

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON
MONDAY, OCTOBER 15, 2007, AT 5801 CAVENDISH BOULEVARD,
CÔTE SAINT-LUC, AT 8:00 P.M.**

PRESENT:

Mayor Anthony Housefather, B.C.L., L.L.B, M.B.A. presiding
Councillor Dida Berku, B.C.L.
Councillor Mitchell Brownstein, B. Comm., B.C.L., L.L.B.
Councillor Mike Cohen, B.A.
Councillor Steven Erdelyi, B.Sc., B.Ed.
Councillor Sam Goldbloom, B.A.
Councillor Ruth Kovac, B.A.
Councillor Allan J. Levine, B.Sc., M.A., DPLI
Councillor Glenn J. Nashen

ALSO PRESENT:

Mr. Ken Lerner, City Manager
Mr. Jonathan Shecter, Director of Legal Services and City Clerk,
acted as Secretary of the meeting

071001

**PROCLAMATION OF THE WEEK OF OCTOBER 15 TO 21, 2007 AS “WASTE
REDUCTION WEEK”**

WHEREAS the “Waste Reduction Week” is a good opportunity for residents to take action in order to reduce the amount of garbage which they produce and to become aware of the importance of getting involved daily to protect the environment;

WHEREAS, in keeping with the Strategic sustainable development plan of the Quebec Government and the Island of Montreal, Côte Saint-Luc has to find ways to achieve a reduction of waste materials to be disposed of;

WHEREAS the City of Côte Saint-Luc is committed to the 4 *R*'s in waste management (Reduce, Reuse, Recycle/compost, Recover/energy conversion).

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

“To proclaim the week of October 15 to 21, 2007, “Waste Reduction Week” in order to promote source reduction of waste that would otherwise be sent to landfill.”

CARRIED UNANIMOUSLY

071002

**EXPRESSION OF CONDOLENCES – FALLEN CANADIAN SOLDIER IN
AFGHANISTAN**

WHEREAS the Canadian Armed Forces have been called up to serve in Afghanistan in an effort to help restore order and protect the peace as part of a multi-national force; and

WHEREAS the brave soldiers of the Canadian Armed Forces are often in harm's way in service to Canada and all Canadians;

WHEREAS the following soldier was killed in action in Afghanistan, in the service of our country:

Corporal Nathan Hornburg - September 24, 2007

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the City of Côte Saint-Luc extends its deepest sympathies to the family, friends and comrades of the above-named fallen soldier, and sends a message of support, encouragement and appreciation to our troops serving abroad;

THAT this resolution be sent to the Minister of National Defence, Mr. Peter Mackay, who shall transmit a copy of the resolution to the family of the fallen soldier; as well as to the President of the Royal Canadian Legion, Frederick Kisch, Branch 97;

THAT said resolution shall be for immediate action.”
CARRIED UNANIMOUSLY

QUESTION PERIOD

The question period started at 8:33 p.m. and finished at 9:41 p.m. Fourteen (14) people asked to speak and they were heard.

1) Marvin Helfenbaum

The resident enquired as to whether the City could encourage voter turnout for the upcoming English Montreal School Board elections to which Mayor Housefather responded in the affirmative. The resident then requested that the City advise its (majority) English-speaking population of their (constitutional) right to be registered on the English Montreal School Board's voter's list to which Mayor Housefather responded by explaining to the public how they can register and also explained that the City's website will publish information and provide links to other information regarding more details of the upcoming election including how to register to be on the list and how, when and where to vote.

2) Antonio Pistilli

The resident requested alternate parking on Fairside so that his street can be properly swept to which Mayor Housefather responded that the Public Works Department can look into it and return to the resident with an answer.

The resident then complained regarding his fellow residents who leave their garbage out far too long prior to its collection thus engendering wild animals such as squirrels, skunks and raccoons tearing through the bags and feasting upon the garbage to which Mayor Housefather responded that Public Security indeed

follows up by warning residents who leave their garbage out too long prior to its collection.

3) Harry Oberman

The resident wished to personally thank Councillor Goldbloom who followed up on a traffic issue which was brought to his attention. He then recounted that there was a *hit and run* next to his building to which Mayor Housefather clarified that the Commander of Station 9 did not bring this incident to his attention.

The resident then complained of speeding near his building to which Mayor Housefather responded that this matter can be looked at by the City's Traffic Committee and can also advise the police to show more presence in the area.

The resident then complained of traffic congestion throughout his area – especially during rush hour - to which Mayor Housefather responded that this problem is further exacerbated by the City of Montreal's parking regulations.

The resident then complained that fourteen (14) months ago, a light standard in front of his building was in a state of disrepair and has yet to be repaired to which Mayor Housefather responded that Councillor Brownstein could get back to the resident to provide a status report.

4) Neal Chazin

The resident congratulated the mayor for his continued support and proactive approach with regards to informing his fellow citizens regarding the upcoming school board elections and then requested that Mayor Housefather issue a public statement encouraging his fellow citizens to go out and vote for which Mayor Housefather immediately did so.

