

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON
MONDAY, DECEMBER 10, 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

**PRESENTATION OF AN EMS EXEMPLARY SERVICE AWARD TO SHELDON
GOLDBERG**

Mayor Housefather and Councillor Nashen presented, on behalf of the Governor General of Canada, the Canadian Emergency Medical Services Exemplary Service Medal to Côte Saint-Luc EMS volunteer Sheldon Goldberg who has served as an Emergency Medical Services volunteer for over 20 years.

071201

**EXPRESSION OF CONDOLENCES – FALLEN CANADIAN SOLDIERS 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 soldiers were killed in action in Afghanistan, in the service of our country:

Corporal Nicolas Raymond Beauchamp	-	November 17, 2007
Private Michel Lévesque	-	November 17, 2007

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT the City of Côte Saint-Luc extends its deepest sympathies to the family, friends and comrades of the above-named fallen soldiers, 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 families of the fallen soldiers; 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 8:12 p.m. and finished at 8:30 p.m. Three (3) people asked to speak and they were heard.

1) Dr. Bernard Tonchin

The resident requested that council continue to fight to preserve E.M.S. to which Mayor Housefather responded that currently, there is a provision in the provincial Bill 22 to preserve E.M.S., a service which Côte Saint-Luc has in place for 27 years. He added that a provision in the law is necessary given the Collective Agreement the City of Montreal has with its firefighters allotting to them the task of First Response and given that current legislation gives Côte Saint-Luc jurisdiction over First Response only up to and until December 31, 2008. He then added that council, along with M.N.A. Bergman, worked hard to convince the Minister of Minister of Municipal Affairs and Regions to implement this exemption clause within Bill 22 which states that Côte Saint-Luc retains its right to keep its E.M.S service notwithstanding the firefighters' Collective Agreement.

Mayor Housefather then referred to the most recent hearings in Quebec City regarding Bill 22 wherein he, along with Councillors Nashen and Berku gave a reasoned and clear explanation as to why E.M.S. was better trained, had a quicker response time and was better suited to serve the needs of Côte Saint-Luc residents than the City of Montreal's firefighters. Mayor Housefather then explained that the Fire Department testified at the hearings that their response time was quicker than E.M.S's and then followed up with three press releases as well as an advertisement in the Montreal Gazette which erroneously alleged this fact. Mayor Housefather then explained that subsequent to this advertisement, Côte Saint-Luc procured actual statistics from Urgences Santé which evidenced that E.M.S.'s response time was two (2) minutes and six (6) seconds faster than the City of Montreal Firefighters' response time.

The resident then wish to particularly thank Councillor Nashen for all of the efforts he has expended to maintain Côte Saint-Luc's First Responder Service.

The resident then expressed his frustration that, despite the City of Montreal's Undertaking to open Cavendish Boulevard by 2012, they are refusing and/or neglecting to honour their engagement to which Mayor Housefather responded that the City of Côte Saint-Luc will do its best to convince the City of Montreal to keep its promise to open Cavendish Boulevard, for which they set up a Project Bureau and which represents the single most important road network link on the island.

2) Harry Oberman

The resident wished to thank Councillor Goldbloom for ensuring there is proper police presence in front of his building to ensure that motorists are respecting the Highway Safety Code.

The resident then referred to a coroner's report which concluded that four deaths occurred due to the inability of the person treating the patient to properly understand the patient due to a language issue and then opined that E.M.S. should be preserved given, *inter alia*, Côte Saint-Luc's majority English-speaking population and given that E.M.S. volunteers have a mastery of the English language – which could help them save lives and which the firefighters may not have.

3) Penny Shulman

The resident complained of an excessive amount of garbage on Kildare, near Bialik High School to which Mayor Housefather responded that the Public Security Department could look into it to ascertain as to whether any city by-laws are being infringed.

