

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON
MONDAY, JULY 14, 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 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. Jonathan Shecter, Director of Legal Services and City Clerk,
acted as Secretary of the meeting

080701

**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:

Private Colin Wilmot

- July 7, 2008

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
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, Carl Garber, Branch 97;

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

QUESTION PERIOD

The question period started at 8:10 p.m. and finished at 8:36 p.m. Eight (8) people asked to speak and they were heard.

1) Eric Berman

The resident advised council that the lawn at 5556 Randall is messy as weeds are growing and skunks and raccoons are rampant on said lawn and sought an update from council as to what was occurring regarding said lawn. The resident then opined that the owner of 6521 Merton was persistently infracting upon City by-laws. Mayor Housefather responded to the resident that the Urban Planning Department will look into the resident's complaints and investigate the matter and if the owner of 6521 Merton is infracting upon City by-laws, he shall receive fines.

2) Dr. Bernard Tonchin

The resident advised council that he is speaking on behalf of his fellow resident, Mr. Irving Itman who wishes to personally congratulate Mayor Housefather regarding the new agreement he, along with his fellow Mayors, was able to reach concerning the agglomeration reform. He then transmitted congratulations on behalf of Mr. Itman to Councillor Nashen concerning his success in being able to save Côte Saint-Luc's Emergency Medical Services.

The resident then inquired with Mayor Housefather as to whether there were particular problems within the City with noise, drugs and drinking. Mayor Housefather explained to the resident that there was no over-reaching problem for which he was aware and that if there are isolated incidents, the City does its utmost to follow up.

3) Penny Shulman

The resident commented that the snow dump on Marc Chagall was aesthetically displeasing and given its present state, may cause disease. Mayor Housefather explained to the resident that he has been reassured by the City's Public Works Director that the snow dump in its present state is no cause for any health concerns and its present height is due to the excessive amount of snow which fell this winter.

4) Barry Klar

The resident tabled a petition in support of banning pit bulls at the City's dog run and advised council that pit bulls were dangerous and that the United States Supreme Court upheld legislation to ban them. Mayor Housefather explained to the resident that the City would examine the request and get back to him.

5) Joe Goldberg

The resident complained regarding the location of the recycling bins on or near Honoré de Balzac to which Mayor Housefather responded that the City will look into whether they can move the bins from their present location and should it be unable to, the City would look into being extra vigilant regarding their cleanliness.

6) Susan Wahrman

The resident went on record as opposing the building of a strip mall on Marc Chagall to which Mayor Housefather responded that tonight, council will be adjudicating upon a zoning change in the zone in question in view of entertaining the building of a townhouse project. The resident then wished to table a petition to support a townhouse project.

7) Bernie Skarf

The resident explained to council that the City started planting bushes on Wallenberg but that the task was incomplete to which Mayor Housefather responded that the Public Works department could look into the matter.

The resident then complained that the light standards on Mackle need to be painted to which Mayor Housefather responded that the City's priority is for the light standards to be safe and functional but not necessarily aesthetically perfect.

8) Samuel Rappaport

The resident made reference to the complaint raised by his fellow resident Joe Goldberg regarding the location of the recycling bins on Honoré de Balzac to which Mayor Housefather reiterated that the City, on a best efforts basis, would be amenable to looking into an alternative location. He then explained that those illegally causing the area to be messy would be fined if witnessed.

The resident then complained that his fellow residents conducting garage sales posted signs which were aesthetically displeasing to which Mayor Housefather responded that such signs are usually posted for a short period of time and the City would not, in principle, be draconian with its residents for posting such signs. He clarified however that should residents refuse and / or neglect to remove said signs within a timely delay, the City's by-law governing signs and billboards would be enforced.

BUSINESS ARISING FROM THE MINUTES – PRESERVATION OF EMERGENCY MEDICAL SERVICES IN PERPETUITY

Councillor Berku went on record as recognizing something really significant that happened in the past month. She explained that Mayor Housefather, Councillor Nashen and Councillor Kovac successfully lobbied to save Côte Saint-Luc's Emergency Medical Services. She then opined that, 'this is the most significant thing that has happened since I have been a councillor.'

She thus wished to commend all concerned who were successful in convincing the National Assembly to recognize Côte Saint-Luc's Emergency Medical Services in perpetuity. She explained that the success was due to effective strategy, the total cohesiveness of this council and the efforts expended by the City's M.N.A. Lawrence Bergman. Councillor Berku then expressed her pride as being a member of this council who was able to achieve the aforementioned success.

Councillor Nashen then explained to the public that under the leadership of Mayor Housefather, the success of the City was quite extraordinary. He explained to the public that the National Assembly heard the City's concerns to preserve and maintain a 'proven life-saving entity'. He then explained to the public that the City has built a service that is a model for the rest of Quebec.

Mayor Housefather then wished to clarify the context of the issue for the public. He explained that in 2003, the City of Montreal signed a collective agreement with its firefighters allotting them the task of first response. He explained that he, along with his fellow councillor, Councillor Berku, imparted the importance that the Collective Agreement cannot preclude the existence of E.M.S. He explained to the public that Côte Saint-Luc did not receive cooperation from the City of Montreal in accomplishing the goal of legally preserving E.M.S. He then explained that when Côte Saint-Luc decided to demerge, a Transition Committee was appointed and the City (being reconstituted) worked with the said Transition Committee to ensure that E.M.S. was preserved (at least) for a three year period to allot the necessary

time to it to work out a permanent agreement with the City of Montreal. He then explained that throughout this three year period, the City of Côte Saint-Luc conducted an intensive lobbying effort. Consequently, he explained, the City's own views got listened to at a high level of government. He further explained that the City was supported by its fellow reconstituted cities. To this end, not only did Côte Saint-Luc succeed in preserving its Emergency Medical Services on a permanent basis but also was successful in convincing the City of Montreal and its fellow reconstituted cities to exempt Côte Saint-Luc from contributing to paying a portion of the costs to fund the Agglomeration's first responder services as this, he explained, would have been *double taxation*. Mayor Housefather then imparted a strong message to the public that in politics, it is legitimately possible to indeed make a difference.

