

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON
MONDAY, APRIL 16, 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

120401

**RECOGNITION OF VOLUNTEER SERVICE AS PART OF NATIONAL
VOLUNTEER WEEK CELEBRATIONS**

WHEREAS, 12.5 million Canadian volunteers devote their time to help others, contributing over two billion volunteer hours per year;

WHEREAS, volunteers in the City of Côte Saint-Luc (“the City”) perform tasks such as: mentor children, comfort the lonely, beautify green spaces, and fundraise for charitable organizations;

WHEREAS, the volunteers in the City are highly diverse being both young and old, composed of individuals and entire families, in the work force and retirees, men and women all of which come from various backgrounds;

WHEREAS, the collective result of the work done by our City’s volunteers is that the City is a more desirable place to live;

WHEREAS, volunteers in the City play such diverse roles including assisting with the organization of special events, coaching many youth-related sports teams, providing much needed support in various social agencies such as: senior residences and local hospitals;

WHEREAS, the City relies on fundamental organizations throughout its territory such as: V-COP, Emergency Medical Services, the Senior Social Club, the Senior Men’s Club, the Senior’s Garden Club; the Royal Canadian Legion, Brigadier Frederick Kisch, Branch 97; the Côte Saint-Luc Minor Hockey and Figure Skating Associations, the Côte Saint-Luc Adult Sports Associations and the Côte Saint-Luc Tennis Club;

WHEREAS, volunteers play a critical role in impacting the decision-making process on important issues for the City by serving on various Committees such as: Library and Culture, Sponsorship, and Audit;

It was

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

AND RESOLVED:

THAT, the Côte Saint-Luc City Council hereby proclaims April 15 to April 21, 2012, as National Volunteer Week in the City of Côte Saint-Luc, and urges the residents of Côte Saint-Luc to recognize the crucial role played by its volunteers;

AND FURTHER, that this proclamation be forwarded to National, Provincial and local Volunteer Bureaus and appropriate media to inform all of Côte Saint-Luc's recognition of its volunteers."

CARRIED UNANIMOUSLY

QUESTION PERIOD

The question period started at 8:05 p.m. and finished at 8:52 p.m. Seven (7) people asked to speak and they were heard.

1) Toby Shulman

The resident inquired as to whether the City can modify the STM bus route (the 262 shuttle bus) to which Mayor Housefather responded that this would be an STM responsibility although the City can make suggestions.

2) Lianne Barski

The resident recounted that her canine was sprayed by a skunk on three separate occasions and called upon the Public Security Department to enforce the regulations within by-law 2302 governing the Collection and Disposal of Waste Materials (as skunks are attracted to waste materials left out for prolonged periods of time) to which Mayor Housefather responded that this was indeed possible, especially in the vicinity of where the resident lives.

The resident then inquired as to how the City plans to deal with skunks on its territory to which Mayor Housefather responded that the City does all it can regarding the matter, including adopting a contract with the SPCA to deal with them. He then explained to the resident however that the City is restricted in what it can actually do due to Provincial Legislation which is constraining.

3) Micky Harrar

The resident complained that the City of Côte Saint-Luc has litter strewn all over the place and currently; the street sweepers can't reach this litter. Mayor Housefather then explained to the resident that he begs to differ with the resident on this subject as Côte Saint-Luc is indeed a beautiful City as evidenced by its horticulture (which received four out of five stars in the Maison Fleurie contest).

The resident then inquired as to what occurred with the original garbage cans on Kildare Avenue and inquired why the actual garbage cans were overflowing to which Mayor Housefather responded that the City's Public Works Director, in the audience tonight, can look into the resident's query and get back to him.

4) Francis Shamus

The resident (along with a fellow resident who approached the microphone) went on record as requesting that the City's outdoor pool be open earlier than scheduled this year for which Mayor Housefather clarified that the City's indoor pool will be

open earlier than reported because it would be open during the one week shut down of the indoor pool. He further clarified that it was only in recent years that, on his initiative, it was open a few weeks earlier. Finally, Mayor Housefather stated he would be willing to suggest putting the lawn chairs in the grassy area near the indoor pool so residents could still sunbathe outside before the outdoor pool opens.

5) Bernard Tonchin

The resident went on record as requesting that the City's by-law 2302 governing the Collection and Disposal of Waste Materials be enforced as birds tend to eat through garbage bags (left out for extended periods of time) which causes garbage to be strewn everywhere.

