

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON
MONDAY, JANUARY 19, 2009, 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

**EXPRESSION OF SUPPORT FOR CÔTE SAINT-LUC'S TWIN CITY OF
ASHKELON – CREATION OF A FUND TO ISSUE DONATIONS FOR
COMPUTERS**

Mayor Housefather explained to the public that Côte Saint-Luc's twin City of Ashkelon is going through distress given the current strife in the Middle East Region and as such, members of council wish to accede to Ashkelon's request to create a fund for the City of Ashkelon to purchase computers. He further explained that the City worked with Federation CJA to create this fund. He then clarified that the monies being donated tonight were being donated not from City funds but rather, from each member of council personally. He then encouraged residents to donate as well.

All members of council then formally handed over their donation cheques to Susan Szalpeter, Chief Financial Officer of Federation CJA, who graciously accepted the donations from all members of council. A photograph was then taken with Mrs. Szalpeter and all nine members of council.

090101

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

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

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

WHEREAS the following soldiers were killed in action in Afghanistan, in the service of our country:

Private Michael Freeman	-	December 26, 2008
Warrant Officer Gaetan Roberge	-	December 27, 2008
Sergeant Gregory Kruse	-	December 27, 2008
Trooper Brian Good	-	January 7, 2009

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

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

THAT this resolution be sent to the Minister of National Defence, Mr. Peter Mackay who shall transmit a copy of the resolution to the Land Force; Member of Parliament for Mount-Royal, Mr. Irwin Cotler as well as to the President of the Royal Canadian Legion, Branch 97, Carl Garber;

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

090102A

PROCLAMATION TO DECLARE FEBRUARY AS WINTER CARNIVAL MONTH

WHEREAS the City of Côte Saint-Luc will partner with the Montreal Juniors of the Quebec Major Junior Hockey League to promote Côte Saint-Luc night at their home game on Monday, February 2, 2009 (to be held at the Verdun Auditorium);

WHEREAS the City of Côte Saint-Luc will host a series of events beginning at the Samuel Moskovitch Arena skating party on the evening of Saturday, February 7, 2009 to be completed during the day time hours at Pierre Elliott Trudeau Park on Sunday, February 8, 2009 with activities such as: Pancake Breakfast, Taffy on the Snow, Horse Drawn Carriage Ride, Pee Wee A Outdoor Hockey Tournament and Figure Skating Club Exhibition;

WHEREAS the City of Côte Saint-Luc will host a “for adults” dance at the Côte Saint-Luc gymnasium on Saturday evening February 24, 2009;

WHEREAS the City of Côte Saint-Luc will partner with the Quebec Society of the Disabled Children to host a celebrity skate-a-thon on Sunday, February 22, 2009 in the presence of Montreal Canadiens Old-timer Hockey players and various Montreal professional sport teams, at the Samuel Moskovitch Arena;

It was

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

AND RESOLVED:

“THAT Council hereby declares that the month of February 2009 shall be declared as Winter Carnival month in Côte Saint-Luc, where all residents would be encouraged to come and join all the activities with neighbours, friends and family.”
CARRIED UNANIMOUSLY

QUESTION PERIOD

The question period started at 8:15 p.m. and finished at 8:50 p.m. Five (5) people asked to speak and they were heard.

1) Dr. Bernard Tonchin:

The resident congratulated all nine members of council for their initiative in starting a fund for Côte Saint-Luc's twin city, the City of Ashkelon.

2) Avrum Shtern

The resident congratulated Mayor Housefather for supporting the purchase (by the Agglomeration) of lands located within Saint-Anne de Bellevue, more particularly, l'Anse à l'orme, Southern Woods number three. He then further congratulated Mayor Housefather (along with Town of Montreal West Mayor Campbell Stuart) for speaking passionately in favour of Meadowbrook.

The resident then complained of an excessive amount of graffiti on railways and requested the City send a letter to the railways advising them to clean up graffiti on their property to which Mayor Housefather responded that the City could indeed send such a letter.

The resident then opined that the City's legislation governing tree protection should include a provision allowing property owners to undertake to plant a number of trees but not necessarily on their property for which Mayor Housefather clarified that the City already includes such a provision in its legislation.

The resident then tabled a DVD to the local media comprising Mayor Housefather's speech which was made at a recent Agglomeration council meeting.

3) Dr. Joe Brodie

The resident complained that the streets in the City of Montreal are in terrible shape and inquired as to what the City of Côte Saint-Luc could do regarding this issue for which Mayor Housefather clarified that the City of Côte Saint-Luc cannot intervene on this matter.