Councillor Levine then went on record as stating that Côte Saint-Luc's Emergency Medical Services is comprised of volunteers who become fine physicians and nurses and that the City procured the best deal in the world as the value for its service is *priceless*.

080702

**CONFIRMATION OF THE MINUTES OF THE REGULAR MEETING OF
COUNCIL DATED JUNE 16, 2008**

It was

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

AND RESOLVED:

"THAT the Minutes of the Regular Meeting of Council dated June 16, 2008 be and are hereby approved as submitted."
CARRIED UNANIMOUSLY

080703

**CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING OF COUNCIL
DATED JUNE 23, 2008**

It was

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

AND RESOLVED:

"THAT the Minutes of the Special Meeting of Council dated June 23, 2008 be and are hereby approved as submitted."
CARRIED UNANIMOUSLY

080704

MONTHLY DEPARTMENTAL REPORTS FOR JUNE 2008

It was

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

AND RESOLVED:

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

CARRIED UNANIMOUSLY

080705

HUMAN RESOURCES – PARKS AND RECREATION DEPARTMENT – HIRING OF WHITE AND BLUE COLLAR AUXILIARY EMPLOYEES

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED

“THAT the Côte Saint-Luc City Council approves the hiring of the White and Blue Collar auxiliary employees whose names are listed in the document entitled “Part-Time Employees – White Collars” dated July 7, 2008 and “Part-Time Employees – Blue Collars” dated July 9, 2008, and that said employees shall commence as per the respective dates indicated on the aforementioned list;

THAT Treasurer’s certificate number TC08-0101 dated July 3, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

080706

HUMAN RESOURCES – PUBLIC WORKS – HIRING OF BLUE COLLAR AUXILIARY EMPLOYEES

It was

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

AND RESOLVED

“THAT the Côte Saint-Luc City Council approves the hiring of the Blue Collar employees whose names are listed in the document entitled “Part-Time Employees – Blue Collars” list and that said employees shall commence as per their respective dates indicated on the aforementioned list;

THAT Treasurer’s certificate number TC08-0102 dated July 3, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

080707

HUMAN RESOURCES – ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY – APPOINTMENT OF A PRINCIPAL LIBRARY CLERK – WHITE COLLAR, PERMANENT POSITION

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the appointment of Ghislaine Auberjuste as a Principal Library Clerk into a White Collar, permanent position, effective May 21, 2008;

THAT Treasurer's certificate number TC08-0103 dated July 3, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080708

**HUMAN RESOURCES – ELEANOR LONDON CÔTE SAINT-LUC PUBLIC
LIBRARY – APPOINTMENT OF LIBRARY TECHNICIAN – WHITE COLLAR,
PERMANENT POSITION**

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the appointment of Lynn Burgess as a Library Technician into a White Collar, permanent position, effective July 14, 2008;

THAT Treasurer's certificate number TC08-0115 dated July 8, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080709

**HUMAN RESOURCES – INFORMATION TECHNOLOGY - APPOINTMENT OF
INFORMATION TECHNOLOGY MANAGER – MANAGEMENT POSITION**

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the appointment of Denis Coulombe as the Information Technology Manager into a Management position, effective June 20, 2008;

THAT Treasurer's certificate number TC08-0104 dated July 3, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

COUNCILLOR ALLAN J. LEVINE LEFT THE ROOM

080710

**HUMAN RESOURCES – INFORMATION TECHNOLOGY – ABOLITION OF
PRINCIPAL TECHNICIAN – WHITE COLLAR, PERMANENT POSITION**

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED

"THAT the Côte Saint-Luc City Council abolishes the position of Principal Technician - Information Technology, a White Collar, permanent position, effective June 20, 2008."

CARRIED UNANIMOUSLY

080711

**HUMAN RESOURCES – PUBLIC SECURITY – HIRING OF PUBLIC SECURITY
OFFICER – WHITE COLLAR, AUXILIARY POSITION**

It was

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

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the hiring of Andrea Blaustein as a Public Security Officer into a White Collar, auxiliary position, effective June 26, 2008;

THAT Treasurer's certificate number TC08-0105 dated July 3, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

COUNCILLOR ALLAN J. LEVINE RETURNED TO THE ROOM

080712

**HUMAN RESOURCES – PUBLIC SECURITY – HIRING OF PUBLIC SECURITY
OFFICER – WHITE COLLAR, AUXILIARY POSITION**

It was

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

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the hiring of Pierre Gauvin as a Public Security Officer into a White collar, auxiliary position, effective June 23, 2008;

THAT Treasurer's certificate number TC08-0106 dated July 3, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080713

**HUMAN RESOURCES – PUBLIC WORKS – HIRING OF URBAN PLANNING
MANAGER – MANAGEMENT POSITION**

It was

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

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the hiring of Jordy Reichson as the Manager of Urban Planning into a Management position for a one (1) year contract, effective July 21, 2008;

THAT Treasurer's certificate number TC08-0107 dated July 3, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080714

**HUMAN RESOURCES – PUBLIC WORKS – APPOINTMENT OF WASTE,
ENVIRONMENT AND SAFETY TECHNICIAN – MANAGEMENT POSITION**

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED

"That the Côte Saint-Luc city council approves the appointment of Oriana Familiar into the Management position of Waste, Environment and Safety Technician, effective July 15, 2008;

THAT Treasurer's certificate number TC08-0116 dated July 8, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080715

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

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the re-hiring of Tye Hunt for a five (5) month contract as the Assistant Waste, Environment and Safety Technician (Management position), effective July 14, 2008;

THAT Treasurer's certificate number TC08-0120 dated July 9, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080716

