

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON
MONDAY, OCTOBER 22, 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 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:

M^e Jonathan Shecter, City Clerk, acted as Secretary of the meeting

QUESTION PERIOD

The question period started at 8:05 p.m. and finished at 8:35 p.m. Five (5) people asked to speak and they were heard.

1) Alex Davis

The resident requested details concerning how the by-law concerning cats on tonight's agenda for adoption came about to which Mayor Housefather responded that it came about subsequent to various discussions with the Cat Committee as well as with various veterinarians and members of the SPCA.

2) Dr. Craig Sterling

The resident expressed concerns concerning crime occurring on or around Dupuis Avenue, between Isabella and Macdonald, wherein cars were being broken in to and youth were brawling and marauding at 3:00 a.m. and then requested that Public Security be more visible to which Mayor Housefather responded that Public Security can patrol more often in that area but the Police are indeed tasked to respond concerning those types of situations.

3) Dr. Bernard Tonchin

The resident inquired as to the contents of the by-law concerning cats on tonight's council agenda for adoption to which Mayor Housefather explained that the by-law requires outdoor cat owners to have their cats spayed or neutered as well as to allow these outdoor cats to be tracked back to their owner.

4) Irving Itman

The resident stated that considering traffic (entering and exiting Côte Saint-Luc) is blocked everywhere and political promises been made to have Cavendish extended, the City should call for an inquiry (Commission) as to why the Cavendish extension has not yet occurred to which Mayor Housefather responded that an inquiry is not the proper venue to move the file forward but what is required is the necessary political will both of the Quebec Government and the City of Montreal. He then emphasized that every member of the Côte Saint-Luc City council

supports the Cavendish extension and that the City is doing its utmost to move the file forward.

5) Shelley Schecter

The questioner praised Council for being progressive and intelligent for having thought of enacting a by-law concerning cats and expressed her appreciation for their support.

121001

**CONFIRMATION OF THE MINUTES OF THE REGULAR MEETING OF
COUNCIL DATED SEPTEMBER 10, 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 September 10, 2012 be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

121002

**CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING OF COUNCIL
DATED SEPTEMBER 24, 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 September 24, 2012 be and are hereby approved as submitted.”
CARRIED UNANIMOUSLY

121003

MONTHLY DEPARTMENTAL REPORTS FOR SEPTEMBER 2012

It was

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

AND RESOLVED:

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

121004

LIBRARY – OVERDRIVE (LIBRARY CONSORTIUM) CONTRACT

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

“THAT Côte Saint-Luc City Council hereby approves the entering into of a library consortium renewal contract between the City of Côte Saint-Luc and Overdrive Inc., for a term of one year – October 1, 2012 – September 30, 2013, for an annual fee of \$12,000 Canadian, plus applicable taxes;

THAT the portion payable by the City against the annual fee for the balance of 2012 is \$3,000, plus applicable taxes;

THAT Treasurer’s Certificate number 12-0149 dated October 10, 2012 has been issued by the Assistant City Treasurer attesting to the availability of funds to cover the described expenses applicable for the 2012 year;

THAT a new Treasurer’s Certificate will be issued in 2013 for the balance of the price, namely, \$9,000, plus applicable taxes.”
CARRIED UNANIMOUSLY

121005

FINANCE - APPROPRIATION OF UNRESTRICTED SURPLUS RELATING TO WATER TAXES FOR FISCAL YEAR 2011 INTO A RESTRICTED SURPLUS ACCOUNT

WHEREAS the Financial Statements for the City of Côte Saint-Luc (“City”) for its fiscal year ending December 31, 2011 will be tabled tonight during the Regular Council Meeting;

WHEREAS it is in the best interests of the City to appropriate the amount of \$1,194,391, comprising the excess of cumulative revenues from water taxes for that fiscal year over expenses relating to the provision of water services (“Excess Cumulative Revenue”), from unrestricted surplus to a restricted surplus account relating to such water services;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the preamble hereto shall form an integral part hereof as if recited at length;

THAT the City Council hereby approves the appropriation of the aforesaid Excess Cumulative Revenue in the amount of \$1,194,391 from unrestricted surplus into a restricted surplus account relating to water services for its fiscal year ending December 31, 2011.”
CARRIED UNANIMOUSLY

