

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON  
MONDAY, JULY 12, 2010, AT 5801 CAVENDISH BOULEVARD,  
CÔTE SAINT-LUC, AT 8:00 P.M.**

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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

100701

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

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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:

Sergeant James Macneil	-	June 21, 2010
Private Andrew Miller	-	June 26, 2010
Master Corporal Kristal Giesebrecht	-	June 26, 2010

It was

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

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

### **QUESTION PERIOD**

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The question period started at 8:07 p.m. and finished at 8:34 p.m. Three (3) people asked to speak and they were heard.

1) Morris Greenberg

The resident inquired as to how the problem with the noise emanating from the trains pursuant to horn testing was actually resolved for which Mayor Housefather clarified that the period testing the horns was coming to an end on its own. He further explained that municipalities would not normally dictate to a federally chartered organization what they could or couldn't do. He then invited the resident to contact Irwin Cotler who is his local M.P. responsible for the matter.

The resident then sought particulars as to why the City decided to repair a particular portion of its sidewalks near Westminster Avenue and Côte Saint-Luc Road to which both Mayor Housefather and Councillor Erdelyi responded that this particular portion of sidewalk is used regularly by students at l'École de la Mosaïque and if this portion of sidewalk was indeed in optimum shape, students would not have to be bussed to school but rather, could walk to school. He further explained that bussing these students incurred prohibitive costs for the schoolboard which would have to be ultimately assumed by taxpayers. He then explained that incurring moderate costs to repair a portion of the City's sidewalk would save the exorbitant costs of busing the children thus being a sound, practical and fiscally prudent decision.

2) Aubey Laufer

The resident inquired as to the location of a bus stop subsequent to a demolition of Cavendish Mall property to which the Mayor responded that one of the representatives of the City's Urban Planning Department would be pleased to review the matter with the resident by showing the resident where the said bus stop is on the appropriate plans in view of responding to his query.

The resident then inquired as to why the City would not postpone the construction of condominiums and townhouses to which Mayor Housefather responded that it is the developer that decides whether the market conditions are propitious enough to start construction.

The resident then inquired as to why the City would not have a referendum on the Cavendish Mall re-zoning project to which Mayor Housefather responded that the City did indeed have a referendum process where and which residents could submit applications to hold a register. He then explained that since there were not sufficient valid applications from Interested Persons to provoke the holding of a Register, the by-law was deemed approved by the Qualified Voters and no referendum poll would be held.

The resident then inquired as to who would be responsible to incur the costs for the construction of the Aquatic and Intergenerational Centre to which Mayor Housefather responded that one third of the costs would be borne by the Federal Government, one third of the costs would be borne by the Provincial Government and one third of the costs would be borne by the Municipal Government.

3) Alex Body

The resident opined once again that his complaint regarding the moving of a bus stop was not properly followed up by the City to which Mayor Housefather responded once again that it was. He further advised the resident that the City considers the matter closed.

100702

**CONFIRMATION OF THE MINUTES OF THE REGULAR MEETING OF  
COUNCIL DATED JUNE 14, 2010**

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It was

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

AND RESOLVED:

“THAT the Minutes of the Regular Meeting of Council dated June 14, 2010 be and are hereby approved as submitted.”  
CARRIED UNANIMOUSLY

100703

**CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING OF COUNCIL  
DATED JUNE 14, 2010**

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It was

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

AND RESOLVED:

“THAT the Minutes of the Special Meeting of Council dated June 14, 2010 be and are hereby approved as submitted.”  
CARRIED UNANIMOUSLY

100704

**CONFIRMATION OF THE MINUTES OF THE PUBLIC CONSULTATION  
MEETING OF COUNCIL DATED JUNE 14, 2010 AT 7:00 P.M.**

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It was

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

AND RESOLVED:

“THAT the Minutes of the Public Consultation Meeting of Council dated June 14, 2010 at 7:00 p.m. be and are hereby approved as submitted.”  
CARRIED UNANIMOUSLY

