

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON
MONDAY, NOVEMBER 14, 2011, 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, acted as Secretary of the meeting

111101

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

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

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

WHEREAS the following soldier was killed in action in Afghanistan, in the service of our country:

Master Corporal Byron Greff

- October 29, 2011

It was

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

AND RESOLVED:

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

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

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

QUESTION PERIOD

The question period started at 8:00 p.m. and finished at 8:30 p.m. Four (4) people asked to speak and they were heard.

1) Asaf Drori

The resident stated he witnessed trees on Borden being felled without any visible reason and then inquired what justifies the felling of a tree to which Mayor Housefather responded that different trees are felled for different reasons and that each case warrants a different explanation.

2) Irving Itman

The resident complained that a spotlight has not been fixed on the pathway from Wavell and Hudson leading to the Westminster Underpass to which Mayor Housefather responded that Beatrice Newman (in Public Works) is the individual that is tasked to follow up regarding these type of requests and then directed the City Clerk to e-mail Ms. Newman in order that she follow up.

The resident then requested that the speed limit on Mackle (between Caldwell and Parkhaven) be reviewed to which Mayor Housefather responded that this is in the process of being done.

The resident then went on record (pursuant to **Item 9 bii** on tonight's Regular Council Meeting Agenda) as stating that the tree at 5631 Smart is indeed too close to the immovable as well as being exceedingly high. He then further explained that with the inclement weather conditions we have had, it was dangerous not to fell the tree as, in his personal opinion, it risks toppling on to electrical wires. Mayor Housefather then explained that Council will consider all of the facts in the above-mentioned case including the resident's application and the internal recommendations as to how to proceed.

3) Alex Davis

The resident called into question the decision-making process for felling a tree in the City and specifically inquired as to whether there is someone who reviews the decisions of the horticulturalist for which Mayor Housefather clarified that the City has a by-law governing the matter and this by-law contains a process which the City follows.

4) Pat James

The resident went on record as requesting that landlords be immediately advised by the City (or its duly authorized representatives) when there is a water main break that floods their property. Mayor Housefather explained that the City does all it can during water main breaks to mitigate any damages that may occur and wherever possible, advises the interested parties. Mayor Housefather further explained that issues such as these are within the purview of Charles Senekal, the Director of Urban Development, and that the resident should feel free to contact Director Senekal directly.

111102

**CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING OF COUNCIL
DATED OCTOBER 12, 2011**

It was

MOVED BY COUNCILLOR RUTH KOVAC

SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT the Minutes of the Special Meeting of Council dated October 12, 2011 be and are hereby approved as submitted.”

CARRIED UNANIMOUSLY

111103

**CONFIRMATION OF THE MINUTES OF THE REGULAR MEETING OF
COUNCIL DATED OCTOBER 17, 2011**

It was

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

AND RESOLVED:

“THAT the Minutes of the Regular Meeting of Council dated October 17, 2011 be and are hereby approved as submitted.”

CARRIED UNANIMOUSLY

111104

MONTHLY DEPARTMENTAL REPORTS FOR OCTOBER 2011

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

“THAT the monthly departmental reports for October, 2011 be and are hereby approved as submitted.”

CARRIED UNANIMOUSLY

111105

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

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED

“THAT the Côte Saint-Luc City Council appoints Kayleigh Lynn Girard as a Library Clerk (white collar, permanent position) effective October 18, 2011.”

CARRIED UNANIMOUSLY

110106

**HUMAN RESOURCES – ELEANOR LONDON CÔTE SAINT-LUC PUBLIC
LIBRARY - APPOINTMENT OF A REFERENCE COORDINATOR,
MANAGEMENT POSITION**

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED

"THAT the Côte Saint-Luc City Council appoints Antonella Lalli as a Reference Coordinator (management, permanent position) effective November 14, 2011;

THAT Treasurer's certificate number 11-0201 dated October 17, 2011 has been issued by the Assistant City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

111107

**HUMAN RESOURCES – INFORMATION SERVICES - APPOINTMENT OF A
PRINCIPAL TECHNICIAN – INFORMATION SYSTEMS – WHITE COLLAR,
PERMANENT POSITION**

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT the Côte Saint-Luc City Council appoints Aleksandar Anastasovski as a Principal Technician – Information Services (white collar, permanent position) effective October 24, 2011;

THAT Treasurer's certificate number 11-0202 dated October 17, 2011 has been issued by the Assistant City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

**HUMAN RESOURCES – FINANCE DEPARTMENT – APPOINTMENT OF
OFFICE AGENT - WHITE COLLAR, AUXILIARY POSITION**

This item was deferred to a subsequent meeting.