**HUMAN RESOURCES – LEGAL SERVICES AND CITY CLERK, HIRING OF
SUMMER STUDENT EMPLOYEE**

It was

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

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the hiring of Julie Jean as a summer student employee, for a period of eight (8) weeks, effective July 15, 2008;

THAT Treasurer's certificate number TC08-0117 dated July 8, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080717

**HUMAN RESOURCES – EMERGENCY MEDICAL SERVICES – EXTENSION OF
CONTRACT – COORDINATOR OF ADMINISTRATIVE SERVICES**

WHEREAS Melaine Selby was hired as a Coordinator of Administrative Services, Emergency Medical Services, for the period between August 13, 2007 and August 8, 2008; and

WHEREAS the City wishes to extend her contract;

It was

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

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the extension of the contract of Melaine Selby as Coordinator of Administrative Services, Emergency Medical Services, for a one (1) year period ending August 14, 2009;

THAT Treasurer's certificate number TC08-0118 dated July 8, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

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080718

**RESOLUTION TO APPROVE THE DISBURSEMENTS FOR THE PERIOD OF
JUNE 1ST TO JUNE 30TH 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 June 1st to June 30th 2008 for a total amount of \$4,149,128.37 in Canadian Funds;

THAT Treasurer's certificate number TC08-0113 dated July 8, 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

080719

**NOTICE OF MOTION – BY-LAW 2301 TO BE ENTITLED: “BY-LAW
CONCERNING THE INCREASE OF THE WORKING FUND FROM \$350,000 TO
\$1,000,000”**

Councillor Dida Berku gave a notice of motion that By-Law 2301 to be entitled: “By-law concerning the increase of the working fund from \$350,000 to \$1,000,000” will be presented at a later meeting for adoption.

080720

**RESOLUTION TO WAIVE THE READING OF BY-LAW 2301 TO BE ENTITLED:
“BY-LAW CONCERNING THE INCREASE OF THE WORKING FUND FROM
\$350,000 TO \$1,000,000”**

WHEREAS the above captioned by-law was given to members of Council on Monday, July 14, 2008;

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

Deleted: E

AND RESOLVED:

“THAT Côte Saint-Luc City Council unanimously waives the reading of the By-Law 2301 to be entitled: “By-law concerning the increase of the working fund from \$350,000 to \$1,000,000” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

080721

**RESOLUTION CONCERNING BORROWING FROM THE WORKING FUND FOR
CAPITAL EXPENDITURES**

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT Côte Saint-Luc City Council approves the borrowing from the working fund for an amount of \$201,750.05, plus applicable taxes to cover the payment, hereby approved, to Construction DJL Inc. for road reconstruction and resurfacing of Holland Road;

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;

THAT Treasurer's certificate TC08-0119 dated July 8, 2008 has been issued by the City Treasurer attesting to the availability of funds within the working fund to cover the described expenses."

CARRIED UNANIMOUSLY

080722

**BY-LAW ENTITLED: "BY-LAW CREATING THE FEE SCHEDULE FOR
CULTURAL, SPORTS AND LEISURE ACTIVITIES FOR THE FALL OF 2008
AND THE WINTER OF 2009" - ADOPTION**

It was

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

AND RESOLVED:

"THAT By-law entitled: "By-law creating the fee schedule for cultural, sports and leisure activities for the fall of 2008 and the winter of 2009" be and is hereby adopted and numbered 2297."

CARRIED UNANIMOUSLY

080723

**BY-LAW ENTITLED: "BY-LAW REPLACING THE FEE SCHEDULE FOR THE
RENTAL AND/OR USE OF CITY FACILITIES" - ADOPTION**

It was

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

AND RESOLVED:

"THAT By-law entitled: "By-law replacing the fee schedule for the rental and/or use of City facilities" be and is hereby adopted and numbered 2298."

CARRIED UNANIMOUSLY

080724

GRANT APPLICATION FOR THE INTERGENERATIONAL / AQUATIC CENTRE

WHEREAS the City of Côte Saint-Luc ("City") thoroughly investigated its needs concerning the construction of an Intergenerational / Aquatic Centre ("Project");

WHEREAS said investigation demonstrated a clear need for the Project;

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

"THAT the Côte Saint-Luc City Council endorses the application for a grant from the Government of Quebec, through its Ministry of Education, Leisure and Sports, within its program to support sports and recreation installations from the "Funds for the Development of Sport and Physical Activity Program";

THAT the City estimates the costs of the Project at \$15,600,000;

THAT the City requests a grant of \$7,500,000 from the Government of Quebec for the Project;

THAT in the event the City obtains said grant, the City is prepared to match the estimated balance of the capital costs - up to \$8,100,000;

THAT the City is prepared to incur the estimated costs between \$500,000 to \$710,000, on an annual basis, from its operating budget to be offset by revenue generated from levying tariffs;

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

080725

PUBLIC WORKS – AQUEDUCT REPAIR

WHEREAS the City has made an invited call for tender to obtain professional services to repair part of the Cavendish aqueduct (C-29-08) said tender called according to the law for which the City received two bids;

It was

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

AND RESOLVED:

"THAT Côte Saint-Luc City Council hereby awards the contract for professional services to repair part of the Cavendish aqueduct, pursuant to tender number C-29-08, to Dessau Inc. and authorizes payment of \$16,000.00, plus applicable taxes;

THAT Treasurer's certificate number TC08-0112 dated July 7, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080726

PUBLIC WORKS – PURCHASE ONE ROAD SWEEPER

WHEREAS the City has made a public for tender to purchase one (1) road sweeper (C-30-08) said tender called according to the law for which the City received three (3) bids;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

"THAT Côte Saint-Luc City Council hereby awards the contract to purchase one road sweeper, pursuant to tender number C-30-08, to Accessoires Outillage Inc. and authorizes payment of \$201,867.00, plus applicable taxes;

THAT Treasurer's certificate number TC08-0111 dated July 7, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080727

PUBLIC WORKS – PURCHASE ONE GARBAGE TRUCK WITH A BACK LOADER

WHEREAS the City has made a public for tender to purchase one (1) garbage truck with a back loader (C-02-08) said tender called according to the law for which the City received one (1) bid;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