100705

**CONFIRMATION OF THE MINUTES OF THE PUBLIC CONSULTATION  
MEETING OF COUNCIL DATED JUNE 14, 2010 AT 7:30 P.M.**

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It was

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

AND RESOLVED:

“THAT the Minutes of the Public Consultation Meeting of Council dated June 14, 2010 at 7:30 p.m. be and are hereby approved as submitted.”  
CARRIED UNANIMOUSLY

100706

**CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING OF COUNCIL  
DATED JUNE 21, 2010**

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It was

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

AND RESOLVED:

“THAT the Minutes of the Special Meeting of Council dated June 21, 2010 be and are hereby approved as submitted.”  
CARRIED UNANIMOUSLY

100707

**MONTHLY DEPARTMENTAL REPORTS FOR JUNE 2010**

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It was

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

AND RESOLVED:

“THAT the monthly departmental reports (actually submitted by departments) for June 2010 be and are hereby approved as submitted.”  
CARRIED UNANIMOUSLY

100708

**HUMAN RESOURCES – PUBLIC WORKS DEPARTMENT – APPOINTMENT OF  
MOTORIZED EQUIPMENT OPERATOR “A” – BLUE COLLAR, PERMANENT  
POSITION**

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It was

MOVED BY COUNCILLOR STEVEN ERDELYI  
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

“THAT the Côte Saint-Luc City Council appoints Daniel Laliberté as Motorized Equipment Operator “A” (blue collar, permanent position) effective May 31, 2010;

THAT Treasurer's certificate number 10-0072 dated June 17, 2010 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

100709

**HUMAN RESOURCES – ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY – APPOINTMENT OF MANAGER OF CHILDREN'S SERVICES – MANAGEMENT POSITION**

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It was

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

AND RESOLVED

"THAT the Côte Saint-Luc City Council appoints Kathleen Conroy as Manager of Children's Services (management permanent position) effective June 7, 2010;

THAT Treasurer's certificate number 10-0073 dated June 17, 2010 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

100710

**HUMAN RESOURCES – PUBLIC WORKS DEPARTMENT – APPOINTMENT OF OFFICE AGENT – WHITE COLLAR, PERMANENT POSITION**

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It was

MOVED BY COUNCILLOR STEVEN ERDELYI  
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT the Côte Saint-Luc City Council appoints Catherine Paradis as an Office Agent (white collar, permanent position) effective May 21, 2010."

CARRIED UNANIMOUSLY

100711

**HUMAN RESOURCES – URBAN PLANNING DEPARTMENT – APPOINTMENT OF BUILDINGS INSPECTOR (CSL) – WHITE COLLAR, PERMANENT POSITION**

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It was

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

AND RESOLVED

"THAT the Côte Saint-Luc City Council appoints Dan Patton as a Buildings Inspector (CSL) (white collar, permanent position) effective June 7, 2010."

CARRIED UNANIMOUSLY

100712

**HUMAN RESOURCES — RESOLUTION TO AUTHORIZE THE CITY TO PARTICIPATE IN THE “CANADA SUMMER JOBS” PROGRAM FOR STUDENTS, OFFERED BY HUMAN RESOURCES AND SKILLS DEVELOPMENT CANADA FOR THE YEAR 2010**

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It was

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

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the City Administration to be and is hereby authorized to submit an application to Human Resources and Skills Development Canada for a subsidy of the student program “Canada Summer Jobs” for the year 2010;

THAT the Human Resources Director be and is hereby authorized to sign all necessary documents related to the application.”  
CARRIED UNANIMOUSLY

100713

**HUMAN RESOURCES - HIRING OF SUMMER STUDENTS**

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It was

MOVED BY COUNCILLOR RUTH KOVAC  
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED

“THAT the Côte Saint-Luc City Council approves the hiring of the summer student employees whose names are listed in the document entitled “Summer Students” dated June 8, 2010 and that said employees’ term of employment will be as per the respective dates indicated on the aforementioned list;

THAT Treasurer’s certificate number TC 10-0074 dated June 17, 2010 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”  
CARRIED UNANIMOUSLY