071202

**CONFIRMATION OF THE DECISION OF THE DEMOLITION COMMITTEE
MEETING OF DATED NOVEMBER 12, 2007**

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT the Decision of the Demolition Committee Meeting dated November 12, 2007 be and is hereby confirmed as submitted.”
CARRIED UNANIMOUSLY

071203

**CONFIRMATION OF THE MINUTES OF THE PUBLIC CONSULTATION
MEETING DATED NOVEMBER 12, 2007**

It was

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

AND RESOLVED:

“THAT the Minutes of the Public Consultation Meeting dated November 12, 2007 concerning the property located at 5511 Randall be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

071204

**CONFIRMATION OF THE MINUTES OF THE REGULAR MEETING OF
COUNCIL DATED NOVEMBER 12, 2007**

It was

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

AND RESOLVED:

“THAT the Minutes of the Regular Meeting of Council dated
November 12, 2007 be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

071205

MONTHLY DEPARTMENTAL REPORTS FOR NOVEMBER 2007

It was

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

AND RESOLVED:

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

071206

**HUMAN RESOURCES – MODIFICATION OF STATUS OF WHITE COLLAR
EMPLOYEE – ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY**

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT the status of Zehra Ladha, Secretary for the Eleanor London
Côte Saint-Luc Public Library, be modified from auxiliary to permanent as of
December 3, 2007.”
CARRIED UNANIMOUSLY

071207

**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 Kathleen
Rogers, employee number 75, dated November 28, 2007 in which she tendered
her resignation, effective December 20, 2007;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT the City accepts the resignation of Kathleen Rogers, effective December 20, 2007."
CARRIED UNANIMOUSLY

071208

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

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT Melanie Higgins be and is hereby hired as an auxiliary Library Clerk for the Eleanor London Côte Saint-Luc Public Library, posting number 2007-148, effective December 11, 2007;

THAT Treasurer's certificate number TC07-0146 dated December 5, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."
CARRIED UNANIMOUSLY

071209

**HUMAN RESOURCES – PUBLIC WORKS - HIRING OF ASSISTANT WASTE,
ENVIRONMENT AND SAFETY TECHNICIAN**

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT Tye Hunt be and is hereby hired as an Assistant Waste, Environment and Safety Technician for the Public Works Department, posting number 2007-152, for a 4 month contract period, effective December 11, 2007;

THAT Treasurer's certificate number TC07-0140 dated December 5, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."
CARRIED UNANIMOUSLY

071210

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

It was

MOVED BY COUNCILLOR RUTH KOVAC

SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

"THAT the list of auxiliary employees for the Parks and Recreation Department for December 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 TC07-0139 dated November 26, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

071211

**RESOLUTION TO APPROVE THE DISBURSEMENTS FOR THE PERIOD OF
NOVEMBER 1ST TO NOVEMBER 30TH 2007**

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT the disbursements for the period of November 1st to November 30th 2007 for a total of \$2,188,745.01 in Canadian Funds be and are hereby approved;

THAT Treasurer's certificate number TC07-0141 dated December 3, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

071212

**ADOPTION OF BY-LAW 2284 ENTITLED: "BY-LAW CONCERNING BUDGET
CONTROL AND MONITORING"**

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT By-law entitled: "*By-law concerning budget control and monitoring*" be and is hereby adopted and numbered 2284;

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

071213

**TRANSFER TO QUEBEC MUNICIPALITIES OF A PORTION OF FEDERAL
GASOLINE EXCISE TAX REVENUES**

WHEREAS the City of Côte Saint-Luc has read the *Guide on the Revised Terms and Conditions for the Transfer to Québec Municipalities of a portion of federal gasoline excise tax revenues and the Government of Québec's contribution to municipal drinking water, wastewater and local road system infrastructure* and its appendices ("the Guide");

WHEREAS the City of Côte Saint-Luc must respect the applicable terms and conditions of the Guide that apply to it in order to receive the government contributions confirmed to it in the letter by the Minister of Municipal Affairs and Regions;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT the City of Côte Saint-Luc hereby undertakes to comply with the applicable terms and conditions of the Guide;

THAT the City of Côte Saint-Luc hereby undertakes to be solely liable for and save harmless Canada, Québec and their ministers, senior officials, employees and agents from all liability for any claims, requirements, losses, damages and costs of any kind stemming from an injury to or death of an individual or damage to or loss of assets attributable to a deliberate act or negligence resulting directly or indirectly from work funded from the transfer of a portion of federal gasoline excise tax revenues and the Government of Québec's contribution;

THAT the City of Côte Saint-Luc:

- approves the content of the guide and;
- authorizes the submission of the modified work schedule of 2006 and 2007 as well as the work schedule of 2008 and 2009 both hereby annexed to the minutes as Annex A to form an integral part thereof said document entitled: "APPENDIX III - Revised" comprising of two pages;
- approves all other documents required by the Minister of Municipal Affairs and Regions and the department's Director of infrastructure (Direction des Infrastructures);

THAT the foregoing approvals are with a view to obtaining the governmental contribution confirmed to the municipality in a letter by the Minister of Municipal Affairs and Regions;

THAT the City of Côte Saint-Luc hereby undertakes to inform the Director of infrastructure (Direction des Infrastructures) of the Minister of Municipal Affairs and Regions of any changes made to the work program schedule approved herein."

