

**MINUTES OF THE SPECIAL MEETING OF THE CITY COUNCIL HELD ON
MONDAY, JULY 19, 2010, AT 5801 CAVENDISH BOULEVARD, CÔTE
SAINT-LUC, AT 7:00 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

ALSO PRESENT:

Mr. Ken Lerner, Assistant City Clerk, acted as Secretary of the meeting

QUESTION PERIOD

Having no residents present at the meeting, there were no questions asked.

100740

**AGREEMENT WITH THE MINISTER OF MUNICIPAL AFFAIRS, REGIONS AND
LAND OCCUPANCY**

This item was deferred to a later meeting.

100741

**AWARDING OF A CONTRACT FOR DESIGN-BUILD SERVICES FOR THE
CÔTE SAINT-LUC INTERGENERATIONAL / AQUATIC CENTRE (TO BE
REPLACED AT THIS POINT WITH A LETTER OF INTENT)**

WHEREAS the City of Côte Saint-Luc ("City") administration issued a public request for qualification (C-21-10) for Design-Build services for an intergenerational and aquatic centre ("Project") and received six (6) proposals;

WHEREAS the selection committee appointed by the Côte Saint-Luc City Council ("Council") evaluated the submitted proposals based on the evaluation criteria approved by Council and Council, based on the recommendations made by the selection committee, qualified and authorized that three (3) proponents be invited to participate in a request for proposals for Design-Build services for the Project;

WHEREAS the City of Côte Saint-Luc ("City") administration thus issued a request for proposal (C-22-10) for the Design-Build services for the Project to the three (3) conforming proponents and received one (1) proposal;

WHEREAS **Pomerleau Inc.** was the only conforming proponent;

WHEREAS the submitted price exceeds the budget estimated by the City and that pursuant to section 573.3.3 of the **Cities and Towns Act**, R.S.Q, c. C-19 the City may negotiate the terms of the Design-Build contract;

WHEREAS the City and Pomerleau Inc. wish to enter into a Letter of Intent dated July 19, 2010 ("LOI") whereby each party agrees to negotiate, in good faith, the open terms of the Design-Build contract as set out in the LOI;

WHEREAS the Design-Build contract shall be only be awarded if the items set out in the LOI are resolved to the City's satisfaction and loan by-law 2348 is approved by the Minister of Municipal Affairs, Regions and Land Occupancy,

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT Côte Saint-Luc City Council ("Council") hereby authorizes entering into the LOI with **Pomerleau Inc.**, attached herewith as if to form an integral part of the minutes;

THAT pursuant to the terms of the LOI Pomerleau Inc. shall work, in good faith, on the Project between July 19, 2010 and the earlier of August 20, 2010 or the date the Design Build contract is awarded at no cost to the City provided that the Design-Build contract is awarded;

THAT in the event the Design Build contract is never awarded, the City agrees to compensate Pomerleau Inc. for any work performed on the Project between the July 19, 2010 and the earlier date of August 20, 2010 or the date on which the City notifies Pomerleau Inc. that it will not proceed with the execution of the Design-Build contract in an amount equal to the lesser of the hourly rate of the Pomerleau Inc. contractor multiplied by the number of hours worked on the Project or \$22,000.00 plus applicable taxes and the City authorizes payment of such amount;

THAT Treasurer's certificate no. 10-0085 dated July 19, 2010 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

100742

PUBLIC WORKS – PURCHASE ASPHALTE AND STONE

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED

"THAT Côte Saint-Luc City Council hereby awards the contract to purchase asphalt and stone to **Les Pavages Chenails, Inc.** and authorizes payment of an amount not to exceed \$20,510.19;

THAT said contract is on "as need" basis only and then City has not obligation whatsoever to purchase any asphalt or stone;

THAT Treasurer's certificate number 10-0083 dated July 5, 2010 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

100743

APPROVAL OF THE ADJOURNMENT OF THE MEETING

It was

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

AND RESOLVED:

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

CARRIED UNANIMOUSLY

**AT 7:10 P.M. MAYOR HOUSEFATHER DECLARED THE MEETING
ADJOURNED.**

ANTHONY HOUSEFATHER
MAYOR

KEN LERNER
ASSISTANT CITY CLERK