The resident then expressed his impatience that the Cavendish extension has yet to occur to which Mayor Housefather responded that, while the City has gone on record supporting the extension and while it has been proactive to ensure the Cavendish extension is part of the Transport Plan, the City of Montreal (Agglomeration) as well as various other levels of government must do their fair share of action items and financing for the project to indeed be finalized.

The resident then complained that he previously advised city representatives that the turning signage on Cavendish and Kildare is not properly consistent to which Mayor Housefather responded that he has yet to be seized with this complaint and should the complaint indeed be justified, the City would take corrective measures to remedy it.

The resident then complained that there is no signage indicating on or near King Edward that a one-way street turns into a two-way street to which Mayor Housefather responded that should a sign be warranted (according to official provincial norms and guidelines and according to the facts) the City would indeed erect one.

Mayor Housefather then requested that the resident e-mail him the particulars regarding the two above-mentioned traffic signage issues so the facts for city officials are indeed clear.

4) Erwin Luden

The resident opined that the pedestrian signal on Cavendish and Mackle has now been repaired to be more functional and user-friendly and called upon the Public Works Department to repair other crosswalk signals throughout the city in the same manner for which the Public Works Director (in the audience) took note.

The resident then complained that at the corner of Cavendish and Mackle, snow removal is not being done efficiently as different contractors who intersect at that corner do not create proper consistency regarding the snow clearing trail. He thus called upon them to properly coordinate between one another to which Mayor Housefather responded that since the Public Works Director is in the audience tonight, he has taken careful note of the resident's complaint.

5) Diane Jhang

The resident recounted that on December 27, 2008, her mother was walking her small dog in Côte Saint-Luc which was viciously attacked by a pit bull. He then explained that shortly thereafter, her small dog was pronounced dead. She then stated that her neighbourhood is fearful because of the pit bull. Mayor Housefather explained to the resident that the police are presently handling the case appropriately and that patrolling in the area has been heightened.

The Commander and Chief of Station 9 (in the audience tonight) explained to the resident that proper protocol was indeed followed and that all proper evidence has been gathered by Police should there be civil litigation on the matter.

**APPROVAL OF THE MINUTES OF THE REGULAR COUNCIL MEETINGS OF
DECEMBER 8, 2008; DECEMBER 9, 2008 (ADJOURNED FROM
DECEMBER 8, 2008) AND OF THE SPECIAL COUNCIL MEETINGS HELD
DECEMBER 15, 2008**

The above-captioned items were deferred.

090102B

MONTHLY DEPARTMENTAL REPORTS FOR DECEMBER 2008

It was

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

AND RESOLVED:

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

CARRIED UNANIMOUSLY

090103

**HUMAN RESOURCES – PUBLIC WORKS – APPOINTMENT OF A SECRETARY –
WHITE COLLAR, AUXILIARY POSITION**

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the appointment of Delphine Ederly as a Secretary into a White Collar, auxiliary position, effective January 9, 2009;

THAT Treasurer's certificate number TC09-0016 dated January 14, 2009 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

090104

**HUMAN RESOURCES – EMERGENCY MEDICAL SERVICES – APPOINTMENT
OF A DISPATCHER – 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 appointment of Brandon Luden as a Dispatcher - into a White Collar, auxiliary position, effective December 16, 2008;

THAT Treasurer's certificate number TC09-0008 dated January 8, 2009 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

090105

**HUMAN RESOURCES – PUBLIC WORKS – HIRING OF MOTORIZED
EQUIPMENT DISTRIBUTION AGENT – WHITE COLLAR, PERMANENT
POSITION**

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the hiring of Patrick Dion as a Motorized Equipment Distribution Agent (White Collar, permanent position) effective December 1, 2008;

THAT Treasurer's certificate number TC09-0009 dated January 8, 2009 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

090106

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

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
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" dated January 12, 2009 and whose names are indicated under the rubric "engagement" and that said employees' term of employment will be as per their respective dates indicated on the aforementioned list;

THAT Treasurer's certificate number TC09-0011 dated January 8, 2009 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

090107

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

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the hiring of the White Collar auxiliary employees whose names are listed in the document entitled: "White Collar Auxiliary Employees" dated January 13, 2009 and whose names are indicated under the rubric "engagement" and that said employees' term of employment will be as per the respective dates indicated on the aforementioned list;

THAT Treasurer's certificate number TC09-0010 dated January 8, 2009 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

