



## CHAPTER 75

An Act to amend the charter of the city of St. Lambert

*[Assented to, the 24th of March, 1926]*

**W**HEREAS the corporation of the city of St. Lambert Preamble.

has, by its petition, represented that it is in the interests of its ratepayers and of the proper administration of its affairs, that its charter, the act 3 George V, chapter 62, as amended by the acts 5 George V, chapter 107; 6 George V, chapter 51; 8 George V, chapter 117; 11 George V, chapter 117; and 14 George V, chapter 93, be further amended so as to grant it additional powers; to provide for the numbering of the seats of its aldermen from 1 to 6 inclusively; to provide for a method of insuring the lives of its officers and employees; to authorize the city to pay a pension for life to its retired officers and employees and particularly to Napoléon Gravel, ex-chief of police, become incapable of performing his duties after over twenty-five years of service, after a murderous assault committed upon him on the 30th of June, 1924, by bandits whom he had to arrest in the performance of his duties; to authorize the city to create a working fund not to exceed five thousand dollars at any time, by means of temporary loans; to declare legal and valid, and ratify its by-law No. 160 providing for the establishment and management of a consolidated sinking-fund for all loans by the said city;

That the by-law No. 161 of the city of St. Lambert, providing for an additional loan of twenty-eight thousand dollars, to cover the cost of construction of a subway prolonging Prince Arthur street to St. Lawrence Avenue, has been approved by the electors, proprietors of immoveables, by a majority exceeding two-thirds in value, and by a majority of two-thirds in number minus seven votes, and that it is due to an error of the Secretary-Treasurer who thought that he had a sufficient number to form the two-thirds, that the poll was not left open a third day to complete the number of votes necessary to form the required two-thirds,

and that, in order to allow the city to complete the works already started, it is therefore expedient that this by-law be approved and declared valid and legal;

That on June 20th, 1923, by a deed before Edmond Desaulniers, notary, registered at the registration office of the county of Chambly, the 26th of July, 1923, under number 60,592, the city of St. Lambert loaned to the Metropolitan Housing Company, Limited, a sum of seventy-six thousand five hundred dollars, in conformity with the General Housing Scheme of the Province of Quebec;

That, on November 7th, 1923, by a deed before Edmond Desaulniers, N. P., registered at the registration office of the county of Chambly, the 10th of November, 1923, under number 61,071, the city of St. Lambert loaned to the Metropolitan Housing Company, Limited, a further sum of seventy-six thousand five hundred dollars, in conformity with the General Housing Scheme of the Province of Quebec;

That, on June 5th, 1924, by a deed before Edmond Desaulniers, N. P., registered the 6th of June, 1924, at the registration office of the county of Chambly, under the number 61,913, the city of St. Lambert loaned to the Metropolitan Housing Company, Limited, an additional amount of ninety-three thousand nine hundred and twenty-five dollars, in conformity with the General Housing Scheme of the Province of Quebec;

That in each of and by these three contracts the Metropolitan Housing Company, Limited, has mortgaged and affected in favour of the city of St. Lambert, as security for the reimbursement of the loans, and to assure the carrying out of the terms, clauses and conditions of the contracts, certain immoveables described in the deeds;

That in each if the three contracts there is a clause whereby it is stipulated that if the Metropolitan Housing Company, Limited, its successors and assigns, fail to conform themselves to the clauses, conditions and stipulations of the deeds of loan and to fulfill their obligations towards the city of St. Lambert, the city, without having to enter into any judicial procedures whatsoever other than the adoption by its council of a resolution establishing such default, and at the expiration of thirty days from the date of the signification of a certified copy of that resolution to the Metropolitan Housing Company, Limited, its successors or assigns, shall have the right to register a certified copy of that resolution against each of the immoveables described in the deeds of loan and affected in its favour, and the city of St. Lambert shall then *ipso facto* become the proprietor of all such immoveables, with buildings erected thereon;

That, on January 19th, 1925, the Metropolitan Housing Company, Limited, had failed to fulfill its obligations in virtue of the deed of loan of the 5th of June, 1924, in consequence whereof the city of St. Lambert, on February, 19th 1925, had adopted by its council a resolution establishing such default, in conformity with the clause of the deed of loan hereinabove mentioned, which resolution has been served upon the Metropolitan Housing Company, Limited, on February 22nd, 1925, and subsequently registered at the registration office of the county of Chambly, on February 23rd, 1925, under number 62,819;

