

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON
MONDAY, MARCH 10, 2008, 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

080301

**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:

Trooper Michael Yuki Hayakaze - March 2, 2008

It was

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

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; Member of Parliament for Mount-Royal, Mr. Irwin Cotler; as well as to the President of the Royal Canadian Legion, Robert Feldstein, Branch 97;

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

080302

**EXPRESSION OF CONDOLENCES – FALLEN FIREFIGHTER IN VARENNES,
QUEBEC**

WHEREAS, volunteer firefighter Mathieu Émond, 26, died on March 4 in the Town of Varennes, Quebec after entering a home intent on rescuing those inside; and

WHEREAS the City Council and residents of Côte Saint-Luc are reminded once again of the valour demonstrated every day firefighters and other emergency personnel and volunteers who face injury and death while protecting the public from the devastations of fire; and

It was

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

AND RESOLVED:

“THAT the members the City Council hereby extend condolences on behalf of the residents of the City of Côte Saint-Luc and join mourners across Canada expressing their collective sorrow upon the tragic death of firefighter Mathieu Émond who perished in the line of duty on March 4, 2008; and

THAT a copy of this resolution be forwarded to the family of firefighter Mathieu Émond, the Town of Varennes and its volunteer fire department.”
CARRIED UNANIMOUSLY

QUESTION PERIOD

The question period started at 8:00 p.m. and finished at 8:45 p.m. Six (6) people asked to speak and they were heard.

1) Avrum Shtern

The resident recounted that the Vice President of Group Pacific doesn't believe in litigation (despite her company being plaintiff in a case against the City of Côte Saint-Luc) to which Mayor Housefather responded that since she didn't favour litigation, she should hopefully withdraw her current one against the City as the City is of the strong opinion that it is entirely baseless.

The resident then explained that when he addressed the issue of Meadowbrook with Claude Dauphin, Mayor of Lachine, he was told by Mayor Dauphin that he would first see representatives of Côte Saint-Luc and Montreal West to which Mayor Housefather responded that Mayor Dauphin should indeed consult with Côte Saint-Luc and Montreal West before entertaining any ideas regarding the development of the Borough of Lachine's portion of Meadowbrook territory.

The resident then apprised council that there was a successful town hall meeting held in Montreal West regarding Meadowbrook and was wondering whether Côte Saint-Luc would consider hosting a similar meeting to which Mayor Housefather responded that council would entertain the idea.

2) Dr. Bernard Tonchin

The resident recounted that he recently returned from a two week trip to Israel and specifically visited Côte Saint-Luc's twin City of Ashkelon. He advised council that he met with both the Mayor and the Deputy Mayor of Ashkelon and presented

certain items which the City of Ashkelon wished to give to the City of Côte Saint-Luc.

3) Ruth Benor

The resident expressed difficulties regarding her ability for her and others in her family to enter and egress her property due to all of the snow in front of it subsequent to the most recent snow storm. She then explained that her house is susceptible to flooding and called upon the City to be sensitive to this issue. Mayor Housefather explained to the resident that the City went above and beyond what it could in terms of snow removal during the most recent storm and insofar as her immovable's sensitivity to flooding is concerned, the City could look into what, if anything, it could do to assist her in avoiding future flooding.

4) Marcia Ackerman

The resident went on record as opposing fluoridation of water to which Mayor Housefather clarified that Côte Saint-Luc receives its water from the City of Montreal and the City of Côte Saint-Luc could only *recommend* to the City of Montreal what type of water it would receive. He then explained that council is presently studying the various materials and would issue a recommendation to the City of Montreal once it has reviewed the evidence.

The resident then complained that her building still does not have recycling to which Mayor Housefather explained that by the end of 2009, he was hopeful that the city would be able to deliver recycling to all of the city's buildings.

The resident then opined that pigeons do not transmit diseases to humans and requested that the city 'leave the birds alone' to which all members of council took note.

5) Gerald King

The resident inquired as to whether it was legally necessary for his immovable to have a generator to which Mayor Housefather responded that the City Clerk could get back to him with an answer.

6) Mrs. Elise King

The resident apprised council that it is difficult to be able to properly cross the street at the intersection of Westminster Avenue and Côte Saint-Luc Road and requested that City explore avenues to make the crossing at that intersection safer to which all members of council took note.

