

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON
MONDAY, NOVEMBER 15, 2010, 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 Glenn J. Nashen

ALSO PRESENT:

Ms. Tanya Abramovitch, City Manager and Library Director
M^e Jonathan Shecter, City Clerk and Director of Claims and
Litigation, acted as Secretary of the meeting

QUESTION PERIOD

The question period started at 8:08 p.m. and finished at 8:54 p.m. Eight (8) people asked to speak and they were heard.

1) Toby Shulman

The resident requested that the two left hand turning lanes on Cavendish heading towards Fleet have proper street marking lines to which Mayor Housefather responded that they already do.

2) Eli Chalupovitsch

The resident requested that the City use a product for road paving which he personally sells for which Mayor Housefather clarified that a council meeting is not the proper venue to try to sell a product and any such requests must be channelled through the City's purchasing department.

3) Dr. Bernard Tonchin

The resident requested that the City look into permitting more taxi stands both on private and public property to which Mayor Housefather responded that the City could not legislate private property and insofar as public property is concerned, the City would take the resident's comments under advisement.

4) Joel Ceausu

The resident requested the City allow temporary car shelters. He then tabled a letter that he drafted to this effect. Mayor Housefather responded that the City is presently examining whether it would permit temporary car shelters for those who are physically challenged but will not examine any additional forms of permissive legislation regarding the matter.

The resident then wished to congratulate the City administration for how well the pool was run this summer. He specifically stated that the pool managers did an outstanding job.

5) Irving Itman

The resident requested that the Public Works department be advised that all compost receptacles be repositioned on the driveways or on the lawns once emptied by the individual to which Mayor Housefather responded that the City could look into it.

The resident inquired as to whether the City can investigate illegal tanker (train) cars to which Mayor Housefather responded that this is not within the City's purview but that he could put the resident in touch with the office of Irwin Cotler, the Member of Parliament who is responsible to look after these matters.

6) Eleanor Kagan

The resident explained that she was present tonight representing her friends and family all of whom have difficulty finding adequate parking at the Cavendish Mall to which Mayor Housefather responded that there are indeed sufficient parking spaces at the Cavendish Mall.

7) Sydney Margles

The resident inquired as to when the property on Marc Chagall will be developed to which Mayor Housefather responded that the developer still has to acquire the land in order to do so.

The resident then requested that the Police and Public Security ensure that those who have handicap vignettes are indeed not using said vignettes to park in handicapped spots when the individuals in question are not indeed handicapped to which Mayor Housefather responded that eligibility requirements are not within the purview of Police and Public Security to verify.

The resident then requested the City look into widening Kildare and expropriate any land necessary to do so to which Mayor Housefather responded that the City is indeed looking into widening Kildare but that as it stands, no land would actually need to be expropriated.

The resident then requested that a piece of land on Marc Chagall that belongs to the City across from 5845 Marc Chagall be better maintained and also considered as a future location for a park to which Mayor Housefather responded that the City could indeed look into both requests.

8) Howard Bregman

The resident requested a smaller brown bin and did not want to wait the necessary eight (8) month period that he was advised he would need to wait by the Public Works department to which Mayor Housefather responded that the City could look into expediting the time period on a best efforts basis but could not guarantee that he would receive the bin any faster.

The resident then complained that he had difficulties manipulating his brown bin to and from his property on collection days during winter months when huge volumes of snow are piled up to which Councillor Erdelyi responded that he has visited the area outside the resident's dwelling and does not see why he would have any difficulty. The resident then requested that Councillor Erdelyi visit his dwelling when he is present to which Councillor Erdelyi responded that although he could not guarantee such a visit he would attempt to do so on a best efforts basis.