CARRIED UNANIMOUSLY

071214

**RESOLUTION FOR A SHORTER-TERM FOR THE FINANCING OF LOAN
BY-LAWS**

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT Council hereby authorizes the loan of a total amount of \$5,316,000, pursuant to by-laws 2253, 2255, 2259, 2260, 2263, 2264, 2265, 2266, 2267, 2268, 2269 and 2274 in view of permitting the City of Côte Saint-Luc who must issue bonds for a shorter term than the term provided for in the loan by-laws for a term of:

5 years (as of December 28, 2007); regarding the annual amortization of capital projected for the years 2008 to 2012, instead of the term prescribed for said amortization for the following by-law numbers: 2253, 2255, 2259, 2260, 2263, 2264, 2265, 2269 and 2274 as well as every subsequent issue being for the balance or part of the balance of the loan."

CARRIED UNANIMOUSLY

071215

RESOLUTION TO ACCEPT A BOND ISSUE FOLLOWING A CALL FOR PUBLIC TENDERS

WHEREAS the City of Côte Saint-Luc intends to issue a series of bonds or one issue per maturity date, pursuant to by-law numbers: 2253, 2255, 2259, 2260, 2263, 2264, 2265, 2266, 2267, 2268, 2269 and 2274;

WHEREAS in this regard, the municipality has called for proposals for the sale of a bond issue in the amount of \$5,316,000 dated December 28, 2007 by means of the electronic financial information system;

WHEREAS following the call for public tenders the municipality received the detailed quotations below.

Financière Banque Nationale Inc.

\$296,000	3,95000 %	2008
\$310,000	3,95000 %	2009
\$325,000	4,10000 %	2010
\$341,000	4,15000 %	2011
\$4,044,000	4,25000 %	2012

Quote Price:

\$98,30300 Real Cost: 4,65761 %

Valeur Mobilières Desjardins Inc.,

\$296,000	4,00000 %	2008
\$310,000	4,00000 %	2009
\$325,000	4,05000 %	2010
\$341,000	4,15000 %	2011
\$4,044,000	4,25000 %	2012

Quote Price:

\$98,18400 Real Cost: 4,68821 %

Marchés Mondiaux CIBC Inc.

\$296,000	4,00000%	2008
\$310,000	4,05000%	2009
\$325,000	4,20000%	2010
\$341,000	4,25000%	2011
\$4,044,000	4,30000%	2012

Quote Price:

\$98,25900 Real Cost: 4,72607%

Valeurs Mobilieres Banque Laurentienne Inc.
RBC Dominion Valeurs Mobilieres Inc.

\$296,000	4,10000%	2008
\$310,000	4,10000%	2009
\$325,000	4,20000%	2010
\$341,000	4,25000%	2011
\$4,044,000	4,35000%	2012

Quote Price:

\$98,42300 Real Cost: 4,72981%

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT the bond issue of the City of Côte Saint-Luc in the amount of \$5,316,000 be adjudicated to Financière Banque Nationale Inc.;

THAT a request be made to the dealer manager to mandate The Canadian Depository for Securities Limited (CDS) to register this issue in the book-based system;

THAT the Mayor and the Treasurer be authorized to sign the bonds covered by this issue, or one bond per maturity date."

THAT the Canadian Depository for Securities (CDS) shall be acting as registrar for the book based system, bondholding officer and paying officer in charge of the transactions for the members;

THAT in this regard, Council authorizes CDS to act as its fiscal authenticator agent, as described in the memorandum of understanding with the Minister of Municipal Affairs and Regions and CDS;

THAT the Canadian Depository of Securities Limited (CDS) will perform fund transfers in accordance with legal requirements regarding bonds; in this regard, the Council authorises the Mayor and the Treasurer to sign the document required by the Canadian Banking System entitled: "Authorization for a Business Pre-Authorized Debit Plan."