100714

**HUMAN RESOURCES – PUBLIC WORKS DEPARTMENT – HIRING OF ENVIRONMENTAL TECHNICIAN – WHITE COLLAR, PERMANENT POSITION**

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It was

MOVED BY COUNCILLOR STEVEN ERDELYI  
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the hiring of Sean Starkman as an Environmental Technician (white collar, permanent position) effective June 7, 2010;

THAT Treasurer's certificate number 10-0075 dated June 17, 2010 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."  
CARRIED UNANIMOUSLY

100715

**HUMAN RESOURCES – EMERGENCY MEDICAL SERVICES – HIRING OF  
DISPATCHER – WHITE COLLAR, AUXILIARY POSITION**

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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 Howard Wong as a Dispatcher (white collar, auxiliary position), effective June 10, 2010;

THAT Treasurer's certificate number 10-0076 dated June 17, 2010 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."  
CARRIED UNANIMOUSLY

100716

**HUMAN RESOURCES – EMERGENCY MEDICAL SERVICES – HIRING OF  
DISPATCHER – WHITE COLLAR, AUXILIARY POSITION**

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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 Shauna Bassel as a Dispatcher (white collar, auxiliary position) effective June 21, 2010;

THAT Treasurer's certificate number 10-0077 dated June 17, 2010 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

100717

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

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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 Sébastien Payette as a Public Security Agent (white collar, auxiliary position) effective June 15, 2010;

THAT Treasurer's certificate number 10-0078 dated June 17, 2010 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

100718

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

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It was

MOVED BY COUNCILLOR STEVEN ERDELYI  
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the hiring of the Blue Collar auxiliary employees whose names are listed on the documents entitled "Part-Time Employees – Blue Collars - Hiring", dated June 28, 2010 and that said employees' term of employment will be as per the respective dates indicated on the aforementioned documents;

THAT Treasurer's certificate number 10-0079 dated June 28, 2010 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

100719

**RESOLUTION TO APPROVE THE DISBURSEMENTS FOR THE PERIOD OF JUNE 1, 2010 TO JUNE 30, 2010**

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It was

MOVED BY COUNCILLOR DIDA BERKU  
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the attached list of disbursements for the period of June 1, 2010 to June 30, 2010 for a total amount of \$16,853,237.46 in Canadian Funds;

THAT Treasurer's certificate no.10-0080 dated July 5, 2010 has been issued by the City Treasurer attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY



100720

**RESOLUTION TO REPLACE AN EMPLOYER REPRESENTATIVE TO THE PENSION COMMITTEE OF THE SUPPLEMENTARY PENSION PLAN OF THE EMPLOYEES OF THE CITY OF CÔTE SAINT-LUC**

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It was

MOVED BY COUNCILLOR DIDA BERKU  
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED

"THAT Council hereby authorizes Elisa Laxer to replace Angelo Marino as an Employer representative for the Pension Committee of the Supplementary Pension Fund of employees of the City of Côte Saint-Luc."  
CARRIED UNANIMOUSLY

100721

**BY-LAW ENTITLED: "BY-LAW CREATING THE FEE SCHEDULE FOR CULTURAL, SPORTS AND LEISURE ACTIVITIES FOR THE FALL OF 2010 AND THE WINTER OF 2011" - ADOPTION**

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It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN  
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT By-law entitled: "*By-law creating the fee schedule for cultural, sports and leisure activities for the fall of 2010 and the winter of 2011*" be and is hereby adopted and numbered 2346."  
CARRIED UNANIMOUSLY

100722

**AQUEDUCT SLEEVING OF TEN ROADS**

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WHEREAS the City of Côte Saint-Luc ("City") administration made a public call for tender, according to the law, to sleeve the aqueducts on the following 10 roads and received two (2) conforming bids:

- Palmer avenue between Mackle road and Mather road;
- Smart avenue between Mackle road and Mather road;
- Westluxe avenue between Edinburgh road and Linden road;
- Nice road between Robinson avenue and Northluc avenue;
- Alpine avenue between Fleet road and Baily road;
- Alpine avenue, 120 linear metres north of Côte Saint-Luc Road
- King Edward avenue between Merton road and Côte Saint-Luc road;
- Earle road between Small road and Tyme road;
- Merton road east of Borden avenue;
- Arcadian road between Westluxe avenue and Smart avenue.