BUSINESS ARISING FROM THE MINUTES:

Councillor Berku reminded the public that at last month's Regular Council Meeting, the City adopted a resolution pertaining to Earth Hour and explained to the public that small actions can result in a large impact.

080303

CONFIRMATION OF THE MINUTES OF THE REGULAR MEETING OF COUNCIL DATED FEBRUARY 11, 2008

It was

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

AND RESOLVED:

“THAT the Minutes of the Regular Meeting of Council dated February 11, 2008 be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

080304

MONTHLY DEPARTMENTAL REPORTS FOR FEBRUARY 2008

It was

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

AND RESOLVED:

“THAT the monthly departmental reports for February, 2008 be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

080305

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

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

“THAT the employees whose names are contained on the list entitled, “*Part-Time Employees – White Collars*”, dated March 10, 2008, signed by David Taveroff and co-signed by Ted Cox are hereby hired and shall commence as per the respective dates indicated on the said list;

THAT Treasurer’s certificate number TC08-0041 dated March 3, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”
CARRIED UNANIMOUSLY

080306

HUMAN RESOURCES – PUBLIC WORKS – HIRING OF AUXILIARY BLUE COLLARS

It was

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

AND RESOLVED:

“THAT the employees whose names are contained on the list entitled: “*Part-Time Employees – Blue Collars*” are hereby hired and shall commence as per the respective dates indicated on the aforementioned list;

THAT Treasurer's certificate number TC08-0042 dated March 3, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080307

HUMAN RESOURCES – HIRING OF AN AUXILIARY DISPATCHER

It was

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

AND RESOLVED:

"THAT Kelly Malka is hereby hired as an auxiliary Dispatcher for the City of Côte Saint-Luc, posting number 2007-158 effective February 11, 2008;

THAT Treasurer's certificate number TC08-0043 dated March 3, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080308

**HUMAN RESOURCES – PUBLIC SECURITY – HIRING OF AN AUXILIARY
PUBLIC SECURITY OFFICER**

It was

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

AND RESOLVED:

"THAT Sergey Mogurenko is hereby hired as an auxiliary Public Security Officer for the City of Côte Saint-Luc, posting number 2008-172, effective March 3, 2008;

THAT Treasurer's certificate number TC08-0046 dated March 3, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080309

**HUMAN RESOURCES – PUBLIC WORKS – CONTRACT FOR A MANAGER OF
OPERATIONS**

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT the City of Côte Saint-Luc approves a one year contract to hire François Sauvé as a Manager of Operations – Public Works, posting number 2008-167, effective March 10, 2008;

THAT Treasurer's certificate number TC08-0045 dated March 3, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."
CARRIED UNANIMOUSLY

080310

**HUMAN RESOURCES — PUBLIC WORKS – CONTRACT FOR A
COORDINATOR OF ADMINISTRATIVE SERVICES**

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT the City of Côte Saint-Luc approves a one year contract to hire Beatrice Newman as Coordinator of Administrative Services - Public Works, posting number 2008-168, effective March 13, 2008;

THAT Treasurer's certificate number TC08-0044 dated March 3, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."
CARRIED UNANIMOUSLY

080311

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

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

"THAT the status of White Collar employee, Beate Hewel-Deschamps, be modified from auxiliary to permanent as of February 6, 2008."
CARRIED UNANIMOUSLY

080312

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

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

"THAT the status of Blue Collar worker, Marc Tremblay, be modified from auxiliary to permanent as of February 25, 2008."
CARRIED UNANIMOUSLY

080313

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

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

"THAT the status of Blue Collar worker, Richard Richard, be modified from auxiliary to permanent as of March 10, 2008."
CARRIED UNANIMOUSLY

080314

**HUMAN RESOURCES – PUBLIC SECURITY – EXTENSION OF CONTRACT –
MANAGER OF PUBLIC SECURITY**

It was

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

AND RESOLVED:

"THAT the Côte Saint-Luc City Council agrees to extend the contract of Michel Martel, Manager of Public Security, for a period of two (2) years, effective February 25, 2008 up to and until February 24, 2010 the whole pursuant to the same terms and conditions of a contract already entered into by and between the aforementioned Mr. Martel and the City of Côte Saint-Luc;