The resident then went on record as requesting that the Cavendish Extension project proceed and wished to know what is delaying it and what is being done to advance the file forward. Mayor Housefather explained to the resident that the City of Côte Saint-Luc has consistently reaffirmed its support for the project, that MNA Lawrence Bergman is currently working on the project and that Mayor Housefather has asked for a meeting with Minister Moreau.

The resident then went on record as stating that the City is being infected with ants because, he cited as an example, wood is rotting at the joint of a City sidewalk and his driveway. He further explained that these ants then enter various homes through weeping tiles. Mayor Housefather explained to the resident that Director Raggio, in the audience tonight, could return to him with an answer to his particular complaint in front of his house.

6) Irving Itman

The resident inquired as to whether there was an update regarding the modification to the Speed Limit on Mackle to which Mayor Housefather responded that Council has indeed agreed to modify the speed limit and further agreed that a member of Council would give a Notice of Motion tonight to amend the by-law.

The resident then inquired as to what factors are delaying the Cavendish Extension to which Mayor Housefather responded that the factors included Agglomeration prioritization of other projects as well as monies from various levels of government not being disbursed to finance it.

7) Roberta Anne Capelovitch

The questioner opined that there was malicious dumping and maiming of animals within the City of Côte Saint-Luc as well as some form of satanic rituals and then inquired who would investigate this issue. Mayor Housefather explained that the matter is governed by the Criminal Code and that the police were the ones the resident would need to contact regarding her issue.

120402

**CONFIRMATION OF THE MINUTES OF THE REGULAR MEETING OF
COUNCIL DATED MARCH 12, 2012**

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 March 12, 2012 be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

120403

**CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING OF COUNCIL
DATED MARCH 26, 2012**

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 March 26, 2012 be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

120404

MONTHLY DEPARTMENTAL REPORTS FOR MARCH 2012

It was

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

AND RESOLVED:

“THAT the monthly departmental reports for March, 2012 be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

120405

**LIBRARY – AUTHORIZATION TO APPLY FOR A GRANT FROM THE QUEBEC
MINISTER OF CULTURE, COMMUNICATIONS AND THE STATUS OF WOMEN**

WHEREAS the Quebec Minister of Culture, Communications and the Status of Women has made funds available to autonomous public libraries through the program of ‘Project Support’ to support Collection Development;

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED

“THAT the Council hereby authorizes the City of Côte Saint-Luc to request a grant for financial aid from the Quebec Minister of Culture, Communications and the Status of Women under the Program of ‘Project Support’ – for the projects in Collection Development for autonomous public libraries for the financial year 2012;

THAT Janine West, Library Director, or in her absence, Lisa Milner, Manager of Administrative Services, Library, be and is hereby authorized to sign all

documents related to this request, in particular, the agreement to be signed with the Department of Culture and Communications;

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

120406

**RESOLUTION TO APPROVE THE DISBURSEMENTS FOR THE PERIOD OF
MARCH 1, 2012 TO MARCH 31, 2012**

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 March 1, 2012 to March 31, 2012 for a total amount of \$17,311,559.84 in Canadian Funds;

THAT Treasurer's certificate No.12-0069 dated April 11, 2012 has been issued by the City Treasurer attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

120407

**NOTICE OF MOTION – BY-LAW 2391 TO BE ENTITLED: “BY-LAW TO AMEND
BY-LAW NO. 2372 CONCERNING THE SUPPLEMENTAL PENSION PLAN FOR
THE EMPLOYEES OF THE CITY OF CÔTE SAINT-LUC, AS AMENDED FROM
TIME TO TIME TO MODIFY THE PENSION PLAN TEXT”**

Councillor Dida Berku gave Notice of Motion that By-Law 2391 to be entitled: “By-law to amend By-law 2372 concerning the Supplemental Pension Plan for the employees of the City of Côte Saint-Luc, as amended from time to time to modify the Pension Plan Text” will be presented at a later meeting for adoption.

120408

**RESOLUTION TO WAIVE THE READING OF BY-LAW 2391 TO BE ENTITLED:
“BY-LAW TO AMEND BY-LAW 2372 CONCERNING THE SUPPLEMENTAL
PENSION PLAN FOR THE EMPLOYEES OF THE CITY OF CÔTE SAINT-LUC,
AS AMENDED FROM TIME TO TIME TO MODIFY THE PENSION PLAN TEXT”**

WHEREAS, the above captioned by-law was given to members of Council on Friday, April 13, 2012;

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 SAM GOLDBLOOM

AND RESOLVED:

"THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of By-Law 2391 to be entitled: "By-law to amend By-law No. 2372 concerning the Supplemental Pension Plan for the employees of the City of Côte Saint-Luc, as amended from time to time to modify the Pension Plan Text".
CARRIED UNANIMOUSLY

120409

**HUMAN RESOURCES – PARKS AND RECREATION - APPOINTMENT OF AN
AQUATIC AND COMMUNITY CENTER SUPERVISOR – MANAGEMENT
POSITION**

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the appointment of Samantha Larocque as an Aquatic Community Center Supervisor into a management position for a one (1) year contract, effective December 26, 2011;

THAT Treasurer's certificate number 12-0059 dated March 21, 2012 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

120410

**HUMAN RESOURCES – PARKS AND RECREATION - APPOINTMENT OF AN
AQUATIC AND COMMUNITY CENTER SUPERVISOR – MANAGEMENT
POSITION**

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT the Côte Saint-Luc City Council appoints Yasmeen Abughaida as an Aquatic Community Center Supervisor (management position) for a one (1) year contract, effective December 26, 2011;

THAT Treasurer's certificate number 12-0058 dated March 21, 2012 has been issued by the Assistant City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

120411

**HUMAN RESOURCES – PUBLIC WORKS DEPARTMENT - APPOINTMENT OF
A SECTION MANAGER – RECREATION FACILITIES AND MAINTENANCE,
MANAGEMENT POSITION**

It was

MOVED BY COUNCILLOR STEVEN ERDELYI

SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT the Côte Saint-Luc City Council appoints Raymond Valiquette as a Section Manager – Recreation Facilities and Maintenance (management, permanent position) effective February 6, 2012;

THAT Treasurer's certificate number 12-0042 dated February 27, 2012 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

120412

**HUMAN RESOURCES – PURCHASING DEPARTMENT - APPOINTMENT OF A
GENERAL COUNSEL, MANAGEMENT POSITION**

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT the Côte Saint-Luc City Council appoints Cheri Bell as a General Counsel (management, permanent position) effective February 17, 2012."

CARRIED UNANIMOUSLY

120413

**HUMAN RESOURCES – PUBLIC SAFETY DEPARTMENT - APPOINTMENT OF
A PUBLIC SECURITY AGENT – WHITE COLLAR, PERMANENT POSITION**

It was

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

AND RESOLVED

"THAT the Côte Saint-Luc City Council appoints Erwin Luden as a Public Security Agent (white collar, permanent position) effective March 19, 2012;

THAT Treasurer's certificate number 12-0062 dated March 27, 2012 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

120414

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

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOVED

"THAT the Côte Saint-Luc City Council approves the hiring of Farah Khan as a Library Clerk (white collar, auxiliary position), effective March 6, 2012;

THAT Treasurer's certificate number 12-0052 dated March 19, 2012 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

120415

HUMAN RESOURCES – FINANCE - HIRING OF AN OFFICE AGENT - WHITE COLLAR, AUXILIARY POSITION

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOVED

"THAT the Côte Saint-Luc City Council approves the hiring of Olga Kruglova as an Office Agent (white collar, auxiliary position), effective March 22, 2012;

THAT Treasurer's certificate number 12-0060 dated March 22, 2012 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

120416

HUMAN RESOURCES – FINANCE - HIRING OF AN OFFICE CLERK - WHITE COLLAR, AUXILIARY POSITION

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOVED

"THAT the Côte Saint-Luc City Council approves the hiring of Maria-Alexandra Cunningham as an Office Clerk (white collar, auxiliary position), for a ten (10) week period, effective March 22, 2012;

THAT Treasurer's certificate number 12-0064 dated March 29, 2012 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

120417

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

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN

SECONDED BY COUNCILLOR RUTH KOVAC

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 April 5, 2012 and that said employees’ term of employment will be as per the conditions of the collective agreement;

THAT Treasurer’s certificate number 12-0065 dated March 29, 2012 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

120418

HUMAN RESOURCES — APPROVAL OF RENEWAL OF GROUP INSURANCE CONTRACT FOR 2012-2013

WHEREAS Groupe Financier AGA Inc. has filed a report on the renewal of the financial conditions pertaining to the group insurance contract for the City of Côte Saint-Luc;

WHEREAS Groupe Financier AGA Inc. confirms in the said report that the financial conditions proposed by the insurer (SSQ Groupe Financier) for the period of April 1st 2012 to March 31, 2013, are justified;

WHEREAS the report of Groupe Financier AGA Inc. clearly indicates that the insurer completely honours the financial commitments it made in its tender for its contract;

WHEREAS this is the third year of a maximum five (5) year contract with the insurer SSQ Groupe Financier;