111108

**HUMAN RESOURCES – PUBLIC WORKS DEPARTMENT – HIRING OF A
FLEET AND WORKSHOP FOREMAN – MANAGEMENT POSITION**

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the hiring of Patrick Girouard as the Fleet and Workshop Foreman into a management position for a one (1) year contract, effective October 11, 2011;

THAT Treasurer's certificate number 11-0203 dated October 18, 2011 has been issued by the Assistant City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

111109

**HUMAN RESOURCES – ENGINEERING DEPARTMENT - HIRING OF A
JUNIOR PROJECT COORDINATOR – MANAGEMENT POSITION**

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 Joanna Luciano as the Junior Project Coordinator into a management position for a one (1) year contract, effective October 11, 2011;

THAT Treasurer's certificate number 11-0204 dated October 18, 2011 has been issued by the Assistant City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

COUNCILLOR MITCHELL BROWNSTEIN ENTERED THE MEETING

111110

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

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the hiring of the White Collar auxiliary employees whose names are listed on the document entitled: "Part-Time Employees – White Collars - Hiring", dated November 3, 2011 and that said employees' term of employment will be as per the conditions of the collective agreement;

THAT Treasurer's certificate number 11-0207 dated November 3, 2011 has been issued by the Assistant City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

111111

**RESOLUTION TO APPROVE THE DISBURSEMENTS FOR THE PERIOD OF
OCTOBER 1, 2011 TO OCTOBER 31, 2011**

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, 2011 to October 31, 2011 for a total amount of \$3,525,206.05 in Canadian Funds;

THAT Treasurer's certificate No.11-0213 dated November 10, 2011 issued by the Assistant City Treasurer attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

111112

**RESOLUTION TO AUTHORIZE PAYMENT TO THE CITY OF MONTREAL FOR
WATER COST FOR THE PERIOD OF JULY 15, 2011 TO OCTOBER 16, 2011**

WHEREAS in November 2011 the City received an invoice from the City of Montreal for its portion of water usage for the period of July 15, 2011 through October 16, 2011 in the amount of \$267,594.47;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the invoice from the City of Montreal for the water costs for the abovementioned period in the amount of \$267,594.47;

THAT Treasurer's certificate No.11-0211 dated November 9, 2011 issued by the Assistant City Treasurer attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

**MAYOR'S REPORT OF THE FINANCIAL POSITION OF THE CITY OF
CÔTE SAINT-LUC**

Mayor Housefather read his report out loud. It read as follows:

PRESENTATION

In conformity with article 474.1 of the *Cities and Towns Act*, I am pleased to present the Report on the financial situation of the City of Côte Saint Luc ("City").

To begin with, I will present the report from the auditors for the fiscal year ending December 31st 2010. I will then discuss the preliminary projections for the 2011

fiscal year. In closing, I will give you an overview of the budgets for 2012—both the operating budget and the three-year Capital Expenditure Program budget.

FINANCIAL REPORT FOR THE YEAR ENDED DECEMBER 31, 2010

The financial statements for the year ended December 31, 2010, were audited by the external auditing firm of Raymond Chabot Grant Thornton and adopted by the City on June 13, 2011.

The City registered a net cumulative operating surplus of \$2,616,548 and a cumulative pension plan surplus of \$3,822,001 totalling \$6,438,548 as at December 31, 2010. Although the pension plan surplus is shown on our balance sheet, it cannot be used by the City for operating or capital purposes.

At the end of the 2010 fiscal year, the City launched the construction of the Aquatic and Community Centre (“ACC”) for a total budget amount of \$18,212,000. The project was successfully completed by August 31st 2011, on schedule and in record time in order to fully benefit from the federal and provincial grants from the “Programme fonds chantiers Canada –Québec (volets collectivités et grandes villes)” to cover two thirds of the costs. The City used short term financing for the federal portion of the grant in the amount of \$ 6 million which will be reimbursed by the Canadian government during the course of 2012. The provincial portion in the amount of \$5,785,000 will be reimbursed by the Quebec government over the course of the next 10 years and these payments will be used to cover the cost of long term bonds which were recently floated for this purpose. The City anticipates that budgeted revenues from the Aquatic and Community Centre in 2012 will be easily met.

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 2010, 13.05 percent of the operating budget was used to pay interest and capital payments on long term debt. In 2011, due to the completion of the construction of the ACC and the project to redevelop the City Centre, this debt service ratio has risen to 14.61%, and will rise again in 2012. However, once we begin to see the reimbursement of the Quebec government portion of the ACC cost and begin to receive repayment from the Cavendish Mall loan by-laws, the debt service ratio is expected to decrease beginning in 2013.

In addition, in 2007, the City created a Working Fund to finance capital projects by transferring \$1 million from surplus into this fund. This allows the City to finance projects without incurring long-term debt and interest charges. Since 2009, the City has financed \$908,233 of capital projects through the Working Fund and has benefitted from the fact that the amortization period increased to 10 years allowing the City to borrow from itself without incurring extra charges. The City intends to continue increasing the Working Fund and borrowing from it where possible.

THREE-YEAR CAPITAL EXPENDITURES PROGRAM FOR 2011-2012-2013

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 the ACC, playground equipment, water infrastructure and new roads. The 2011-2012-2013 three-year capital budget was adopted in January 2011 and the projects set out in that budget were the following:

Projects	2011	2012	2013
Roads and Traffic Infrastructure	\$2,057,000	\$2,410,000	\$4,260,000
Water and Sewer Infrastructure	\$2,886,711	\$2,160,000	\$2,200,000
Buildings and Civil Properties	\$140,000	\$935,000	\$635,000
Parks Improvements	\$18,212,821	\$150,000	\$2,015,671
Vehicles and Equipment	\$843,000	\$993,000	\$743,000

Subtotal	\$24,188,832	\$6,648,000	\$9,853,671
Less: Various grants	\$(12,964,583)	\$(3,332,807)	\$(2,706,800)
Net expenditures	\$11,224,249	\$3,315,193	\$7,146,871

Most projects included in the three-year capital expenditures program for the 2011 fiscal year have either been completed or are in the process of being completed.