"THAT Côte Saint-Luc City Council hereby awards the contract to purchase one (1) garbage truck with a back loader, pursuant to tender number C-02-08, to Location de camions Excellence PacLease Inc. and authorizes payment of \$106,830.00, plus applicable taxes;

THAT Treasurer's certificate number TC08-0108 dated July 7, 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 OPINING THAT ONE BIDDER WAS INSUFFICIENT AND A REAR LOAD GARBAGE TRUCK WAS NON-EXPEDIENT

080728

PUBLIC WORKS – PURCHASE TWO (2) TOYOTA MATRIX

WHEREAS the City has made an invited call for tender to purchase two (2) Toyota Matrix (C-35-08) said tender called according to the law for which the City received two (2) bids;

It was

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

AND RESOLVED:

"THAT Côte Saint-Luc City Council hereby awards the contract to purchase two (2) Toyota Matrix, pursuant to tender number C-35-08, to Toyota Montréal-Nord Inc. and authorizes payment of \$50,950.00, plus applicable taxes;

THAT Treasurer's certificate number TC08-0110 dated July 7, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080729

PUBLIC SECURITY – PURCHASE TWO (2) DODGE CARAVANS

WHEREAS the City has made an invited call for tender (C-03-08) to purchase two (2) Dodge Caravans, said tender called according to the law for which the City received three (3) bids;

It was

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

AND RESOLVED:

"THAT Côte Saint-Luc City Council hereby awards the contract to purchase two (2) Dodge Caravans, pursuant to tender C-03-08, to Rive-Sud Dodge Chrysler Inc. and authorizes payment of \$ 62,214.74, plus applicable taxes;

THAT Treasurer's certificate number TC08-0109 dated July 7, 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 OPINING THAT THE VEHICLES PURCHASED PROVIDE POOR FUEL CONSUMPTION

080730

PUBLIC WORKS – TRUCK RENTAL FOR 2008 WINTER SEASON

It was

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

AND RESOLVED:

"THAT Côte Saint-Luc City Council hereby authorizes payment of \$20,392.58, plus applicable taxes payable to Jack Vincelli Inc., for truck rentals for the 2008 winter season;

THAT Treasurer's certificate number TC08-0121 dated July 9, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080731

NOTICE OF MOTION – BY-LAW NO. 2299 TO BE ENTITLED: “BY-LAW CREATING THE FEE SCHEDULE FOR THE ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY FOR THE 2008 FALL SEASON”

Councillor Steven Erdelyi gave notice of motion that By-Law 2299 to be entitled: “By-law creating the fee schedule for the Eleanor London Côte Saint-Luc Public Library for the 2008 fall season” will be presented at a later meeting for adoption.

080732

RESOLUTION TO WAIVE THE READING OF BY-LAW 2299 TO BE ENTITLED: “BY-LAW CREATING THE FEE SCHEDULE FOR THE ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY FOR THE 2008 FALL SEASON”

WHEREAS, the above captioned by-law was given to members of Council on Thursday, July 10, 2008;

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 SAM GOLDBLOOM

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc waives the reading of By-Law No. 2299 to be entitled: “By-law creating the fee schedule 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

080733

NOTICE OF MOTION – BY-LAW NO. 2300 TO BE ENTITLED: “BY-LAW UPDATING THE SCHEDULE OF FEES AND FINES FOR THE ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY IN ORDER TO ESTABLISH THE ANNUAL VIDEO RENTAL MEMBERSHIP FEE AT \$25.00 FOR INDIVIDUALS AND \$40.00 FOR FAMILIES”

Councillor Steven Erdelyi gave notice of motion that By-Law 2300 to be entitled: “By-law updating the schedule of fees and fines for the Eleanor London Côte Saint-Luc Public Library in order to establish the annual video rental membership fee at \$25.00 for individuals and \$40.00 for families” will be presented at a later meeting for adoption.

080734

**RESOLUTION TO WAIVE THE READING OF BY-LAW 2300 TO BE ENTITLED:
"BY-LAW UPDATING THE SCHEDULE OF FEES AND FINES FOR THE
ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY IN ORDER TO
ESTABLISH THE ANNUAL VIDEO RENTAL MEMBERSHIP FEE AT \$25.00
FOR INDIVIDUALS AND \$40.00 FOR FAMILIES"**

WHEREAS, the above captioned by-law was given to members of Council on Thursday, July 10, 2008;

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 SAM GOLDBLOOM

AND RESOLVED:

"THAT the Council of the City of Côte Saint-Luc waives the reading of By-Law No. 2300 to be entitled: "By-law updating the schedule of fees and fines for the Eleanor London Côte Saint-Luc Public Library in order to establish the annual video rental membership fee at \$25.00 for individuals and \$40.00 for families."
CARRIED UNANIMOUSLY

080735

**URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION
PROGRAMS (SPAIP) – 6521 MERTON – CITY OF CÔTE SAINT-LUC**

This item was deferred to a subsequent meeting.

080736

**RESOLUTION TO ADOPT THE FINAL VERSION OF 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 RENAME THE ACTUAL ZONE
"CA-1" BY THE ZONE "RM-61"'"**

It was

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

AND RESOLVED:

"THAT by-law to amend the zoning by-law No. 2217, of the City of Côte Saint-Luc in order to rename the actual zone "CA-1" by the zone "RM-61" be and is hereby adopted and numbered 2217-33."
CARRIED UNANIMOUSLY

080737

**BY-LAW ENTITLED: "BY-LAW TO AMEND BY-LAW NO. 2275 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” - ADOPTION

This item was deferred to a subsequent meeting.

080738

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”

Councillor Allan J. Levine gave notice of motion that 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” will be presented at a later meeting for adoption.