THAT Treasurer's certificate number TC08-0047 dated March 3, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."
CARRIED UNANIMOUSLY

080315

**HUMAN RESOURCES – ELEANOR LONDON CÔTE SAINT-LUC PUBLIC
LIBRARY – ABOLITION OF POSITION AND END OF EMPLOYMENT –
COORDINATOR OF ADMINISTRATIVE SERVICES**

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

"THAT the Côte Saint-Luc City Council abolishes the position of Coordinator of Administrative Services – Eleanor London Côte Saint-Luc Public Library;

THAT the employment of management employee number 1781, is hereby terminated, effective February 5, 2008;

THAT the City Manager is hereby authorized to sign, on behalf of the City of Côte Saint-Luc, any document giving effect to the foregoing.”
CARRIED UNANIMOUSLY

080316

HUMAN RESOURCES – APPROVAL OF RENEWAL OF GROUP INSURANCE CONTRACT FOR THE YEAR 2008 – 2009

WHEREAS the City of Côte Saint-Luc is part of the group of municipalities said municipalities being: Baie d'Urfé, Beaconsfield, Côte Saint-Luc, Dollard-des-Ormeaux, Dorval, Hampstead, Kirkland, Montréal-Est, Montreal West, Mount-Royal, Pointe-Claire, Senneville, Ste-Anne-de-Bellevue and Westmount for group insurance;

WHEREAS “Groupe Financier AGA Inc.” has filed, on February 26, 2008, a report on the renewal of the financial conditions pertaining to the group insurance contract for the City of Côte Saint-Luc;

WHEREAS “Groupe Financier AGA Inc.” confirms in the said report that the financial conditions proposed by the insurer (SSQ Groupe Financier) for the period of April 1st 2008 to March 31, 2009, are justified;

WHEREAS the report of “Groupe Financier AGA Inc.” report indicates that the insurer honoured the financial commitments it made in its tender for its contract;

WHEREAS this is the third year of a maximum five (5) year contract with the insurer;

WHEREAS “Groupe Financier AGA Inc.” recommends acceptance of the terms of renewal proposed by the insurer (SSQ Groupe Financier), for the period of April 1st, 2008 to March 31st, 2009;

It was

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

“THAT the conditions for renewal of the group insurance contract proposed by the insurer (SSQ Groupe Financier), for the period of April 1st, 2008 to March 31st, 2009, for an amount not exceeding \$300,900.00, including taxes, are approved by the Côte Saint-Luc City Council;

THAT the City Manager or Director of Human Resources is authorized to sign, on behalf of the City of Côte Saint-Luc, any and all documents required for the above purposes;

THAT Treasurer's certificate number TC08-0053 dated March 6, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

080317

**FINANCE – APPROVAL OF THE DISBURSEMENTS FOR THE PERIOD FROM
FEBRUARY 1, 2008 TO FEBRUARY 29, 2008**

It was

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

AND RESOLVED:

"THAT the Côte Saint-Luc City Council approves the attached list of disbursements for the period of February 1, 2008 to February 29, 2008 for a total amount of \$2,693,855.44 in Canadian Funds;

THAT Treasurer's certificate number TC08-0052 dated March 4, 2008 has been issued by the City Treasurer attesting to the availability of funds to cover the described expenses;

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

080318

**RESOLUTION TO APPROVE THE REVISED PLAN TEXT OF THE
SUPPLEMENTAL PENSION PLAN FOR THE EMPLOYEES OF THE CITY OF
CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

"THAT the Côte Saint-Luc City Council approves the content of the revised plan text of the Supplemental Pension Plan for the employees of the City of Côte Saint-Luc as of January 1, 2006, annexed to the minutes as Annex A to form an integral part thereof and comprising of 68 pages."