WHEREAS the members of the Côte Saint-Luc City Council have read the conditions of renewal of the employee group insurance contract of the City of Côte Saint-Luc and consider it appropriate to accept them;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED

“THAT the conditions for renewal of the group insurance contract proposed by SSQ Group Financier, for the period April 1st, 2012 to March 31st, 2013, for an amount not exceeding \$608,590.50, including taxes, are approved by the Côte Saint-Luc City Council;

THAT the City Manager or the Interim Director of Human Resources is authorized to sign, on behalf of the City of Côte Saint-Luc, any and all documents required for the above purposes;

THAT Treasurer’s certificate number TC 12-0068 dated April 11, 2012 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

120419

NOTICE OF MOTION – BY-LAW 2390 TO BE ENTITLED: “BY-LAW CONCERNING THE OBLIGATION TO OBTAIN A PERMIT FOR LANDSCAPE AND SNOW REMOVAL CONTRACTORS”

Councillor Steven Erdelyi gave Notice of Motion that By-Law 2390 to be entitled: “By-law concerning the obligation to obtain a permit for landscape and snow removal contractors” will be presented at a later meeting for adoption.

120420

RESOLUTION TO WAIVE THE READING OF BY-LAW 2390 TO BE ENTITLED: “BY-LAW CONCERNING THE OBLIGATION TO OBTAIN A PERMIT FOR LANDSCAPE AND SNOW REMOVAL CONTRACTORS”

WHEREAS, the above captioned by-law was given to members of Council on Friday, April 13, 2012;

WHEREAS, all Council members present hereby declare that they have read said by-law and waive the reading thereof;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of By-Law 2390 to be entitled: “By-law concerning the obligation to obtain a permit for landscape and snow removal contractors” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

120421

AUTHORIZATION FOR THE DIRECTOR OF CLAIMS AND LITIGATION TO PAY AN INSURANCE DEDUCTIBLE CONCERNING NOTICES OF CLAIM PURSUANT TO A WATER MAIN BREAK

WHEREAS a water main break occurred on or about October 26, 2011 at 6525 Côte Saint-Luc Road;

WHEREAS the City of Côte Saint-Luc (“the City”) received nine (9) Notices of Claim;

WHEREAS the City’s insurance deductible to process these claims is \$10,000.00 and its insurer is requesting payment of said deductible, including all applicable taxes;

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

“THAT the Côte Saint-Luc City Council (“Council”) hereby authorizes the Director of Claims and Litigation to pay the City’s liability insurance deductible in the amount of \$10,000.00 pursuant to a water main break which occurred at 6525 Côte Saint-Luc Road;

THAT said payment shall be authorized to be used to make any interim payments necessary to the City’s Insurance Broker, BFL Canada Inc. for an amount not to exceed \$10,000.00, including any and all applicable taxes;

THAT Treasurer’s certificate number 12-0063 dated March 29, 2012 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

120422

SETTLEMENT OF CLAIM WITH DESJARDINS ASSURANCES GÉNÉRALES

WHEREAS damages occurred to a city fence located in Harold Greenspon Park on or about August 18 of 2011;

WHEREAS the City of Côte Saint-Luc (the “City”) alleged that the aforementioned damages were caused by the insured of Desjardins Assurances Générales (the “Insurer”);

WHEREAS the parties wish to amicably resolve any outstanding issues regarding the aforementioned case;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

“THAT the Côte Saint-Luc City Council (“Council”) hereby accepts an offer of settlement from the Insurer in the amount of \$1,555.21 to replace the damaged fence;

THAT the Director of Claims and Litigations or either of the City’s General Counsel be and is hereby authorized to sign any document giving effect to the foregoing.”

CARRIED UNANIMOUSLY

120423

PARKS AND RECREATION – SPORTS FIELD MAINTENANCE – PURCHASE AND INSTALLATION OF PERMANENT LINE MARKING EQUIPMENT

WHEREAS the City of Côte Saint-Luc requires to purchase and to install permanent sports field line marking equipment;

WHEREAS SportsXperts - Permaline Sports is the sole supplier of permanent sports field line marking equipment;

It was

MOVED BY COUNCILLOR RUTH KOVAC

SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED

"THAT Côte Saint-Luc City Council hereby awards a contract for the purchase and installation of sports field line marking equipment to SportsXperts - Permaline Sports and authorizes payment of an amount not to exceed \$18,600, plus applicable taxes;

THAT Treasurer's certificate number 12-0071, dated April 12, 2012 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

120424

NOTICE OF MOTION – BY-LAW 2302-1 TO BE ENTITLED: “BY-LAW 2302-1 AMENDING BY-LAW 2302 TO REGULATE THE COLLECTION AND DISPOSAL OF WASTE MATERIALS IN VIEW OF SETTING TARIFFS TO DEPOSIT VARIOUS MATERIALS AT THE PUBLIC WORKS YARD”

Councillor Steven Erdelyi gave Notice of Motion that By-Law 2302-1 to be entitled: “By-law 2302-1 amending By-law 2302 to regulate the collection and disposal of waste materials in view of setting tariffs to deposit various materials at the Public Works yard” will be presented at a later meeting for adoption.