080739

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”

WHEREAS, the above captioned by-law was given to members of Council on Thursday, July 10, 2008;

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. 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” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

080740

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”

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE

SECONDED BY COUNCILLOR RUTH KOVAC

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-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";

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 BY THE MAJORITY OF VOTES WITH COUNCILLORS DIDA BERKU AND STEVEN ERDELYI BOTH DISSENTING

Councillor Berku stated for the public that in principle, she is in favour of re-zoning for townhouses for this particular zone. She stated however, that she voted against the re-zoning of townhouses on Marc Chagall as she feels that certain portions of the project may be built right into the Hydro Quebec servitude such as balconies and patios. She further opposed putting housing up targeted for young families that close to hydro lines. She then explained to the public that council is not obligated to grant a re-zoning.

Councillor Erdelyi then explained that the effect of living close to high tension power lines is not one hundred per cent known. As a result, he explained, he could not and would not vote in favour of the project.

Councillor Nashen explained that he is not in favour of a commercial strip mall in that area. He further explained that ideally, he would prefer a residential development further away from the hydro wires than what is proposed. However, he explained that based upon his own research, he has found nothing conclusive regarding negative effects to living next to high tension power lines. He then explained that ultimately a municipality is not in a position to render a judgment regarding E.M.F's and in the absence of any conclusive advisory from a Federal or Provincial governmental agency, the burden falls upon the buyer to assume his liability.

Mayor Housefather then explained the public that the neighbourhood wants a townhouse project and not a strip mall. He further explained that the City must make it a priority to have affordable housing for young families. He then explained that the City must consider the views of the person who owns the land and also consider that presently (on the island of Montreal) it is common practice for people to live quite close to power lines. He then expressed his support for the project. He then explained that although Councillor Cohen was absent from tonight's meeting, he too wished to convey his support for the project.

080741A

URBAN PLANNING – 6791 ASHKELON - REPLACEMENT TREES

WHEREAS, the owner of 6791 Ashkelon ("the Property) requested to fell ("Fell) one (1) tree located in the front yard of the property.

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT, Council hereby requires that the tree to be Felled be replaced by one (1) tree with a diameter of 2 inches the whole pursuant to the terms and conditions of article 11-7-1 *et al* of Zoning By-law No. 2217;

THAT the tree be planted on the property.”

VOTED IN FAVOUR: COUNCILLORS RUTH KOVAC, SAM GOLDBLOOM, MITCHELL BROWNSTEIN

VOTED AGAINST: COUNCILLORS DIDA BERKU, STEVEN ERDELYI, GLENN J NASHEN AND ALLAN J. LEVINE

SINCE THE VOTE WAS FOUR DISSENTING AND THREE IN FAVOUR, THE RESOLUTION WAS DEFEATED.

080741B

URBAN PLANNING – 6791 ASHKELON - REPLACEMENT OF CUT TREES - REQUEST BY COUNCILLOR ERDELYI FOR RECONSIDERATION

Councillor Erdelyi then requested – as a councillor who dissented from the previous resolution - that council reconsider the resolution.

IT WAS PROPOSED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR DIDA BERKU

“THAT Council hereby reconsiders of the resolution to require replacement trees regarding the tree to be Felled on the property of 6791 Ashkelon”

CARRIED UNANIMOUSLY

080741 C

URBAN PLANNING – 6791 ASHKELON – PROPOSAL BY COUNCILLOR ERDELYI TO INCREASE THE LEVEL OF REPLACEMENT TREES FROM ONE (1) TO THREE (3)

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Councillor Erdelyi then proposed to have the resolution amended, as presented, to have the number of replacement trees increased from one (1) to three (3).

IT WAS PROPOSED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR DIDA BERKU

“THAT the amount of replacement trees to be adjudicated upon for the property located at 6791 Ashkelon be and are hereby increased from one (1) to three (3).

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLORS RUTH KOVAC, SAM GOLDBLOOM AND MITCHELL BROWNSTEIN ALL DISSENTING WITH BOTH COUNCILLORS GOLDBLOOM AND KOVAC REQUESTING THAT THE MATTER BE DEFERRED SO THAT IT BE ADJUDICATED UPON WHEN ALL (9) NINE MEMBERS OF COUNCIL ARE PRESENT¹

080741D

URBAN PLANNING – 6791 ASHKELON - REPLACEMENT TREES SUBSEQUENT TO THE RECONSIDERATION

¹ Councillor Mike Cohen was absent from tonight’s meeting.

MEMBERS OF COUNCIL THEN DELIBERATED UPON THE PROPOSED AMENDED RESOLUTION. THE DELIBERATIONS WERE AS FOLLOWS:

Councillors Goldbloom and Kovac requested that the matter be deferred to when a *full council* was present to which Mayor Housefather responded that this would not be possible considering the matter was just voted to be reconsidered and the matter is presently under deliberation.

Councillor Kovac called upon her fellow councillors to be consistent in their decision tonight with the decisions rendered last month in particular, replacing a tree Felled with one (1) replacement tree. She then explained that to request too many replacement trees is particularly onerous among residents.

Councillor Nashen then called upon his fellow councillors to rely upon the conditions of the by-law (governing the protection of trees) to replace the one (1) tree to be Felled with three (3) replacement trees. Mayor Housefather then clarified for Councillor Nashen that the chart delineated within the by-law is a *guideline*.

Councillor Erdelyi then registered his support in favour of the amendment as in the past, this council has taken a proactive stance in favour of the environment and the chapter of the City's Zoning by-law concerning the protection of trees is indeed proactive.

Councillor Goldbloom then explained that it was not the responsibility of council to make onerous requests to people's private property and compel residents to face onerous financial obligations. He further explained that council has to put into practice asking for replacement trees on a *one to one* basis and asked his fellow councillors as to why should this homeowner be singled out.

Councillor Berku then advised her fellow councillors that there was something misleading. She explained to council that there is a table in the City's Zoning by-law concerning replacement trees. She then added that last month, there were resolutions in which council ordered more than one tree replaced for each tree Felled. She explained to council that there was no staunch *one for one* rule as many criteria are considered prior to adjudicating including, but not limited to, the health of the tree and the location of the tree (Front Yard vs. Rear Yard).