CARRIED UNANIMOUSLY

080319

BORROWING FROM THE WORKING FUND FOR CAPITAL EXPENDITURES

WHEREAS the Côte Saint-Luc City Council created a working fund on April 16, 2007 under by-law number 2256;

It was

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

AND RESOLVED:

"THAT the Côte Saint-Luc City Council authorizes the borrowing of an amount of \$80,000 from the working fund to purchase computer equipment;

THAT the Council shall provide, every year, out of its general funds, a sum sufficient to repay the loan into the working fund;

THAT the terms of repayment shall not exceed five (5) years.”
CARRIED UNANIMOUSLY

080320

**PARKS AND RECREATION – PURCHASE OF ONE WATERSLIDE FOR THE
CÔTE SAINT-LUC MUNICIPAL POOL**

WHEREAS the City of Côte Saint-Luc wishes to purchase a waterslide for the Côte Saint-Luc municipal swimming pool;

WHEREAS the City has made an invited call to tender (C-07-08) according to the law for the above-mentioned waterslide;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT, Côte Saint-Luc City Council hereby authorizes an expense of \$48,230.00, plus applicable taxes, payable to Aquam Aquatic Specialist Inc. for the design, building and installation of a waterslide for the Côte Saint-Luc municipal swimming pool;

THAT Treasurer's certificate number TC08-0054 dated March 6, 2008 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 GIVEN THAT THERE IS ONLY ONE TENDER AND THAT HE IS PERSONALLY NOT PLEASED WITH THE COMPANY'S PAST PERFORMANCE WITH THE CITY

080321

**ENGINEERING – VENTILATION SYSTEM CLEANING FOR CITY HALL AND
LIBRARY**

WHEREAS the City of Côte Saint-Luc wishes to clean the ventilation system in its City Hall and its Library;

WHEREAS the City has made a public call to tender (C-04-08) according to the law for the above-mentioned services;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

"THAT Côte Saint-Luc City Council hereby authorizes an expense of \$32,923.83, plus applicable taxes, payable to Steamatic Metropolitan Inc. for the ventilation system cleaning in City Hall and the Eleanor London Côte Saint-Luc Public Library;

THAT Treasurer's certificate number TC08-0050 dated March 4, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080322

PUBLIC WORKS – AUTHORIZATION OF THE EXPENSE OF ADDITIONAL HOURS OF OPERATION FOR THE GRADERS

It was

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

AND RESOLVED:

"THAT, Côte Saint-Luc City Council hereby authorizes the following expense concerning the additional hours of operation of the four graders for the 2007-2008 winter season payable to Les Entreprises Canbec Construction Inc. at an hourly fee of \$238.80, plus applicable taxes, which shall not exceed 200 hours per grader for an amount not to exceed \$191,040.00, plus applicable taxes;

THAT Côte Saint-Luc City Council hereby authorizes that said amounts be transferred from the unrestricted cumulative surplus at December 31, 2006 to cover the described expenses;

THAT Treasurer's certificate number TC08-0049 dated March 4, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080323

PUBLIC WORKS – AUTHORIZATION OF THE EXPENSE OF ADDITIONAL HOURS OF OPERATION FOR THE BULLDOZERS

It was

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

AND RESOLVED:

"THAT, Côte Saint-Luc City Council hereby authorizes the following expense concerning the additional hours of operation for each of the two bulldozers for the 2007-2008 winter season:

- 1) Les Entreprises Canbec Construction Inc. payable at an hourly fee of \$171.75 plus applicable taxes which shall not exceed 400 hours for an amount which shall not exceed \$68,700.00, plus applicable taxes; and
- 2) L.A. Hébert Ltée payable at an hourly fee of \$173.00, plus applicable taxes, which shall not exceed 400 hours for an amount which shall not exceed \$69,200.00, plus applicable taxes;

THAT Côte Saint-Luc City Council hereby authorizes that said amounts be transferred from the unrestricted cumulative surplus at December 31, 2006 to cover the described expenses;

THAT Treasurer's certificate number TC08-0048 dated March 3, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080324

PARKS AND RECREATION – PREPARATION OF TENNIS COURTS FOR THE 2008 SEASON

WHEREAS the City of Côte Saint-Luc wishes to prepare its tennis courts for the 2008 spring/summer season;

WHEREAS the City has obtained quotes (Q-02-08) for the above-mentioned goods and services;

It was

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

AND RESOLVED:

"THAT Côte Saint-Luc City Council, hereby approves an expense payable to PC Court Ltée in the amount of \$10,540.00, plus applicable taxes, for the preparation of the tennis courts the whole as per quote number Q-02-08;

THAT Treasurer's certificate number TC08-0051 dated March 4, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080325

URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION PROGRAMS (SPAIP) – 7939-7945 MACKLE – 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 February 11, 2008 showing the addition of a mezzanine for seven townhouses as well as only one color of brick for the seven units for Phase 1 on lot 1052345 at 7939-7945 Mackle and prepared by Gemayel & Kirimdtchiev, architects for the Planning Advisory Committee meeting of February 19, 2008, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc."