101101

**CONFIRMATION OF THE MINUTES OF THE REGULAR MEETING OF
COUNCIL DATED OCTOBER 18, 2010**

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
October 18, 2010 be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

101102

**CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING OF COUNCIL
DATED OCTOBER 25, 2010**

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
October 25, 2010 be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

101103

MONTHLY DEPARTMENTAL REPORTS FOR OCTOBER 2010

It was

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

AND RESOLVED:

“THAT the monthly departmental reports for October, 2010 be and are
hereby approved as submitted.”
CARRIED UNANIMOUSLY

101104

**HUMAN RESOURCES – HIRING OF ASSISTANT HUMAN RESOURCES
DIRECTOR – 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 hiring of Pascahl Scott as the Assistant Human Resources Director into a management position for a one (1) year contract, effective October 12, 2010;

THAT Treasurer's certificate number 10-0132 dated October 18, 2010 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."
CARRIED UNANIMOUSLY

101105

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

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT the Côte Saint-Luc City Council appoints Miriam Clouthier as a Library Clerk (white collar, permanent position) effective October 5, 2010."
CARRIED UNANIMOUSLY

101106

FINANCE – APPROVAL OF THE DISBURSEMENTS FOR THE PERIOD FROM OCTOBER 1, 2010 TO OCTOBER 31, 2010

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 October 1, 2010 to October 31, 2010 for a total amount of \$2,655,853.85 in Canadian Funds;

THAT Treasurer's certificate no.10-0133 dated November 5, 2010 has been issued by the City Treasurer attesting to the availability of funds to cover the described expenses."
CARRIED UNANIMOUSLY

STATEMENT OF ARREARS FOR 2009 TAXES AND TRANSFER DUTIES

This item was deferred to a subsequent meeting.

TABLING OF PERFORMANCE INDICATORS REPORT FOR 2009

The City Treasurer tabled the report entitled: "*Indicateur de gestion 2009*" a legally required document to be filled out which was produced by the Minister of Municipal Affairs and of the Regions and Land Occupancy.

COMPARATIVE AND REVISED BUDGET REPORT

The City Clerk confirmed that the City Treasurer tabled his comparative and revised budget report entitled: "*Public Council Meeting November 15, 2010 Budget Update*" at tonight's council meeting.

MAYOR'S REPORT OF THE FINANCIAL POSITION

PRESENTATION

In conformity with article 474.1 of the *Cities and Towns Act*, I am pleased to report on the 2010 financial situation of the City of Côte Saint-Luc ("City"), the three-year capital expenditure plan and the orientations for the upcoming 2011 budget.

FINANCIAL REPORT FOR THE YEAR ENDED DECEMBER 31, 2009

The financial statements for the year ended December 31, 2009, were audited by the external auditing firm of Raymond Chabot Grant Thornton.

The City registered a net cumulative operating surplus of \$2,394,428 and a cumulative pension plan surplus of \$3,950,000, totalling \$6,344,428 as at December 31, 2009. Although the pension plan surplus is shown on our balance sheet, it cannot be used by the City for operating or capital purposes.

On January 1, 2006 when the City regained its status as an independent municipality, the transition committee along with the City of Montreal entered into an agreement for the sharing of debt originally financed by the City of Montreal. The objective of this agreement was to allow each demerged city to manage its own debt and avoid the City of Montreal from retaining the debt in its finances on behalf of other cities. In 2009 the City financed its portion of the water infrastructure debt transferred from the City of Montreal with current liquidities of \$2,143,005, with long term debt of \$7,000,000 and by applying an amount of \$517,369 from its cumulative operating surplus to the debt.

Further to the adoption of Bill 22, which revised the rules regarding the Agglomeration of Montreal (the regional level of government), in 2009 all expenses for the island-wide services were billed to the demerged cities through a system of "quote part" or pro-rated share. As a result, City residents no longer paid taxes directly to the regional level of government and we returned to the system before the forced mergers where City taxpayers received one tax bill from the City and the City paid the regional level of government its pro-rated share of island-wide expenses.