121006

FINANCE – AMORTIZATION OF A FUTURE RESERVE RELATING TO THE SUPPLEMENTAL PENSION PLAN FOR THE EMPLOYEES OF THE CITY OF CÔTE SAINT-LUC

WHEREAS the Financial Statements for the City of Côte Saint-Luc (“City”) for its fiscal year ending December 31, 2011 will be tabled tonight during the Regular Council Meeting;

WHEREAS it is in the best interests of the City to elect, in accordance with the law, to amortize an investment loss in respect of the Supplemental Pension Plan for the Employees of the City of Côte Saint-Luc, in the amount of \$649,000, which was reflected in the 2011 fiscal year as an amount to be provided for in future years (i.e., “montant à pourvoir dans le future”);

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

“THAT the preamble hereto shall form an integral part hereof as if recited at length;

THAT the City Council hereby elects, and approves, the amortization, in accordance with the law, of \$649,000 representing the City’s reserve for an investment loss in respect of the Supplemental Pension Plan for the Employees of the City of Côte Saint-Luc, and this in respect of its fiscal year ending December 31, 2011;

THAT such amortization shall occur over a period of 13 years in equal annual installments of \$49,923.08 beginning in 2012.”

CARRIED UNANIMOUSLY

121007

TABLING OF THE FINANCIAL REPORT AND THE EXTERNAL AUDITORS REPORT FOR THE 2011 FISCAL YEAR

The City Clerk confirmed that the financial report and the external auditors report for the 2011 fiscal year were tabled at tonight’s council meeting by the Assistant City Treasurer.

121008

REQUEST FOR APPROVAL OF THE MODIFIED WORK SCHEDULE FOR THE GRANT PROGRAM ENTITLED: “PROGRAMME DE LA TAXE SUR L’ESSENCE ET DE LA CONTRIBUTION DU QUÉBEC (TECQ) POUR LES ANNÉES 2010 À 2013”

WHEREAS the City of Côte Saint-Luc (“City”) wishes to carry out additional projects related to the renewal of drinking water and waste water networks and local roads infrastructures (“Project”);

WHEREAS the City has acquainted itself with the “Guide relatif aux modalités de versement de la contribution gouvernementale dans le cadre du programme de la taxe sur l’essence et de la contribution du Québec (TECQ) pour les années 2010 à 2013”;

WHEREAS the City has to respect all the modalities contemplated within said guide in order to receive the government contribution that was confirmed in a letter from the Minister of Municipal Affairs, Regions and Land Occupancy;

WHEREAS said projects are included under categories "Priorities 2, knowledge of the Condition of Water and Wastewater mains", "Priorities 3, for the Renewal of drinking water and waste water pipes" and "Priorities 4, for Local Roads" ("Plan");

WHEREAS the aforementioned projects are accepted pursuant to the program entitled: "Programme de la taxe sur l'essence et de la contribution du Québec (TECQ) pour les années 2010 à 2013"; therefore, the City wishes to present a request to approve the abovementioned program of work and its corresponding subsidy;

It was

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

AND RESOLVED:

"THAT the Côte Saint-Luc City Council hereby authorizes the City to present a request for approval of the work and the subsidy for the renewal of drinking water and waste water networks and local roads infrastructures;

THAT the City commits to respect the modalities of the Guide which apply to it;

THAT the City commits to be solely responsible and to discharge Canada and Quebec, as well as their Ministers, senior officials, employees and representatives of all responsibilities concerning claims, requirements, losses, damages and costs of all kinds having as a foundation a wound inflicted on a person, the death of the latter, damages caused to material possessions or the loss thereof attributable to a deliberate or negligent act ensuing directly or indirectly from the investments financed from the grant obtained within the framework of the TECQ 2010-2013 program;

THAT the City approves the contents and authorizes the forwarding to the Minister of Municipal Affairs, Regions and Land Occupancy ("the Ministry") of the work schedule attached to this resolution ("Schedule") and of all other documents required by the Ministry in order to receive the government contribution which was confirmed in a letter from the Minister of Municipal Affairs, Regions and Land Occupancy;

THAT the City commits to a minimum threshold of fixed assets in municipal infrastructures set at \$28 per inhabitant, per year, for a total of \$112 per inhabitant for the entire four year period of the program;

THAT the City commits to inform the Minister of Municipal Affairs, Regions and Land Occupancy of any modification made to the work schedule approved herein by this said resolution;

