

end of paragraph 3 thereof, the words: "or in adjacent municipalities".

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

## CHAP. 83

An Act to amend the charter of the city of Quebec

*[Assented to 9th February, 1918]*

**W**HEREAS the city of Quebec has, by its petition, <sup>Preamble.</sup> represented that it is in the interest of the ratepayers and of the proper administration of its affairs that the acts incorporating it be amended as hereinafter set forth, and that additional powers be granted to it;

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

**1.** The city of Quebec is hereby authorized to borrow <sup>Loan</sup> an amount not exceeding four hundred and seventy-nine <sup>authorized</sup> thousand and eighty-eight dollars and forty-four cents, to <sup>for certain</sup> pay the cost of the following, to wit: <sup>purposes.</sup>

*a.* Seventy-nine thousand eight hundred and thirteen dollars and forty-four cents, to meet the debentures maturing in January, 1918;

*b.* One hundred thousand dollars, to provide for the payment of the city of Quebec's subscription to the patriotic fund;

*c.* Twelve thousand nine hundred and forty-three dollars and ninety-five cents, to replace the amount paid for damages in settlement of the suit against the city by Lemoine & Sons, contractors for the Drouin bridge;

*d.* Eighteen thousand eight hundred and thirty-five dollars, to pay the amounts held back on contracts for public works, becoming repayable in 1918;

*e.* Sixty-six thousand nine hundred and ninety-six dollars and five cents, to cover the overdrawn account at the Bank of Montreal on the 30th of April, 1916;

*f.* Fifty thousand dollars, for permanent works for the waterworks department;

*g.* Sixty-six thousand dollars, for permanent works for the roads department;

*h.* Thirty-four thousand five hundred dollars, for permanent works on the exhibition grounds;

*i.* Fifteen thousand dollars, for permanent sidewalks;

*j.* Ten thousand dollars, for improvements and additions to the fire brigade service and apparatus;

*k.* Five thousand dollars, to pay, to the estate of Miss M. A. McAdams, the amount of a hypothec on a property acquired by Montcalmville, now Belvedere Ward;

*l.* Twenty thousand dollars, to repay a temporary loan contracted to give aid to the sufferers from the Halifax disaster.

Short term.

**2.** For effecting such loan, the city may declare, by resolution, that such loan shall be repayable within a short term of not less than two nor more than fifteen years, and at such rate of interest as the council may determine, with a sinking-fund of not less than two per cent per annum.

Additional  
method of  
making loan.

**3.** In addition to the method of borrowing mentioned in section 2, the city is authorized, for the purpose of effecting such loan, to issue bonds or certificates of inscribed stock, as it may deem necessary, for the objects above mentioned; such bonds or stock certificates shall be for such amounts as the city may deem advisable, and shall be repayable within a period of not more than fifty years from their date, with interest at a rate of not more than five per cent per annum, not including the cost of the loan and discount.

Provision  
for payment  
of loan.

**4.** The city shall provide for the payment of the bonds or inscribed stock certificates, the issue whereof is authorized by section 3, either by paying on the capital of the said bonds or inscribed stock certificates, half-yearly or every year, at its option, a sufficient amount so that the capital will be paid up at the maturity of each bond or certificate, or by establishing a sinking-fund in such manner as it may deem advisable; such sinking-fund shall not be used for any other purpose than the payment of such bonds or inscribed stock.

Expendi-  
ture ratified.

**5.** The expenditure of the sum of six thousand and seventy-one dollars and twenty-four cents for preventing the pollution of the water of the waterworks, which sum was the unexpended balance of the loan authorized for the construction of Dufferin Terrace, is hereby ratified.

**6.** Section 28 of the act 29 Victoria, as replaced by the <sup>53 Viet., c.</sup> act 53 Victoria, chapter 68, section 22, is again replaced <sup>68, s. 22, re-</sup> by the following: placed.

**"28.** Every contract, wherein the consideration exceeds <sup>Contracts</sup> two hundred dollars, which shall be given by the city for <sup>for more</sup> work to be done by it, or for articles or materials to be <sup>than \$200 to</sup> supplied to it, shall be passed by notarial deed; and the <sup>be by</sup> party contracting with the city shall, as security for the <sup>notarial</sup> performance of his contract, furnish such security as may <sup>deed.</sup> be fixed before the granting of the contract, by the council, or by the mayor if the council has delegated such <sup>Security.</sup> power to him.

If the council has not fixed the security to be furnished <sup>Nullity in</sup> or has not charged the mayor to do so, or has decided <sup>certain</sup> that no security is necessary, such contract shall be void." <sup>cases.</sup>

**7.** Paragraph 1 of section 21 of the act 29 Victoria, <sup>29 Viet., c.</sup> chapter 57, is replaced by the following: <sup>57, s. 21, am.</sup>

**"21.** The council may, at any of its meetings at which <sup>Absolute</sup> the absolute majority of its members are present, pass <sup>majority.</sup> by-laws for the following purposes:".

**8.** Subsection 6 of section 16 of the act 29 Victoria, <sup>29 Viet., c.</sup> chapter 57, as replaced by section 3 of the act 31 Victoria, <sup>57, s. 15, § 6</sup> chapter 33, is again replaced by the following: replaced.

**"6.** One-half of the members of the council must be <sup>Quorum.</sup> present at a meeting for the passing of a by-law."