In addition to the construction of the ACC discussed above, the City's capital investment budget for fiscal year 2011 was invested in major improvements to its water and roads infrastructure. The City took advantage of the government funding TECQ program for a total of \$1.80 million during the year, allowing for major work on rehabilitation of the water distribution network underneath eight (8) streets that were completed throughout the year. In addition to the water infrastructure projects, in 2011, the City also invested in reconstruction and resurfacing of various roads including: Sunnybrooke, Mapleridge and Mcalendar. Furthermore, the City also approved and financed part of the work on the roads and infrastructure of the project to redevelop the City Centre which is projected to be completed in 2012. As well the City completed the work on Singerman Park that was commenced in 2010 and was also eligible for government grants.

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 2011

The City is estimating a balanced budget for 2011 based on year to date 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 year-end actual operating revenues are expected to be slightly above our budget based on year to date results. This is due mainly to proceeds from the disposal of land and lanes.

As well, the year-end operating expenses are expected to slightly exceed budget based on year-to-date results due mainly to increased costs of the ACC, overtime for blue and white collar employees, an increase in the pension employer's contributions and costs overruns in the repair of water main breaks. It should be noted that budgeted costs for the fourth quarter of 2011 were higher than previous quarters due to the opening of the Aquatic and Community Center and associated staffing and operating expenses. As a result of both the capital costs and interest costs related to the borrowing of monies to complete the ACC and the operating costs related to the facility, the City has carefully constructed its budget for 2012 in order to cut costs in other areas. A significant portion of these cuts will come from the elimination and abolition of certain management and auxiliary positions within the City which will result in a significant savings.

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 2012 BUDGET**

The 2012 operating budget building guiding principles are as follows:

- The budget must ensure that there is a balance between revenues and expenditures;
- The budget must be established to ensure that our local budget does not increase beyond the rate of inflation despite the new costs related to the ACC. 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 at a higher level, property tax increases may exceed the rate of inflation due 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 2011 to convince the City of Montreal that the spending of the Agglomeration of Montreal needs to be restrained and we voted against the capital projects budget of the Agglomeration;

- The budget must ensure long-term financial viability of the City;
- 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.

Starting in 2012 the City will be required to fund an increased contribution to its pension plan for employees due to the, (1) improvements to the plan related to the raising of the contribution cap to bring our pension plan closer in line with those of other municipalities, (2) the changes in actuarial assumptions imposed by the Quebec government which created a shortfall. In addition the City has budgeted for an anticipated payment related to salary equity obligations for previous years pursuant to the Quebec government's salary equity legislation.

For the 2012 budget, the City has decided to reduce the reserve of \$950,000 which has been set aside awaiting the final judgement in the case of Foster Wheeler vs. Régie intermunicipale des déchets sur l'île de Montréal (RIGDIM). As a result of the Court of Appeal judgement which was rendered on October 3, 2011, the City's liability has been greatly reduced and so the City has decided to reduce the reserve to \$350,000 and transfer the balance of \$600,000 into the budget for operating expenses. It should be noted that this decision may be appealed to the Supreme Court of Canada.

As in previous years, the established priorities for the 2012 operating budget will continue to focus on quality services for the residents of the City. In 2012 particular attention will be paid to the operations of the ACC and its integration with all other recreational and community services. As previously mentioned, in order to absorb the new costs related to the ACC, and maintain a fair level of taxation for 2012, the City has rationalized its staffing budgets by cutting management and auxiliary positions without cutting back direct service to residents. These measures of constraint correspond to the costs resulting from global increase in salaries and from inflationary increases to other expenditures.

The 2012 capital budget priorities will continue to be investments in our parks, aqueduct infrastructure and maintenance of roads/sidewalks with priority for those projects which are eligible for government grant programs. In view of the fact that 2011 was a watershed year for major investments which has impacted our long term debt, the City administration recognizes that we must reduce the pace of capital investment for 2012. The decision to move forward simultaneously with two major capital works projects of the ACC and the redevelopment of the City Centre was done with the expectation that these new facilities and installations will revitalize our City and help generate more tax revenues in the future. Therefore for reasons of fiscal prudence, we will reduce the pace of investment in 2012 and put off some road works, building and park renovations which were previously identified in our capital works program for other sectors of the City. These projects will be reviewed in 2012 for the following three year capital works program.

In the upcoming weeks, the City Administration and City Council will finalize the 2012 operating and capital budgets. The City Council will adopt the 2012 operating budget and the 2012-2013-2014 capital expenditure program three (3) year plan at a special public Council meeting in December 2011.