It was

MOVED BY COUNCILLOR STEVEN ERDELYI  
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT Côte Saint-Luc City Council hereby awards the contract for the aqueduct sleeving of 10 roads, pursuant to tender number C-23-10, to Sanexen Services Environnementaux Inc. and authorizes payment of an amount not to exceed \$ 1,107,408.50 plus applicable taxes;

THAT Treasurer's certificate no. 10-0082 dated July 5, 2010 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

100723

**PURCHASE ONE DODGE CARAVAN**

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WHEREAS the City of Côte Saint-Luc ("City") administration issued an invited call for tender to purchase one (1) Dodge caravan and received two (2) conforming bids;

WHEREAS Rive-Sud Chrysler Dodge Inc. was the lowest conforming bidder;

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 one (1) Dodge caravan, pursuant to tender C-25-10, to Rive-Sud Chrysler Dodge Inc. and authorizes payment of an amount not to exceed \$ 42,775.57 plus applicable taxes;

THAT Treasurer's certificate no. 10-0081 dated July 2, 2010 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

100724

**URBAN PLANNING – MINOR EXEMPTION – 5732 WOLSELEY – CÔTE SAINT-LUC**

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It was

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

AND RESOLVED:

"THAT as recommended by the Planning Advisory Committee and in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5732 Wolseley, Lot 1052566, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow an existing detached single-family dwelling (built in 1955, with permit no. 126) to be located at 14.63' from the front property line instead of the minimum allowable distance of 15.0'. The foregoing is in accordance with the provisions of zoning by-law 2217, Annex "B" (zone RU-20)."

CARRIED UNANIMOUSLY

100725

**URBAN PLANNING – MINOR EXEMPTION – 6853 WEIZMANN –  
CÔTE SAINT-LUC**

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It was

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

AND RESOLVED:

“THAT as recommended by the Planning Advisory Committee and in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 6853 Weizmann, Lot 1561904, be and is hereby approved, the whole as more amply delineated hereunder:

The request is in order to allow an existing underground swimming pool built in 2001 with permit no. 10580 to be located at 4.43' from the rear property line instead of the minimum allowable distance of 5.0'. The foregoing is in accordance with the provisions of zoning by-law 2217, in particular article 5-1-1b).”

CARRIED UNANIMOUSLY

100726

**URBAN PLANNING – MINOR EXEMPTION – 5800 CAVENDISH –  
CÔTE SAINT-LUC**

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It was

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

AND RESOLVED:

“THAT as recommended by the Planning Advisory Committee and in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5800 Cavendish (CLSC), Lot 1859556, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow an illuminated sign on the wall for the CLSC René-Cassin with an area of 48 square feet and a height of 8'-0” instead of the maximum area of 20 square feet and a maximum allowable height of 5'-0”. The foregoing is in accordance with the provisions of zoning by-law 2217, in particular articles 9-3-2 and 9-4.”

CARRIED UNANIMOUSLY

**RESOLUTION TO WAIVE THE READING THE SUBDIVISION BY-LAW NO. 2089-5 TO BE ENTITLED: “BY-LAW TO AMEND THE SUBDIVISION BY-LAW NO. 2089 REGULATING CADASTRAL OPERATIONS IN THE CITY OF CÔTE SAINT-LUC”**

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

100727

**RESOLUTION TO ADOPT THE SUBDIVISION BY-LAW NO. 2089-5 TO BE ENTITLED: "BY-LAW TO AMEND THE SUBDIVISION BY-LAW NO. 2089 REGULATING CADASTRAL OPERATIONS IN THE CITY OF CÔTE SAINT-LUC"**

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It was

MOVED BY COUNCILLOR DIDA BERKU  
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 draft By-Law No. 2089-5 entitled: "By-law to amend the subdivision by-law no. 2089 regulating cadastral operations in the City of Côte Saint-Luc."