090108

**RESOLUTION TO APPROVE THE DISBURSEMENTS FOR THE PERIOD OF
DECEMBER 1, 2008 TO DECEMBER 31, 2008**

It was

MOVED BY COUNCILLOR DIDA BERKU

SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT Côte Saint-Luc City Council approves the attached list of disbursements for the period of December 1, 2008 to December 31, 2008 for a total amount of \$3,423,681.61 in Canadian Funds;

THAT Treasurer's certificate number TC09-0014 dated January 13, 2009 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

090109

RESOLUTION AUTHORIZING COTE SAINT-LUC TO RENEW ITS « UNION DES MUNICIPALITÉS DU QUÉBEC » MEMBERSHIP AND AUTHORIZE PAYMENT OF ITS PORTION PAYABLE TO THE CENTRE DE RESSOURCES MUNICIPALES

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED

"THAT Côte Saint-Luc City Council hereby authorizes the renewal of its *Union des Municipalités du Québec* ("UMQ") membership;

THAT Côte Saint-Luc City Council further authorizes the payment for its membership fees for the UMQ and the CRM (Centre de ressources municipales) for a total amount of \$19,650.68, plus applicable taxes;

THAT Treasurer's certificate number TC09-0013 dated January 13, 2009 has been issued by the Treasurer, attesting to the availability of funds to cover the described expenses."
CARRIED UNANIMOUSLY

090110

RESOLUTION TO AUTHORIZE PAYMENT TO THE CITY OF MONTREAL FOR THE 2006, 2007 AND 2008 INSTALMENTS OF THE WATER INFRASTRUCTURE DEBT

WHEREAS various municipalities were requested to pay their share of a water infrastructure debt ("Debt") to the City of Montreal ("Montreal") for the 2006, 2007 and 2008 fiscal years;

WHEREAS, according to paragraph 3 of section 47, of Provincial Decree #1229-2005 ("Decree"), Montreal is to issue a statement of account ("Statement") to each municipality mentioned in paragraph 2 of said Decree, *inter alia*, the City of Côte Saint-Luc ("the City"), indicating the amount of its Debt due to Montreal;

WHEREAS on December 19, 2008 the City received a Statement from Montreal for its portion owed of the Debt;

WHEREAS the Côte Saint-Luc City Council ("Council") wishes to refinance a portion of the Debt stated in the Decree in lieu of paying additional annual instalments to Montreal;

WHEREAS for the 2006, 2007 and 2008 portion of the Debt, the City wishes to reimburse the monies owed from its operation budget namely, monies accrued as of 2006;

It was

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

AND RESOLVED

"THAT the preamble of this resolution shall form an integral part thereof as if cited hereinafter at length;

THAT Council approves the payment of \$2,087,083 to Montreal for the 2006, 2007 and 2008 capital instalments of the Debt;

THAT Treasurer's certificate number TC09-0015 dated January 13, 2009 has been issued by the City Treasurer attesting to the availability of funds to cover the above described expenses."

CARRIED UNANIMOUSLY

090111

NOTICE OF MOTION – LOAN BY-LAW 2314 TO BE ENTITLED: "BY-LAW 2314 AUTHORIZING A LOAN OF \$7,000,000 IN ORDER TO REFINANCE THE CITY OF CÔTE SAINT-LUC'S PORTION OF A WATER INFRASTRUCTURE DEBT ORIGINALLY FINANCED BY THE CITY OF MONTREAL"

Councillor Dida Berku gave notice of motion that Loan By-law 2314 to be entitled: "By-law 2314 authorizing a loan of \$7,000,000 in order to refinance the City of Côte Saint-Luc's portion of a water infrastructure debt originally financed by the City of Montreal" will be presented at a later meeting for adoption.

090112

RESOLUTION TO WAIVE THE READING OF LOAN BY-LAW 2314 TO BE ENTITLED: "BY-LAW 2314 AUTHORIZING A LOAN OF \$7,000,000 IN ORDER TO REFINANCE THE CITY OF CÔTE SAINT-LUC'S PORTION OF A WATER INFRASTRUCTURE DEBT ORIGINALLY FINANCED BY THE CITY OF MONTREAL"

WHEREAS, the above captioned Loan By-law was given to members of Council on Friday, January 16, 2009;

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

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of Loan By-law 2314 to be entitled: “By-law 2314 authorizing a loan of \$7,000,000 in order to refinance the City of Côte Saint-Luc’s portion of a water infrastructure debt originally financed by the City of Montreal” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

090113

BY-LAW ENTITLED: “BY-LAW CONCERNING TAXES AND TARIFFS OF THE CITY OF CÔTE SAINT-LUC FOR THE FISCAL YEAR 2009” - ADOPTION

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT By-law entitled: “By-law concerning taxes and tariffs of the City of Côte Saint-Luc for the fiscal year 2009” be and is hereby adopted and numbered 2276.”