120425

RESOLUTION TO WAIVE THE READING OF BY-LAW 2302-1 TO BE ENTITLED: “BY-LAW 2302-1 AMENDING BY-LAW 2302 TO REGULATE THE COLLECTION AND DISPOSAL OF WASTE MATERIALS IN VIEW OF SETTING TARIFFS TO DEPOSIT VARIOUS MATERIALS AT THE PUBLIC WORKS YARD”

WHEREAS, the above captioned by-law was given to members of Council on Friday, April 13, 2012;

WHEREAS, all Council members present hereby declare that they have read said by-law and waive the reading thereof;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of By-Law 2302-1 to be entitled: “By-law 2302-1 amending By-law 2302 to regulate the collection and disposal of waste materials in view of setting tariffs to deposit various materials at the Public Works yard” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

120426

PUBLIC WORKS – EQUIPMENT FOR (2) DODGE GRAND CARAVANS (C-28-11)

WHEREAS by Resolution 111056 dated October 17, 2011, the City of Côte Saint-Luc ("City") awarded a contract for the purchase of (2) Dodge Grand Caravans to Rive-Sud Chrysler Dodge Inc. pursuant to Tender No. C-28-11 ("Tender");

WHEREAS the City now wishes to purchase as an "extra", the equipment contemplated under that Tender for both of these vehicles, which were not purchased at the time the contract was initially awarded;

It was

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

AND RESOLVED:

"THAT the Côte Saint-Luc City Council ("Council") hereby approves and ratifies the purchase from Rive-Sud Dodge Chrysler Inc. of the equipment contemplated within Tender C-28-11 with respect to the two (2) vehicles requiring said equipment, for a total price of \$16,533.94, plus applicable taxes;

THAT Treasurer's Certificate TC 12-0070 dated April 11, 2012 has been issued by the City Treasurer, pursuant to Loan By-law 2362, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

120427

AUTHORIZATION TO SIGN AN AGREEMENT WITH THE CITY OF MONTREAL REGARDING PHASE 2 OF THE "CLIMAT MUNICIPALITÉ" PROGRAM

WHEREAS on May 10, 2010, the City of Montreal applied - on its behalf and on behalf of the reconstituted municipalities of the Urban Agglomeration of Montreal - for financial assistance, sending said application along with its action plan ("the Project") to Line Beauchamp, the former Minister of Sustainable Development, Environment and Parks, under phase 2 of the "Climat municipalités" program;

WHEREAS the Project submitted by the City of Montreal complies with the requirements of phase 2 of the said program;

WHEREAS on July 14, 2011, a financial assistance agreement was reached between the City of Montreal and the Minister of Sustainable Development, Environment and Parks, Mr. Pierre Arcand, regarding Phase 2 of the "Climat municipalités" program which consists of: updating the greenhouse gas (GHG) inventories, the elaboration of an action plan and the development of adjustment plans to reduce climate change; and

WHEREAS a financial assistance agreement must also be reached between the City of Montreal and the City of Côte Saint-Luc for the purpose of establishing the terms and conditions of payment by the City of Montreal to the City of Côte Saint-Luc, so that the City of Côte Saint-Luc receives the maximum eligible amount of financial assistance based on its collaboration in the achievement of the Project:

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

“THAT the Côte Saint-Luc City Council authorizes the Mayor or the City Manager or either of the City’s General Counsel to sign a financial assistance agreement with the City of Montreal regarding phase 2 of the “Climat municipalités” program which consists of updating the greenhouse gas (GHG) inventories, the elaboration of an action plan and the development of adjustment plans to reduce climate change in return for which the City of Côte Saint-Luc shall receive the maximum eligible subsidy available to it.”
CARRIED UNANIMOUSLY

120428

PUBLIC WORKS – PURCHASE OF A 4 X 4 FORD F450

This item was deferred to a subsequent meeting.