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

100728

**RESOLUTION TO WAIVE THE READING OF BY-LAW No. 2344 TO BE ENTITLED: "BY-LAW No. 2344 CONCERNING MUNICIPAL WORKS AGREEMENTS"**

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WHEREAS, the above captioned by-law was given to members of Council on Monday, July 12, 2010;

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 RUTH KOVAC

AND RESOLVED:

"THAT the Council of the City of Côte Saint-Luc waives the reading of By-Law No. 2344 to be entitled: "By-law No. 2344 concerning Municipal Works Agreements " when it will be presented for adoption, the whole in accordance with the law."

CARRIED UNANIMOUSLY

100729

**RESOLUTION TO ADOPT THE BY-LAW NO. 2344 TO BE ENTITLED: "BY-LAW No. 2344 CONCERNING MUNICIPAL WORKS AGREEMENTS"**

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It was

MOVED BY COUNCILLOR DIDA BERKU  
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 By-Law No. 2344 to be entitled: “By-law No. 2344 concerning Municipal Works Agreements”;  
CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLORS STEVEN ERDELYI AND ALLAN J. LEVINE BOTH DISSENTING

100730

**RESOLUTION TO ADOPT THE BY-LAW NO. 2316 TO BE ENTITLED: “BY-LAW TO AMEND BY-LAW 04-047 IN ORDER TO MODIFY THE PLANNING PROGRAMME OF THE CITY OF CÔTE SAINT-LUC”**

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It was

MOVED BY COUNCILLOR RUTH KOVAC  
SECONDED BY COUNCILLOR DIDA BERKU

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 By-Law No. 2316 to be entitled: “By-law to amend By-Law 04-047 in order to modify the Planning Programme of the City of Côte Saint-Luc.”  
CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLORS STEVEN ERDELYI AND DIDA BERKU BOTH DISSENTING

100731

**RESOLUTION TO ADOPT THE ZONING BY-LAW No. 2217-36 TO BE ENTITLED: “BY-LAW TO AMEND THE ZONING BY-LAW NO. 2217 OF THE CITY OF CÔTE SAINT-LUC IN ORDER TO DELETE THE CURRENT BOUNDARIES OF ZONE “CC-2” AND TO MODIFY THE ACTUAL BOUNDARIES OF ZONES “CC-3” AND “PM-25” IN ORDER TO CREATE THE FOLLOWING NEW ZONES: “RU\*-64”, “RU\*-65”, “RU\*-66”, “RU-67”, “RU-68”, “RU-69”, “RM\*-62”, “HM-6”, “PM-37”, “PM-38” AND “PM-39” AS WELL AS REPLACING THE TABLE OF USES AND NORMS OF ZONE “RM-43” ”**

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It was

MOVED BY COUNCILLOR RUTH KOVAC  
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

“THAT the by-law No. 2217-36 entitled: “By-law to amend the zoning by-law No. 2217 of the City of Côte Saint-Luc in order to delete the current boundaries of zone “CC-2” and to modify the actual boundaries of zones “CC-3” and “PM-25” in order to create the following new zones: “RU\*-64”, “RU\*-65”, “RU\*-66”, “RU-67”, “RU-68”, “RU-69”, “RM\*-62”, “HM-6”, “PM-37”, “PM-38” and “PM-39” as well as replacing the table of uses and norms of zone “RM-43” ”, be and is hereby adopted.”  
CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLORS ALLAN J. LEVINE AND STEVEN ERDELYI BOTH DISSENTING

100732

**SETTLEMENT OF CLAIM WITH GROUPE AECOM COMPANY**

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WHEREAS in November of 2009, Groupe Aecon caused damage to City property while working on the apartment complex at 6767 Côte Saint-Luc (Saint Patrick's Square);

WHEREAS both parties have agreed to an offer of \$4191.00, plus applicable taxes, in full and final settlement which the City is willing to accept;