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLOR DIDA BERKU
DISSENTING

080326

URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION PROGRAMS (SPAIP) – LOT 1290381 – CITY OF CÔTE SAINT-LUC

This item was deferred to a subsequent meeting.

080327

**URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION
PROGRAMS (SPAIP) – 1290385 – CITY OF CÔTE SAINT-LUC**

This item was deferred to a subsequent meeting.

080328

**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.

080329

**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.

080330

**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.

080331

**URBAN PLANNING – SALE OF A CITY-OWNED LANE ADJACENT TO
670 WOLSELEY**

It was

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

AND RESOLVED:

"THAT Côte Saint-Luc City Council hereby agrees to enter into the attached agreement (“Agreement”) annexed hereto as Annex B to form an integral part of the minutes to sell a city–owned lane with cadastral number 1 292 344 for an amount of \$10,542.00 plus applicable taxes;

THAT said sale shall be pursuant to the terms and conditions of the Agreement;

THAT the purchaser be authorized to designate a Notary and that the fees for said Notary be paid for by the purchaser;

THAT said Notary be authorized to prepare the Deed of Sale to give effect to the foregoing Agreement;

THAT the Deed of Sale shall be subject to the approval of the Côte Saint-Luc City Council;

THAT all costs relating to the Agreement, including but not limited to, any necessary subdivisions, land surveyors to assign cadastral numbers, preparation of the deed of sale, its registration, notarial fees, transfer duties and the necessary copies thereof, including *two* (2) copies for the City, be paid for by the purchaser, who will assume all future instalments of all assessments to be made to the date of the signing of the Deed of Sale;

THAT the City's Director of Purchasing and Contracts, Director of Legal Services or City Manager be authorized to sign the Agreement on behalf of the City;

THAT the Mayor or the Acting Mayor and the City Clerk, City Manager or the Director of Purchasing and Contracts be and are hereby authorized to sign the Deed of Sale on behalf of the City."

CARRIED UNANIMOUSLY

080332

**URBAN PLANNING – SALE OF CITY-OWNED LANES SURROUNDING
5521 WOLSELEY**

It was

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

AND RESOLVED:

"THAT Côte Saint-Luc City Council hereby agrees to enter into the attached agreement ("Agreement") annexed hereto as Annex C to form an integral part of the minutes to sell two city-owned lanes with cadastral numbers 1 054 598 and 1 058 209, for an amount of \$22,480.00 plus applicable taxes;

THAT said sale shall be pursuant to the terms and conditions of the Agreement;

THAT the purchaser be authorized to designate a Notary and that the fees for said Notary be paid for by the purchaser;

THAT said Notary be authorized to prepare the Deed of Sale to give effect to the foregoing Agreement;

THAT the Deed of Sale shall be subject to the approval of the Côte Saint-Luc City Council;

THAT all costs relating to the Agreement, including but not limited to, any necessary subdivisions, land surveyors to assign cadastral numbers, preparation of the deed of sale, its registration, notarial fees, transfer duties and the necessary copies thereof, including *two* (2) copies for the City, be paid for by the purchaser, who will assume all future instalments of all assessments to be made to the date of the signing of the Deed of Sale;

THAT the City's Director of Purchasing and Contracts, Director of Legal Services or City Manager be authorized to sign the Agreement on behalf of the City;

THAT the Mayor or the Acting Mayor and the City Clerk or the Director of Purchasing and Contracts or the City Manager be and are hereby authorized to sign the Deed of Sale on behalf of the City."
CARRIED UNANIMOUSLY

080333

REPLACEMENT OF COUNCILLOR MITCHELL BROWNSTEIN AS A MEMBER OF THE PLANNING ADVISORY COMMITTEE WITH MRS. MARGO DENNICK

WHEREAS Council at its meeting of February 11, 2008 appointed, *inter-alia*, Mitchell Brownstein as one of the members of the Planning Advisory Committee;

WHEREAS Council wishes to replace the aforementioned Mr. Brownstein with Mrs. Margo Dennick, architect, as a Planning Advisory Committee member (resident)

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT Council hereby replaces Mitchell Brownstein with Mrs. Margo Dennick, architect, as a Planning Advisory Committee member (resident) effective immediately."