Councillor Levine then advised council that trees provide shade in the summer and protection in the winter from snow and ice. He further opined that having a tree on the front yard of the property increases said property's value.

Councillor Kovac then explained to her fellow councillors that the tree presently discussed is a private tree. She then went on record stating that if residents become aware that council is tough on Felling trees, they may hesitate to plant a tree in the first place. She further explained that she finds it quite expensive to fell a tree in Côte Saint-Luc. She further explained that to compel a resident to plant more than one tree for each tree felled is, in her view, "fundamentally wrong".

MEMBERS OF COUNCIL THEN VOTED

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

“THAT, Council hereby requires that the tree to be Felled be replaced by three (3) trees with a diameter of 2 inches the whole pursuant to the terms and conditions of article 11-7-1 *et al* of Zoning By-law No. 2217;

THAT the tree be planted on the property.”

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLORS RUTH KOVAC,
SAM GOLDBLOOM AND MITCHELL BROWNSTEIN ALL DISSENTING

080742

URBAN PLANNING – 6875 KILDARE - REPLACEMENT TREES

WHEREAS, the owner of 6875 Kildare (“the Property) requested to fell (“Fell) one (1) tree located in the secondary front yard of the property.

It was

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

AND RESOLVED:

“THAT, Council hereby requires that the tree to be Felled be replaced by two (2) trees with a diameter of 2 inches the whole pursuant to the terms and conditions of article 11-7-1 *et al* of Zoning By-law No. 2217;

THAT at least one (1) of the two (2) trees to be planted must be planted on the Property.”

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLORS RUTH KOVAC
AND SAM GOLDBLOOM BOTH DISSENTING

080743

**DECISION OF THE DEMOLITION COMMITTEE RENDERED ON JULY 14, 2008
ON THE REQUEST FOR THE DEMOLITION OF THE HOME LOCATED AT 5705
WOLSELEY AVENUE SITUATED ON CADASTRAL LOT NUMBER 1052854**

WHEREAS the Demolition Committee of the City of Côte Saint-Luc has carefully considered the application for a permit for the demolition of 5705 Wolseley Avenue said application filed by Antonio Molinaro;

WHEREAS the Demolition Committee has reviewed all submissions related to the said application;

WHEREAS the evaluation of the existing building has been determined at \$233,600;

WHEREAS the applicants intend to use the land located at 5705 Wolseley Avenue to build a new home and have thus submitted preliminary architectural drawings;

WHEREAS the City Council has viewed the preliminary drawings and deemed them to conform to the City of Côte Saint-Luc’s by-laws and agree that the proposed new home would fit into the streetscape and surroundings on Wolseley Avenue;

WHEREAS no evidence has been presented to demonstrate that the proposed demolition would cause disruptions to the neighbourhood that are any greater than the normal inconveniences associated with such a demolition;

WHEREAS no evidence has been presented that the proposed demolition would cause any other undue prejudice to the neighbours;

WHEREAS the City of Côte Saint-Luc received no objections regarding the proposed demolition;

WHEREAS the proposed new dwelling fits well into the streetscape as well as into the surrounding neighbourhood;

WHEREAS all of the procedures established by the City of Côte Saint-Luc have been met when considering the present application;

FOR ALL OF THE FOREGOING REASONS,

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT the City of Côte Saint-Luc's Demolition Committee grants the Certificate of Authorization for the demolition of the home located at 5705 Wolseley Avenue situated on cadastral lot number 1052854 provided that the final drawings are approved by the City Council and that the following conditions be met:

- THAT the applicant's contractors furnish the City of Côte Saint-Luc with proof of insurance which is satisfactory to the City;
- THAT the necessary monetary guarantee be obtained pursuant to by-law 2235, the whole within the thirty (30) days following the date of this decision; and;
- THAT the construction delay be one year from the time the permit for the new immovable is issued pursuant to article 4-10 of by-law 2088 being the Consolidated Building by-law of the City of Côte Saint-Luc. ”

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLORS RUTH KOVAC,
ALLAN J. LEVINE AND SAM GOLDBLOOM ALL DISSENTING

080744

**REQUEST THAT THE NATIONAL ASSEMBLY ENACT LEGISLATION
CONCERNING THE COMPULSARY USE OF BICYCLE HELMETS FOR
CYCLISTS**

WHEREAS the City of Côte Saint-Luc (“City”) was the first City in Canada to enact a By-law requiring cyclists to wear helmets;

WHEREAS said By-law which was adopted on June 16, 1992, has gained widespread acceptance amongst cyclists in the City as well as favourable comments from bicycle safety groups including, but not limited to, *Safe Kids Canada*;

WHEREAS other Canadian jurisdictions, most notably, the Provinces of: British Columbia, Alberta, Ontario, New Brunswick and Nova Scotia have legislated in this regard;

WHEREAS in the United States, a large number of states have adopted laws rendering obligatory the wearing of helmets while cycling, said states include: Alabama, Alaska, Arizona, California, Connecticut, Delaware, The District of Columbia, Florida, Georgia, Hawaii, Illinois, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Missouri, Montana, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, Tennessee, Texas, Virginia and Washington State as well as Wisconsin;

WHEREAS other international communities such as: Australia, New Zealand, Finland and Iceland have similar laws rendering the wearing of bicycle helmets obligatory;

WHEREAS given the prevailing trend, the Quebec National Assembly should follow suit by enacting similar legislation compelling the use of bicycle helmets as has been enacted by other Provinces within Canada, the majority of states within the United States and many international communities;

WHEREAS a vast quantity of empirical evidence from qualified medical professionals as well as renowned world organizations exists advocating the use of bicycle helmets while cycling which must be complimented with corresponding legislation and massive educational campaigns;

WHEREAS the medical profession advises that approximately 80% of serious head injuries sustained in cycling accidents could be prevented by the wearing of a helmet;