It should be noted that while the Mayor and City Council continue to monitor the local budget, we 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 \$25.9 million to the Agglomeration in 2011. We expect this amount to increase in 2012. 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 addition, it should be noted that the City has specific challenges in creating its budgets that do not exist in some other municipalities with a different tax base. For example, we have one of the highest percentage of tax exempt properties on the island of Montreal. We also have the unique challenge of having the largest railway yard on the island whose evaluation and tax contribution has decreased over the past years. Since 1992, the railway has enjoyed a 60% reduction in taxes due to Quebec modifications to the Municipal Tax Act, which results in a shortfall for the City which is over \$ 1 million per year. The City has vigorously lobbied the Quebec government for amendments to the Tax Act in order to redress the railway tax for all municipalities on the island of Montreal.

In early December 2011, the City Council will hold a public information meeting to review the 2012 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 2010 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	\$48,291	\$15,054
Councillors	\$16,097	\$8,048

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 and Councillor Dida Berku receives an amount of approximately \$5,000 as a member of the Agglomeration Contacts Review Commission.

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 2012 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.

**Anthony Housefather
Mayor**

**PUBLICATION OF THE ANNUAL REPORT OF THE MAYOR ON THE 2011
FINANCIAL SITUATION OF THE CITY OF CÔTE SAINT-LUC**

The above-captioned matter was withdrawn from the Agenda considering no resolution was required as Council decided to have the City send a copy of the Mayor's Report to each civic address within the territory of the municipality and this, free of charge.

SEPTEMBER COMPARATIVE AND REVISED BUDGET REPORTS

The City Clerk confirmed that the Assistant City Treasurer tabled his comparative and revised budget report entitled: "*Public Council Meeting 14-Nov-11, 2011 Budget Update*" at tonight's council meeting.

111113

**RESOLUTION TO WAIVE THE READING OF BY-LAW 2372 TO BE ENTITLED:
"BY-LAW NO. 2372 CONCERNING THE SUPPLEMENTAL PENSION PLAN
FOR THE EMPLOYEES OF THE CITY OF CÔTE SAINT-LUC CONSOLIDATING
BY-LAW 2047 AND ALL ITS AMENDMENTS AS WELL AS IMPLEMENTING
OTHER NEW AMENDMENTS"**

WHEREAS, the above captioned by-law was given to members of Council on November 1, 2011;

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 By-Law 2372 to be entitled: "By-law No. 2372 concerning the Supplemental Pension Plan for the employees of the City of Côte Saint-Luc consolidating By-Law 2047 and all its amendments as well as implementing other new amendments"

CARRIED UNANIMOUSLY

111114

BY-LAW ENTITLED: "BY-LAW NO. 2372 CONCERNING THE SUPPLEMENTAL PENSION PLAN FOR THE EMPLOYEES OF THE CITY OF CÔTE SAINT-LUC CONSOLIDATING BY-LAW 2047 AND ALL ITS AMENDMENTS AS WELL AS IMPLEMENTING OTHER NEW AMENDMENTS" - ADOPTION

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT By-law entitled: "By-Law No. 2372 concerning the Supplemental Pension Plan for the employees of the City of Côte Saint-Luc consolidating By-Law 2047 and all its amendments as well as implementing other new amendments" be and is hereby adopted and numbered as 2372."

CARRIED UNANIMOUSLY

111115

RESOLUTION TO UTILIZE TAX RELIEF MEASURES TOWARDS THE 2011 PENSION PLAN DEFICIT

WHEREAS the City of Côte Saint-Luc is the sponsor of the supplemental Pension Plan for the employees of the City of Côte Saint-Luc;

WHEREAS section 39 and 41 of the Regulation respecting the funding of pension plans of the municipal and university sectors allows an employer to reduce to one-third of the monthly payments relating to a technical actuarial deficiency determined during a complete actuarial valuation dated after December 30, 2008 and prior to December 31, 2011;

WHEREAS the City of Côte Saint-Luc wishes to apply the preceding relief measures for the December 31, 2010 actuarial valuation;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED

"THAT the City of Côte Saint-Luc provides instruction to the Pension Committee of the Supplemental Pension Plan of the employees of the City of Côte Saint-Luc to apply the relief measures for the monthly payments due to the pension fund in 2011;

THAT the City Clerk is herewith given authorization to sign any required documents on behalf of the Municipal Council to give effect to the foregoing."

CARRIED UNANIMOUSLY

111116

RESOLUTION TO APPROVE A CAPITAL EXPENDITURE TO BE FINANCED FROM THE WORKING FUND

WHEREAS on April 16, 2007 the Côte Saint-Luc City Council enacted By-law 2256 creating a Working Fund;

WHEREAS on April 11, 2011 the Côte Saint-Luc City Council adopted a resolution to borrow an amount of \$13,300 from the working fund for the purchase of council chamber audio and video equipment;

WHEREAS the cost of the council chamber audio and video equipment is \$24,429.35, which is \$11,129.35 more than the \$13,300 previously anticipated;

It was

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

AND RESOLVED:

“THAT Côte Saint-Luc City Council approves the borrowing of an amount of \$11,129.35 from the working fund to purchase council chamber audio and video equipment;