It was

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

AND RESOLVED:

"THAT the Côte Saint-Luc City Council hereby authorizes the City Clerk to accept an amount totaling \$4191.00, plus applicable taxes, from Groupe Aecon for damages to City property;

THAT any of the following: Mayor Anthony Housefather, B.C.L., L.L.B., M.B.A., Councillor Dida Berku, B.C.L., Councillor Mitchell Brownstein, B. Comm., B.C.L., L.L.B., the Director of Legal Services, the Director of Purchasing and Contracts or the Human Resources Legal Counsel be and is hereby authorized to sign any agreement to give effect to the foregoing on behalf of the City should said agreement be required."

CARRIED UNANIMOUSLY

100733

**AUTHORIZATION TO SETTLE A CLAIM WITH INTACT INSURANCE COMPANY (KENNETH AND RHODA BESSNER – 5624 MELLING)**

WHEREAS Intact Insurance Company ("the Insurer") made a claim against the City of Côte Saint-Luc ('The City') due to damages to their insured's car by a City tree on September 15, 2008 said claim bearing dossier number AMP 09-0051;

WHEREAS on March 30, 2009 the Insurer instituted proceedings ("Proceedings") against the City to recover the costs for he alleged damages;

WHEREAS both parties wish to amicably resolve the Proceedings;

WHEREAS, the Insurer tendered an offer of settlement to the Proceedings which the City deems acceptable;

It was

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

AND RESOLVED:

"THAT the Côte Saint-Luc City Council hereby authorizes the Director of Legal Services to settle file bearing court docket number 500-22-157221097 with the Insurer, for a total amount of \$3,500.00 including capital, interest and costs;

THAT said settlement should be made with no admission of liability whatsoever and is being made to put an end to Proceedings;

THAT said settlement shall be contingent upon the signature by the Insurer of a Declaration of Satisfaction of Settlement and a Full and Final Release, Receipt and Discharge;

THAT Treasurer's certificate no.10-0081 dated July 5, 2010 has been issued by the City Treasurer attesting to the availability of funds to cover the described expenses;

THAT any of the following: Mayor Anthony Housefather, B.C.L., L.L.B, M.B.A., Councillor Dida Berku, B.C.L., Councillor Mitchell Brownstein, B. Comm., B.C.L., L.L.B., the Director of Legal Services, the Director of Purchasing and Contracts or the Human Resources Legal Counsel be and is hereby authorized to sign any document giving effect to the foregoing settlement."  
CARRIED UNANIMOUSLY

100734

**AUTHORIZATION TO PAY INVOICE # 447634 FROM FASKEN MARTINEAU**

It was

MOVED BY COUNCILLOR DIDA BERKU  
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT the Côte Saint-Luc City Council hereby authorizes payment of invoice #447634 from Fasken Martineau for legal services rendered through November 30, 2009 for a total amount of \$15,195.24;

THAT the funds for this aforementioned invoice shall be paid from GL account 02.140.416 accrued at the 2009 year-end exercise."  
CARRIED UNANIMOUSLY

100735

**SUPPORT FOR THE CREATION OF THE MONTREAL ARCHIPELAGO ECOLOGICAL PARK**

WHEREAS more than sixty groups of citizens from across the metropolitan region, the Partenaires du Parc Écologique de l'Archipel de Montréal, have banded together to support the creation of a greenbelt for South-Western Quebec;

WHEREAS the goal is to save the remnants of the unique maple-hickory forest domain ('domaine de l'érablière à caryer') in South-Western Quebec by ensuring that a minimum of 12% of this ecological zone is protected in perpetuity;

WHEREAS this natural heritage has the greatest biodiversity in all of Quebec, while at the same time it is the most seriously threatened by urban development;

WHEREAS the region of Montreal has the lowest percentage of green space per capita of fourteen Canadian metropolitan areas;

WHEREAS the Canadian and Quebec Governments have a duty to fulfill treaty obligations stemming from the United Nations Convention on Biological Diversity, which they both endorsed, and the creation of this new park would show their commitment;