**9.** Notwithstanding any law or by-law to the con- <sup>Without</sup> trary, the presence of the mayor or, in his absence, of the <sup>counting</sup> pro-mayor or the member presiding at the council, shall not <sup>mayor or</sup> be counted in computing any majority whatever of the <sup>person pre-</sup> members of the council or for making up the number of <sup>siding.</sup> members required to be present.

**10.** Notwithstanding any law or by-law to the <sup>Licenses to</sup> contrary, every license issued by the city must be given <sup>be signed by</sup> under the signature of the chief of police. <sup>chief of police.</sup>

**11.** Section 5 of the act 37 Victoria, chapter 50, as <sup>37, Viet., c.</sup> replaced by section 5 of the act 38 Victoria, chapter 74, <sup>50, s. 5, re-</sup> is again replaced by the following: placed.

**"5.** The city of Quebec may, by by-law, compel every <sup>Dog licenses.</sup> owner or person having a dog in the city to take out a license for such dog, on such conditions as the council may deem advisable."

**12.** Section 31 of the act 7 Edward VII, chapter 62 <sup>7 Ed. VII, c.</sup> English version, is replaced by the following: <sup>62, s. 31, En-</sup> glish version.

replaced.

**"31.** Sections 50 and 51 of the act 3 Edward VII, chapter 38, shall form part of this act."

7 Ed. VII. c. 62, s. 44, re-  
placed.

Repayment  
to proprietor  
of cost of  
certain side-  
walks.

**13.** Section 44 of the act 7 Edward VII, chapter 62, is replaced by the following:

**"44.** If the proprietor of land who is bound to make a sidewalk in any street of the city, offers the latter to make the said side-walk in stone, in asphalt blocks, in asphalt or in cement, the whole upon a concrete foundation at least four inches thick, in such case, if the city engineer has authorized and accepted the same, the city of Quebec shall repay to the said proprietor one-quarter of the cost or of the value of the said work."

Tax to be  
imposed.

**14.** The council, before the first of May of each year, must impose, over and above the other revenues of the city, a tax sufficient to meet the expenses provided for by the budget for the following fiscal year, by adding five per cent to cover losses in collection.

Expendi-  
tures limited  
to budget.

The council or a committee may not in any case authorize expenditures or the payment of a debt for an amount greater than that provided in the budget, and it is forbidden, under the penalties enacted by the city charter, for the Treasurer, the Auditor, the Mayor or any member of the Council to authorize, to permit or to make such payment.

Special taxes  
for unfore-  
seen ex-  
penditures.

In a case where, during the fiscal year, an appropriation is exceeded or an unforeseen debt must be paid, such payment cannot be effected unless it is authorized by a by-law of the Council, which at the same time levies a special tax to meet it. Such tax must be added separately to the nearest assessment roll and collected at the same time.

Special tax  
for deficit.

If, at the end of a fiscal year, including April 30th, 1918, there be a deficit in the year's operations, a tax to pay such deficit shall be imposed before the 1st of July next following, to be collected at the same time as the assessment for the new year.

Penalties for  
members of  
council in-  
fringing.

Any member of the council who knowingly infringes the present provision, besides the other penalties provided by the charter, shall lose the right to his seat, which may be declared vacant by any competent tribunal, on proceedings by *Quo Warranto*.

Statement  
to Minister  
of Municip-  
al Affairs.

Every year, during the month of May, the City Treasurer must transmit to the Minister of Municipal Affairs of the Province a sworn statement of receipts and expenses of the city for the preceding fiscal year, duly certified by the city auditor.

Temporary

During the fiscal year the city is authorized to make

temporary loans to meet current expenses, provided the loans for total amount does not exceed the amount appropriated or certain ex- authorized. <sup>penses.</sup>

**15.** Nothing in this act shall affect the by-laws or <sup>Effect of act</sup> conditions of annexation with neighboring municipalities <sup>as regards</sup> with respect to the rate of taxes to be collected in the <sup>annexation.</sup> annexed territory.

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

## C H A P . 84

An Act to amend the charter of the city of Montreal

[Assented to 9th February, 1918]

**W**HEREAS the city of Montreal, has, by its petition, <sup>Preamble.</sup> represented that it is in the interest of the city and necessary for the good administration of its affairs, that its charter, the act 62 Victoria, chapter 58, and the acts amending the same, be amended; 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.** Article 5 of the act 62 Victoria, chapter 58, as <sup>62 Vict., c.</sup> amended by the acts 7 Edward VII, chapter 63, section 1; <sup>58, s. 5, am.</sup> 8 Edward VII, chapter 85, section 1; 9 Edward VII, chapter 81, section 1; 1 George V (1st session), chapter 48, sections 1 and 3; 1 George V (2nd session), chapter 60, section 2; 2 George V, chapter 56, section 1; 3 George V, chapter 54, section 1; 4 George V, chapter 73, section 2, and 7 George V, chapter 60, section 1, is further amended:

*a.* By adding to sub-paragraph *a* of paragraph *o* the following clause:

“ The following is also annexed to the city of Mon- <sup>Annexation</sup> treal and shall form part of the same ward, namely, that <sup>of part of</sup> portion of the *montée* St. Laurent comprised between the <sup>montée St.</sup> extension of the centre of the old Bois Franc road and a <sup>Laurent.</sup> point situate three thousand and four feet from the north-west line of Gouin Boulevard so as to allow the city to establish its boundary at that place on the southwest side of the said *montée*.”;