120429

PUBLIC WORKS – PURCHASE OF A GARBAGE TRUCK

This item was deferred to a subsequent meeting.

120430

PARKS AND RECREATION – SERVICE AND SUPPLY CONTRACT FOR PREPARATION AND RESURFACING OF TENNIS COURTS (CÔTE SAINT-LUC TENNIS CLUB)

It was

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

AND RESOLVED

“THAT Côte Saint-Luc City Council hereby awards a Supply and Services Contract for: the preparation, resurfacing and maintenance of the tennis courts for the Côte Saint-Luc Tennis Club, located at 8215 Guelph Road, to ShowCourt International Enterprises Inc. and authorizes payment of \$16,850.00, plus applicable taxes;

THAT Treasurer’s certificate number 12-0067 dated April 5, 2012 has been issued by the City treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

120431

PURCHASING - CANCELLATION OF TENDER C-10-12 (LINE PAINTING)

WHEREAS the City of Côte Saint-Luc (“City”) made an invited call for tender under Tender No. C-10-12 for line painting for certain city roads;

WHEREAS the City did not receive any bids for the above mentioned tender;

It was

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

AND RESOLVED

“THAT Tender No. C-10-12 be cancelled for all purposes at law.”
CARRIED UNANIMOUSLY

120432

URBAN DEVELOPMENT – BUILDING ENVELOPE, PROFESSIONAL SERVICES (C-09-12)

WHEREAS the City of Côte Saint-Luc (“City”) issued an invitation to tender (“Tender”) under C-09-12 for the City Hall/Library building envelope – professional services, for the Phase A work and, at the City’s option, for the preliminary plans with respect to Phases B and C, the whole as set out in the Tender documents;

WHEREAS the City received two (2) conforming bids;

WHEREAS this Tender was subject to a mandatory bid weighting and evaluation system (“System”) according to law;

WHEREAS following the application of this System, Affleck de la Riva, architects, is deemed to be the bidder having the lowest bid according to the Cities and Towns Act;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the City awards the contract for professional services for Phase A and for the options for Phases B and C (preliminary plans) under Tender C-09-12 to Affleck de la Riva, architects, as the bidder deemed to have the lowest bid under the Cities and Towns Act, in the amount of \$78,200.00, (including a contingency of \$10,000.00) plus applicable taxes;

THAT Treasurer’s Certificate numbered 12-0066 was issued by the Treasurer on April 5, 2012 and pursuant to loan By-law 2380 attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

120433

URBAN DEVELOPMENT – APPOINTMENT OF A SELECTION COMMITTEE FOR AN UPCOMING TENDER FOR THE MANAGEMENT OF THE CITY’S SEWER AND WATER MAIN SYSTEMS

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

“THAT the Côte Saint-Luc City Council appoints a Selection Committee for a proposed upcoming tender for the management of the City’s sewer and water main systems comprised of the following members:

Charles Senekal
Mohammed Ali
Charles DeJean
Joanna Luciano

THAT the aforementioned Selection Committee shall be comprised of at least three (3) of the four (4) above-mentioned individuals;

THAT M^e Cheri Bell be and is hereby appointed Secretary, non-voting member of the aforementioned Selection Committee.”

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLOR DIDA BERKU
DISSENTING

120434

URBAN DEVELOPMENT – SIDEWALK RECONSTRUCTION

WHEREAS the City issued a public call for tender (“Tender”) under C-08-12 for sidewalk reconstruction and/or repair and received 6 bids;

WHEREAS one of the bids received, namely, from Pavage C.S.F. Inc., was non-conforming;

WHEREAS the lowest conforming bid was received from TGA Montreal Inc.;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the bid of Pavage C.S.F. be and is hereby declared non-conforming;

THAT the City award the contract for sidewalk reconstruction and/or repair under Tender C-08-12 to the lowest conforming bidder, namely, TGA Montreal Inc., for the price of \$165,530, plus applicable taxes;

THAT Treasurer’s Certificate numbered 12-0061 was issued by the Treasurer on March 26, 2012 attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

120435

**URBAN PLANNING – MINOR EXEMPTION – 5450 CRANBROOKE –
CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR RUTH KOVAC
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 5450 Cranbrooke, Lot 1290398, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow a multifamily dwelling to be located at:

- i) 4,56m (14.96') from the front lot line instead of the minimum required setback of 7,62m (25.0');
- ii) 9,13m (29.95') from the rear lot line instead of the minimum required setback of 11,36m (37.28');
- iii) 6,08m (19.94') from the interior side lot line instead of the minimum required setback of 11,36m (37.28') and

The request is to also allow the in-ground pool to be located at 1.49m (4.89') from the rear lot line instead of the minimum required setback of 1.52m (5');

The foregoing is in accordance with the provisions of Zoning By-Law No. 2217, Annex "B" (zone RM-20) and article 5-1-1c)."