WHEREAS research evidences that the compliance rate increased regarding the wearing of bicycle helmets once legislation has been passed along with mass education conducted regarding the importance of wearing said helmets;

WHEREAS wearing safety belts is mandatory in Quebec when in a vehicle but wearing bicycle helmets while cycling is not - despite being at least as essential;

WHEREAS the wearing of helmets by cyclists is a practical, inexpensive and cost-effective safety measure with no drawbacks but has several considerable advantages such as: saving lives, reducing injuries and thereby lessening the burden of tax payers for health care costs;

It was

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

AND RESOLVED:

“THAT the City of Côte Saint-Luc calls upon the Minister of Transport of the Province of Quebec to enact, without further delay, province-wide legislation compelling cyclists to wear helmets;

THAT the National Assembly provides funding to municipalities to spearhead a bilingual education campaign regarding mandatory helmets for cyclists on their territory;

THAT copies of this resolution be sent to: the Premier of Quebec, Mr. Jean Charest; the Provincial Minister of Transport, Mrs. Julie Boulet; the Minister of Health, Mr. Yves Bolduc; the Minister of Municipal Affairs and of the Regions, Mrs. Nathalie Normandeau; the Member of National Assembly for D'Arcy McGee, Mr. Lawrence Bergman; all the related municipalities of the agglomeration of Montreal, the City of Laval, the Association of Suburban Mayors, the Union of Quebec Municipalities, the Professional Corporation of Physicians of Quebec, Group Vélo and Vélo Quebec."

CARRIED UNANIMOUSLY

080745

**SIGNATURE POLICY FOR CONTRACTS AUTHORIZED BY COUNCIL
RESOLUTION**

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT, unless otherwise stipulated, Côte Saint-Luc City Council hereby approves to have contracts - authorized by Council resolution - be signed by any elected officials or employees of the City who are attorneys and are members of the Quebec Bar Association."

CARRIED UNANIMOUSLY

080746

**AUTHORIZATION TO SIGN THE NEW GENERAL INSURANCE AGREEMENT
OF THE GROUP OF RECONSTITUTED MUNICIPALITIES AND TO MANDATE
THE UMQ AS SPOKESPERSON FOR THIS GROUP**

WHEREAS the Transition Committee of the Montreal Agglomeration concluded an agreement in the name of the fifteen reconstituted municipalities located on or around the Island of Montreal concerning the common purchasing of general insurance;

WHEREAS the term of said agreement ends on December 31, 2008;

WHEREAS there are advantages for the City of Côte Saint-Luc to continue to participate in such a group, with the other reconstituted municipalities, for the purchase of a new general insurance portfolio;

WHEREAS the *Union des municipalités du Québec (UMQ)* recommends maintaining the same group ("the Group") who are presently party to the current agreement for general insurance for the purpose of purchasing general insurance, with or without collective deductibles;

WHEREAS it is expedient to enter into a new agreement with the Group for a five year term, from January 1, 2009 to January 1, 2014;

WHEREAS the City of Côte Saint-Luc wishes to appoint the *Union des municipalités du Québec (UMQ)* to act as an authorized agent of the Group;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

- "TO ADOPT an agreement (Agreement) for a five year term to commence January 1, 2009 and to end January 1, 2014 said Agreement is annexed herewith as Annex "A" to form an integral part of the minutes;
 - TO MANDATE the *Union des municipalités du Québec* to act as an authorized agent to purchase a new general insurance portfolio for the Group of participating municipalities in conformity with the aforementioned five (5) year agreement;
 - TO PAY an annual amount equal to 1% of the total premium of the Group, subject to a minimum of \$4,000 for the Group, to which applicable taxes shall be added. Of this amount, the municipality will be billed an amount pro-rated on the basis of the total premium of the group. This amount will be established when the group's total premium is known;
 - TO AUTHORIZE the *Union des municipalités du Québec*, should a collective deductible be put into effect, to keep Côte Saint-Luc's share of the revenue generated from investments made to guarantee the payment of the collective deductible; such fee being payable for the supervision of the insurer's operations and the management of the deductible funds; and
 - TO AUTHORIZE the Mayor or the City Clerk or the Director of Purchasing and Contracts, to sign on behalf of the City, the Agreement relating to the Group for general insurance purposes."
- CARRIED UNANIMOUSLY

080747

MANDATE TO *OPTIMUM ACTUAIRES ET CONSEILLERS INC.* TO ACT AS CONSULTANT CONCERNING THE GROUP PURCHASE OF GENERAL INSURANCE

WHEREAS the Transition Committee of the Montreal Agglomeration concluded an agreement in the name of the fifteen reconstituted municipalities located on or around the Island of Montreal concerning the common purchasing of general insurance;

WHEREAS the term of said agreement ends on December 31, 2008;

WHEREAS the City of Côte Saint-Luc has entered into a new Agreement² with the other reconstituted municipalities who are members of this group ("the Group") for a five year period, from January 1, 2009 to January 1, 2014;

WHEREAS an offer of services was made by the firm *Optimum Actuares et Conseillers inc.* to act as the consultant on behalf of this group;

WHEREAS the said offer is for a period commencing January 1, 2009 and ending December 31, 2013 and that, according to article 10 of the Agreement of the parties, the services of the firm *Optimum Actuares et Conseillers inc.* may be renewable on an annual basis without any obligation of the Group to renew said services;

WHEREAS it is advisable to mandate *Optimum Actuares et Conseillers inc.* to carry out the work required for the preparation of a call for tenders for the purchase

² The term was already defined in a previous resolution.

of a new portfolio covering general insurance within the above-mentioned municipal group in this regard;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

- "TO GRANT, for a one year period, a service contract to *Optimum Actuaire et Conseillers inc.* to carry out the work related to the preparation of a call for tenders for the purchase of a new general insurance portfolio as part of a municipal group as is set out in more detail in its offer of services dated December 27, 2007;
- THAT this contract may be renewable annually, without any obligation of the Group to renew said service contract;
- THAT after opening the tenders, the City of Côte Saint-Luc shall have the right to make recommendations to the Consultants which the Consultants shall take under advisement;
- THAT said service contract shall include the following conditions and rates:
 - \$ 3,450.00, plus taxes, to be paid, once the call for tenders has been completed;
 - \$ 1,725.00, plus taxes, to be paid, when an agreement has been finalized."