In 2009, a one time tariff was introduced for the purchase and distribution of recycling bins. Revenues generated of \$207,850 in addition to the Quebec government funding received by the City for innovations in waste management in the amount of \$307,220 allowed the City to make substantial improvements in the percentage of waste it was diverting. Since the City regained its independence in 2006 it has moved from having one of the lowest diversion rates on the island to one of the highest and it is now seen as a leader on the island of Montreal in this area.

In 2009 the City spent substantially less than it had reserved for the estimated cost of holding the 2009 municipal election due to the Mayor and four Councillors being acclaimed.

In 2008, the Quebec Superior Court ruled on a case that had been outstanding since 1996 between a group of 26 municipalities on the island of Montreal who formed the Régie intermunicipale des déchets sur l'île de Montréal ("Régie") and the Société d'énergie Foster Wheeler Ltée. The court decided that the Régie was liable for an amount of \$10 million plus interest, leading to a total condemnation of

approximately \$21.3 million (capital and interest to date). The City's share of that amount was approximated at \$950,000, which the City presently has in reserve waiting for a final judgment. As the appeal of this decision was heard in October 2010, an additional provision may be required in the 2011 fiscal year depending on the results of the appeal.

During the 2009 fiscal year, the City continued its work to obtain funding for the construction of the Aquatic and Community Centre. The City deferred the project until a positive response was received before making a decision to proceed. The funding was approved in February of 2010 and construction of the facility has commenced. The City anticipates the facility will be fully operational in 2011.

During the last several years, the City Council has made a conscious effort to ensure that the City limits the amount of money that it borrows. In 2009, only 10.33 percent of the operating budget was used to pay interest and capital payments on long term debt – which is far less than the provincial average. The City has set an objective of ensuring that the percentage of the operating budget used to finance its long term debt is always less than 15.00 percent. A lower debt-ratio means we have more money in our budget for programs and services. It should be noted that due to the construction of the Aquatic and Community Centre in 2010 and 2011 and other City infrastructure projects the City expects the percentage to rise closer to the 15% figure in the coming years.

In addition, during the 2007 and 2008 fiscal years, the City transferred \$1 million from surplus into a working fund in order to finance capital projects without paying interest on long-term debt. Since 2009, the City has financed \$761,000 of capital projects through the working fund instead of incurring long-term debt and interest charges. The City intends to continue increasing the working fund and borrowing from it where possible.

THREE-YEAR CAPITAL EXPENDITURES PROGRAM FOR 2010-2011-2012

In addition to normal operating expenses, the City also prepares a budget for capital expenditures, which are funds used to pay for items that will be used by residents for a long period of time, such as playground equipment, water infrastructure and new roads. The 2010-2011-2012 three-year capital budget was adopted in January 2010 and the projects set out in that budget were the following:

Projects	2010	2011	2012
Roads and Traffic Infrastructure	\$1,400,000	\$2,560,000	\$2,300,000
Water and Sewer Infrastructure	\$1,684,000	\$2,315,000	\$1,500,000
Buildings and Civil Properties	\$430,000	\$445,000	\$1,700,000
Parks Improvements	\$19,295,000	\$1,190,000	\$750,000
Vehicles and Equipment	\$730,000	\$450,000	\$450,000
Subtotal	\$23,539,000	\$6,960,000	\$6,700,000
Less: Various grants	\$(13,472,000)	\$(100,000)	-
Net expenditures	\$10,067,000	\$6,860,000	\$6,700,000

Most projects included in the three-year capital expenditures program for the 2010 fiscal year have either been completed or are in the process of being completed. The Parks Improvements section, in 2010 includes a budget for the construction of the Aquatic and Community Centre. The City has entered into agreements to appoint MHPM as project manager for the project and to hire Pomerleau as the design builder for the project. The cost of the construction project, including these contracts, amounts to a total of \$17,357,821. The application for funding to the Federal and Quebec Government for this project in the amount of \$11,571,880 was approved in February of 2010 resulting in an anticipated cost to the City of \$5,785,941 for the construction of the facility.