THAT either of the following: Jonathan Shecter, City Clerk or Cheri Bell, General Counsel be authorized to prepare and sign the request for approval of any other documents required for the purposes of the program entitled "Programme de la taxe sur l'essence et de la contribution du Québec (TECQ) pour les années 2010 à 2013", to obtain said financial assistance to be used for projects relating to the renewal of drinking water and waste water networks and local roads and

infrastructures, said projects identified on the modified work schedule for infrastructure works to be undertaken in 2011-2013, in the Schedule attached;

THAT the City hereby commits to pay its share of eligible costs in order to ensure the undertaking of said projects;

THAT either of the following: Jonathan Shecter, City Clerk or Cheri Bell, General Counsel be authorized to sign all necessary documents concerning said projects to give effect to the foregoing resolution."

CARRIED UNANIMOUSLY

121009

**RESOLUTION TO APPROVE THE DISBURSEMENTS FOR THE PERIOD OF
SEPTEMBER 1, 2012 TO SEPTEMBER 30, 2012**

It was

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

AND RESOLVED:

"THAT the Côte Saint-Luc City Council approves the attached list of disbursements for the period of September 1, 2012 to September 30, 2012 for a total amount of \$3,301,779.70 in Canadian Funds;

THAT Treasurer's certificate No.12-0152 dated October 16, 2012 has been issued by the Assistant City Treasurer attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

121010

**HUMAN RESOURCES – PUBLIC WORKS - APPOINTMENT OF BUILDINGS
FOREMAN - 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 appointment of Claude Hamel as Buildings Foreman into a management, permanent position, effective September 4, 2012;

THAT Treasurer's certificate number 12-0143 dated September 10, 2012 has been issued by the Assistant City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

121011

**HUMAN RESOURCES – PUBLIC WORKS - APPOINTMENT OF
HORTICULTURE AND PUBLIC SPACES FOREMAN, MANAGEMENT
POSITION**

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT the Côte Saint-Luc City Council appoints Jean-François Durette as Horticulture and Public Spaces Foreman (management, permanent position) effective September 4, 2012;

THAT Treasurer's certificate number 12-0144 dated September 10, 2012 has been issued by the Assistant City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

121012

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

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT the Côte Saint-Luc City Council appoints Josiane Ouaknine as an Office Agent (white collar, auxiliary position) effective October 15, 2012;

THAT Treasurer's certificate number 12-0150 dated October 12, 2012 has been issued by the Assistant City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

121013

**HUMAN RESOURCES – PUBLIC WORKS - HIRING OF COORDINATOR OF
RECREATIONAL FACILITIES - 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 Jonathan Braziller as Coordinator of Recreational Facilities into a management position for a one (1) year contract, effective September 24, 2012;

THAT Treasurer's certificate number 12-0147 dated October 2, 2012 has been issued by the Assistant City Treasurer, attesting to the availability of funds to cover the above-described expenses."

CARRIED UNANIMOUSLY

121014

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

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT the Côte Saint-Luc City Council approves the hiring of Roxana Vladu as an Office Agent (white collar, auxiliary position), effective September 11, 2012;

THAT Treasurer's certificate number 12-0145 dated September 12, 2012 has been issued by the Assistant City Treasurer, attesting to the availability of funds to cover the above-described expenses."

CARRIED UNANIMOUSLY

121015

**HUMAN RESOURCES – PUBLIC SAFETY - HIRING OF A DISPATCHER -
WHITE COLLAR, AUXILIARY POSITION**

It was

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

AND RESOLVED:

"THAT the Côte Saint-Luc City Council approves the hiring of Sarah Mehraban as a Dispatcher (white collar, auxiliary position), effective September 5, 2012;

THAT Treasurer's certificate number 12-0142 dated September 10, 2012 has been issued by the Assistant City Treasurer, attesting to the availability of funds to cover the above-described expenses."

CARRIED UNANIMOUSLY

121016

**HUMAN RESOURCES – PUBLIC SAFETY - HIRING OF A CROSSING GUARD -
WHITE COLLAR, AUXILIARY POSITION**

It was

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

AND RESOLVED:

"THAT the Côte Saint-Luc City Council approves the hiring of Walter Jaczyk as a Crossing Guard (white collar, auxiliary position), effective September 24, 2012;

THAT Treasurer's certificate number 12-0148, dated October 2, 2012, has been issued by the Assistant City Treasurer, attesting to the availability of funds to cover the above-described expenses."