It was

MOVED BY COUNCILLOR DIDA BERKU  
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT the City of Côte Saint-Luc support the creation of the Parc Écologique de l'Archipel de Montréal, for a vast conservation zone extending from Suroît to Sorel and from Mirabel to the U.S. border, in the form of a mosaic of forests and floodplains, wetlands, natural corridors and islands linked together by the rivers that criss-cross South-Western Quebec; and

“THAT a certified copy of this resolution be forwarded to the Federal and Provincial Ministers of Environment, and to the municipalities of the Montreal metropolitan area, to the leaders of the Federal and Provincial political parties and to the Secretariat of the Convention on Biological Diversity.”

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLORS RUTH KOVAC AND MIKE COHEN BOTH DISSENTING

100736

**CERTIFICATE OF THE DIRECTOR OF LEGAL SERVICES AND CITY CLERK  
RE – REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2348**

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The Director of Legal Services and City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on July 12, 2010 concerning by-law 2348 entitled: *“By-law authorising a loan of \$17,358,000 for the construction of an Aquatic and Intergenerational Centre within the City of Côte Saint-Luc on lot number 1053 444 belonging to the City”*:

The number of persons qualified to vote on the by-law is 22,922;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 573;

The number of persons qualified to vote who have registered is 2.

Therefore, by-law 2348 has been deemed approved by the persons qualified to vote.

**AGREEMENT WITH THE MINISTRY OF MUNICIPAL AFFAIRS, REGIONS AND  
LAND OCCUPANCY REGARDING THE FINANCIAL GRAND FOR THE  
CÔTE SAINT-LUC INTERGENERATIONAL / AQUATIC CENTRE**

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This item was deferred to a subsequent meeting.

**AWARD CONTRACT FOR DESIGN-BUILD SERVICES FOR THE  
CÔTE SAINT-LUC INTERGENERATIONAL / AQUATIC CENTRE**

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This item was deferred to a subsequent meeting.

100737

**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**

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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 agglomeration council meetings shall be held in August 2010 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 meetings to be held in August 2010 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 meetings to be held in August 2010 based on the information to be presented during those meetings."

CARRIED UNANIMOUSLY

100738

**OTHER BUSINESS – APPOINTMENT OF COUNCILLOR MIKE COHEN AS ACTING MAYOR OF THE CITY OF CÔTE SAINT-LUC – JULY 1, 2010 UP TO AND UNTIL SEPTEMBER 30, 2010**

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It was

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

AND RESOLVED:

"THAT Councillor Mike Cohen is and shall be named Acting Mayor of the City of Côte Saint-Luc, effective July 1, 2010 up to and until September 30, 2010 inclusively, and further that the aforementioned Councillor Cohen shall have and may exercise the powers of the Mayor when the said Mayor is absent or unable to perform the duties of his office."

CARRIED UNANIMOUSLY

**SECOND QUESTION PERIOD**

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The Second question period started at 9:30 p.m. and finished at 9:33 p.m. Two (2) people asked to speak and they were heard.

1) Aubey Laufer

The resident inquired as to the costs of the Fun Card to which Mayor Housefather responded that it was contingent upon what package the resident was seeking. He further directed the resident to the Recreation Department for all salient details regarding the matter.

The resident then requested that the City televise its meetings to which Mayor Housefather responded that the City is looking into the matter.

2) Dr. Bernard Tonchin

The resident inquired as to whether the requesters to have the creation of the Montreal Archipelago Ecological Park support the City's position regarding Meadowbrook to which Councillor Berku responded in the affirmative.

100739

**APPROVAL OF THE ADJOURNMENT OF THE MEETING**

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It was

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

AND RESOLVED:

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

CARRIED UNANIMOUSLY

**AT 9:33 P.M. MAYOR HOUSEFATHER DECLARED THE MEETING  
ADJOURNED.**

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ANTHONY HOUSEFATHER  
MAYOR

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JONATHAN SHECTER  
DIRECTOR OF LEGAL SERVICES  
AND CITY CLERK