THAT the Council shall provide every year out of its general fund, a sum sufficient to repay the loan back into the working fund;

THAT the terms of repayment shall not exceed five (5) years.”
CARRIED UNANIMOUSLY

111117

**INFORMATION TECHNOLOGY – PURCHASE AND INSTALLATION OF
AUDIO-VIDEO EQUIPMENT IN THE CITY HALL COUNCIL CHAMBER**

WHEREAS the City of Côte Saint-Luc (“City”) wishes to upgrade and improve the audio equipment in the Council Chamber located within City Hall;

WHEREAS the City wishes to add a built-in projector and motorized screen to enhance public presentations;

It was

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

AND RESOLVED:

“THAT Côte Saint-Luc City Council hereby approves and awards a contract to Applied Electronics Limited and authorizes payment of \$21,443.35 (plus applicable taxes) subject to receiving acceptable warranty clauses;

THAT Treasurer’s certificate number 11-0210 dated November 9, 2011 has been issued by the Assistant City Treasurer attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

COUNCILLORS STEVEN ERDELYI AND MIKE COHEN LEFT THE ROOM

111118

**RESOLUTION IN SUPPORT OF ENGLISH MONTREAL SCHOOL BOARD
PROPOSAL TO RELOCATE ROYAL VALE HIGH SCHOOL TO
CÔTE SAINT-LUC**

WHEREAS the City of Côte Saint-Luc ("City") has a great interest in the outcome of the English Montreal School Board ("EMSB") Three-Year Plan and, in particular, in any proposals that would bring a mainstream public high school to our city - whether it be Royal Vale or otherwise;

WHEREAS there is currently no mainstream public high school in Côte Saint-Luc;

WHEREAS according to Statistics Canada approximately 79 percent of Côte Saint-Luc residents speak English as their preferred official language ("FOLS");

WHEREAS Côte Saint-Luc residents pay Montreal island school taxes - some of which go to the EMSB but have no mainstream public high school option on its territory;

WHEREAS the City believes that Côte Saint-Luc and nearby residents deserve an excellent public school option close to their homes;

WHEREAS the proposed site of the relocated school, the Giovanni Palatucci Facility, is adjacent to or nearby outstanding Côte Saint-Luc facilities, including the Aquatic and Community Centre, the Caldwell tennis courts, Wagar Field, three baseball fields at Pierre Elliott Trudeau Park, the Samuel Moskovitch Arena, the main branch and auxiliary branch of the Eleanor London Côte Saint-Luc Public Library, an outdoor 50 meter swimming pool, and the Côte Saint-Luc Gymnasium;

WHEREAS the Giovanni Palatucci Facility is served by four transit authority regular bus routes (104, 138, 161, 162) and the Gold Shuttle 262, which is open to people of all ages;

WHEREAS in partnership with the City, Royal Vale High School will have a golden opportunity to offer students enhanced sports activities in swimming, other water programs and sports, tennis, baseball, hockey, skating, basketball, soccer, and cultural activities in art and dance in excellent facilities that will be competitive with private secondary schools;

WHEREAS with its large and predominately English-speaking population, Côte Saint-Luc is a natural location for a mainstream public high school;

It was

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

AND RESOLVED:

"THAT Côte Saint-Luc City Council supports the proposal before the EMSB commissioners to move Royal Vale High School to Côte Saint-Luc;

THAT Côte Saint-Luc City Council approves the presentation of a brief by the City supporting the proposal to the EMSB at the upcoming December consultation meetings of the EMSB."

CARRIED UNANIMOUSLY

COUNCILLORS STEVEN ERDELYI AND MIKE COHEN RE-ENTERED THE ROOM

111119
**URBAN PLANNING – MINOR EXEMPTION – 5572 BORDEN –
CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5572 Borden, Lot 10560691, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow a one storey rear extension to a semi-detached single family dwelling to be located at 3'-1½" from the mitoyen lot line instead of the minimum required distance of 6'-6". The foregoing is in accordance with the provision of the Zoning By-law 2217, Annex "B" (zone RU-2);

THAT the request be subject to the erection of a 45 minute fire wall."
CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLOR RUTH KOVAC
DISSENTING

111120
**URBAN PLANNING – MINOR EXEMPTION – 6900 DÉCARIE (DOLLARAMA) –
CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 6900 Décarie (Dollarama), Lot 2086871, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow the installation of two illuminated signs on the wall for Dollarama, one to be located facing Décarie Boulevard having a total area of 86.5 sq.ft. with a height of 36 inches instead of the maximum required area of 20 sq.ft. with a maximum height of 30 inches and; a second one to be located on the side of the building facing the railway tracks having a total area of 187 sq.ft. with a height of 48 inches for the sign and 60 inches for the logo instead of the maximum required area of 20 sq.ft. and maximum required height of 30 inches. The foregoing are in accordance with the provisions of Zoning By-Law 2217, articles 9-3-2 and 9-4.”

