

**MINUTES OF THE SPECIAL MEETING OF THE CITY COUNCIL HELD ON
MONDAY, MARCH 26, 2012, AT 5801 CAVENDISH BOULEVARD,
CÔTE SAINT-LUC, AT 8:00 P.M.**

PRESENT:

Mayor Anthony Housefather, B.C.L., L.L.B, M.B.A. presiding
Councillor Dida Berku, B.C.L.
Councillor Mitchell Brownstein, B. Comm., B.C.L., L.L.B.
Councillor Mike Cohen, B.A.
Councillor Steven Erdelyi, B.Sc., B.Ed.
Councillor Sam Goldbloom, B.A.
Councillor Ruth Kovac, B.A.
Councillor Allan J. Levine, B.Sc., M.A., DPLI
Councillor Glenn J. Nashen

ALSO PRESENT:

Ms. Tanya Abramovitch, City Manager
M^e Jonathan Shecter, City Clerk, acted as Secretary of the meeting

QUESTION PERIOD

Having no residents present there were no questions asked.

120340

LEGAL – SINGERMAN PARK: SETTLEMENT WITH “TEM”

WHEREAS the Contractor who was awarded the reconstruction contract for Singerman Park under Tender C-12-10, made a claim (“Claim”) against the City of Côte Saint-Luc (“City”), for an amount indicated within Change Order No. 11, for extras in labour, equipment and materials (“Change Order”);

WHEREAS the City vigorously denied and contested any liability under the Change Order, having never agreed to same;

WHEREAS the parties have agreed to settle this Claim without any admission of liability and simply to buy the peace;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the settlement in connection with the Change Order made between the City and the Contractor, namely, Transport & Excavation Mascouche Inc., in the amount of \$8,000.00 in capital, interest, costs and all applicable taxes (“Settlement”), be and is hereby approved on the terms set out in the Release and discharge to be executed by and between the parties;

THAT the City’s General Counsel be and is hereby authorized to sign the Settlement on the City’s behalf;

THAT Treasurer's Certificate numbered TC 12-0049 has been issued on March 7, 2012 by the City Treasurer attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

120341

**HUMAN RESOURCES – CSST CONSULTING SERVICES - GROUPE AST
CONTRACT**

WHEREAS the City of Côte Saint-Luc ("City") has received an offer to contract from Groupe AST (1993) Inc. pursuant to *Bon de Commande NM000163-01* dated March 8, 2012, for 35 days of CSST consulting services (\$750/day) and the production of a French and English report, the whole in consideration of total estimated fees of \$26,250, plus applicable taxes;

It was

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

AND RESOLVED:

"THAT subject to the negotiation of the fees for the portion of the fees relating to the English translation of the report by the City's General Counsel, (which she will hereafter have the discretion to negotiate, accept or refuse subject to any associated adjustment to the fees), Council hereby awards a contract pursuant to *Bon de Commande NM000163-01* to Groupe AST (1993) Inc. for fees of up to a maximum of a total estimated amount of \$26,250, plus applicable taxes;

THAT the City's General Counsel be and is hereby authorized to sign the aforementioned *Bon de Commande* on behalf of the City on any negotiated terms;

THAT Treasurer's Certificate numbered TC 12-0056 was issued by the Treasurer on March 20, 2012 attesting to the availability of funds to cover the above-estimated costs;

THAT in the event that the actual services rendered exceed the estimated amount, the City's Treasurer be and is hereby authorized to process payment for the difference."

CARRIED UNANIMOUSLY

120342

LEGAL - ARENA PRO SHOP LEASE AGREEMENT

It was

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

AND RESOLVED:

"THAT a Pro Shop Lease Agreement ("Lease") dated January 23, 2012 with effect as of July 13, 2011 covering the lease period of September 1, 2011 - August 31, 2012, and subsequent annual renewal periods unless sooner terminated, be and is hereby entered into between the City of Côte Saint-Luc ("City") as Lessor, and 9161-4040 Quebec Inc. d/b/a Côte Saint Luc Minor Hockey Association as Lessee;

THAT the City's General Counsel be and is hereby authorized to sign the Lease on the City's behalf."
CARRIED UNANIMOUSLY

120343

**URBAN DEVELOPMENT – CAVENDISH UNDERPASS REPAIRS –
AGREEMENT WITH CPR**

WHEREAS CP Railway Company ("CPR") has entered into an agreement with Construction Garnier Ltée contemplating certain repairs to the Cavendish Underpass at an estimated cost of \$33,075.00, plus applicable taxes;