CARRIED UNANIMOUSLY

120436

**URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION
PROGRAMS (SPAIP) – 5515 WESTBOURNE – CITY OF CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT the site planning and architectural integration programs received February 7, 2012 concerning the construction of a new single-family detached dwelling on lot 1561691 at 5515 Westbourne and prepared by Gaétan Dallaire, architect, for the Planning Advisory Committee meeting of February 13, 2012, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc."

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLOR STEVEN ERDELYI DISSENTING

120437

**URBAN PLANNING – MINOR EXEMPTION – 5515 WESTBOURNE –
CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

"THAT in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5515 Westbourne, Lot 1561691, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow the construction of a new detached single-family dwelling to have a total height of 9.57m (32'-0") above the City sidewalk level instead of the maximum permitted height of 8.63m (28'-4") above the City sidewalk level.

The foregoing is in accordance with the provisions of Zoning By-Law No. 2217, article 14-11-4."

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLOR STEVEN ERDELYI DISSENTING

120438

URBAN PLANNING – SITE PLANNING AND ARCHITECTURAL INTEGRATION PROGRAMS (SPAIP) – 5537 ROBINSON – CITY OF CÔTE SAINT-LUC

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

“THAT the site planning and architectural integration programs received February 17, 2012 concerning revised elevations showing the construction of a four season solarium at the rear of a single-family detached dwelling on lot 1561076 at 5537 Robinson and prepared by Zytco, contractor, for the Planning Advisory Committee meeting of March 12, 2012, be approved according to the provisions of Chapter 14 of by-law 2217 of the City of Côte Saint-Luc.”

CARRIED UNANIMOUSLY

120439

URBAN PLANNING – MINOR EXEMPTION – 5537 ROBINSON – CÔTE SAINT-LUC

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

“THAT in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5537 Robinson, Lot 1561076 be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow only one interior parking space for an existing detached single-family dwelling which has an area of more than 167.262 m² (1800 sq.ft) with the addition of a proposed rear four season solarium instead of having to provide a minimum of two interior parking spaces when the area of a detached single-family dwelling is more than 167.22 m² (1800 sq.ft);

The foregoing is in accordance with the provisions of zoning By-law 2217, art 7-2-1a).”

CARRIED UNANIMOUSLY

120440

URBAN PLANNING – MINOR EXEMPTION – 5564 PINEDALE – CÔTE SAINT-LUC

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

“THAT in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5564 Pinedale, Lot 2090226, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow an existing detached single-family dwelling built in 1958, to be located at 4,52m (14.83') from the front lot line instead of the minimum required setback of 4,57m (15.0');

The foregoing is in accordance with the provisions of Zoning By-Law No. 2217, Annex “B” (zone RU-2).”
CARRIED UNANIMOUSLY

120441

**URBAN PLANNING – MINOR EXEMPTION – 5707 WESTMINSTER –
CÔTE SAINT-LUC**

It was

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

AND RESOLVED:

“THAT in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5707 Westminster, Lot 1052865, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow a multifamily dwelling built in 1957 under permit No. 368, to be located at 6,02m (19.75') from the East side lot line instead of the minimum required setback of 6,09m (20.0');

The foregoing is in accordance with the provisions of Zoning By-Law No. 2217, Annex “B” (zone RM-24).”
CARRIED UNANIMOUSLY

COUNCILLOR ALLAN J. LEVINE LEFT THE MEETING.

120442

**URBAN PLANNING – MINOR EXEMPTION – 6900 DÉCARIE –
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, Lot 2086871, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow the installation of a new illuminated sign on a wall with an area of 40 sq.ft. instead of the maximum allowable area of 20 sq.ft. and a height of 32" instead of the maximum allowable height of 30" for a building of less than three storeys.