5) Sidney Margles

The resident explained that there is a traffic problem on the corner of Kildare and Cavendish wherein many '*anxious Bialik parents*' speed at that corner and added that the ability to turn left safely must be improved to which Mayor Housefather responded that the matter can be placed on an upcoming Traffic Committee Agenda for discussion.

6) Vivian Teodori

The resident complained that her immediate neighbours have been leaving dog excrement on their lawn and then exacerbating the situation when their lawn is mowed. She then suggested that the City send a *health inspector* to investigate to which Mayor Housefather responded that the City could only investigate the matter and follow up if there is a health issue that it may enforce within its purview.

7) Irving Itman

The resident (speaking for one of his fellow residents) wished to compliment the City Administration for replacing the benches on Kildare.

The resident then congratulated Mayor Housefather for the competent manner in which he executed the Mayor-for-a-Day contest.

The resident then enquired as to whether there was a timetable to repair the fire hydrants in District 5 to which Mayor Housefather responded that the majority requiring repair have already been repaired and the remaining ones are earmarked to be repaired over the next year.

The resident then inquired regarding whether he must pay to bring his leaves to the Public Works yard for composting to which Mayor Housefather responded in the negative as the fees apply, in principle, to commercial establishments namely, gardeners.

The resident then sought clarification regarding the difference between plastic bags and *compostable bags* to which Councillor Erdelyi clarified that the plastic bags take far longer to decompose¹ and are more expensive to process.

The resident then requested different containers for glass and recycling to which Mayor Housefather responded that as the recycling program continues to be implemented throughout its territory the City will review what is expedient to give out when it renegotiates its recycling contract.

8) Dr. Bernard Tonchin

The resident called for the police to have *unmarked* cars on Wavell Road to monitor speeding to which Mayor Housefather responded that *unmarked* cars were not expedient but the police could nonetheless follow up at that corner.

The resident then requested that the Police enforce its garbage by-law in the area West of Westminster to which Mayor Housefather clarified that it is *Public Security* who enforces the by-law but cannot spend an over-exhaustive amount of time doing so as they have many important and urgent safety-related matters which they must attend to.

The resident then requested that the City's recycling company be more delicate with the recycling bins when placing them back after removing the bin's materials to which Mayor Housefather responded this is not expedient to enforce within a contract and reassured the resident that recycling bins are indeed quite sturdy.

The resident then requested that the City institute a program for its residents to purchase bags containing compost to which Mayor Housefather responded that the idea was sound and its viability can be explored in future.

The resident then sought more details regarding the amount of people who can legally fit within the proposed reception hall pursuant to the zoning change request by Adar Bakery to which Mayor Housefather clarified that the zoning amendment is exclusive of Fire Codes which would govern how many people are permitted to be within the reception hall.

9) Henry Gitelman

The resident opined that Cavendish Boulevard – between Mackle and Collins – is in poor condition and requires repaving to which Mayor Housefather responded that the City could look into his suggestion and get back to him.

10) Me. Laurent Sabbah

The resident explained that he is the attorney representing the homeowner at 6521 Merton and acknowledged that there were several issues between his client and the City that need to be addressed and opined that his client is presently in good faith to which Mayor Housefather explained that the owner of the immovable at 6521 Merton must complete his construction in conformity to City by-laws and that he was hopeful outstanding matters would be properly resolved.

11) Ora Friedman

¹ Plastic bags take approximately 500 years whereas compostable bags take approximately 5 weeks.

The resident complained that a section adjacent to Toe Blake park is in need of follow-up to which Mayor Housefather responded that Public Works can look into it.

The resident then complained regarding the trajection and logistics of the parking lot on Westminster where the Adar Bakery is presently located to which Mayor Housefather responded that the City will take his comments under advisement. The resident then complained that the parking lot in question lacks handicap access to which Mayor Housefather responded that Public Works can look into this and get back to him.

12) Jack Cabot

The resident inquired as to when the *double-line* on Baily Road would be removed to which Mayor Housefather referred the matter to the Director of Public Works who responded that the work would be carried out this week.

The resident then called upon his fellow residents to respect Stop Signs.

13) Ian Widman

The resident complained that Pinedale Avenue – between Baily Road and Merton Road – has become a *racing zone* and called upon the City to implement proper traffic-calming measures to which Mayor Housefather responded that the matter would be referred to the City's Traffic Committee and someone from the City would get back to him.

14) Toby Shulman

The resident complained that the recycling box at the Cavendish Mall was not properly maintained to which Mayor Housefather responded that the Director of Public Works could look into it.

The resident then called upon the City to exert pressure upon the owners of 6600 Kildare to implement recycling to which Mayor Housefather responded that eventually, all multi-family buildings in Cote Saint-Luc, without exception, would form part of a recycling program.

The resident then opined that there should be an East-West additional egress out of Côte Saint-Luc to which Mayor Housefather responded that the priority for the City was a Cavendish² Extension.

The resident then inquired as to her recourses should her building owner keep his building *filled with garbage and paper* to which Mayor Housefather responded that the Fire Department is in charge of this but that the City could call them on her behalf to follow up.