CARRIED UNANIMOUSLY

080748

RESOLUTION TO ASK THE QUEBEC GOVERNMENT AND COLLEGE DES MEDECINS DU QUEBEC TO ALLOW US LICENSED PHYSICIANS TO OBTAIN LICENSES TO PRACTICE MEDICINE WITHIN THE PROVINCE OF QUEBEC

WHEREAS the City of Côte Saint-Luc ("City") recognizes that the Province of Quebec suffers from a lack of licensed medical practitioners to fulfill an increasing need for medical services ("Demand");

WHEREAS the City understands that the said Demand will only increase as the population ages;

WHEREAS the City has been made aware that numerous Quebec-born and Quebec-raised medical practitioners licensed throughout the United States are unable to obtain licenses to practice medicine within the province of Quebec; and

WHEREAS the City has been made aware that various medical institutions have been unable to recruit other physicians licensed in the United States due to the rules set by the College des Médecins du Quebec; and

WHEREAS the Government of Ontario has recently changed its rules to allow physicians licensed in the United States to move to Ontario and become licensed in that Province and other Canadian Provinces such as Alberta and British Columbia allow this as well; and

WHEREAS the quality of education in the United States and the standards required to become licensed in the United States are at a level where it should be accepted by Quebec in order to allow the Province to benefit by having a greater pool of physicians to attract to practice here; and

WHEREAS the City believes that the Provincial Government should enact legislation to recognize the right of US licensed physicians to easily obtain a license to practice in Quebec in the interest of all Quebecers;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED

“THAT the City Council calls upon the Quebec Government to enact legislation similar to that recently enacted by the Province of Ontario which would allow physicians licensed in the United States to immediately obtain a license to practice medicine in the Province of Quebec;

THAT the City Council calls upon the College des Médecins du Quebec to immediately remove the barriers that it has placed on US licensed physicians becoming licensed to practice medicine in the Province of Quebec;

THAT the City Council calls upon the Quebec Government and the College des Médecins du Quebec to make a particular effort to facilitate the return of any US licensed physician who was born in or raised in the Province of Quebec by offering a speedy and streamlined process to assist them in securing a license to practice in this Province.

THAT the City calls upon other municipalities throughout Quebec to adopt similar resolutions;

THAT said resolution shall be accepted for immediate action;

THAT copies of this resolution shall be transmitted to the Premier of Quebec, the Minister of Health of the Province of Quebec, the opposition critics for the Health dossier, the Member of the National Assembly for D’Arcy McGee and other MNAs from the Montreal island and all municipalities in the agglomeration of Montreal, the agglomeration of Longueuil and the City of Laval.”

CARRIED UNANIMOUSLY

SECOND QUESTION PERIOD

The Second question period started at 11:21 p.m. and finished at 11:41 p.m. Two (2) people asked to speak and they were heard.

1) Dr. Bernard Tonchin

The resident went on record as supporting the resolutions on tonight’s agenda concerning the request for legislation to compel the use of bicycle helmets as well as the resolution calling for the recognition of US licensed doctors in Quebec. He then went on record as calling upon the National Assembly to compel inline skaters and skateboarders to also compulsorily wear helmets. He then went on record as wishing to see US nurses recognized as well.

The resident then went on record as opposing the construction of a townhouse project too close to power lines. He then inquired as to why in the 1990’s a similar situation was halted but not here. Both Mayor Housefather and Councillor Brownstein clarified for the resident that the two situations are dissimilar. In the 1990’s Hydro Quebec moved a power station without ever consulting with Côte Saint-Luc’s residents and this was highly inappropriate. Conversely,

regarding the project on tonight's council agenda, the wires are not being moved and the construction has not yet been built. They further reassured the resident that there is no current evidence of danger to build a townhouse project in the area in question.

2) Harriet Grammath

The resident recounted that she was driving on Westminster between Kildare and Guelph and was suddenly intercepted by a police officer who alleged she was driving at 50 kilometers an hour in a 30 kilometer an hour zone. She then recounted that there were five police cars monitoring the intersection in question. She further opined that it was important enough for (CJAD radio host) Dan Laxer to recount a similar story wherein he alleged that he was personally driving 52 kilometers per hour in a 30 kilometer per hour zone and he too was intercepted by police. She then recounted that last Friday, she picked up her friend at the Rothchild who fell ill and although the police were called, it took them over an hour to arrive. She then stated that she was under the impression that the issue would be raised at tonight's council meeting.

Mayor Housefather clarified for the resident that a public council meeting is not the proper venue to raise such an issue and further clarified for the resident that if her friend had health-related issues, he could not understand why Côte Saint-Luc's Emergency Medical Services were not called (who would have been dispatched subsequent to 9-1-1 being called). He further explained to the resident that the police have a 'traffic squad' whose duty is relegated to monitor for highway safety infractions island-wide.

Councillor Kovac then explained to the resident that she would broach the issues at hand with Commander Bissonnette so that he may be aware.

Councillor Berku then went on record as stating that despite the late hour (being 11:40 p.m.) she wishes to remind the public that traveling over 30 Kilometers an hour in a School Zone or where signs indicate said speed is a (penal) offence and called upon the public to indeed respect the speed limit.

AT 11:41 P.M., HAVING NO FURTHER ISSUES ON THE AGENDA, THE QUORUM DISBANDED AND THE MEETING CLOSED

ANTHONY HOUSEFATHER
MAYOR

JONATHAN SHECTER
DIRECTOR OF LEGAL SERVICES
AND CITY CLERK