That, on the 16th of February, 1925, the Metropolitan Housing Company, Limited, had failed to fulfill its obligations towards the city of St. Lambert in virtue of the deed of loan of November 7th, 1923, when the city of St. Lambert on the 16th of February, 1925, had adopted by its council a resolution establishing such default, which resolution was duly served on the Metropolitan Housing Company, Limited, on February 18th, 1925, and subsequently registered at the registration office of the county of Chambly on March 21st, 1925, under number 62,932;

That, on the 16th of February, 1925, the Metropolitan Housing Company, Limited, had failed to fulfill its obligations towards the city of St. Lambert, in virtue of the deed of loan of July 20th, 1923, and the city had then adopted by its council on February 16th, 1925, a resolution establishing such default, which resolution was served on the Metropolitan Housing Company, Limited, on February 18th, 1925, and subsequently registered in the registration office of the county of Chambly on March 21st, 1925, under number 129,303;

That it is expedient that the deeds of ownership of the city of St. Lambert, as set forth in the three resolutions hereinabove mentioned and duly registered, be confirmed and ratified, and the city of St. Lambert be declared proprietor of the immoveables mentioned in the three resolutions; and

Whereas it is expedient to grant its prayer;

Therefore, His Majesty, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:

**1.** Section 13 of the act 3 George V, chapter 62, is replaced by the following:

3 Geo. V, c.  
62, s. 13,  
replaced.

**"13.** Section 49 of chapter 102 of the Revised Statutes, 1925, is replaced, for the city, by the following:

R. S., c. 102,  
s. 49, replaced  
for city.

**"49.** The aldermen, one for each of the six seats separately, numbered from 1 to 6 inclusively, shall be elected

Term of  
office of  
aldermen.

for two years, by the majority of the municipal electors who have voted.

Seats of  
existing  
aldermen.

It is hereby enacted that the six aldermen now forming the council of the city of St. Lambert have been elected for the following seats respectively, namely: J. A. B. Rousseau for seat No. 1; N. L. Henderson for seat No. 2; G. S. Burrows for seat No. 3; Robert Baird for seat No. 4; J. H. Cantin for seat No. 5, and H. H. Craig for seat No. 6."

City author-  
ized to pay  
life rent to  
Nap. Gra-  
vel.

**2.** The city is authorized to pay a life rent of one thousand dollars per annum to Napoléon Gravel, ex-chief of police, who has become unable to fill his office, after more than twenty-five years of service, as the result of a murderous attack made upon him on the 30th of June, 1924, by bandits whom he was charged to arrest in the performance of his duties. This authorization shall apply to payments made under this head in the past.

Pension to  
J.R. Beatty.

**3.** The city is also authorized to retire James R. Beatty, secretary-treasurer, in the employ of the city of St. Lambert, and to pay him a life pension of \$145.83 per month.

Insurance of  
officers and  
employees.

**4.** The city may insure the lives of all its officers and employees, while in its employ, or if they are retired by authority of the city, either by creating an insurance fund for such purpose or guaranteeing the amount of premiums demanded from the employees by the insurance companies.

Insurance  
fund.

The city may itself create an insurance fund to provide for the payment of the insurance premiums, and include in the budget, each year, the amount required for such purpose.

Charge  
against  
employees.

If the city decides to pay the insurance premiums, or to go security for the amount of the insurance premiums, it may charge its employees, each year, with the whole or part of the cost of the premiums exacted by the said companies.

Streets, etc.  
property of  
city.

**5.** The streets, lanes, highways and public places open to the public use for ten years shall be deemed public highways and property of the city.

Power to  
borrow for  
working  
capital.

**6.** The city may borrow from time to time, upon a resolution of the council, without other formalities, the sums which it may need for a working capital, not to exceed, at any time, five thousand dollars, for the following purposes: to meet urgent expenses, chargeable to capital account, in connection with the waterworks and electric systems; to provide, when urgent, for the payment of the proportion chargeable to proprietors for the construction of permanent

sidewalks and drains, until the collection of the special apportionments made for such purposes.

**7.** The city is authorized to consolidate, by a by-law which shall come into force only after having been approved by the Lieutenant-Governor in Council, on the recommendation of the Minister of Municipal Affairs, into a single fund, all the sinking-funds created under its by-laws Nos. 65, 75, 80, 92, 93, 132, 137, 140 and 154.

Consolidation of sinking-funds.

This by-law shall not be submitted to the approval of the electors who are proprietors.

Approval not required.

The administration of such consolidated fund shall be subject to the provisions of Division VIII of chapter 111 of the Revised Statutes, 1925.

Provisions applicable.