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLOR RUTH KOVAC
DISSENTING

121017

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

It was

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

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

THAT Treasurer’s certificate number 12-0151 dated October 12, 2012 has been issued by the Assistant City Treasurer, attesting to the availability of funds to cover the above-described expenses.”

CARRIED UNANIMOUSLY

121018

**HUMAN RESOURCES – URBAN DEVELOPMENT – EXTENSION OF
CONTRACT – JUNIOR PROJECT COORDINATOR**

WHEREAS Joanna Luciano was hired as a Junior Project Coordinator, in the Urban Development Department, for the period commencing October 11, 2011 and ending October 8, 2012;

WHEREAS the City wishes to further extend Miss Luciano’s contract for a period of six (6) months, until April 5, 2013;

It was

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

AND RESOLVED

“THAT the Côte Saint-Luc City Council approves the extension of the contract of Joanna Luciano as Junior Project Coordinator, Urban Development, for a six (6) month period ending April 5, 2013;

THAT Treasurer’s certificate number 12-0155 dated October 19, 2012 has been issued by the Assistant City Treasurer, attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

121019

**HUMAN RESOURCES – PUBLIC WORKS DEPARTMENT – TERMINATION OF
EMPLOYMENT OF BLUE COLLAR PERMANENT EMPLOYEE**

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED

"THAT the Côte Saint-Luc City Council approves the termination of employment of Blue Collar permanent employee number 2097, effective September 25, 2012."

CARRIED UNANIMOUSLY

121020

LEGAL – ADOPTION OF BY-LAW 2393 ENTITLED: “BY-LAW 2393 ADOPTING A CODE OF ETHICS AND GOOD CONDUCT FOR THE EMPLOYEES OF THE CITY OF CÔTE SAINT-LUC”

WHEREAS pursuant to the *Municipal Ethics and Good Conduct Act* (R.S.Q., c. E-15.1.0.1 (*Bill 109*; R.S.Q. 2010, c. 27)) (the “Act”), every municipality shall adopt a code of ethics for its employees by no later than December 2, 2012;

WHEREAS in compliance with the Act, the Côte Saint-Luc City Council (“Council”) wishes to adopt By-law 2393 entitled: “By-law 2393 adopting a Code of Ethics and Good Conduct for the Employees of the City of Côte Saint-Luc” (“Code”), as a statement and reflection of its ethical and other core values;

WHEREAS on August 21, 2012 all of Council was given a true copy of the Code to read and did read it;

WHEREAS the City of Côte Saint-Luc held a series of employee consultations culminating in a formal employee consultation on September 7, 2012;

WHEREAS pursuant to a Regular Meeting of Council held on September 10, 2012, a Notice of Motion was given, a draft by-law was tabled, and a Resolution was adopted waiving the reading of the Code;

WHEREAS the requisite Public Notice was published on September 19, 2012 as part of the requirements to adopt By-Law 2393;

WHEREAS all of the foregoing satisfies the steps required for the adoption of By-Law 2393;

It was

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT in compliance with the Act, Council hereby adopts By-Law 2393 entitled, “By-law 2393 adopting a code of ethics and good conduct for the employees of the City of Côte Saint-Luc”;

THAT in virtue of Notice of Motion tabled, and the Resolution waiving the reading of the aforementioned Code adopted, both at a Regular Meeting of Council held on September 10, 2012, the reading of By-Law 2393 is hereby furthermore waived.”

CARRIED UNANIMOUSLY

121021

**DEVELOPMENT OF A NEW LONG-TERM FEDERAL PLAN FOR MUNICIPAL
INFRASTRUCTURE FUNDING**

WHEREAS, The Building Canada Plan and a number of important federal-provincial transfer agreements vital to Canada's cities and communities, will expire in March 2014;

WHEREAS, Federal investments over the last few years have helped to slow the decline of our cities and communities, and the Government of Canada has committed to develop a new long-term plan for municipal infrastructure funding in consultation with municipal and provincial/territorial governments;

WHEREAS, a seamless transition from the Building Canada Plan to a new long-term plan is necessary to ensure that municipalities can continue planning their capital spending effectively;

WHEREAS, The Federation of Canadian Municipalities (FCM) has launched a campaign to ensure the new plan reflects municipal priorities across the country and asks its member municipalities to pass a Council resolution supporting the campaign;