CARRIED UNANIMOUSLY

071216

**RESOLUTION FOR CONCORDANCE OF THE FINANCING OF THE LOAN
BY-LAWS**

WHEREAS the City of Côte Saint-Luc intends to issue a series of bonds, or one issue per maturity date, for an amount of \$5,316,000, pursuant to the following loan by-laws and for the amounts indicated against each one:

Loan by-laws	\$	Amount
2253 (2006)		880,000
2255 (2007)		798,000
2259 (2007)		516,000
2260 (2007)		60,000
2263 (2007)		250,000
2264 (2007)		300,000
2265 (2007)		300,000
2266 (2007)		442,000
2267 (2007)		20,000
2268 (2007)		50,000
2269 (2007)		200,000
2274 (2007)		1,500,000
TOTAL	\$	5,316,000

WHEREAS, for the purpose of the said issue, it is necessary to modify the by-laws pursuant to which these bonds are issued;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT the above-mentioned loan by-laws be amended, if necessary, to comply with what is stipulated below regarding the previously determined number of bonds related to the said by-laws in the issue of \$5,316,000;

THAT the bonds or one bond per maturity date be dated December 28, 2007;

THAT these bonds be registered in the name of The Canadian Depository for Securities Limited (CDS) and filed with it;

THAT CDS shall act in the name of its members as a registrar for the book-based system, bondholding officer and paying officer in charge of the transactions for the members as described in the agreement protocol duly signed by the Minister of Municipal Affairs and Regions and CDS;

THAT to make the payments to the members by electronic funds transfers, The Canadian Depository for Securities Limited (CDS) is authorized to make direct withdrawals to pay off the principle and interest in the account in the following financial institution:

Royal Bank of Canada
5755 Cavendish Blvd.
Côte Saint-Luc, Quebec
H4W 2X8

THAT the interest is payable semi annually, on June 28th and December 28th of every year;

THAT the bonds shall not be redeemable before maturity; however, they may be redeemed with the consent of the holders in accordance with the *Act Regarding Municipal Debts and Loans* (R.S.Q., ch. D-7, art. 17);

THAT the bonds shall be signed by the Mayor and the Treasurer;

THAT the municipality, as entitled by law, has mandated CDS to act as its fiscal authenticator agent and the bonds will only become valid once they have been authenticated.”

CARRIED UNANIMOUSLY

071217

NOTICE OF MOTION – BY-LAW 2285 TO BE ENTITLED: “BY-LAW CONCERNING TAXES OF THE CITY OF CÔTE SAINT-LUC FOR THE FISCAL YEAR 2008”

Councillor Dida Berku gave a notice of motion that By-Law 2285 entitled: “By-law concerning taxes of the City of Côte Saint-Luc for the fiscal year 2008” will be presented at a later meeting for adoption.

071218

RESOLUTION TO WAIVE THE READING OF BY-LAW 2285 TO BE ENTITLED: “BY-LAW CONCERNING TAXES OF THE CITY OF CÔTE SAINT-LUC FOR THE FISCAL YEAR 2008”

WHEREAS, the above captioned by-law was given to members of Council on Thursday, December 6, 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 MIKE COHEN

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of the By-Law 2285 to be entitled: “By-law concerning taxes of the City of Côte Saint-Luc for the fiscal year 2008” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

071219

AUTHORIZATION TO APPLY FOR A GRANT FROM THE MUNICIPAL RURAL INFRASTRUCTURE FUND

WHEREAS the Government of Quebec and the Government of Canada have made funds available to municipalities through the “*Municipal Rural Infrastructure Fund*” to improve local and regional development support infrastructure;

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

"THAT the City of Côte Saint-Luc hereby approves the content of its grant application and authorizes the submission of the work schedule hereby annexed to the minutes as Annex B to form an integral part of the Minutes said document entitled: "APPENDIX I" and comprising of one page;

THAT said approval is with a view of obtaining the governmental contribution confirmed to the municipality in a letter by the Minister of Municipal Affairs and Regions;

THAT the City of Côte Saint-Luc hereby undertakes to comply with the applicable terms and conditions of the Guide entitled: "Municipal Rural Infrastructure Fund - Rules and Standards Guide";

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

071220

**PUBLIC WORKS – AMENDMENT AND RENEWAL OF SERVICE CONTRACT
FOR LOCAL WATERWORKS AND SEWAGE SYSTEM WITH DESSAU INC.**

WHEREAS on or about August 2, 2005, the Montreal Agglomeration Transition Committee ("Transition Committee") issued a call for tenders for the management and rehabilitation of the local water and sewage networks in the reconstituted municipalities of the City of Côte Saint-Luc ("City") and the City of Westmount;