In addition to the construction of the Aquatic and Community Centre, the City's capital investment budget priorities for fiscal year 2010 were major improvements in water and roads infrastructure, and facility upgrades in our parks. The City took advantage of the government funding PRECO program for a total of \$1.44 million during the year, allowing for major work on rehabilitation of the water distribution network underneath eleven (11) streets that were completed throughout the year. In addition to the water infrastructure projects, in 2010 the City also invested in reconstruction and resurfacing of various roads including Wentworth, Montgomery, Shalom and Redwood, as well as upgrades and major renovations to Singerman Park, to a Soccer Field and the completion of work on Kildare and Merrimac.

The three (3) year capital investment budget is designed to be a planning document required by law with no obligation to carry out any of the projects. City Council must approve each project in this planning document on an individual basis before any funds are actually committed.

PRELIMINARY FORECAST ON THE FINANCIAL SITUATION FOR THE YEAR 2010

Once again this year, we are estimating a budget surplus based on third-quarter results. We will continue to keep close control over our expenses until the end of the year while maintaining a high quality of service to City residents.

The actual operating revenues are expected to be slightly above our budget at the end of the year based on the third quarter results. This is due mainly to municipal taxes yielding slightly more money than budgeted and a higher level than expected of non-recurring interest income from late and overdue taxes.

The actual operating expenses are also well within budget to the end of third quarter. The City successfully negotiated a new collective agreement with its professional union employees and City Council approval and signature of the collective agreement is anticipated to occur before the end of 2010. New collective agreements were signed with the blue collar employees and white collar employees in February 2009 and September 2009 respectively. The previous agreements were negotiated by the City of Montreal during the forced merger years. I am proud to say that these new collective agreements have been negotiated taking into account the real needs of the City and its employees. The City has experienced some cost increases in various human resources-related charges in regards to the payment of vacations, sick days and overtime as well as assisted departures, however, due to better overall efficiency and cash-flow management, the City has also experienced some savings in various areas such as snow clearing operations which offset these costs.

Once again this year, members of the City Council closely monitor the actual revenues and expenses of the City. On a monthly basis, the Audit Committee, chaired by Councillor Dida Berku, examines internal financial reports produced by the Finance Department and identifies corrective measures when required.

GENERAL ORIENTATION FOR THE 2011 BUDGET

The 2011 operating budget-building guiding principles continue to be the following:

- The budget must ensure that there is a balance between revenues and expenditures;
- The budget must be established to ensure that the property taxes do not increase beyond the rate of inflation. However it is important to note that the City does not control the spending of the regional level of government and if the Agglomeration of Montreal increases its expenditures in a manner that exceeds the rate of inflation this objective may not be attainable as relates to the portion of the City budget that pays the pro-rated share of island services. The City together with the other demerged municipalities on the island has worked hard in 2010 to convince the City of Montreal that the spending of the Agglomeration of Montreal needs to be restrained and we are anticipating a reasonable Agglomeration budget this year;

- The budget must ensure long-term financial viability of the City;
- The budget must ensure that cost of debt service does not exceed 15 percent of the overall local operating budget;
- To meet the growing needs of residents, the budget building-process must ensure efficiency, and the budget monitoring process must ensure a City-wide commitment for controlling costs in all departments;
- The City will not issue long-term debt unless justified through a business analysis on a case-by-case basis.

As in previous years, the established priorities for the 2011 budget will continue to focus on quality services for the residents of the City. In 2011, particular attention will be paid to the establishment of the Aquatic and Community Centre's first operating budget. We will continue to run the City like a business focusing on waste management programs, improvements in our water infrastructure system, and providing innovative recreational and cultural programs that suit the needs of City residents.