WHEREAS, our community has continuing infrastructure needs, such as: the rebuilding of its roads, sidewalks and its watermains that can only be met through the kind of long-term planning and investment made possible by a national plan;

WHEREAS the soft costs related to infrastructure needs must also form part of a new long-term plan;

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT Council endorses the FCM campaign and urges the Minister of Transport, Infrastructure and Communities to work with the FCM to ensure the new long-term infrastructure plan meets the core infrastructure needs of cities and communities;

THAT Council urges the Minister of Transport, Infrastructure and Communities to ensure that the new long-term plan is fully in place when existing programs expire in 2014; and

THAT a copy of this resolution shall be sent to the Federal Minister of Transport, Infrastructure and Communities, Mr. Denis Lebel; to the provincial Minister of Municipal Affairs, Regions and Land Occupancy, Mr. Sylvain Gaudreault; to the MP for the Riding of Mount Royal, Mr. Irwin Cotler; to the MNA for the Riding of D'Arcy McGee, Mr. Lawrence Bergman; to the Federation of Canadian Municipalities and to the Union des Municipalités du Québec;

THAT this resolution also be sent to all members of the Association of Suburban Municipalities so their respective municipalities may also adopt similar resolutions."

CARRIED UNANIMOUSLY

121022

LEGAL – WHISTLEBLOWING POLICY

WHEREAS the City of Côte Saint-Luc (“City”) has created a whistleblowing policy which provides employees a confidential means of reporting the misconduct of another employee;

It was

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

AND RESOLVED:

“THAT Council hereby approves and adopts the *City of Côte Saint-Luc Whistleblowing Policy* dated October 22, 2012 annexed hereto to form an integral part hereof.”

CARRIED UNANIMOUSLY

121023

CERTIFICATE OF CITY CLERK RE - RESULTS REGARDING THE REGISTER FOR PERSONS QUALIFIED TO VOTE ON RESOLUTION CONCERNING THE CONTRACT FOR MANAGEMENT OF CITY WATER AND SEWER SYSTEM

The City Clerk reported that, after the registration proceedings called for and held at 5801 Cavendish Boulevard from 9:00 a.m. to 7:00 p.m., on October 10, 2012, concerning resolution 120925 entitled: “*Urban Development - contract for management of city water and sewer system (C-20-12)*”:

The number of persons qualified to vote on the by-law is 22,037;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 551;

The number of persons qualified to vote who have registered is 0.

Therefore, resolution 120925 has been deemed approved by the persons qualified to vote.

121024

LEGAL/PUBLIC WORKS – RATIFICATION OF A CONTRACT TO QUALIFY FOR GAZMETRO SUBSIDIES FOR THE ACC INDOOR POOLS

WHEREAS in order to qualify for two GazMetro subsidies totaling \$27,000 concerning the two indoor pools at the Aquatic and Community Centre, a contract dated September 20, 2012 with GazMetro entitled “*Services Contract – D1: General and Granting A Financial Contribution (C.R.P./C.R.R.P/E.E.P.)*” (referred to herein as the “Contract”) needed to be entered into promptly between GazMetro and the City;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

THAT the City hereby approves, adopts and ratifies the Contract and the signature thereof by the City's General Counsel, namely, Cheri Bell."
CARRIED UNANIMOUSLY

121025

RESOLUTION TO DISPENSE THE READING OF BY-LAW 2394 TO BE ENTITLED: "BY-LAW TO REGULATE THE LICENSING OF CATS"

WHEREAS, the above captioned by-law was given to members of Council on Friday, October 19, 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 MIKE COHEN
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT the Council of the City of Côte Saint-Luc unanimously dispenses with the reading of By-Law 2394 entitled: "By-law to regulate the licensing of cats" presented tonight for adoption, the whole in accordance with the law."
CARRIED UNANIMOUSLY

121026

BY-LAW ENTITLED: "BY-LAW TO REGULATE THE LICENSING OF CATS" - ADOPTION

It was

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT By-law entitled: "*By-law to regulate the licensing of cats*" be and is hereby adopted and numbered 2394."
CARRIED UNANIMOUSLY

121027

PURCHASING – JOINING OF PROVINCE OF QUEBEC TENDER FOR OFFICE SUPPLIES

WHEREAS the Province of Quebec has previously made a public call for tender for office supplies and other related tendered products under Tender No. 999101384, and Staples Advantage and Lyreco were the two lowest conforming bidders;