071003

**CONFIRMATION OF THE MINUTES OF THE REGULAR MEETING OF
COUNCIL DATED SEPTEMBER 10, 2007**

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

² North/South

“THAT the Minutes of the Regular Meeting of Council dated September 10, 2007 be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

071004

MONTHLY DEPARTMENTAL REPORTS FOR SEPTEMBER 2007

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the monthly departmental reports for September 2007, be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

071005

HUMAN RESOURCES – PARKS AND RECREATION DEPARTMENT – HIRING OF AUXILIARY WHITE COLLARS

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT the list of auxiliary employees for the Parks and Recreation Department for October 2007, entitled: “*Part-Time Employees*” – and comprising of one (1) page be approved as submitted;

THAT the employees contained on the aforementioned list be and are hereby hired and shall commence as per their respective hiring dates indicated on the aforementioned list;

THAT Treasurer’s certificate number TC07-0115 dated September 21, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED WITH COUNCILLOR MITCHELL BROWNSTEIN ABSTAINING FROM THE VOTE DECLARING BEFORE AND AFTER DISCUSSIONS BEGUN, THAT (PURSUANT TO ARTICLE 361 OF THE *ELECTIONS AND REFERENDUMS ACT*) HE HAD A PECUNIARY INTEREST IN THE MATTER AS HIS SON WAS ONE OF THE INDIVIDUALS HIRED.

071006

HUMAN RESOURCES – PUBLIC WORKS DEPARTMENT – APPOINTMENT OF MUNICIPAL FLEET AND WORKSHOP FOREMAN

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT André Prud'homme be and is hereby appointed as a Municipal Fleet and Workshop Foreman for the Public Works Department, effective September 17, 2007;

THAT Treasurer's certificate number TC07-0116 dated September 25, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

071007

HUMAN RESOURCES – ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY – HIRING OF ASSISTANT REFERENCE LIBRARIAN

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

"THAT Karen Biskin be and is hereby hired as a temporary Assistant Reference Librarian for the Eleanor London Côte Saint-Luc Public Library, effective September 25, 2007;

THAT Treasurer's certificate number TC07-0117 dated September 25, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

071008

HUMAN RESOURCES – PUBLIC SECURITY DEPARTMENT – HIRING OF PUBLIC SECURITY OFFICERS

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT Alexandra Dubé and Magali Aumont be and are hereby hired as auxiliary Public Security Officers for the Public Security Department, effective October 15, 2007;

THAT Treasurer's certificate number TC07-0119 dated October 3, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

071009

HUMAN RESOURCES – PUBLIC SECURITY DEPARTMENT – MODIFICATION OF STATUS OF WHITE COLLAR EMPLOYEE

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT resolution 070204 adopted February 12, 2007 be and is hereby rescinded."
CARRIED UNANIMOUSLY

071010

**HUMAN RESOURCES – PUBLIC SECURITY DEPARTMENT – MODIFICATION
OF STATUS OF WHITE COLLAR EMPLOYEE**

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT the status of Dave Stewart, White Collar, Public Security Officer, for the Public Security Department, be modified from auxiliary to permanent as of September 17, 2007."
CARRIED UNANIMOUSLY

071011

**HUMAN RESOURCES – PUBLIC WORKS DEPARTMENT – MODIFICATION OF
STATUS OF BLUE COLLAR EMPLOYEE**

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

"THAT the status of Alain Miller, Blue Collar Electrician for the Public Works Department, be modified from auxiliary to permanent as of August 6, 2007."
CARRIED UNANIMOUSLY

071012

**HUMAN RESOURCES – PUBLIC AFFAIRS AND COMMUNICATIONS
DEPARTMENT – END OF EMPLOYMENT – AUXILIARY MARKETING AGENT**

It was

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT the employment of White Collar, auxiliary status, Marketing Agent, employee number 1999, be and is hereby terminated, effective September 14, 2007."
CARRIED UNANIMOUSLY

071013

**HUMAN RESOURCES – PUBLIC AFFAIRS AND COMMUNICATIONS
DEPARTMENT– ABOLITION OF MARKETING AGENT POSITION**

It was

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT the position of Marketing Agent in the Public Affairs and Communications Department be and is hereby abolished as of September 14, 2007."
CARRIED UNANIMOUSLY

071014

**HUMAN RESOURCES – ELEANOR LONDON CÔTE SAINT-LUC PUBLIC
LIBRARY – RESIGNATION OF LIBRARY CLERK**

WHEREAS the City of Côte Saint-Luc received the resignation letter of Tanya Turner, employee number 1951, dated September 3, 2007, in which she tendered her resignation, effective September 22, 2007;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

"THAT the City accepts the resignation of Tanya Turner, effective September 22, 2007."
CARRIED UNANIMOUSLY

071015

**FINANCE – APPROVAL OF THE DISBURSEMENTS FOR THE PERIOD FROM
SEPTEMBER 1, 2007 TO SEPTEMBER 30, 2007**

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT the disbursements for the period of September 1, 2007 to September 30, 2007 for a total of \$1,939,521.93 in Canadian Funds and \$1,318.50 in U.S. Funds are hereby approved;

THAT Treasurer's certificate number TC07-0120 dated October 9, 2007 has been issued by the Treasurer, attesting to the availability of funds to cover the described expenses;