CARRIED UNANIMOUSLY

090114

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

WHEREAS the City of Côte Saint-Luc adopted resolution number 081012 on October 6, 2008 authorizing the submission of the **modified** work schedule of 2006 and 2007, and the **modified** work schedule of 2008 and 2009;

WHEREAS on other occasions the City of Côte Saint-Luc subsequently modified the content of the work schedule entitled Appendix III said modifications being approved each time;

WHEREAS, on December 2, 2008, the City of Côte Saint-Luc received its most recent confirmation from the Ministère des Affaires municipales et des Régions (“MAMR”) that the revised work schedule has been approved;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the Côte Saint-Luc City Council hereby approves the content of the modified work schedule for 2008 and 2009 – and authorizes its submission as well as all other documents required by the Minister of Municipal Affairs and Regions and the department’s Director of infrastructure (Direction des Infrastructures), with a view of obtaining the governmental contribution confirmed to the City of Côte Saint-Luc in a letter by the Minister of Municipal Affairs and Regions;

THAT said schedule dated January 19, 2009 entitled: “APPENDIX III – Revised January 19, 2009” comprising of two pages is annexed to the minutes as Annex A to form an integral part thereof;

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

CARRIED UNANIMOUSLY

090115

AWARDING OF CONTRACT – GROUP PURCHASE FOR THE SUPPLY, DISTRIBUTION AND MAINTENANCE OF WHEELED CARTS AND CONTAINERS (2008-93)

WHEREAS the reconstituted cities mandated the City of Dollard-des-Ormeaux, by resolution, to proceed with a common call for tenders for the group purchase for the supply, distribution and maintenance of wheeled carts and containers;

WHEREAS a call for public tenders was published in La Presse and by means of the electronic tendering system SÉAO on December 1, 2008 for the group purchase for the supply, distribution and maintenance of wheeled carts and containers for the following cities and towns:

- Baie-d’Urfé ;
- Beaconsfield ;
- Côte Saint-Luc ;
- Dollard-des-Ormeaux ;
- Dorval ;
- Hampstead ;
- Kirkland ;
- Montréal-Est ;
- Montreal West;
- Mount-Royal ;
- Pointe-Claire ;
- Sainte-Anne-de-Bellevue ;
- Senneville; and
- Westmount.

WHEREAS for the City of Côte Saint-Luc, funds for this purpose are provided in the following budget line item code: 02-420-02-697;

WHEREAS the tenders were verified by the coordinating committee being: Stéphane Beaudoin, City of Dorval; Ginette Leclair, City of Sainte-Anne-de-Bellevue; Anna Polito and Stéphanie Roy of the City of Dollard-des-Ormeaux;

WHEREAS the bidder IPL inc. complies to the tender documents’ specifications;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT the lowest confirming offer made by IPL inc. for an amount of \$43.87 for each 120 litre container and \$53.53 for each 240 L container - for an amount not to exceed \$210.557.50 (plus applicable taxes) - be and is hereby accepted the whole in conformity with the terms and conditions of the tender documents;

THAT Treasurer’s Certificate number TC09-0012 dated January 12, 2009 has been issued by the City Treasurer, attesting to the availability of funds to cover the above-described expenses.”

CARRIED UNANIMOUSLY

090116

**PUBLIC WORKS – AUTHORIZATION OF THE EXPENSE PURSUANT TO
ADDITIONAL HOURS OF OPERATION FOR THE GRADERS FOR THE
REMOVAL OF SNOW**

WHEREAS, snowfall in December 2008 exceeded the forecast;

WHEREAS, the expenses incurred for the use of the graders due to the snowfall have exceeded the budgeted amount;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT, Côte Saint-Luc City Council hereby authorizes the expense - pursuant to the additional hours of operation of the graders for the removal of snow for the 2008-2009 winter season - in the amount of \$49,900.00, plus applicable taxes;

THAT, Côte Saint-Luc City Council hereby authorizes the corresponding payment of \$49,900.00, plus applicable taxes, to Les Entreprises Canbec inc.;

THAT Treasurer's certificate number TC08-0179 dated January 15, 2009 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

090117

**PUBLIC WORKS – AUTHORIZATION OF AN EXPENSE PURSUANT TO
ADDITIONAL HOURS OF OPERATION FOR THE BULLDOZERS FOR THE
REMOVAL OF SNOW**