WHEREAS it is in the best interests of the City of Côte Saint-Luc ("City") to join the aforementioned tender, and it is empowered to do so under articles 29.9.2 and 573.3.2 of the *Cities and Towns Act*, in order to benefit from volume pricing;

It was

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

AND RESOLVED:

“THAT the City is hereby authorized to join the Province of Quebec tender for office supplies (Tender No. 999101384) for the remainder of the tender term to May 14, 2013, and to place all or some City purchase orders for office supplies and other related tendered products through the Government of Quebec/*Centre de services partagés du Québec*'s official website dedicated to this purpose: www.appvisionnement-quebec.gouv.qc.ca.

THAT on or around the end of this financial year, the City shall ratify the expenditure made pursuant to this tender as soon as it becomes known for 2012.”
CARRIED UNANIMOUSLY

121028

URBAN DEVELOPMENT – WATER MAIN SLEEVING EXTRAS (C-19-12)

WHEREAS the City of Côte Saint-Luc (“City”) issued a public call for tender under number C-19-12, for the water main sleeving in respect of (8) streets (a project benefitting from the TECQ 2010-2013 MAMROT grant), and awarded the contract to Sanexen Services Environnementaux Inc. (“Sanexen”), the lowest conforming bidder;

WHEREAS certain extras totaling \$42,260.73 (inclusive of taxes) were deemed necessary, appropriate and/or in the best interests of the City;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT Council hereby approves and ratifies the extras totaling \$42,260.73, which is within the amount previously approved by Council, and authorizes payment of same to Sanexen;

THAT the original Treasurer’s certificate number 12-0109 dated June 4, 2012 attests to the availability of funds to cover the described expenses.”
CARRIED UNANIMOUSLY

121029

URBAN DEVELOPMENT – IMAGINATION PARK C-39-11 – APPROVAL OF CHANGE ORDERS

WHEREAS various separate extras and/or contingencies described by Change Orders 1-6, deemed by the City’s outside consultant and/or the City’s internal departments to be necessary and in the best interests of the City, that individually fell within delegated authority and which aggregate \$22,829.84 (net of credits, plus taxes), were executed by Valgeau Inc.;

WHEREAS the aforementioned extras and/or contingencies are within the contingency budget provided for this project and moreover qualify as an appropriate change order;

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT the aforementioned extras and/or contingencies described by Change Orders 1-6, executed by Valgeau Inc. under contract C-39-11 in respect of the reconstruction of Imagination Park, aggregating \$22,829.84 (net of credits, plus taxes), be and are hereby declared by the City Council as ratified and approved;

THAT for recapitulation purposes only, purchase order 3063 has been issued for Change Order 1, and the Purchasing Department is hereby authorized to issue a purchase order for Change Orders 2-6;

THAT the contingency budget for this project, as included in the original Treasurer’s certificate numbered 12-0018 as amended, which was issued on May 31, 2012, covers the above-described expenses.”

CARRIED UNANIMOUSLY

121030

URBAN PLANNING – MINOR EXEMPTION – 5607 ALPINE – CÔTE SAINT-LUC

It was

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

AND RESOLVED:

“THAT in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5607 Alpine, Lot 2090182, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow a detached single-family dwelling to have an existing rear wooden balcony to be located at 2,7m (8.85’) from the rear land line (property line) instead of the minimum required setback of 3,05m (10’-0”). The forgoing is in accordance with the provisions of Zoning By-law n° 2217, article 4-4-5a.”

CARRIED UNANIMOUSLY

121031

URBAN PLANNING – MINOR EXEMPTION – 5814 TO 5840 KELLERT – CÔTE SAINT-LUC

It was

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

AND RESOLVED:

“THAT in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5814 to 5840 Kellert, Lot 4670175, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow for a dwelling in a row (townhouse) project to have:

- The ground floor wooden balconies for all of its dwellings in a row to encroach 3,7m (12'-2") into the minimum side setback instead of the maximum permitted encroachment of 2,13m (7'-0") into the minimum side setback. The forgoing is in accordance with the provisions of Zoning By-law n° 2217, article 4-2-2.
- The driveway slope leading to the basement garage to have a 7% slope facing Kellert Ave. instead of the maximum allowable driveway slope of 3% when facing Kellert Ave. The forgoing is in accordance with the provisions of Zoning By-law n° 2217, article 7-5-9.
- The visitors parking area located at 0,73m (2'-5") from the ground floor wall with window openings of the building; instead of the minimum required distance of 3,04m (10'-0") from the ground floor wall with window openings of the building. The forgoing is in accordance with the provisions of Zoning By-law n° 2217, article 7-2-9."