WHEREAS pursuant to the Canadian Board of Transport, the City of Côte Saint-Luc ("City") is responsible for 73.88% of the costs of maintenance and repair of the Cavendish Underpass;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT the City of Côte Saint-Luc ("City") be and is hereby authorized to enter into an agreement with CPR dated March 21, 2012 contemplating the apportionment of the cost of the repairs to the Cavendish Underpass to be carried out by Construction Garnier Ltée, and other related matters;

THAT the City's General Counsel be and is hereby authorized to sign the aforementioned agreement on behalf of the City;

THAT Treasurer's Certificate numbered TC 12-0057 was issued by the Treasurer on March 21, 2012 attesting to the availability of funds to cover the City's portion (73.88%) of the total estimated costs of the repairs (\$33,075.00, plus applicable taxes);

THAT in the event that the City's actual pro rata cost exceeds the estimated amount, the City's Treasurer be and is hereby authorized to process payment for the difference."

CARRIED UNANIMOUSLY

120344

**IT – MILLENNIUM SOFTWARE/HARDWARE MAINTENANCE AGREEMENT
RENEWAL WITH INNOVATIVE INTERFACES FOR 2012**

WHEREAS the City of Côte Saint-Luc ("City") wishes to renew the software/hardware maintenance agreement ("Agreement") with Innovative Interfaces in connection with the City's Millennium software suite for the Eleanor London Côte Saint-Luc Public Library;

WHEREAS the fee payable to Innovative Interfaces pursuant to the Agreement for 2012 is \$36,584.00, (plus applicable taxes);

WHEREAS since the object of the Agreement stems from the use of a software package or product ensuring the compatibility with existing systems pursuant to Article 573.3 (6) (a) of the *Cities and Towns Act*, the Agreement was exempt from the tendering process;

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

“THAT Côte Saint-Luc City Council hereby approves and awards a renewal of a software/hardware maintenance agreement for 2012, to Innovative Interfaces and authorizes payment of \$36,584.00, plus applicable taxes;

THAT Treasurer’s certificate number 12-0051 dated March 15, 2012 has been issued by the City Treasurer attesting to the availability of funds to cover the described expenses;

THAT the City’s General Counsel be and is hereby authorized to execute the Agreement on behalf of the City on terms she deems appropriate.”
CARRIED UNANIMOUSLY

COUNCILLOR ALLAN J. LEVINE WITHDREW HIMSELF FROM THE MEETING.

120345

RESOLUTION TO ADOPT THE SECOND DRAFT ZONING BY-LAW NO. 2217-RR-P2 TO BE ENTITLED: “BY-LAW TO AMEND THE ZONING BY-LAW NO. 2217 OF THE CITY OF CÔTE SAINT-LUC IN ORDER TO REPLACE THE TABLE OF USES AND NORMS FOR ZONE HM-6 WITH A NEW TABLE OF USES AND NORMS”

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

“THAT in conformity with *“An Act respecting Land Use and Development”*, the Council of the City of Côte Saint-Luc hereby adopts the second draft By-Law No. 2217-RR-P2 to be entitled: “By-law to amend the Zoning by-law No. 2217 of the City of Côte Saint-Luc in order to replace the Table of Uses and Norms for Zone HM-6 with a new Table of Uses and Norms.”

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLOR STEVEN ERDELYI DISSENTING

120346

RESOLUTION TO ADOPT THE SECOND DRAFT ZONING BY-LAW NO. 2217-SS-P2 TO BE ENTITLED: “BY-LAW TO AMEND THE ZONING BY-LAW NO. 2217 OF THE CITY OF CÔTE SAINT-LUC IN ORDER TO REPEAL ZONE RU-68 AND TO REPLACE IT WITH THE NEW ZONE RU*-70”

It was

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

“THAT in conformity with “*An Act respecting Land Use and Development*”, the Council of the City of Côte Saint-Luc hereby adopts the second draft By-Law No. 2217-SS-P2 to be entitled: “By-law to amend the Zoning by-law No. 2217 of the City of Côte Saint-Luc in order to repeal zone RU-68 and to replace it with the new zone RU*-70.”

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLORS STEVEN ERDELYI AND RUTH KOVAC BOTH DISSENTING

120347

APPROVAL OF THE ADJOURNMENT OF THE MEETING

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

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

CARRIED UNANIMOUSLY

**AT 8:38 P.M. MAYOR HOUSEFATHER DECLARED THE MEETING
ADJOURNED.**

ANTHONY HOUSEFATHER
MAYOR

JONATHAN SHECTER
CITY CLERK