WHEREAS, snowfall in December 2008 exceeded the forecast;

WHEREAS, the expenses incurred for the use of the bulldozers due to the snowfall have exceeded the budgeted amount;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT, Côte Saint-Luc City Council hereby authorizes the expense - pursuant to the additional hours of operation of the bulldozers for the removal of snow for the 2008-2009 winter season - in the amount of \$26,000.00, plus applicable taxes;

THAT, Côte Saint-Luc City Council hereby authorizes the corresponding payment of \$16,303.00, plus applicable taxes, to Les Entreprises Canbec inc.;

THAT, Côte Saint-Luc City Council hereby authorizes the corresponding payment of \$9,670.00, plus applicable taxes, to L.A. Hébert Ltée.;

THAT Treasurer's certificate number TC08-0180 dated January 15, 2009 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

Subsequent to the adoption of the resolution Councillor Allan J. Levine opined:

"I am symbolically voting against this one because I feel that 12 wheelers are too heavy for our City streets. I don't think we should have any trucks moving snow passing through our streets that are more than 10 wheelers. I think the extra weight ruins the infrastructure, we have had more breaks and I don't think it's a good idea for the City. I am voting against it symbolically hoping that next year, the only thing we get, are ten wheel trucks, as maximum. "

090118

PUBLIC WORKS – AUTHORIZATION OF AN EXPENSE FOR ADDITIONAL HOURS OF OPERATION FOR THE 10 WHEEL TRUCKS FOR THE REMOVAL OF SNOW

WHEREAS, snowfall in December 2008 exceeded the forecast;

WHEREAS, the expenses incurred for the use of the 10 wheel trucks due to the snowfall have exceeded the budgeted amount;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT, Côte Saint-Luc City Council hereby authorizes the expense - for additional hours of operation of the 10 wheel trucks for the removal of snow for the 2008-2009 winter season - in the amount of \$9,900.00, plus applicable taxes;

THAT, Côte Saint-Luc City Council hereby authorizes the corresponding payment of \$3,011.00, plus applicable taxes, to Les Entreprises Canbec inc.;

THAT, Côte Saint-Luc City Council hereby authorizes the corresponding payment of \$6,804.10, plus applicable taxes, to Les Entreprises Marc Legault inc.;

THAT Treasurer's certificate number TC08-0181 dated January 15, 2009 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

090119

PUBLIC WORKS – AUTHORIZATION OF AN EXPENSE FOR ADDITIONAL HOURS OF OPERATION FOR THE 12 WHEEL TRUCKS FOR THE REMOVAL OF SNOW

WHEREAS, snowfall in December 2008 exceeded the forecast;

WHEREAS, the expenses incurred for the use of the 12 wheel trucks due to the snowfall have exceeded the budgeted amount;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT, Côte Saint-Luc City Council hereby authorizes the expense - for additional hours of operation of the 12 wheel trucks for the removal of snow for the 2008-2009 winter season - in the amount of \$10,100.00, plus applicable taxes;

THAT, Côte Saint-Luc City Council hereby authorizes the corresponding payment of \$10,100.00, plus applicable taxes, to Les Entreprises Marc Legault inc.;

THAT Treasurer's certificate number TC08-0182 dated January 15, 2009 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

Subsequent to the adoption of the resolution Councillor Allan J. Levine opined:

"Again, I am symbolically voting against this one because I feel that 12 wheelers are too heavy for our City streets. I don't think we should have any trucks moving snow passing through our streets that are more than 10 wheelers. I think the extra weight ruins the infrastructure, we have had more breaks and I don't think it's a good idea for the City. I am voting against it symbolically hoping that next year, the only thing we get, are ten wheel trucks, as maximum. "

090120

**PUBLIC WORKS – AUTHORIZATION OF AN EXPENSE FOR ADDITIONAL
HOURS OF OPERATION FOR THE SEMI-TRAILERS FOR THE REMOVAL OF
SNOW**

WHEREAS, snowfall in December 2008 exceeded the forecast;

WHEREAS, the expenses incurred for the use of the semi-trailers due to the snowfall have exceeded the budgeted amount;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT, Côte Saint-Luc City Council hereby authorizes the following expense - for additional hours of operation of the semi-trailers for the removal of snow for the 2008-2009 winter season in the amount of \$19,100.00, plus applicable taxes;

THAT, Côte Saint-Luc City Council hereby authorizes the corresponding payment of \$9,100.00, plus applicable taxes, to Jack Vincelli Inc.;

THAT, Côte Saint-Luc City Council hereby authorizes the corresponding payment of \$9,920.00, plus applicable taxes, to Les Entreprises Marc Legault Inc.;