CARRIED UNANIMOUSLY

111121

**URBAN PLANNING – MINOR EXEMPTION – 6790/6792 MACKLE AND
6794/6796 MACKLE – CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the properties located at 6790-92 and 6794-96 Mackle, Lot 4670172, 4670171, 4670170 and 4670169, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow for the proposed semi-detached single family dwellings to have the height of the ground floor level above the City sidewalk at 8’-8” instead of the maximum required height of 7’-0” above the City sidewalk. The foregoing is in accordance with the provisions of Zoning By-Law 2217, article 4-6-1 b).

CARRIED UNANIMOUSLY

111122

URBAN PLANNING – 7426-7434 KINGSLEY - REPLACEMENT TREES

WHEREAS, the owner of 7426-7434 Kingsley (“the Property”) requested to fell (“Fell”) one (1) tree located in the front yard of the Property;

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

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

Councillor Dida Berku proposed an amendment striking the number “1” in the first paragraph and replacing it with the number “3”.

It was then seconded Councillor Steven Erdelyi.

The following councillors voted in support of the amendment: Dida Berku, Mitchell Brownstein, Glenn J. Nashen, and Steven Erdelyi.

The following councillors opposed: Councillors Ruth Kovac, Sam Goldbloom and Mike Cohen.

THE RESOLUTION WAS THUS APPROVED WITH THE AMENDMENT
THE AMENDED RESOLUTION WAS CARRIED BY THE MAJORITY OF VOTES
WITH COUNCILLORS MIKE COHEN, RUTH KOVAC AND SAM GOLDBLOOM
ALL DISSENTING

111123

URBAN PLANNING – 5631 SMART - REPLACEMENT TREES

WHEREAS, the owner of 5631 Smart (“the Property”) requested to fell (“Fell”) two (2) trees located in the front yard of the Property;

It was

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

AND RESOLVED:

“THAT, Council hereby requires that the two (2) trees to be Felled must be replaced by four (4) 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 at least one (1) of the four (4) trees to be planted must be planted on the Property.”

After the resolution was read:

Councillor Berku went on record as contesting the way the City proceeds in its analysis of whether or not a tree should be felled. She stated that, *‘the way we are proceeding, it’s hit or miss’*. She further stated that at times, the City’s horticulturalist states a tree is healthy but yet, the City’s ultimate decision is to nonetheless fell it despite that the authorization to fell it does not fall within the allowable exceptions permitted by the City’s by-law.

Councillor Brownstein then went on record as stating that the by-law in question has a process and that this process is indeed being followed.

Councillor Nashen then went on record as sharing Councillor Berku’s frustration. He further explained that the City should espouse as a philosophy to favour having more trees. He then explained however, that for the resolution put forth tonight regarding 5631 Smart, the City should adopt it as it recommends replacing four trees (being an adequate replacement amount) with the two that would be felled.

Councillor Kovac then went on record stating that this council has a *split philosophy* over what to do when a resident makes a request to fell a tree. Councillor Kovac then explained that the City needs to ensure that the resident isn’t penalized during the tree felling request process. She further opined that residents should have a say regarding what may be planted and/or felled on their property.

Councillor Erdelyi then went on record stating that healthy trees should not be felled and that aesthetics should not be a deciding factor.

Councillor Goldbloom then went on record as echoing and supporting Councillor Kovac’s comments. He then added that if a tree prevents a resident from enjoying his property, the resident should be allowed to fell it. He also explained that the final say in such a matter should come from the resident.

Mayor Housefather explained that each side of the debate raised valid points. He then added that each request to fell a tree and order replacement trees must be vet in isolation and on a case by case basis and that the facts of each case (vs. personal opinion) should dictate a final decision.

Following each member of council's comments a vote was then registered.

In favour:	Against:
Councillor Mitchell Brownstein	Councillor Dida Berku
Councillor Mike Cohen	Councillor Ruth Kovac
Councillor Glenn J. Nashen	Councillor Steven Erdelyi
	Councillor Sam Goldbloom

THE RESOLUTION WAS THUS DEFEATED.

111124

APPROVAL OF A CADASTRAL OPERATION IN ORDER TO REPLACE THE LOTS FORMING RUTH KOVAC PARK BY LOT NUMBER 4669916

WHEREAS Council wishes to replace, *inter alia*, the lots numbers 1 859559, 4572296, 4574825 and 4574827 by the lot number 4669916;

It was

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

AND RESOLVED:

"THAT Council hereby authorizes the City Clerk to sign, on behalf of the City, a plan prepared by Daniel Lacroix, Land Surveyor bearing Plan number SD 3101 and minute number 11714 with regards to the cadastral operation in order to replace the lots forming Ruth Kovac Park with lot number 4669916."