THAT said resolution shall be for immediate action."
CARRIED UNANIMOUSLY

071016

**ATTENDANCE AT THE FEDERATION OF CANADIAN MUNICIPALITIES (FCM)
2007 CONFERENCE, HELD IN CALGARY, ALBERTA JUNE 1ST TO
JUNE 4TH 2007**

WHEREAS the Federation of Canadian Municipalities (FCM) conference ("Conference") was held in the City of Calgary, Alberta, June 1st – June 4th, 2007;

WHEREAS it was in the City's best interests to participate actively and closely in all discussions taking place at this Conference;

WHEREAS the Municipal Council of the City of Côte Saint-Luc is of the opinion that the presence of: Mayor Anthony Housefather, Councillor Dida Berku, Councillor Steven Erdelyi, Councillor Sam Goldbloom, Councillor Ruth Kovac, Councillor Allan J. Levine, Councillor Glenn J. Nashen and City Manager Ken Lerner, ("Participants") were required in view of representing the City and to protect and promote its interests;

WHEREAS at the request of the City of Côte Saint-Luc, the above-mentioned Participants accepted to represent the City at this Conference;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

"THAT the above-mentioned Participants were authorized to represent the City of Côte Saint-Luc at the Federation of Canadian Municipalities (FCM) 2007 Conference held in Calgary from June 1st to June 4th, 2007;

THAT an expense of \$13,960.05 be authorized to cover the costs of the aforementioned Conference for all Participants;

THAT Treasurer's certificate number TC07-0121 has been issued by the City Treasurer on October 9, 2007 attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

071017

TREASURER'S REPORT ON ELECTION EXPENSES FOR 2006

The City Clerk tabled the Treasurer's Report on Election Expenses for 2006 at tonight's Council Meeting.

071018

STATEMENT OF ARREARS – 2006 MUNICIPAL TAXES / TRANSFER DUTIES

WHEREAS the Council has examined the statement of arrears filed by the Treasurer;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT subject to section 512 *et. al.* of the Cities and Towns Act, the Council orders the City Clerk to sell the immovables due to non-payment of municipal taxes, including transfer duties, at the public auction on February 15, 2008 at 2:00 p.m. at the City Hall located at 5801 Cavendish Boulevard said immovables more amply delineated by Annex A to form an integral part of the Minutes."

CARRIED UNANIMOUSLY

071019

**PARKS AND RECREATION – PURCHASE OF TWO (2) COLUMN SHOWERS –
CÔTE SAINT-LUC MUNICIPAL SWIMMING POOL**

WHEREAS the City of Côte Saint-Luc wishes to purchase two column showers for the Côte Saint-Luc municipal swimming pool;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT Council hereby awards a contract for the purchase of two (2) column showers for the Côte Saint-Luc municipal swimming pool to Wolsey Group Plomberie Inc. for an amount of \$7,040.00 plus applicable taxes;

THAT Treasurer's certificate number TC07-0123 dated October 9, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

071020

**PARKS AND RECREATION – PLAYGROUND EQUIPMENT FOR ALLAN J.
LEVINE PARK**

WHEREAS the City of Côte Saint-Luc wishes to purchase playground equipment for Allan J. Levine park;

WHEREAS the City has gone to tender (C-34-07) according to law for the above-mentioned goods and services;

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

"THAT Council hereby awards a purchasing contract for playground equipment for Allan J. Levine park to Les Industries Simexco Inc. for an amount of \$16,638.56 plus applicable taxes;

THAT Treasurer's certificate number TC07-0125 dated October 10, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

071021

**PARKS AND RECREATION – PURCHASE OF PLAYGROUND EQUIPMENT
FOR MCDOWELL PARK**

WHEREAS the City of Côte Saint-Luc wishes to purchase and install playground equipment for McDowell Park;

WHEREAS the City has obtained written quotes for the above-mentioned goods and services;

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

"THAT Council hereby awards a contract to purchase and install playground equipment for McDowell Park to Les Entreprises Formes et Jeux Inc. for an amount of \$8,650.87, plus applicable taxes;

THAT Treasurer's certificate number TC07-0124 dated October 9, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

071022

PARKS AND RECREATION – PURCHASE OF A SKATE SHARPENER

WHEREAS the City of Côte Saint-Luc wishes to purchase a skate sharpening machine;

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

"THAT Council hereby awards a purchasing contract to Dupliskate Jonah Ltée for an amount of \$14,590.00, plus applicable taxes;

THAT Treasurer's certificate number TC07-0104 dated September 4, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

071023

PUBLIC WORKS – PURCHASE OF THREE (3) TOYOTA YARIS

WHEREAS the City of Côte Saint-Luc wishes to purchase three (3) Toyota Yaris;

WHEREAS the City has gone to tender (C-25-07) according to law for the above-mentioned goods and services;

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

"THAT Council hereby awards a purchasing contract for three (3) Toyota Yaris to Toyota Montréal-Nord Inc. for a total amount of \$55,431.00, plus applicable taxes;

THAT Treasurer's certificate number TC07-0122 dated October 9, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLOR ALLAN J. LEVINE DISSENTING.