The 2011 capital budget priorities will continue to be investments in our parks, aqueduct infrastructure and maintenance of roads/sidewalks as well as the construction of the Aquatic and Community Centre and the infrastructure for the Cavendish Mall redevelopment project. We will continue to take advantage of revenues from the new Gas Tax grant of \$7.59 million over four years which has been recently confirmed and will also research and apply for other grants available to municipalities.

In the upcoming weeks, the City Administration and City Council will finalize the 2011 operating and capital budgets. The City Council will adopt the 2011 operating budget and the 2011-2012-2013 capital expenditure program three (3) year plan at a special public Council meeting in December 2010.

It should be noted that while the Mayor and City Council continue to monitor the local budget, they have little input or control over the Agglomeration portion of the expenses. These Agglomeration expenses mainly used to pay for island-wide and regional services (including STM public transit), Fire, Police, water treatment and distribution, Evaluation, downtown expenses and collective center city assets have increased considerably over the past five years. The City paid a total of \$24.9 million to the Agglomeration in 2010. We expect this amount to increase in 2011. The reliance on Montreal island cities alone to continue to pay for these central services will not be sufficient to cover these continuously increasing costs in the future. We will continue to seek a correction from the Quebec government to ensure that certain Agglomeration services are paid for by the entire Metropolitan region of the Montreal Metropolitan Community and to ensure that there is sustainable financing for these services going forward without having to continuously overtax Montreal island residents.

In early December 2010, the City Council will hold a public information meeting to review the 2011 budget and provide the opportunity to the public to give input into the budget building process. More information will be posted at www.CoteSaintLuc.org in the next few days.

LIST OF CONTRACTS EXCEEDING \$25,000.00

In accordance with the law, I have deposited with the City Clerk the list of all contracts issued in 2009 that include an expenditure exceeding \$25,000 and entered into since the last meeting of Council at which I presented this report. I have also deposited the list of all contracts involving an expenditure exceeding \$2,000 entered into within that period with the same contracting party, if those contracts involved a total expenditure exceeding \$25,000.

REMUNERATION OF MEMBERS OF COUNCIL

As members of the Council, we receive an annual remuneration and an annual allowance for expenses related to our function.

The following table indicates the remuneration and allowances received by members of Council.

Office	Remuneration	Expense allocation
Mayor	\$47,344	\$14,759
Councillors	\$15,781	\$7,891

In addition to the above, the Mayor receives an amount of \$10,221 from the agglomeration of Montreal for serving as the City's representative on the agglomeration council.

CONCLUSION

In conclusion, I would like to assure you that maintaining quality services at the most reasonable cost possible is at the heart of the goals of the City Council and City Administration who will work very hard to create a fair and efficient budget for the 2011 fiscal year. We continue to do everything possible to increase the excellent level of services that residents have come to expect at the most reasonable cost possible.

101107

URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION PROGRAMS (SPAIP) – 5800 CAVENDISH – CITY OF CÔTE SAINT-LUC

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

“THAT the site planning and architectural integration programs received October 17, 2010 showing new window openings facing both the rear parking lot and Mackle Road in order to allow relocated offices behind the former Caplan Duval store on lot 1859549 at 5800 Cavendish and prepared by Mr. Mark Shapiro, architect, for the Planning Advisory Committee meeting of October 18, 2010, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc.”

CARRIED UNANIMOUSLY

101108

URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION PROGRAMS (SPAIP) – 6561 ALDRIN – CITY OF CÔTE SAINT-LUC

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

“THAT the site planning and architectural integration programs received October 12, 2010 showing elevations and a perspective showing the construction of a new single-family detached dwelling on lot 4574549 at 6561 Aldrin and prepared by Mr. S. Pichette, technologist, for the Planning Advisory Committee

meeting of October 18, 2010, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc and as per the modifications proposed by the Planning Advisory Committee.”