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLOR STEVEN ERDELYI DISSENTING

111125

ADOPTION OF THE ACTIVITY PROGRAMME 2011-2012 AND BUDGET PROGRAM FOR 2011-2012 OF THE CLD CENTRE OUEST/CENTER WEST

WHEREAS the CLD Center West which serves the areas of the Saint-Laurent borough and the City of Côte Saint-Luc, the Town of Hampstead and the Town of Montreal West, has undertaken to provide the City of Montreal with the annual programme which includes the activity programme and the budget programme;

WHEREAS these documents need to be approved by the Saint-Laurent Borough Council and the City of Côte Saint-Luc, the Town of Hampstead and the Town of Montreal West Councils;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT Council hereby adopts as presented, the 2011-2012 annual activity programme of the CLD Center West and the Budget programme for 2011-2012."
CARRIED UNANIMOUSLY

111126

URBAN PLANNING – ADOPTION OF THE MUNICIPAL EXPECTATIONS FOR THE CITY OF CÔTE SAINT-LUC FOR 2011-2012 AT THE CLD-CENTER WEST

WHEREAS the CLD Center West serves the areas of the Saint-Laurent borough and the City of Côte Saint-Luc, the Town of Hampstead and the Town of Montreal West;

WHEREAS the Saint-Laurent Borough Council and the City of Côte Saint-Luc, the Town of Hampstead and the Town of Montreal West Councils must adopt the document concerning the municipal expectations in order to be presented to the CLD Center West;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT the document of the municipal expectations for 2011-2012 entitled: “Municipal Expectations of Côte-Saint-Luc City Council Hampstead City Council Montreal West City Council from CLD Centre Ouest/Centre West for 2011-2012”, be and is hereby adopted.”

CARRIED UNANIMOUSLY

111127

URBAN DEVELOPMENT – ADDITIONAL SERVICE FEES FOR SIMO MANAGEMENT INC.

WHEREAS there have been unforeseen water main breaks, leaks and repairs;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT Côte Saint-Luc City Council hereby approves the additional payment to Simo Management Inc. up to a maximum of \$136,000, plus applicable taxes, for additional services rendered and to be rendered through December 31, 2011;

THAT Treasurer’s certificate number 11-0216 dated November 11, 2011 has been issued by the Assistant City Treasurer attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

111128

SETTLEMENT OF CLAIM WITH LOMBARD INSURANCE

WHEREAS on or about March 15, 2011 an E.M.S. vehicle collided with a third party driver;

WHEREAS the City of Côte Saint-Luc’s (the “City”) insurer declared the said vehicle being a total loss as well as the City being 0% liable;

WHEREAS the City wishes to keep its existing ambulance box and purchase a new vehicle and transfer said box onto the new said vehicle;

WHEREAS on August 8, 2011 the Côte Saint-Luc City Council ("Council") adopted a resolution purchasing an ambulance subject to the aforescribed terms and conditions in the amount of \$51,273.69, plus applicable taxes;

WHEREAS awaiting delivery of said ambulance the City had to temporarily rent another ambulance;

WHEREAS the City now wishes to settle all outstanding matters with its own insurer, Lombard Canada Inc. ("the Insurer");

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT Council hereby accepts the following terms and conditions from the Insurer, Lombard Canada Inc.:

- the Insurer shall pay all outstanding rental fees for the ambulance temporarily rented;
- the Insurer shall pay \$8,500.00 for the vehicle which it declared a total loss;
- the Insurer shall pay \$6,000.00 to transfer the existing ambulance box onto the new vehicle;

THAT Council hereby agrees to transfer ownership of the said vehicle more amply described hereunder:

- ◆ a Ford 2001 ambulance bearing license number FF36990;

THAT Council hereby ratifies a rental contract with Demers Ambulance Manufacturers ("the Supplier");

THAT the Council further authorizes the City to remit any insurance payments that it receives to the Supplier to offset the aforescribed costs;

THAT the monies received from the insurer to be reimbursed to the Supplier shall be entered in - and then extracted from - GL code: 02-230-00-510;

THAT Council further authorizes the Director of Claims of Litigation or the Associate General Counsel or the Director of Public Safety or Public Works employee Patrick Girouard to sign any document to give effect to the foregoing;

THAT the aforementioned Mr. Girouard have a specific proxy to sign any document concerning the S.A.A.Q. to give effect to the transfer of ownership of the aforescribed vehicle;

THAT Treasurer's certificate No. 11-0208 dated November 4, 2011 has been issued by the Assistant City Treasurer attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

WHEREAS the City of Côte Saint-Luc's (the "City") entered into a Retainer Agreement ("Agreement") with Fasken Martineau DuMoulin LLP ("Fasken") for services rendered in 2010;

WHEREAS the City resiliated said Agreement on October 5, 2010;

WHEREAS the City and Fasken wish to amicably resolve the last remaining invoice number 528336 in the amount of \$10,813.84;

WHEREAS both parties have agreed that \$3,600.00, plus applicable taxes, is a reasonable amount for said invoice;

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

"THAT the Côte Saint-Luc City Council ("Council") hereby authorizes the Director of Claims and Litigation to settle an outstanding invoice (number 528336) for an amount of \$3,600.00, plus any and all applicable taxes as well as any reasonable disbursements (for an amount of \$30.25);

THAT the Director of Claims of Litigation, or the Associate General Counsel be authorized to sign any document to give effect to the foregoing;

THAT Treasurer's certificate No. 11-0206 dated November 1, 2011 has been issued by the Assistant City Treasurer attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

111130

**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 as well as to send them to the Minister of Municipal Affairs, Regions and Land Occupancy."