071024

INFORMATION TECHNOLOGY – PURCHASE OF A SERVER

WHEREAS the City of Côte Saint-Luc wishes to purchase a new server;

WHEREAS the City has obtained written quotes for the above-mentioned goods;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT Council hereby awards a contract to purchase a server to Insight Canada Inc. for an amount of \$7,593.00, plus applicable taxes;

THAT Treasurer's certificate number TC07-0126 dated October 12, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.

CARRIED UNANIMOUSLY

071025

**URBAN PLANNING – MINOR EXEMPTION – 5781 EINSTEIN –
CITY OF CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT as recommended by the Planning Advisory Committee and in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5781 Einstein, Lot 1562033, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow for a detached single-family dwelling to have a garden shed to be located along the left lateral property line instead of the

minimum required of 3'-0". The request is further to allow the said shed to encroach upon the left side yard by 1'-0" instead of being located only in the backyard. The foregoing are in accordance with the provisions of By-law No. 2217 namely, art. 5-1-1b)."

CARRIED UNANIMOUSLY

071026

URBAN PLANNING – MINOR EXEMPTION – 5634-5640 WESTMINSTER – CITY OF CÔTE SAINT-LUC

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

"THAT as recommended by the Planning Advisory Committee and in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5634-5640 Westminster, Lot 1053101, be and is hereby approved, the whole as more amply delineated hereunder:

THAT the request is to allow for a commercial building to have a front setback of 12'-0" instead of the minimum setback required of 25'-0". The foregoing is in accordance with the provisions of By-law No. 2217, annex "B" (zone CD-5) contingent upon the execution of the landscape plan prepared by Maggy Cohen, Architect, bearing dossier number 06-27 and entitled: "*Renovation Marché Adar 5634-40 Westminster, Côte Saint-Luc*" comprising of one (1) page annexed herewith as Annex B to form an integral part of the minutes;

THAT said exemption is also contingent upon the addition of the security fencing on posts around the entrance of the store and clearly marked pedestrian protection."

CARRIED UNANIMOUSLY

071027

URBAN PLANNING – MINOR EXEMPTION – 5650 MELLING – CITY OF CÔTE SAINT-LUC

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

"THAT as recommended by the Planning Advisory Committee and in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5650 Melling, Lot 1563265, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow for a detached single-family dwelling to have a lateral setback of 14.52' instead of a minimum lateral setback required of 15.0'. The foregoing is in accordance with the provisions of zoning By-law No. 2217, annex "B" (zone RU-23) of the City of Côte Saint-Luc"

CARRIED UNANIMOUSLY

071028

**URBAN PLANNING – MINOR EXEMPTION – 5608 EDGEMORE –
CITY OF CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

“THAT as recommended by the Planning Advisory Committee and in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5608 Edgemore, Lot 1054401, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow a detached single family dwelling to have a designated patio built around the pool to be located - at varying dimensions - between 0'-0" and 2'-0" from the side and rear lot lines instead of the minimum required of 3'-0". The foregoing is in accordance with the provisions of By-law No.2217 art. 4-4-5c).”
CARRIED UNANIMOUSLY

071029

**URBAN PLANNING – MINOR EXEMPTION – 6521 MERTON –
CITY OF CÔTE SAINT-LUC**

This item was deferred to the Regular meeting of November 12, 2007.

071030

**URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION
PROGRAMS (SPAIP) – 5650 MELLING – CITY OF CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT the site planning and architectural integration programs received June 4, 2007 showing modifications to the façades of a detached single-family dwelling on lot 1053265 at 5650 Melling and prepared by Mr. R. Constantin, architect, for the Planning Advisory Committee meeting of June 5, 2007, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc.”
CARRIED UNANIMOUSLY

071031

**URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION
PROGRAMS (SPAIP) – 5320 MACDONALD – CITY OF CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT the site planning and architectural integration programs received August 24, 2007 showing the replacement of the exterior finish of the existing penthouse for a multifamily dwelling by the same type of exterior finish on lot 2088674 at 5320 MacDonald and prepared by Mr. Robert Miners, architect, for the Planning Advisory Committee meeting of September 4, 2007, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc.”

CARRIED UNANIMOUSLY

071032

**URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION
PROGRAMS (SPAIP) – 8103 MCCUBBIN – CITY OF CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT the site planning and architectural integration programs received August 30, 2007 showing elevations of a proposed addition of a second storey above a double garage for a detached single-family dwelling on lot 1290571 at 8103 McCubbin and prepared by Mr. Michel Brière, architect, for the Planning Advisory Committee meeting of September 4, 2007, be approved according to “option 2” submitted as well as the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc on the condition that the existing driveway on the side be replaced by grass and that the City trees that need to be cut are replaced.”

CARRIED UNANIMOUSLY

071033

**RESOLUTION TO ADOPT THE SECOND DRAFT ZONING BY-LAW NO.
2217-EE-P2 TO BE ENTITLED: “BY-LAW TO AMEND THE ZONING BY-LAW
NO. 2217, OF THE CITY OF CÔTE SAINT-LUC IN ORDER TO MODIFY THE
LIMITS AND THE USES PERMITTED INSIDE ZONE CD-5”**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

“THAT the second draft By-law No. 2217-EE-P2 to be entitled: “By-law to amend the zoning By-law no. 2217, of the City of Côte Saint-Luc in order to modify the limits and the uses permitted inside CD-5”, be and is hereby adopted;

THAT the City clerk be and is hereby instructed to complete the procedure to finalize the draft by-law in accordance with the law.”