WHEREAS the City awarded a service agreement ("Agreement") effective May 1, 2006 to Dessau Inc. ("Firm") for the management and rehabilitation of the City's local water and sewage system;

WHEREAS the City wishes to reduce the services offered by the Firm and the Firm consequently, proposed a reduction in service fees;

WHEREAS the City wishes to exercise its option to renew the Agreement, pursuant to section 2.19 of the Agreement, for the 2008 calendar year;

It was

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

AND RESOLVED:

"THAT Council shall, subject to approval of an amendment of the terms and conditions of the Agreement, renew the said Agreement for the management of the local waterworks and sewage system for the 2008 calendar year with Dessau Inc. for a fixed amount of \$573,266.45, plus applicable taxes, for basic services as well as an amount not to exceed \$1,116,279.10 plus applicable taxes for fee services;

THAT a Treasurer's certificate attesting to the availability of funds to cover the described expenses shall be issued at the beginning of the 2008 fiscal year."
CARRIED UNANIMOUSLY

071221

PUBLIC WORKS AND PARKS AND RECREATION – PROFESSIONAL SERVICES FOR THE PREPARATION OF TENDER DOCUMENTS TO UPGRADE NATHAN SHUSTER PARK

WHEREAS the City of Côte Saint-Luc wishes to obtain professional services for the preparation of tender documents to upgrade Nathan Shuster Park;

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT Council hereby awards a contract for professional services to Planex Consultants Inc. for an amount of \$11,200.00, plus applicable taxes;

THAT Treasurer's certificate number TC07-0144 dated December 4, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

071222

EMERGENCY MEDICAL SERVICES – PURCHASE OF FOUR DEFIBRILLATOR UNITS

WHEREAS the City of Côte Saint-Luc wishes to purchase four defibrillator units;

It was

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

AND RESOLVED:

"THAT Council hereby awards a purchasing contract to Zoll Medical Canada Inc. for an amount of \$30,000.00, plus applicable taxes;

THAT Treasurer's certificate number TC07-0143 dated December 4, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

071223

PUBLIC WORKS – PURCHASE OF ANNUAL FLOWERS FOR 2008

WHEREAS the City of Côte Saint-Luc wishes to purchase flowers for 2008;

WHEREAS the City has gone to tender (C-35-07) according to law for the above-mentioned goods and services;

It was

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

AND RESOLVED:

"THAT Council hereby awards a purchasing contract to Les Serres Riel Inc. for an amount of \$17,107.08 plus applicable taxes;

THAT a Treasurer's certificate attesting to the availability of funds to cover the described expenses shall be issued at the beginning of the 2008 fiscal year."
CARRIED UNANIMOUSLY

071224

PUBLIC WORKS – EXTENSION OF CONTRACT FOR THE SELECTIVE COLLECTION OF SECONDARY RECYCLABLE MATERIALS FOR THE PERIOD OF APRIL 1, 2008 TO MARCH 31, 2009

WHEREAS the Council, at a meeting held on May 14, 2007, adopted a resolution whereby it mandated the City of Dollard-des-Ormeaux to proceed with a public call for tenders for the collection of recyclable materials in the City of Côte Saint-Luc and authorized the said City of Dollard-des-Ormeaux to act as the project coordinator;

WHEREAS the City of Dollard-des-Ormeaux in executing its mandate, exercised its right, on its behalf as well as on behalf of other municipalities including, but not limited to, Côte Saint-Luc, pursuant to section 573.3 of the Cities and Towns Act, and requested that the Minister of Municipal Affairs and Regions authorize the City of Dollard-des-Ormeaux to extend by mutual agreement the selective collection contract expiring on March 31, 2008, for an additional twelve (12) months for the territories of the Cities and Towns of Côte Saint-Luc, Hampstead, Montreal West, Dollard-des-Ormeaux, Roxboro, île Bizard, Sainte Genevieve, Saint Anne de Bellevue, Pierrefonds, Senneville, Pointe Claire and Saint-Laurent;

WHEREAS on September 7, 2007, the Minister of Municipal Affairs and Regions authorized the City of Côte Saint-Luc as well as all the municipalities and boroughs whose contract expires March 31, 2008, to conclude, without calling for tenders, new service contracts with Les Fibres J.C. Inc., for the period of April 1, 2008 to March 31, 2009;