CARRIED UNANIMOUSLY

080334

LIBRARY – AUTHORIZATION TO APPLY FOR A GRANT FROM THE QUEBEC MINISTER OF CULTURE, COMMUNICATIONS AND THE STATUS OF WOMEN

WHEREAS the Quebec Minister of Culture, Communications and the Status of Women has made funds available to autonomous public libraries through the program of 'Project Support' to support Collection Development;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

"THAT the Council hereby authorizes the City of Côte Saint-Luc to request a grant for financial aid from the Quebec Minister of Culture, Communications and the Status of Women under the Program of 'Project Support' – for the projects in Collection Development for autonomous public libraries for the financial year 2008;

THAT Tanya Abramovitch, Director of Library Services, or in her absence, Lisa Milner, Manager of Administrative Services, Library, be and is hereby authorized to sign all documents related to this request, in particular the agreement to be signed with the Department of Culture and Communications;

THAT said resolution shall be accepted for immediate action."

CARRIED UNANIMOUSLY

080335

NOTICE OF MOTION – BY-LAW 2125-1 TO BE ENTITLED: “BY-LAW NO 2125-1 AMENDING BY-LAW NO. 2125 REGULATING THE CONSTRUCTION, MODIFICATION, LOCATION AND INSTALLATION OF HYDRO POLES, TOWERS AND TRANSMISSION LINES IN THE CITY OF CÔTE SAINT-LUC”

This item was deferred to a subsequent meeting.

080336

RESOLUTION TO WAIVE THE READING OF BY-LAW 2125-1 TO BE ENTITLED: “BY-LAW NO 2125-1 AMENDING BY-LAW NO. 2125 REGULATING THE CONSTRUCTION, MODIFICATION, LOCATION AND INSTALLATION OF HYDRO POLES, TOWERS AND TRANSMISSION LINES IN THE CITY OF CÔTE SAINT-LUC”

This item was deferred to a subsequent meeting.

080337

ADOPTION OF BY-LAW ENTITLED: “BY-LAW 2280-1 AMENDING BY-LAW 2280 CONCERNING THE DELEGATION OF AUTHORITY TO THE OFFICERS AND EMPLOYEES OF THE CITY IN ORDER TO AWARD SPENDING POWERS OF \$1,000.00 TO PUBLIC WORKS FOREMEN ”

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT By-law entitled: “By-law 2280-1 amending By-law 2280 concerning the delegation of authority to the officers and employees of the city in order to award spending powers of \$1,000.00 to public works foremen” be and is hereby adopted and numbered 2280-1;

THAT it be promulgated according to law.”

CARRIED UNANIMOUSLY

080338

NOTICE OF MOTION – BY-LAW 2295 TO BE NUMBERED AND ENTITLED: “BY-LAW CONCERNING THE DIVISION OF THE MUNICIPALITY OF CÔTE SAINT-LUC INTO EIGHT (8) ELECTORAL DISTRICTS”

Councillor Ruth Kovac gave notice of motion that By-Law 2295 entitled: “By-law concerning the division of the municipality of Côte Saint-Luc into eight (8) electoral districts” will be presented at a later meeting for adoption.

080339

APPOINTMENT OF COUNCILLOR MITCHELL BROWNSTEIN AS ACTING MAYOR OF THE CITY OF CÔTE SAINT-LUC – APRIL 1, 2008 UP TO AND UNTIL JUNE 30, 2008

It was

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

AND RESOLVED:

“THAT Councillor Mitchell Brownstein is and shall be named Acting Mayor of the City of Côte Saint-Luc, effective April 1, 2008 up to and until June 30, 2008 inclusively, and further that the aforementioned Councillor Brownstein 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

080340

**CERTIFICATE OF THE DIRECTOR OF LEGAL SERVICES AND CITY CLERK
RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2286**

The Director of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on February 13, 2008, concerning by-law 2286 entitled: “*By-law authorising a loan of \$120,000 for the purchase of vehicles*”:

The number of persons qualified to vote on the by-law is 22,690;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 567;

The number of persons qualified to vote who have registered is 0.

Therefore, by-law 2286 has been deemed approved by the persons qualified to vote.