CARRIED UNANIMOUSLY

101109

URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION PROGRAMS (SPAIP) – 6155 DAVID-LEWIS – CITY OF CÔTE SAINT-LUC

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

“THAT the site planning and architectural integration programs received October 1, 2010 showing modifications to the front façade of a semi-detached single-family dwelling on lot 2086887 at 6155 David-Lewis and prepared by Pareco Plus Inc, contractor, for the Planning Advisory Committee meeting of October 18, 2010, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc.”

CARRIED UNANIMOUSLY

101110

URBAN PLANNING – 5800 CAVENDISH - REPLACEMENT TREES

WHEREAS, the owner of 5800 Cavendish (“the Property”) requested to fell (“Fell”) twenty-three (23) trees located in the front and lateral yard of the Property;

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

“THAT, Council hereby requires that the twenty-three (23) trees to be Felled be replaced by twenty-three (23) 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. 2217-28;

THAT the twenty-three (23) trees to be planted must be planted on the locations as designated by the City.”

CARRIED UNANIMOUSLY

101111

URBAN PLANNING – 5758 WESTLUKE - REPLACEMENT TREES

WHEREAS, the owner of 5758 Westluka (“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 STEVEN ERDELYI

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. 2217-28;

THAT the one (1) tree to be planted must be planted on the Property.”
CARRIED UNANIMOUSLY

101112

**EXTENSION OF CONSTRUCTION START TIMES FOR THE AQUATIC
COMMUNITY CENTRE**

WHEREAS the Côte Saint-Luc City Council wishes that construction hours for the Aquatic Community Centre commence at 6:00 a.m. on weekdays and 8:00 am on Saturdays instead of 7:00 a.m. on weekdays and 9:00 a.m. on Saturdays;

WHEREAS By-law 2159 amending By-law 951 allows Council to grant said permission;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT pursuant to By-law 2159, amending By-law 951, Council hereby authorizes construction hours for the Aquatic and Community Centre to commence at 6:00 a.m. on weekdays and 8:00 a.m. on Saturdays;

THAT Council further authorizes that any permits issued for said Centre reflect same.”
CARRIED UNANIMOUSLY

101113

**RESOLUTION TO RECEIVE THE STATEMENTS OF PECUNIARY INTERESTS
OF THE MEMBERS OF COUNCIL**

Each member of council deposited their statement of pecuniary interests at tonight's council meeting.

WHEREAS, in accordance with the stipulations of an *Act respecting Elections and Referendums in Municipalities*, each Member of a Municipal Council must make a written financial declaration of his/her interests, within sixty (60) days of his/her election or the anniversary thereof;

It was

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

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc officially declare that such statements of pecuniary interests have been received from Mayor Anthony Housefather and Councillors Dida Berku, Mitchell Brownstein, Mike Cohen, Steven

Erdelyi, Sam Goldbloom, Ruth Kovac, Allan J. Levine and Glenn J. Nashen and instructs the City Clerk to deposit same in the Archives of the City.”
CARRIED UNANIMOUSLY

101114

AUTHORIZATION TO INSTITUTE LEGAL PROCEEDINGS AGAINST ROMAN POPOVSKY

WHEREAS on or about January 24, 2010 one Mr. Roman Popovsky caused damages to City property namely, a street lamp belonging to the City of Côte Saint-Luc (“the City”);

WHEREAS the damages caused were evaluated at \$6153.14;

WHEREAS on March 10, 2010 and October 5, 2010 respectively, the aforementioned Mr. Popovsky was advised by the City of the said damages, in writing, and remitted, on October 5, 2010, the corresponding invoice;

WHEREAS to this date, Mr. Popovsky has refused and/or neglected to pay the aforementioned invoice;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the Côte Saint-Luc City Council hereby authorizes the Director of Claims and Litigation to institute legal proceedings in a court of competent jurisdiction against Mr. Roman Popovsky for causing damages to City property namely, a lamp post.”
CARRIED UNANIMOUSLY

101115

SETTLEMENT OF INVOICE WITH SILVIU MIHALI

WHEREAS invoice #2009-000479 dated February 10, 2010 in the amount of \$2,359.05 was sent to Silviu Mihali (“the Debtor”) for damages to City of Côte Saint-Luc (“City”) property;