THAT Treasurer's certificate number TC08-0183 dated January 15, 2009 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

Subsequent to the adoption of the resolution Councillor Allan J. Levine opined:

“Again, I am symbolically voting against this one because I feel that 12 wheelers are too heavy for our City streets. I don’t think we should have any trucks moving snow passing through our streets that are more than 10 wheelers. I think the extra weight ruins the infrastructure, we have had more breaks and I don’t think it’s a good idea for the City. I am voting against it symbolically hoping that next year, the only thing we get, are ten wheel trucks, as maximum. ”

090121

**PUBLIC WORKS – AUTHORIZATION OF A CONTRACT FOR A SECOND
SEMI-TRAILER**

WHEREAS the City has made an invited call for tender for the rental of one (1) semi-trailer for the transportation of snow for the 2008-2009 season for the City (C-61-08) and received three (3) conforming bids according to the law;

WHEREAS the snowfall in December 2008 exceeded the forecast;

WHEREAS the City of Côte Saint-Luc required the use of a second semi-trailer which the lowest conforming bidder was unable to provide;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT Côte Saint-Luc City Council hereby awards the contract for the rental of a second semi-trailer for the transportation of snow for the 2008-2009 season to the second lowest conforming bidder, Les Entreprises Marc Legault Inc. and authorizes payment of up to a maximum of \$116.00 per hour plus applicable taxes, pursuant to tender number C-61-08;

THAT Treasurer’s certificate numbers TC08-0183 dated January 15, 2009 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

Subsequent to the adoption of the resolution Councillor Allan J. Levine opined:

“Again, I am symbolically voting against this one because I feel that 12 wheelers are too heavy for our City streets. I don’t think we should have any trucks moving snow passing through our streets that are more than 10 wheelers. I think the extra weight ruins the infrastructure, we have had more breaks and I don’t think it’s a good idea for the City. I am voting against it symbolically hoping that next year, the only thing we get, are ten wheel trucks, as maximum. ”

090122

URBAN PLANNING – SALE OF CITY-OWNED LANE

This item was deferred to a subsequent meeting.

090123

**PUBLIC WORKS – AUTHORIZATION OF THE EVALUATION GRID FOR
PROFESSIONAL ENGINEERING SERVICES FOR ROAD RESURFACING AND
ESTABLISHMENT OF SELECTION COMMITTEE MEMBERS**

WHEREAS the City of Côte Saint-Luc will make a public call for tenders for professional services for road resurfacing;

WHEREAS the City of Côte Saint-Luc must use a system of bid weighting and evaluating for the awarding of a contract for professional services consistent with the Cities and Towns Act;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT, Côte Saint-Luc City Council hereby authorizes the attached evaluation grid annexed herewith as Annex B to form an integral part of the minutes for the professional engineering services for road resurfacing;

THAT Côte Saint-Luc City Council hereby establishes a selection committee for the evaluation of each tender submitted for the professional engineering services for road resurfacing consisting of: David Tordjman, Pierre Desormeaux, and Charles Dejean. "

CARRIED UNANIMOUSLY

090124

**URBAN PLANNING – MINOR EXEMPTION – 6884 BANTING –
CÔTE SAINT-LUC**

This item was deferred to the Regular Council Meeting of February 9, 2009.

090125

**URBAN PLANNING – MINOR EXEMPTION – 5838 WESTMINSTER –
CÔTE SAINT-LUC**

This item was deferred to the Regular Council Meeting of February 9, 2009.

090126

**URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION
PROGRAMS (SPAIP) – 5454 WESTMINSTER – CITY OF CÔTE SAINT-LUC**

It was

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

AND RESOLVED

"THAT the site planning and architectural integration programs received December 18, 2008 showing the installation of an illuminated sign facing

Westminster on lot 1292251 at 5454 Westminster, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc.”
CARRIED UNANIMOUSLY

090127

**URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION
PROGRAMS (SPAIP) – 5705 WOLSELEY – CITY OF CÔTE SAINT-LUC**

It was

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

AND RESOLVED

“THAT the site planning and architectural integration programs received November 24, 2008 showing modifications to the previously approved elevation on lot 1052854 at 5705 Wolseley and prepared by Mr. Basile Nakouzi, architect, for the Planning Advisory Committee meeting of December 2, 2008, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc.”