WHEREAS Les Fibres J.C. Inc. agrees to extend the actual contract subject to the same terms and conditions until March 31, 2009; and

WHEREAS it is in the best interest of the City of Côte Saint-Luc to extend the said contract, as said extension shall allot it the time to:

- a) evaluate the needs of a possible mechanized collection and enable the putting in place of conditions related to it; and
- b) establish the sorting and resale of secondary recyclable materials according to a new unsorted mode;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

"THAT Council hereby extends the contract for the selective collection of secondary recyclable materials with Les Fibres J.C. Inc. subject to the same terms and conditions of the initial agreement, for an amount not to exceed \$150,000.00 for the period of April 1, 2008 to March 31, 2009;

THAT a Treasurer's certificate attesting to the availability of funds to cover the described expenses shall be issued at the beginning of the 2008 fiscal year."
CARRIED UNANIMOUSLY

071225

INFORMATION TECHNOLOGY – PURCHASE OF FIBRE OPTIC CABLE AND EQUIPMENT

WHEREAS the City of Côte Saint-Luc wishes to purchase fibre optic cable and equipment;

It was

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT Council hereby awards a purchasing contract to SRDP Télécommunications Inc. for an amount of \$12,950.00 plus applicable taxes;

THAT Treasurer's certificate number TC07-0145 dated December 4, 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

071226

INFORMATION TECHNOLOGY – INSTALLATION OF FIBRE OPTIC CABLE AND EQUIPMENT

WHEREAS the City of Côte Saint-Luc wishes to install fibre optic cable and equipment;

WHEREAS the City has gone to tender (C-40-07) according to law for the above-mentioned goods and services;

It was

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT Council hereby awards a service contract for the installation of fiber optic cable and equipment for an amount of \$29,044.65 plus applicable taxes;

THAT Treasurer's certificate number TC07-0142 dated December 4, 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

071227

URBAN PLANNING – MINOR EXEMPTION – 6796 NEWTON – CÔTE SAINT-LUC

It was

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

AND RESOLVED:

“THAT in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 6796 Newton, Lot 1561391, 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 80% of the rear yard covered by a patio and a balcony instead of the maximum permitted area to be covered of 50%. The foregoing is in accordance with the provisions of By-Law No. 2217, article 4-4-6.”

CARRIED UNANIMOUSLY

071228

**URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION
PROGRAMS (SPAIP) – 6500 KILDARE – CITY OF CÔTE SAINT-LUC**

It was

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

AND RESOLVED:

“THAT the site planning and architectural integration programs received November 1, 2007 showing a rear extension (gymnasium) and modifications to the “Mettarline” building of Bialik High School on lot 2090142 at 6500 Kildare and prepared by Mr. George Elbaz, architect, for the Planning Advisory Committee meeting of November 6, 2007, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc on the condition that vertical strips of brick are introduced on the wall facing the townhouses.”

CARRIED UNANIMOUSLY

071229

**URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION
PROGRAMS (SPAIP) – 6822 KORCZAK – CITY OF CÔTE SAINT-LUC**

It was

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

AND RESOLVED:

“THAT the site planning and architectural integration programs received October 1, 2007 showing the modifications to the front façade of a detached single-family dwelling on lot 1561351 at 6822 Korczak and prepared by Mr. Erik Duranleau, technologist, for the Planning Advisory Committee meeting of November 6, 2007, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc on the condition that the two bay windows be lowered between 8” to 10” instead of the proposed of 1’-5”.”

CARRIED UNANIMOUSLY

071230

RESOLUTION TO ADOPT THE ZONING BY-LAW 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 RUTH KOVAC

AND RESOLVED:

"THAT by-law 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", be and is hereby adopted and numbered 2217-30;

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

071231

NOTICE OF MOTION – BY-LAW NO. 2217-II-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 ACTUAL ZONE "CC-4" BY THE ZONE "RU*-63" AND TO ENLARGE ITS LIMITS"

This item was deferred to a subsequent meeting.

071232

RESOLUTION TO WAIVE THE READING OF BY-LAW 2217-II-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 ACTUAL ZONE "CC-4" BY THE ZONE "RU*-63" AND TO ENLARGE ITS LIMITS"

This item was deferred to a subsequent meeting.