**8.** By-law No. 161 of the city of St. Lambert, providing for an additional loan of twenty-eight thousand dollars to cover the cost of construction of a subway prolonging Prince Arthur Street to St. Lawrence Avenue, is declared valid for all legal purposes, and the Minister of Municipal Affairs, or a person specially authorized by him, may affix, on the debentures to be issued, the certificate prescribed by section 14 of chapter 111 of the Revised Statutes of Quebec, 1925.

By-law validated.

**9.** The city of St. Lambert is declared proprietor for all legal purposes of lots known and designated as numbers 162-1239, 162-1240-1, 162-1240-2, 162-1241, 162-1431-1, 162-143-2, 162-141-1, the southeast half of number 162-141-2, the northwest half of lot 162-141-2, 162-141-3, 162-139-1, 162-139-2, 162-139-3, 162-1484-1, 162-1484-2, 162-1485-1, 162-1485-2, 162-1486, 261-221, 261-222-1, 261-222-2, 261-223, of the official plan and book of reference of the cadastre for the parish of St. Antoine de Longueuil, with all the buildings and constructions thereon erected, in virtue of a resolution adopted by the council of the city of St. Lambert, on the 16th of February, 1925, and registered at the registration office of the county of Chambly, on the 21st of March, 1925, under the number 62,933, in conformity with the clauses and conditions of the deed of loan of July 20th, 1923, by the city of St. Lambert to the Metropolitan Housing Company, Limited, and registered under the number 60,592; of lots known and designated as numbers 162-155-1, 162-155-2, 162-156-1, 162-156-2, 162-155-3, 162-156-3, 162-160-2, 162-160-1, 162-162-3, 162-162-2, 162-162-1, 162-164-3, 162-164-2, 162-164-1, 162-166-2, 162-166-1, 162-168-2, 162-168-1, of the official plan and book of reference of the cadastre of the parish of St. Antoine de Longueuil, with all the buildings and constructions erected

City of St. Lambert declared proprietor of certain lots.

thereon, in virtue of a resolution of the council of the city of St. Lambert, adopted on the 16th of February, 1925, and registered at the registration office of the county of Chambly, on the 21st of March, 1925, under the number 62,932, in conformity with the clauses of the deed of loan of the 7th of November, 1923, by the city of St. Lambert to the Metropolitan Housing Company, Limited, registered on the 10th of November, 1923, under the number 61,071; of lots known and designated as the northwest half of number 162-51, the southeast half of number 162-51, the northwest half of number 162-52, the southeast half of lot number 162-52, the northwest half of number 162-53, the southeast half of number 162-53, lots 162-978, 162-979, 162-980, 162-981, 162-1761-1, 162-1761-2, 162-1762-1, 162-1762-2, 162-1763, of the official plan and book of reference of the cadastre of the parish of St. Antoine de Longueuil, with all the buildings and constructions erected thereon, in virtue of the resolution adopted by the council of the city of St. Lambert on the 19th of January, 1925, and registered on the 23rd of February, 1925, under the number 62,819, in conformity with the clauses and conditions of the deed of loan of June 5th, 1924, by the city of St. Lambert to the Metropolitan Housing Company, Limited, registered at the registration office of the county of Chambly, on the 6th of June, 1924, under the number 61,913.

Transfer  
by city.

**10.** The city shall, if, within six months of the coming into force of this act, application be made to it by the Metropolitan Housing Company, Limited, or any of its representatives accepted by the city, and may, after that period, at the request of any person or company, transfer to such Metropolitan Housing Company, Limited, or its representatives, or to such person or company, as the case may be, all its rights in the immoveables which under section 9 of this act become the property of the city, upon the following conditions:

Conditions.

a. The acquirer shall reimburse to the city the sinking-funds due or to become due, the interest due or to become due on the full amount of the principal mentioned in the three deeds of loan of the 20th of June, 1923, 7th of November, 1923, and 5th of June, 1924, the general and special municipal taxes and the school taxes due or to become due on the immoveables in question, the sums paid by the city to privileged creditors, and the incidentals as well as all the interest paid or owing by the city on any of such items;

b. The acquirer shall assume thereafter all the obligations undertaken by the Metropolitan Housing Company, Lim-

ited, towards the city, under the three above-mentioned deeds of loan of the 20th of June, 1923, 7th of November, 1923, and 5th of June, 1924;

c. Such transfer of the city's rights shall be effected by means of a contract to be made between the parties, which contract must be approved in accordance with the law governing the original contracts.

**11.** This act shall come into force on the day of its <sup>Coming into</sup> sanction. <sup>force.</sup>

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