CARRIED UNANIMOUSLY

071034

NOTICE OF MOTION – BY-LAW NO. 2217-HH-P1 TO BE ENTITLED: “BY-LAW TO AMEND THE ZONING BY-LAW NO. 2217, OF THE CITY OF CÔTE SAINT-LUC IN ORDER TO RENAME THE EXISTING ZONE “RM-15” TO “RM*-15” AND TO CHANGE THE TABLE OF USES AND NORMS ACCORDINGLY”

Councillor Steven Erdelyi gave notice of motion that By-Law 2217-HH-P1 to be entitled: “By-law to amend the zoning By-law No. 2217, of the City of Côte Saint-Luc in order to rename the existing zone “RM-15” to “RM*-15” and to change the table of uses and norms accordingly” will be presented at a later meeting for adoption.

071035

RESOLUTION TO WAIVE THE READING OF BY-LAW 2217-HH-P1 TO BE ENTITLED: “BY-LAW TO AMEND THE ZONING BY-LAW NO. 2217, OF THE CITY OF CÔTE SAINT-LUC IN ORDER TO RENAME THE EXISTING ZONE “RM-15” TO “RM*-15” AND TO CHANGE THE TABLE OF USES AND NORMS ACCORDINGLY”

WHEREAS, the above captioned by-law was given to members of Council on Friday, October 12, 2007;

WHEREAS, all Council members present hereby declare that they have read said by-law and waive the reading thereof;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc waives the reading of By-Law No. 2217-HH-P1 to be entitled: “By-law to amend the zoning By-law No. 2217, of the City of Côte Saint-Luc in order to rename the existing zone “RM-15” to “RM*-15” and to change the table of uses and norms accordingly” when it will be presented for adoption, the whole in accordance with the law.”
CARRIED UNANIMOUSLY

071036

RESOLUTION TO ADOPT THE FIRST DRAFT ZONING BY-LAW NO. 2217-HH-P1 TO BE ENTITLED: “BY-LAW TO AMEND THE ZONING BY-LAW NO. 2217, OF THE CITY OF CÔTE SAINT-LUC IN ORDER TO RENAME THE EXISTING ZONE “RM-15” TO “RM*-15” AND TO CHANGE THE TABLE OF USES AND NORMS ACCORDINGLY”

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

“THAT in conformity with “*An Act respecting Land Use and Development*”, the Council of the City of Côte Saint-Luc hereby adopts the first draft By-Law No. 2217-HH-P1 to be entitled: “By-law to amend the zoning By-law No. 2217, of the

City of Côte Saint-Luc in order to rename the existing zone "RM-15" to "RM*-15" and to change the table of uses and norms accordingly";

THAT In conformity with section 125, paragraph 2 of the *Land Use Planning and Development Act*, Council hereby delegates to the City Clerk the power to set the date, time and place of the Public Consultation meeting."

CARRIED UNANIMOUSLY

071037

NOTICE OF MOTION – BY-LAW NO. 2275 TO BE ENTITLED: "BY-LAW TO ESTABLISH THE TARIFICATION CONCERNING THE ISSUANCE OF PERMITS, CERTIFICATES AS WELL AS MODIFICATIONS TO OTHER URBAN PLANNING BY-LAWS OF THE CITY OF CÔTE SAINT-LUC"

This item was deferred to a subsequent meeting.

071038

SIGNATURE OF AGREEMENT WITH RETIREMENT RESIDENCES REAL ESTATE INVESTMENT TRUST

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

"THAT Council approves an agreement ('Agreement') to waive a retrocession right contained within the Deed of Sale registered under 5006595 and entitled, 'Clause Spéciale' the whole subject to the terms and conditions contained within said Agreement;

THAT said Agreement shall be by and between the City of Côte Saint-Luc and Retirement Residences Real Estate Investment Trust ('RRR') as per the terms and conditions in the document signed by RRR, represented by its President, Mr. Derek Watchorn and its Senior Vice President, Development and construction, Mr. David Hamilton; comprising three pages and annexed hereto as Annex C to form an integral part of the Minutes;

THAT the Mayor or the Acting Mayor may sign said Agreement or any other document to give effect to said Agreement."