071233

RESOLUTION TO ADOPT THE FIRST DRAFT ZONING BY-LAW NO. 2217-II-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 ACTUAL ZONE "CC-4" BY THE ZONE "RU*-63" AND TO ENLARGE ITS LIMITS"

This item was deferred to a subsequent meeting.

071234

NOTICE OF MOTION – BY-LAW NO. 2275 TO BE ENTITLED: "BY-LAW AMENDING: THE CONSOLIDATED CONSTRUCTION BY-LAW NO. 2088, BY-LAW 2217 BEING THE ZONING BY-LAW OF THE CITY OF CÔTE SAINT-LUC BY-LAW 2089 GOVERNING CADASTRAL OPERATIONS, BY-LAW NO. G-18-0005 CONCERNING MINOR EXEMPTIONS THE WHOLE IN ORDER TO MODIFY THE TARIFFS RELATED TO MINOR EXEMPTION REQUESTS, CADASTRAL OPERATION REQUESTS, PERMIT AND

**CERTIFICATE REQUESTS AS WELL AS TO INSTITUTE OTHER NEW
TARIFFS CONCERNING OTHER URBAN PLANNING BY-LAWS OF THE CITY
OF CÔTE SAINT-LUC”**

Councillor Allan J. Levine gave notice of motion that By-Law 2275 to be entitled: “By-law amending: the Consolidated Construction By-law No. 2088, By-law 2217 being the Zoning By-law of the City of Côte Saint-Luc, By-law No. 2089 governing cadastral operations, By-law No. G-18-0005 concerning minor exemptions the whole in order to modify the tariffs related to minor exemption requests, cadastral operation requests, permit and certificate requests as well as to institute other new tariffs concerning other urban planning by-laws of the City of Côte Saint-Luc” will be presented at a later meeting for adoption.

071235

**RESOLUTION TO WAIVE THE READING OF BY-LAW 2275 TO BE ENTITLED:
“BY-LAW AMENDING: THE CONSOLIDATED CONSTRUCTION BY-LAW NO.
2088, BY-LAW 2217 BEING THE ZONING BY-LAW OF THE CITY OF
CÔTE SAINT-LUC BY-LAW 2089 GOVERNING CADASTRAL OPERATIONS,
BY-LAW NO. G-18-0005 CONCERNING MINOR EXEMPTIONS THE WHOLE IN
ORDER TO MODIFY THE TARIFFS RELATED TO MINOR EXEMPTION
REQUESTS, CADASTRAL OPERATION REQUESTS, PERMIT AND
CERTIFICATE REQUESTS AS WELL AS TO INSTITUTE OTHER NEW
TARIFFS CONCERNING OTHER URBAN PLANNING BY-LAWS OF THE CITY
OF CÔTE SAINT-LUC”**

WHEREAS, the above captioned by-law was given to members of Council on Thursday, December 6, 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 ALLAN J. LEVINE
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc waives the reading of By-Law No. 2275 to be entitled: “By-law amending: the Consolidated Construction By-law No. 2088, By-law 2217 being the Zoning By-law of the City of Côte Saint-Luc, By-law No. 2089 governing cadastral operations, By-law No. G-18-0005 concerning minor exemptions the whole in order to modify the tariffs related to minor exemption requests, cadastral operation requests, permit and certificate requests as well as to institute other new tariffs concerning other urban planning by-laws of the City of Côte Saint-Luc” when it will be presented for adoption, the whole in accordance with the law.”
CARRIED UNANIMOUSLY

071236

**ADOPTION OF BY-LAW 2282 ENTITLED: “BY-LAW TO CHANGE THE DATES
OF THE COUNCIL MEETINGS FOR THE MONTHS OF JUNE AND OCTOBER
2008”**

It was

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

AND RESOLVED:

“THAT By-law entitled: *“By-law to change the dates of the Council Meetings for the months of June and October 2008”* be and is hereby adopted and numbered 2282;

THAT it be promulgated according to law.”
CARRIED UNANIMOUSLY

071237

**RESOLUTION RE: SALE OF IMMOVEABLES FOR NON-PAYMENT OF TAXES --
MANDATE TO THE CITY MANAGER AND CITY TREASURER TO ACQUIRE
IMMOVEABLES ON THE CITY'S BEHALF**

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the City Manager and/or the City Treasurer be and are hereby authorized to bid upon and acquire, on the City of Côte Saint-Luc's behalf, any immovable property which has been put up for sale for non-payment of taxes, the whole as per the terms and conditions of the law.”