CARRIED UNANIMOUSLY

111131

ACC – PURCHASE OF FLOOR SCRUBBERS AND CARPET EXTRACTOR

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT a contract be and is hereby awarded to Cobol Industries Ltd. pursuant to an invitation for a quotation (File number Q-32-11) for the purchase of the following floor/carpet cleaning equipment for the Aquatic and Community Centre:

- One (1) extractor type Nobles EX-SC-1020;
- Two (2) scrubbers type Nobles Speed Scrub XC (24-in/600 mm) with ECH20 no-detergent technology;
- One (1) scrubber type Nobles Speed Scrub (15-in/380 mm) Cord-Electric;

THAT the said contract shall be for the price of \$18,873.86, plus applicable taxes;

THAT a Treasurer’s Certificate dated November 11, 2011 under number TC-11-0214, has been issued by the Assistant City Treasurer attesting to the availability of funds to cover the described expenses.”
CARRIED UNANIMOUSLY

111132

AQUATIC AND COMMUNITY CENTRE – PURCHASE OF POOL CHEMICALS

WHEREAS the design-builder of the Aquatic and Community Centre (ACC), Pomerleau Inc. worked with a company to set up the chemical delivery system for the new aquatic section;

WHEREAS the City of Côte Saint-Luc required start up chemicals in order to operate the ACC;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the Côte Saint-Luc City Council hereby approves the purchase of chemicals and services provided by Aldest Inc., for an amount of up to \$21,500, plus applicable taxes;

THAT Treasurer’s certificate TC 11-0215 dated November 11, 2011 has been issued by the Assistant City Treasurer to attest to the availability of funds to cover the described expenses.”
CARRIED UNANIMOUSLY

111133

LIBRARY – OVERDRIVE (LIBRARY CONSORTIUM) CONTRACT

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT Côte Saint-Luc City Council hereby approves the entering into of a library consortium renewal contract by the City with Overdrive, for a term of one year, for an annual fee of \$12,000 CDN, plus applicable taxes;

THAT the portion payable by the City against the annual fee for the balance of 2011 is \$3,000, plus applicable taxes;

THAT Treasurer’s Certificate number 11-0209 dated November 8, 2011 has been issued by the Assistant City Treasurer attesting to the availability of funds to cover the described expenses applicable for the 2011 year;

THAT an additional Treasurer’s Certificate will be issued in 2012 for the balance of the price, namely, \$9,000 plus applicable taxes.”

CARRIED UNANIMOUSLY

111134

**LEGAL/LIBRARY - TERMINATION OF CONSULTING AGREEMENT WITH
MONA TURNER**

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT pursuant to clause 13 of the Consulting Agreement with Mona Turner effective July 1, 2011 (“Agreement”), the City of Côte Saint-Luc (“the City”) is entitled to give notice of termination to Mona Turner;

THAT the City be and is hereby authorized to terminate the Agreement effective December 31, 2011;

THAT the parties’ respective obligations shall be mutually terminated and cease under the Agreement effective as of December 31, 2011.”

CARRIED UNANIMOUSLY

111135

**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 may be held in December 2011 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 any Agglomeration Council meetings to be held in December 2011 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 December 2011 based on the information to be presented during those meetings."

CARRIED UNANIMOUSLY

111136

OTHER BUSINESS AND OTHER NOTICES OF MOTION – (TREE REPLACEMENT REQUEST AT 5631 SMART) – NOTICE OF MOTION – BY-LAW – COUNCILLOR RUTH KOVAC

Councillor Ruth Kovac requested that the matter adjudicated upon tonight concerning the tree replacement request at 5631 Smart be re-submitted to a subsequent meeting of Council for re-consideration. She stated that this would be in the best interest of the resident;

Councillor Kovac then gave a Notice of Motion that an amendment to Zoning By-law 2217, in particular the precepts of By-law 2217-28 concerning tree protection, shall be submitted at a later date for adoption.

SECOND QUESTION PERIOD

The second question period started at 10:16 p.m. and finished at 10:22 p.m. Two (2) people asked to speak and they were heard.

- 1) Irving Itman

The resident opined that the Certificate of Authorization to fell the tree at 5631 Smart should be granted.

2) Alex Davis

The resident congratulated Mayor Housefather on his outstanding Mayor's Report and then further thanked him for its clarity.

The resident then requested that municipal bonds should be floated to its residents for which Mayor Housefather clarified that municipal bonds are floated through a process coordinated by the Provincial Ministry of Finance and that the City doesn't get involved in its logistics.

The resident then requested (in reference to a phrase in the Mayor's report regarding the City's auditors) that the City hire a specific person working for an audit firm and not the audit firm itself for which Mayor Housefather clarified that the City goes out to tender for an auditing firm and that its legal relationship is with that firm (vs. an *Intuitu personae* contract).

111137

APPROVAL OF THE ADJOURNMENT OF THE MEETING

It was

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

AND RESOLVED:

"THAT Council hereby authorizes the Mayor to declare the Meeting adjourned."

CARRIED UNANIMOUSLY

**AT 10:22 P.M. MAYOR HOUSEFATHER DECLARED THE MEETING
ADJOURNED.**

ANTHONY HOUSEFATHER
MAYOR

JONATHAN SHECTER
CITY CLERK