CARRIED UNANIMOUSLY

071039

RESOLUTION TO AMEND LOAN BY-LAW 2261 TO REPLACE ANNEX A IN VIEW OF FURTHER DETAILING ITS COSTS

WHEREAS article 564 of the *Cities and Towns Act* stipulates that, notwithstanding any inconsistent provision, council may amend a loan by-law by a resolution requiring no approval either by the Minister of Municipal Affairs and of the Regions or by the Qualified Voters or otherwise - if the amendment does not change the object of the loan and, *inter alia*, does not increase the burden of the ratepayers;

WHEREAS council wishes to amend loan by-law 2261 Authorizing a loan of \$120,000 for various roofs of municipal buildings with the view of supplying the

Minister of Municipal Affairs and of the Regions with a more detailed description of the costs relating to the works contemplated within said loan by-law;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT, in view of further detailing the costs of the loan, council hereby modifies loan by-law 2261 by replacing Annex A of said loan by-law with the following Annex A:

**ANNEX A
CITY OF CÔTE SAINT-LUC (ENG 2007-09)
ROOF REPAIR – SALT DOME AND GUELPH TENNIS CHALET**

ITEM #	DESCRIPTION	Salt dome	Guelph Tennis Chalet
1	Site preparation, demolition	\$10,000.00	\$2,000.00
2	Framing and shingle or roofing membrane	\$36,500.00	\$15,300.00
3	Isolation and waterproofing	\$5,000.00	\$7,000.00
4	Masonry	\$8,000.00	\$0.00
5	Flashing, metallic seals	\$2,000.00	\$5,000.00
6	Others, not specified	\$4,000.00	\$1,043.74
	SUB-TOTAL	\$65,500.00	\$30,343.74
	SPECIAL CONDITIONS	\$1,187.48	\$3,000.00
	PROFIT AND ADMINISTRATION	\$8,000.00	\$4,000.00
	SUB-TOTAL	\$74,687.48	\$37,343.74
	GST (6%)	\$4,481.25	\$2,240.62
	SUB-TOTAL	\$79,168.73	\$39,584.36
	QST (7.5%)	5,937.65	\$2,968.83
	SUB-TOTAL (TAXES INCLUDED)	\$85,106.38	\$42,553.19
	REBATE OF THE GST (6%)	\$5,106.38	\$2,553.19
		\$80,000.00	\$40,000.00”

CARRIED UNANIMOUSLY

071040

ADOPTION OF BY-LAW 2279 ENTITLED: "BY-LAW TO AMEND BY-LAW 626 CONCERNING FIRE PREVENTION, IN ORDER TO REGULATE THE INSTALLATION, HANDLING AND STORAGE OF PROPANE"

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

"THAT By-law entitled: *"By-law to amend By-law 626 concerning fire prevention, in order to regulate the installation, handling and storage of propane"* be and is hereby adopted and numbered 2279;

THAT it be promulgated and according to law."
CARRIED UNANIMOUSLY

071041

NOTICE OF MOTION – BY-LAW 2280 TO BE ENTITLED: "BY-LAW CONCERNING THE DELGATION OF AUTHORITY TO THE OFFICERS AND EMPLOYEES OF THE CITY"

Councillor Dida Berku gave a notice of motion that By-Law 2280 entitled: "By-law concerning the delegation of authority to the officers and employees of the City" will be presented at a later meeting for adoption.

071042

RESOLUTION TO WAIVE THE READING OF BY-LAW 2280 TO BE ENTITLED: "BY-LAW CONCERNING THE DELGATION OF AUTHORITY TO THE OFFICERS AND EMPLOYEES OF THE CITY"

WHEREAS, the above captioned by-law was given to members of Council on Friday, October 12, 2007;

WHEREAS, all Council members present hereby declare that they have read said by-law and waive the reading thereof;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT, the Council of the City of Côte Saint-Luc unanimously waives the reading of By-Law 2280 to be entitled: "By-law concerning the delegation of authority to the officers and employees of the City" when it will be presented for adoption, the whole in accordance with the law."
CARRIED UNANIMOUSLY

071043

NOTICE OF MOTION – BY-LAW 2281 TO BE ENTITLED: "BY-LAW UPDATING THE SCHEDULE OF FEES AND FINES FOR THE ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY"

Councillor Steven Erdelyi gave a notice of motion that By-Law 2281 entitled: "By-law updating the schedule of fees and fines for the Eleanor London Côte Saint-Luc Public Library" will be presented at a later meeting for adoption.

071044

**RESOLUTION TO WAIVE THE READING OF BY-LAW 2281 TO BE ENTITLED:
"BY-LAW UPDATING THE SCHEDULE OF FEES AND FINES FOR THE
ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY"**

WHEREAS, the above captioned by-law was given to members of Council on Friday, October 12, 2007;

WHEREAS, all Council members present hereby declare that they have read said by-law and waive the reading thereof;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of By-Law 2281 to be entitled: "By-law updating the schedule of fees and fines for the Eleanor London Côte Saint-Luc Public Library" when it will be presented for adoption, the whole in accordance with the law."

CARRIED UNANIMOUSLY

071045

**INTERMUNICIPAL AGREEMENT - AUTHORIZATION BY THE CITY OF
CÔTE SAINT-LUC TO ALLOW THE TOWN OF HAMPSTEAD TO MAKE USE
OF ITS SNOW DUMP LOCATED AT THE INTERSECTION OF KILDARE ROAD
AND MARC CHAGALL AVENUE**

WHEREAS for the winter season of 2006-2007, between November 15, 2006 and March 31, 2007, the City of Côte Saint-Luc and the Town of Hampstead entered into an agreement the object of which was to allow the Town of Hampstead to dump snow at the snow dump located at the intersection of Kildare Road and Marc Chagall Avenue said snow dump owned and operated by the City of Côte Saint-Luc;

WHEREAS clause 2.2 of said agreement states that,

"The parties agree that following the Term of the Agreement, they shall meet and determine whether they wish to enter into an agreement to allow Hampstead to dump Snow in the Dump during the winter of 2007-2008. Both parties agree to discuss such new agreement in good faith however neither party shall have any obligation to enter into a new agreement."