CARRIED UNANIMOUSLY

071238

**APPOINTMENT OF COUNCILLOR DIDA BERKU AS ACTING MAYOR OF THE
CITY OF CÔTE SAINT-LUC – JANUARY 1, 2008 UP TO AND UNTIL
MARCH 31, 2008**

It was

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

AND RESOLVED:

“THAT Councillor Dida Berku is and shall be named Acting Mayor of the City of Côte Saint-Luc, effective January 1, 2008 up to and until March 31, 2008 inclusively, and further that the aforementioned Councillor Berku shall have and may exercise the powers of the Mayor when the said Mayor is absent or unable to perform the duties of his office.”

CARRIED UNANIMOUSLY

071239

**RESOLUTION TO RECEIVE THE STATEMENTS OF PECUNIARY INTERESTS
OF THE MEMBERS OF COUNCIL**

Each member of council deposited their statement of pecuniary interests at tonight's council meeting.

WHEREAS, in accordance with the stipulations of an *Act respecting Elections and Referendums in Municipalities*, each Member of a Municipal Council must make a written financial declaration of his/her interests, within sixty (60) days of his/her election or the anniversary thereof;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc officially declare that such statements of pecuniary interests have been received from Mayor Anthony Housefather and Councillors Dida Berku, Mitchell Brownstein, Mike Cohen, Steven Erdelyi, Sam Goldbloom, Ruth Kovac, Allan J. Levine and Glenn J. Nashen and instructs the City Clerk to deposit same in the Archives of the City.”

CARRIED UNANIMOUSLY

071240

RESOLUTION TO INSTITUTE LEGAL PROCEEDINGS AGAINST ALEXANDRA ROMANESCU AND LA CAPITALE ASSURANCES

This item was deferred to a subsequent meeting.

071241

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 December 20, 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 December 20, 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 December 20, 2007 based on the information to be presented during those meetings.”

CARRIED UNANIMOUSLY

SECOND QUESTION PERIOD

The Second Question Period started at 9:39 p.m. and finished at 10:00 p.m. Three (3) people asked to speak and they were heard.

1) Dr. Bernard Tonchin

The resident expressed his support for council's decision tonight to purchase and install Fire Optic Cable and equipment. He then sought particulars for the warranty relating to the products to which the City Manager responded.

The resident then requested that Urban Planning resolutions (given their complexity) be read at a slower pace to which Mayor Housefather responded in the affirmative.

The resident then referred to the By-law on tonight's council agenda regarding fees and opined that certain fees should not be charged to each resident to which Mayor Housefather cautioned that if a particular service only benefits a certain resident and if that resident isn't charged, the City's ratepayers would all have to shoulder the burden of the expense. He then explained, however, that the City can further look into the resident's query prior to adopting the by-law.

2) Jordy Reichson

The resident opined that the recycling company picks up his recycling at an impractically early hour to which Mayor Housefather responded that when the City adopts a new recycling contract, it can look at reviewing the hours of the contractor.

3) Diana Scheinfeld

The resident referred to the Zoning by-law on tonight's council agenda to rename Zone CC-1, Zone RU*-63 and acknowledged that it was deferred. She then called upon council not to proceed with the zoning change process during the winter months as many residents are out of town for the winter to which Mayor Housefather responded that the City must continue to operate notwithstanding some of its residents' absences but insofar as the consultation process is concerned, the City would do its utmost to ensure that it is done as practically as possible, taking the issue of winter absence into consideration.

The resident then expressed concern over the zoning change as the immovable in question to be erected would engender more traffic to which Mayor Housefather responded that since the proposed project only contains 21 townhouses, the effect on traffic would not be significant.

The resident then expressed concern over the proximity of Hydro wires to the proposed project and referred to an issue which occurred in the 1990's in Côte Saint-Luc regarding Hydro wires which were moved, to which Councillor Brownstein clarified that in the 1990's, Hydro poles were installed without consultation and the issue at bar was an entire Hydro Quebec substation.

071242

APPROVAL OF THE CLOSING OF THE MEETING

It was

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

AND RESOLVED:

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

CARRIED UNANIMOUSLY

AT 10:00 P.M. MAYOR HOUSEFATHER DECLARED THE MEETING CLOSED.

ANTHONY HOUSEFATHER
MAYOR

JONATHAN SHECTER
DIRECTOR OF LEGAL SERVICES
AND CITY CLERK