CARRIED UNANIMOUSLY

090128

**URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION
PROGRAMS (SPAIP) – 5509 SMART – CITY OF CÔTE SAINT-LUC**

It was

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

AND RESOLVED

“THAT the site planning and architectural integration programs received November 24, 2008 showing modifications to the front and side elevations on lot 1053197 at 5509 Smart and prepared by the owner, for the Planning Advisory Committee meeting of December 2, 2008, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc on the condition that the side dormer have a separation to create two windows instead of one window as is presently submitted.”

CARRIED UNANIMOUSLY

090129

URBAN PLANNING – 5595 EDMORE - REPLACEMENT TREES

WHEREAS, the owner of 5595 Edgemore (“the Property) requested to fell (“Fell) one (1) tree located in front of the Property;

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT, Council hereby requires that the one (1) 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 one (1) tree to be planted must be planted on the Property.”
CARRIED UNANIMOUSLY

090130

**URBAN PLANNING – MEADOWS CONDOMINIUM PROJET ON MERRIMAC -
REPLACEMENT TREES**

This item was removed from the Agenda as it had already been adjudicated upon.

090131

URBAN PLANNING – 7923 WESTOVER - REPLACEMENT TREES

WHEREAS, the owner of 7923 Westover (“the Property) requested to fell (“Fell) nine (9) trees located in rear of the Property;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

“THAT, Council hereby requires that the nine (9) trees to be Felled be replaced by twenty (20) 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 twenty (20) trees to be planted must be planted on the Property.”
CARRIED UNANIMOUSLY

090132

**NOTICE OF MOTION – BY-LAW NO. 2217-LL-P1 TO BE ENTITLED:
“BY-LAW TO AMEND THE ZONING BY-LAW NO. 2217, OF THE CITY OF
CÔTE SAINT-LUC IN ORDER TO MODIFY THE LIMITS OF ZONE “IR-15” AND
TO REPLACE ITS TABLE OF USES AND NORMS”**

Councillor Glenn J. Nashen gave notice of motion that By-Law 2217-LL-P1 to be entitled: “By-law to amend the zoning by-law No. 2217, of the City of Côte Saint-Luc in order to modify the limits of zone “IR-15” and to replace its Table of Uses and Norms” will be presented at a later meeting for adoption.

090133

**RESOLUTION TO WAIVE THE READING OF BY-LAW 2217-LL-P1 TO BE
ENTITLED: “BY-LAW TO AMEND THE ZONING BY-LAW NO. 2217, OF THE
CITY OF CÔTE SAINT-LUC IN ORDER TO MODIFY THE LIMITS OF ZONE
“IR-15” AND TO REPLACE ITS TABLE OF USES AND NORMS”**

WHEREAS, the above captioned by-law was given to members of Council on Friday, January 16, 2009;

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

It was

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

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc waives the reading of By-Law No. 2217-LL-P1 to be entitled: “By-law to amend the zoning by-law No. 2217, of the City of Côte Saint-Luc in order to modify the limits of zone “IR-15” and to replace its Table of Uses and Norms” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

090134

RESOLUTION TO ADOPT THE FIRST DRAFT ZONING BY-LAW NO. 2217-LL-P1 TO BE ENTITLED: “BY-LAW TO AMEND THE ZONING BY-LAW NO. 2217, OF THE CITY OF CÔTE SAINT-LUC IN ORDER TO MODIFY THE LIMITS OF ZONE “IR-15” AND TO REPLACE ITS TABLE OF USES AND NORMS”

It was

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

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-LL-P1 to be entitled: “By-law to amend the zoning by-law No. 2217, of the City of Côte Saint-Luc in order to modify the limits of zone “IR-15” and to replace its Table of Uses and Norms”;

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

CARRIED UNANIMOUSLY

090135

NOTICE OF MOTION – BY-LAW 2312 TO BE ENTITLED: “BY-LAW CONCERNING GRAFFITI”

Councillor Glenn J. Nashen gave notice of motion that By-Law 2312 to be entitled: “By-law concerning graffiti” will be presented at a later meeting for adoption.

090136

RESOLUTION TO WAIVE THE READING OF BY-LAW 2312 TO BE ENTITLED: “BY-LAW CONCERNING GRAFFITI”

WHEREAS, the above captioned by-law was given to members of Council on Friday, January 16, 2009;

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

It was

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

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of By-Law 2312 to be entitled: “By-law concerning graffiti” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

090137

NOTICE OF MOTION – BY-LAW 2005-1 TO BE ENTITLED: “BY-LAW AMENDING BY-LAW 2005 TO PROHIBIT THE CARRYING OR THE USE OF CUTTING AND THRUSTING WEAPONS IN PUBLIC PLACES IN VIEW OF PROHIBITING AIR GUNS”

Councillor Glenn J. Nashen gave notice of motion that By-Law 2005-1 to be entitled: “By-law amending By-law 2005 to prohibit the carrying or the use of cutting and thrusting weapons in public places in view of prohibiting air guns” will be presented at a later meeting for adoption.