WHEREAS The City of Côte Saint-Luc and the Town of Hampstead have met and wish to avail themselves of the right to enter into another agreement of the same nature as the one in force last year and implement said agreement as per the requirements of the law; and

WHEREAS the Object of this agreement is to allow The Town of Hampstead to dump snow at the snow dump located at the intersection of Kildare Road and Marc

Chagall Avenue said snow dump owned and operated by the City of Côte Saint-Luc;

It was

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT the Municipal Council of the City of Côte Saint-Luc hereby authorizes the signature of an agreement (“Agreement”) to allow The Town of Hampstead to dump snow at the snow dump located at the intersection of Kildare Road and Marc Chagall Avenue;

THAT the Terms and Conditions of the aforementioned Agreement are set out in a document entitled, "Agreement for the Dumping of Snow ("Agreement") with an Effective Date of November 1, 2007" said Agreement comprising three (3) pages and annexed hereto as Annex A to form an integral part of the Minutes to avail herein as if quoted hereinafter at length;

THAT said Agreement shall commence November 1, 2007 and terminate on March 31, 2008;

THAT the Mayor or the Acting Mayor or the City Manager or the Director of Legal Services and City Clerk be and are hereby authorized to sign the aforementioned Agreement on behalf of the City of Côte Saint-Luc.”

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLOR ALLAN J. LEVINE DISSENTING

071046

RESOLUTION TO CLOSE STREET

This item was deferred to a subsequent meeting.

071047

RESOLUTION TO ESTABLISH THE STANCE OF THE CITY OF CÔTE SAINT-LUC COUNCIL ON ISSUES TO BE PRESENTED AT THE MONTREAL URBAN AGGLOMERATION COUNCIL MEETING

WHEREAS according to section 4 of *An Act respecting the exercise of certain municipal powers in certain urban agglomerations* (R.S.Q., c. E-20.001) (hereinafter “the Act”), the urban agglomeration of Montreal is made up namely, of the City of Côte Saint-Luc since January 1, 2006;

WHEREAS according to section 58 of the Act, every central municipality has an urban agglomeration council, the nature, composition and operating rules of which are set out in an order in council and that this agglomeration council constitutes a deliberative body of the municipality;

WHEREAS under section 59 of the Act, every municipality must be represented on the urban agglomeration council;

WHEREAS according to section 61 of the Act, at a meeting of the council of a related municipality, the mayor informs the council of the matters that are to be considered at a future meeting of the urban agglomeration council, sets out the position the mayor intends to take on any matter referred to at the urban agglomeration council meeting, discusses that position with the other members present and proposes the adoption of a resolution establishing the council's stance;

WHEREAS an agglomeration council meeting shall be held on October 25, 2007 for which members of the municipal council shall establish the stance that it wishes to take;

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

"THAT Council take the following stance in view of the Agglomeration Council meeting to be held on October 25, 2007 as follows:

- to authorize the Mayor, should he deem it expedient to attend said meeting, to make any decisions he deems necessary and in the best interest of the City of Côte Saint-Luc and its residents regarding the items on the agenda of the Agglomeration Council meeting to be held on October 25, 2007 based on the information to be presented during those meetings."

CARRIED UNANIMOUSLY

SECOND QUESTION PERIOD

The second Question Period started at 10:54 p.m. and finished at 11:07 p.m. Three (3) people asked to speak and they were heard.

1) Dr. Bernard Tonchin

The resident sought particulars regarding the Minor Exemption awarded tonight for the property at 5634-5640 Westminster to which Mayor Housefather responded.

The resident then requested that Urban Planning resolutions be read at a slower pace so they can be more easily understood³ to which members of council took note.

The resident then complimented the City manager for his professionalism and expressed his support for the City manager.

2) Jack Cabot

The resident opined that there was an Agglomeration plan to synchronize the lights on Côte Saint-Luc Road to which members of council took note.

3) Irving Itman

³ Since they are highly technical in nature

The resident inquired as to whether there was a link between the by-law governing the use of propane adopted tonight and uses contemplated by Adar Bakery to which Mayor Housefather clarified for the resident that there was not.

The resident then volunteered to assist in resolving outstanding invoices sent to residents when they do not pay their taxes (which can lead to their homes to be put up for sale) to which all members of council took note.

071048

APPROVAL OF THE CLOSING OF THE MEETING

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT Council hereby authorizes the Mayor to declare the Regular Council Meeting closed.”
CARRIED UNANIMOUSLY

AT 11:07 P.M. MAYOR HOUSEFATHER DECLARED THE MEETING CLOSED.

ANTHONY HOUSEFATHER
MAYOR

JONATHAN SHECTER
DIRECTOR OF LEGAL SERVICES
AND CITY CLERK