WHEREAS, the Debtor tendered an offer of \$1,800.00, paid in ten equal monthly installments of \$180.00 each, in full and final settlement which the City is willing to accept;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT the Côte Saint-Luc City Council hereby authorizes the City Clerk to settle a claim by the City against the Debtor, Silviu Mihali, for an amount totaling \$1,800.00 to be paid in ten (10) equal monthly installments as of October 7, 2010;

THAT the City Clerk be and is hereby authorized to sign an agreement to give effect to the foregoing on behalf of the City.”
CARRIED UNANIMOUSLY

101116

SETTLEMENT OF INVOICE WITH INTACT INSURANCE COMPANY

WHEREAS invoice #2010-000126 dated October 1, 2010 in the amount of \$4,319.78, plus taxes was sent to Intact Insurance Company (“the Insurer”) for damages to City property by their insured;

WHEREAS, the Insurer tendered an offer of \$4,439.91, in full and final settlement which the City is willing to accept;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT the Côte Saint-Luc City Council hereby authorizes the City Clerk to settle an invoice with Intact Insurance Company for an amount totaling \$4,439.91;

THAT the City Clerk be and is hereby authorized to sign an agreement to give effect to the foregoing on behalf of the City.”
CARRIED UNANIMOUSLY

101117

SETTLEMENT OF INVOICE WITH INTACT INSURANCE COMPANY

WHEREAS invoice #2010-000125 dated October 1, 2010 in the amount of \$6,192.80 was sent to Intact Insurance Company (“the Insurer”) for damages to City property by their insured;

WHEREAS, the Insurer tendered an offer of \$5,205.63, in full and final settlement which the City is willing to accept;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT the Côte Saint-Luc City Council hereby authorizes the City Clerk to settle an invoice with Intact Insurance Company for an amount totaling \$5,205.63;

THAT the City Clerk be and is hereby further authorized to sign an agreement to give effect to the foregoing on behalf of the City.”
CARRIED UNANIMOUSLY

101118

SETTLEMENT OF INVOICE WITH AVIVA INSURANCE COMPANY

WHEREAS invoice #2010-000133 dated November 2, 2010 in the amount of \$3,933.31, plus taxes, was sent to Aviva Insurance Company (“the Insurer”) for damages to City property by their insured;

WHEREAS, the Insurer tendered an offer of \$4,324.96, in full and final settlement which the City is willing to accept;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT the Côte Saint-Luc City Council hereby authorizes the City Clerk to settle an invoice with Aviva Insurance Company for an amount totaling \$4,324.96;

THAT the City Clerk be and is hereby further authorized to sign an agreement to give effect to the foregoing on behalf of the City.”
CARRIED UNANIMOUSLY

101119

BY-LAW ENTITLED: “BY-LAW UPDATING THE SCHEDULE OF FEES AND FINES FOR THE ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY” - ADOPTION

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT By-law entitled: *“By-law updating the schedule of fees and fines for the Eleanor London Côte Saint-Luc Public Library”* be and is hereby adopted and numbered 2349.”

CARRIED UNANIMOUSLY

101120

BY-LAW ENTITLED: “BY-LAW CREATING THE FEE SCHEDULE FOR THE ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY FOR THE 2010 FALL SEASON” - ADOPTION

It was

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

AND RESOLVED:

“THAT By-law entitled: *“By-law creating the fee schedule for the Eleanor London Côte Saint-Luc Public Library for the 2010 fall season”* be and is hereby adopted and numbered 2350.”

CARRIED UNANIMOUSLY

101121

NOTICE OF MOTION – BY-LAW 2353 TO BE ENTITLED: “BY-LAW CREATING THE FEE SCHEDULE FOR THE ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY FOR THE JANUARY 2011 TO APRIL 2011 PERIOD”

Councillor Sam Goldbloom gave Notice of Motion that By-Law 2353 to be entitled: “By-law creating the fee schedule for the Eleanor London Côte Saint-Luc Public Library for the January 2011 to April 2011 period” will be presented at a later meeting for adoption.

