill Vrentas of 67 Strathearn North mentioned that a street sign at the corner of Strathearn and Milner is missing. The Director of Special Projects, Mr. Patrick Mann, took note. Also, the resident asked a question about the status of the laneway of Mini-Coût between Westminster and Strathearn, as the traffic issues are still unresolved. Councillor Mazzone explained that the reason why the Town cannot easily intervene is that this laneway is the business owner's property, although it is not meant for public traffic. The resident said he did not understand why it is difficult to find a solution. Councillor Mazzone said that at this point, this looks like a situation of acquired rights even though he does not agree with the situation.

17. Termination of the Meeting

At 9:15 p.m., no other questions being asked,

It was moved by Councillor Dino Mazzone, seconded by Councillor Joseph McKenzie and resolved:

That the Meeting be terminated.

Carried unanimously
#20100125-015

Beny Masella
Mayor

Claude Gilbert
Town Clerk

*The annexes mentioned above are deposited
in the municipal archives in File Archives-20100125*