090138

RESOLUTION TO WAIVE THE READING OF BY-LAW 2005-1 TO BE ENTITLED: “BY-LAW AMENDING BY-LAW 2005 TO PROHIBIT THE CARRYING OR THE USE OF CUTTING AND THRUSTING WEAPONS IN PUBLIC PLACES IN VIEW OF PROHIBITING AIR GUNS”

WHEREAS, the above captioned by-law was given to members of Council on Friday, January 16, 2009;

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

It was

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

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of By-Law 2005-1 to be entitled: “By-law amending by-law 2005 to prohibit the carrying or the use of cutting and thrusting weapons in public places in view of prohibiting air guns” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

090139

NOTICE OF MOTION – BY-LAW 267-3 TO BE ENTITLED: “BY-LAW 267-3 AMENDING BY-LAW 267 CONCERNING DOGS IN ORDER TO COMPEL DOG OWNERS AND/OR CUSTODIANS TO HAVE THEIR DANGEROUS DOGS INCLUDING THEIR STAFFORD TERRIERS, BULL TERRIERS OR AMERICAN TERRIERS WEAR A MUZZLE”

Councillor Mike Cohen gave notice of motion that By-Law 267-3 to be entitled: “By-law 267-3 amending By-law 267 concerning dogs in order to compel dog owners and/or custodians to have their Dangerous Dogs including their Stafford terriers, Bull terriers or American terriers wear a muzzle” will be presented at a later meeting for adoption.

090140

RESOLUTION TO WAIVE THE READING OF BY-LAW 267-3 TO BE ENTITLED: “BY-LAW 267-3 AMENDING BY-LAW 267 CONCERNING DOGS IN ORDER TO COMPEL DOG OWNERS AND/OR CUSTODIANS TO HAVE THEIR DANGEROUS DOGS INCLUDING THEIR STAFFORD TERRIERS, BULL TERRIERS OR AMERICAN TERRIERS WEAR A MUZZLE”

WHEREAS, the above captioned by-law was given to members of Council on Friday, January 16, 2009;

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

It was

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of By-Law 267-3 to be entitled: “By-law 267-3 amending By-law 267 concerning dogs in order to compel dog owners and/or custodians to have their Dangerous Dogs including their Stafford terriers, Bull terriers or American terriers wear a muzzle” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

090141

BY-LAW ENTITLED: “BY-LAW TO REGULATE THE COLLECTION AND DISPOSAL OF WASTE MATERIALS” - ADOPTION

This item was deferred to a subsequent meeting.

090142

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 *inter alia*, 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 in January 2009 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 in January 2009 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 in January 2009 based on the information to be presented during those meetings.”

CARRIED UNANIMOUSLY

SECOND QUESTION PERIOD

The second question period started at 9:45 p.m. and finished at 9:55 p.m. Three (3) people asked to speak and they were heard.

- 1) Alex Davis

The resident inquired as to whether the prohibition concerning air guns also pertained to tazer guns and nail guns to which Mayor Housefather responded that it did not.

- 2) Dr. Tonchin

The resident complained that residents would leave the larger recycling containers purchased tonight out on their lawn and then complained of their height and footprint for which Councillor Erdelyi reassured the resident (by quoting the actual dimensions) that the height and footprint of the bins were not indeed excessive.

The resident then inquired as to what would occur with the actual recycling bins the residents presently have in their possession to which Councillor Erdelyi responded that these bins can be used in a resident's dwelling to store recyclable materials

but when putting out recyclable materials for collection, residents must use their 120 liter or their 240 liter bins.

3) Dr. Joe Brodie

The resident complained that his building's receptacles for recycling were not always properly emptied to which Councillor Berku responded that his landlord may not have enough facilities for recycling but with the City's upcoming new by-law, building owners will have to have adequate recycling facilities.

The resident then inquired what he needed to do should he require more information regarding his building (i.e. subsequent to an inspection) for which Mayor Housefather directed the resident to the Urban Planning Department.

**AT 9:55 P.M. MAYOR HOUSEFATHER DECLARED THE MEETING
ADJOURNED.**

ANTHONY HOUSEFATHER
MAYOR

JONATHAN SHECTER
DIRECTOR OF LEGAL SERVICES
AND CITY CLERK