101122

RESOLUTION TO WAIVE THE READING OF BY-LAW 2353 TO BE ENTITLED: “BY-LAW CREATING THE FEE SCHEDULE FOR THE ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY FOR THE JANUARY 2011 TO APRIL 2011 PERIOD”

WHEREAS, the above captioned by-law was given to members of Council on Friday, November 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 SAM GOLDBLOOM
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of By-Law 2353 to be entitled: “By-law creating the fee schedule for the Eleanor London Côte Saint-Luc Public Library for the January 2011 to April 2011 period” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

101123

CONTRACTS – FIRST CONTRACT RENEWAL (“FIRST RENEWAL”) FOR DIGITAL LIBRARY RESERVE APPLICATION SERVICES AGREEMENT BETWEEN OVERDRIVE INC. AND ELEANOR LONDON COTE SAINT-LUC PUBLIC LIBRARY

WHEREAS the City of Côte Saint-Luc (“City”) entered into a Digital Library Reserve Application Services Agreement with OverDrive Inc. on October 1, 2009;

WHEREAS the initial term of this contact has expired;

WHEREAS the City would like to exercise its option to renew the agreement for a subsequent year;

WHEREAS the City wishes to enter into an agreement with OverDrive Inc. for an additional year and modify the annual participation fee from \$10,000 to \$12,000;

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT the Côte Saint-Luc City Council hereby authorizes the signature of the first renewal agreement;

THAT the terms and conditions of the aforementioned agreement are set out in a document entitled “First Contract renewal for Digital Library Reserve Application Services Agreement” with an effective date of October 1, 2010, comprising two (2) pages and annexed hereto to form an integral part of the Minutes to avail herein as if quoted hereinafter at length;

THAT the term of the Agreement is for a period of one year starting on October 1, 2010;

THAT the City Manager is hereby authorized to sign the Agreement on behalf of the City;

THAT Treasurer’s certificate no. 10-0134 dated November 15, 2010 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

101124

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

CARRIED UNANIMOUSLY

OTHER BUSINESS – COUNCILLOR STEVEN ERDELYI – MONTH OF NOVEMBER

Councillor Erdelyi advised the public of the importance of the month of *November* in order to recognize the importance of fighting prostate cancer.

SECOND QUESTION PERIOD

The second question period started at 9:38 p.m. and finished at 9:45 p.m. Two (2) people asked to speak and they were heard.

1) Toby Shulman

The resident requested that VCOPS be advised to ensure that the by-law concerning temporary car shelters is respected to which Council took note.

The resident then inquired as to why Joe King was allowed to give a lecture on a Jewish Holiday to which City Manager Abramovitch responded that Mr. King was the one who furnished the dates for his availability and that despite every effort expended by the City to avoid the lecture being given on this date, the matter could not have been avoided.

The resident then complained that sometimes, she could not get cold water in her kitchen sink to which Mayor Housefather responded that this matter is within the purview of her Landlord and not the City.

The resident requested that composting be more widespread in 2011 to which Mayor Housefather responded that the City will move forward as soon as it can.

2) Irving Itman

The resident inquired as to why Mr. Catalano, the current Director of Public Works, was leaving the employment of the City to which Mayor Housefather responded that he found another job opportunity and that his departure is not at all acrimonious.

101125

APPROVAL OF THE ADJOURNMENT OF THE MEETING

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 9:45 P.M. MAYOR HOUSEFATHER DECLARED THE MEETING
ADJOURNED.**

ANTHONY HOUSEFATHER
MAYOR

JONATHAN SHECTER
CITY CLERK AND DIRECTOR
OF CLAIMS AND LITIGATION