The foregoing is in accordance with the provisions of zoning By-law 2217, articles 9-3-2 and 9-4."
CARRIED UNANIMOUSLY

120443

**URBAN PLANNING – MINOR EXEMPTION – LES COURS MARC CHAGALL
(5750-5790 MARC CHAGALL) – CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

“THAT in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5750-5790 Marc Chagall, Lot 4879805, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow the ground floor height of dwellings being units in a row facing Marc-Chagall Ave., to be a height of 2,51m (8'- 3") above the City sidewalk level instead of the maximum allowable height of 2,13m (7'-0") above the City sidewalk level;

The foregoing is in accordance with the provisions of the already approved minor exemption No. DM2011-12 and Zoning By-Law 2217, art. 4-6-1 b)."
CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLORS DIDA BERKU AND STEVEN ERDELYI BOTH DISSENTING

COUNCILLOR ALLAN J. LEVINE RETURNED TO THE MEETING.

120444

RESOLUTION TO ADOPT THE ZONING BY-LAW No. 2217-41 TO BE ENTITLED: "BY-LAW TO AMEND ZONING BY-LAW NO. 2217 OF THE CITY OF CÔTE SAINT-LUC IN ORDER TO REPLACE THE TABLE OF USES AND NORMS OF ZONE HM-6 WITH A NEW TABLE OF USES AND NORMS"

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR DIDA BERKU

AND RESOLVED:

“THAT the by-law No. 2217-41 entitled: “By-law to amend 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”, be and is hereby adopted;

THAT the City clerk be and is hereby instructed to complete the procedure to finalize the by-law in accordance with the law;

THAT said resolution shall be for immediate action.”
CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLORS ALLAN J.
LEVINE AND STEVEN ERDELYI BOTH DISSENTING

120445

**RESOLUTION TO ADOPT THE ZONING BY-LAW No. 2217-42 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 DIDA BERKU
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED

“THAT the by-law No. 2217-42 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”, be and is hereby adopted;

THAT the City clerk be and is hereby instructed to complete the procedure
to finalize the by-law in accordance with the law;

THAT said resolution shall be for immediate action.”
CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLORS RUTH KOVAC
AND STEVEN ERDELYI BOTH DISSENTING

120446

**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 May 2012 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 May 2012 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 May 2012 based on the information to be presented during those meetings.”

CARRIED UNANIMOUSLY

120447

**OTHER BUSINESS – NOTICE OF MOTION – BY-LAW TO BE ENTITLED:
“BY-LAW AMENDING BY-LAW 2321 CONCERNING SPEED IN THE STREETS
IN ORDER TO MODIFY THE SPEED LIMIT ON VARIOUS PARTS OF MACKLE
ROAD**

Councillor Glenn J. Nashen gave Notice of Motion that By-Law to be entitled: “By-law amending By-law 2321 concerning Speed in the Streets in order to modify the speed limit on various parts of Mackle Road” will be presented at a later meeting for adoption.

SECOND QUESTION PERIOD

The second question period started at 9:53 p.m. and finished at 10:32 p.m. Three (3) people asked to speak and they were heard.

1) Dr. Bernard Tonchin

The resident alleged that Public Works employees, when performing their garbage collection duties, throw garbage cans on lawns and inquired as to whether the matter can be attended to, to which Mayor Housefather responded that indeed it can and then referred the matter to the City’s Director of Public Works.

2) Irving Itman

The resident congratulated the Côte Saint-Luc City Council for proceeding with a by-law amendment to modify the speed limit on Mackle. The resident inquired regarding the tariffs concerning the fees to dump material at the public works yard to which various members of council responded. The resident sought clarification regarding the amounts spent on the preparation and resurfacing of the tennis courts at the Côte Saint-Luc Tennis Club for which both Mayor Housefather and Councillor Levine provided. The resident then inquired, why tonight, Councillor Erdelyi voted the way he did on various issues to which Councillor Erdelyi clarified each issue and explained, in detail, the reasons and justification for the various voting decisions he rendered for which the resident had queries.

3) Roberta Anne Capelovitch

The questioner wished to go on record as stating that she was in attendance last year for the Yom HaShoah ceremony and that it was she who was screaming in the back of the room. The questioner then stated in a mix of English and French

that the City should proactively announce this year's Yom HaShoah event to which all members of council took note.

The questioner then inquired as to whether the City had a Planning Advisory Committee to which Mayor Housefather responded that it did. The questioner then sought particulars as to what regulations (norms) it insists upon for residences to be handicap-accessible. Mayor Housefather explained that *public* buildings (institutions) must have handicap-accessible items but not private residences.

120448

APPROVAL OF THE ADJOURNMENT OF THE MEETING

It was

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

AND RESOLVED:

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

CARRIED UNANIMOUSLY

**AT 10:32 P.M. MAYOR HOUSEFATHER DECLARED THE MEETING
ADJOURNED.**

ANTHONY HOUSEFATHER
MAYOR

JONATHAN SHECTER
CITY CLERK