080341

**CERTIFICATE OF THE DIRECTOR OF LEGAL SERVICES AND CITY CLERK
RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2287**

The Director of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on March 5, 2008, concerning by-law 2287 entitled: “*By-law authorising a loan of \$1,411,000 for the resurfacing of various roads and the replacement of various sidewalk sections*”:

The number of persons qualified to vote on the by-law is 22,543;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 564;

The number of persons qualified to vote who have registered is 0.

Therefore, by-law 2287 has been deemed approved by the persons qualified to vote.

080342

**CERTIFICATE OF THE DIRECTOR OF LEGAL SERVICES AND CITY CLERK
RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2288**

The Director of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on March 5, 2008, concerning by-law 2288 entitled: *“By-law authorising a loan of \$775,000 for the renovation of the pump station and its equipment on Westminster Avenue”*:

The number of persons qualified to vote on the by-law is 22,543;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 564;

The number of persons qualified to vote who have registered is 0.

Therefore, by-law 2288 has been deemed approved by the persons qualified to vote.

080343

**CERTIFICATE OF THE DIRECTOR OF LEGAL SERVICES AND CITY CLERK
RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2289**

The Director of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on March 5, 2008, concerning by-law 2289 entitled: *“By-law authorising a loan of \$200,000 for the renovation of the building envelopes of the City Hall located at 5801 Cavendish Boulevard and the Eleanor London Côte Saint-Luc Public Library located at 5851 Cavendish Boulevard”*:

The number of persons qualified to vote on the by-law is 22,543;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 564;

The number of persons qualified to vote who have registered is 0.

Therefore, by-law 2289 has been deemed approved by the persons qualified to vote.

080344

**CERTIFICATE OF THE DIRECTOR OF LEGAL SERVICES AND CITY CLERK
RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2290**

The Director of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on March 5, 2008, concerning by-law 2290 entitled: *“By-law authorising a loan of \$200,000 for the replacement of various roofs”*:

The number of persons qualified to vote on the by-law is 22,543;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 564;

The number of persons qualified to vote who have registered is 0.

Therefore, by-law 2290 has been deemed approved by the persons qualified to vote.

080345

**CERTIFICATE OF THE DIRECTOR OF LEGAL SERVICES AND CITY CLERK
RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2291**

The Director of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on March 5, 2008, concerning by-law 2291 entitled: *“By-law authorising a loan of \$500,000 for the upgrade of various parks and playground facilities”*:

The number of persons qualified to vote on the by-law is 22,543;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 564;

The number of persons qualified to vote who have registered is 0.

Therefore, by-law 2291 has been deemed approved by the persons qualified to vote.

080346

**CERTIFICATE OF THE DIRECTOR OF LEGAL SERVICES AND CITY CLERK
RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2292**

The Director of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on March 5, 2008, concerning by-law 2292 entitled: *“By-law authorising a loan of \$50,000 for tree planting”*:

The number of persons qualified to vote on the by-law is 22,543;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 564;

The number of persons qualified to vote who have registered is 0.

Therefore, by-law 2292 has been deemed approved by the persons qualified to vote.

080347

**CERTIFICATE OF THE DIRECTOR OF LEGAL SERVICES AND CITY CLERK
RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2293**

The Director of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on March 5, 2008, concerning by-law 2293 entitled: *“By-law authorising a loan of \$125,000 for the purchase and installation of software for the Parks and Recreation department”*:

The number of persons qualified to vote on the by-law is 22,543;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 564;

The number of persons qualified to vote who have registered is 0.

Therefore, by-law 2293 has been deemed approved by the persons qualified to vote.

080348

**CERTIFICATE OF THE DIRECTOR OF LEGAL SERVICES AND CITY CLERK
RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2294**

The Director of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on March 5, 2008, concerning by-law 2294 entitled: *“By-law authorising a loan of \$550,000 for the purchase of heavy vehicles and motor vehicles for the Public Works department”*:

The number of persons qualified to vote on the by-law is 22,543;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 564;

The number of persons qualified to vote who have registered is 0.

Therefore, by-law 2294 has been deemed approved by the persons qualified to vote.

080349

**TABLING OF MINOR CORRECTION TO THE COUNCIL MINUTES OF THE
MEETING OF JANUARY 21, 2008 ADJOURNED TO JANUARY 28, 2008**

Pursuant to Article 91.2 of the *Cities and Towns Act*, the Clerk filed a copy of the minutes of the correction concerning resolution number 080133. The correction was to the third WHEREAS as it previously indicated \$19,493.51, plus taxes, where it should have stated \$19,493.51, including applicable taxes.

080350

**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 April 3, 2008 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 April 3, 2008 as follows:

- to authorize the Mayor or his duly authorized replacement 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 April 3, 2008 based on the information to be presented during those meetings."

CARRIED UNANIMOUSLY

080351

OTHER BUSINESS – RESOLUTION RE: AMENDMENT TO THE MUNICIPAL TAX ACT

WHEREAS the CP yard in the City of Côte Saint-Luc is one of the most important rail yards in the Province of Quebec, with a tax return representing a significant portion for the City and the Agglomeration;

WHEREAS the discriminatory taxation system (40% of the applicable normal tax rate) for railyards in Quebec, which was introduced in 1992, gives the railways a substantial tax relief;

WHEREAS the discriminatory taxation system currently in force results in an annual shortfall in tax revenue of more than \$1.3 M annually for the City of Côte Saint-Luc and the Agglomeration as more fully appears from the annexes attached hereto to form an integral part of this resolution (Annex 1 to Annex 8);

WHEREAS in addition, since 1992, the assessment values of railyards did not go up the same way as the values of other properties, notably because of numerous protests as fully appears from Annex 9 to form an integral part of this resolution;

It was

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

AND RESOLVED:

« THAT the City of Côte Saint Luc supports the request for amendment submitted by the City of Montreal to the Government of Quebec in order to allow municipalities to fully tax the railyards (100% of the applicable tax rate);

THAT this resolution be sent to the Premier of Quebec, Mr. Jean Charest; the Minister of Municipal Affairs and Regions, Nathalie Normandeau; the Minister of Justice, Mr. Jacques P. Dupuis; M.N.A. for D'Arcy McGee, Mr. Lawrence Bergman and to all the related municipalities of the Agglomeration of Montreal.»
CARRIED UNANIMOUSLY

SECOND QUESTION PERIOD

The Second question period started at 9:38 p.m. and finished at 9:52 p.m. Three (3) people asked to speak and they were heard.

1) Alex Davis

The resident wished to congratulate the City on its effective snow removal operations.

The resident inquired as to why certain Site Plan approvals were deferred tonight to which Mayor Housefather responded that the City's Planning Advisory Committee is presently working with the requesters to see if they can come up with a mutually satisfactory design.

The resident referred to a development project on Robert Burns and then requested that the City of Côte Saint-Luc not adopt non-expedient by-laws such as those adopted by the City of Montreal to which all members of council took note.

2) Dr. Bernard Tonchin

The resident commented that on the whole, the City is doing a good job regarding its snow removal operations but stated that at 2:30 this afternoon, he had difficulties exiting his driveway and had to shovel the snow to clear an aggress path. He then made certain suggestions regarding snow removal operations to which Councillor Brownstein responded that since the Director of Public Works is presently in the audience, he can take note of the suggestions and implement them if he deems them viable.

3) Avrum Shtern

The resident opined that for the removal of sidewalks it's 'hit and miss' to which Councillor Levine responded that the City is presently implementing a procedure of first removing snow on sidewalks on alternate sides of the street so that each street has at least one side cleared expeditiously prior to both sides being cleared.

The resident made reference to Councillor Berku's resolution concerning the railway tax and opined that while the environmental impact of railways may be pernicious (i.e. nuisance regarding to noise and vibrations), it is important to compare the alternative. He explained that it is important to keep in mind that railways are very energy-efficient and not as polluting as trucks and since highways have been nationalized for over 100 years, it is important to *level the playing field* to which all members of council took note of his comments.

080352

APPROVAL OF THE ADJOURNMENT OF THE MEETING

It was

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

AND RESOLVED:

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

CARRIED UNANIMOUSLY

AT 9:52 P.M. MAYOR HOUSEFATHER DECLARED THE MEETING CLOSED.

ANTHONY HOUSEFATHER
MAYOR

JONATHAN SHECTER
DIRECTOR OF LEGAL SERVICES
AND CITY CLERK