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLOR STEVEN ERDELYI DISSENTING

121032

**URBAN PLANNING – MINOR EXEMPTION – 8106 SUNNYHURST –
CÔTE SAINT-LUC**

It was

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

AND RESOLVED:

"THAT in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 8106 Sunnyhurst, Lot 1290534, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow a semi-detached single-family dwelling to be located at 4,52m (14.82') from the front land line (property line) instead of the minimum required front setback of 4,57m (15.0'). The forgoing is in accordance with the provisions of Zoning By-law n° 2217, annex "B" (zone RU-14)."

CARRIED UNANIMOUSLY

121033

**URBAN PLANNING – MINOR EXEMPTION – 5809 TOMMY DOUGLAS –
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 5809 Tommy Douglas, Lot 2086959, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow a proposed detached single-family dwelling to have a secondary front setback of 3,07m (10'-1") instead of the minimum required secondary front setback of 4,57m (15'-0"). The forgoing is in accordance with the provisions of Zoning By-law n° 2217, Annex "B" (zone RU-55)."
CARRIED UNANIMOUSLY

121033A

**URBAN PLANNING – MINOR EXEMPTION – 5786 WESTMINSTER,
CÔTE SAINT-LUC**

This item was deferred to a subsequent meeting.

121034

**NOTICE OF MOTION – BY-LAW NO. 2217-TT-P1 TO BE ENTITLED: "BY-LAW
TO REPLACE CHAPTER 11 OF THE ZONING BY-LAW NO. 2217 OF THE CITY
OF CÔTE SAINT-LUC CONCERNING THE PROTECTION OF TREES WITH A
NEW CHAPTER 11"**

Councillor Ruth Kovac gave notice of motion that By-Law 2217-TT to be entitled: "By-law to replace chapter 11 of the Zoning by-law No. 2217 of the City of Côte Saint-Luc concerning the protection of trees with a new chapter 11" will be presented at a later meeting for adoption.

121035

**RESOLUTION TO WAIVE THE READING OF BY-LAW No. 2217-TT-P1 TO BE
ENTITLED: "BY-LAW TO REPLACE CHAPTER 11 OF THE ZONING BY-LAW
NO. 2217 OF THE CITY OF CÔTE SAINT-LUC CONCERNING THE
PROTECTION OF TREES WITH A NEW CHAPTER 11"**

WHEREAS, the above captioned by-law was given to members of Council on Friday, October 19, 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 RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT the Council of the City of Côte Saint-Luc waives the reading of By-Law No. 2217-TT-P1 to be entitled: "By-law to replace chapter 11 of the Zoning by-law No. 2217 of the City of Côte Saint-Luc concerning the protection of trees with a new chapter 11."

CARRIED UNANIMOUSLY

121036

**RESOLUTION TO ADOPT THE DRAFT ZONING BY-LAW NO.
2217-TT-P1 TO BE ENTITLED: "BY-LAW TO REPLACE CHAPTER 11 OF THE
ZONING BY-LAW NO. 2217 OF THE CITY OF CÔTE SAINT-LUC CONCERNING
THE PROTECTION OF TREES WITH A NEW CHAPTER 11"**

It was

MOVED BY COUNCILLOR RUTH KOVAC
SECONDED BY COUNCILLOR SAM GOLDBLOOM

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 draft By-Law No. 2217-TT-P1 to be entitled: “By-law to replace chapter 11 of the Zoning by-law No. 2217 of the City of Côte Saint-Luc concerning the protection of trees with a new chapter 11;

THAT In conformity with section 125, paragraph 2 of the *Land Use Planning and Development Act*, Council hereby delegates to the City Clerk the power to set the date, time and place of the Public Consultation meeting.”

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLORS GLENN J. NASHEN AND STEVEN ERDELYI DISSENTING

121037

NOTICE OF MOTION – BY-LAW NO. 2397 TO BE ENTITLED: “POTABLE WATER USE BY-LAW OF THE CITY OF CÔTE SAINT-LUC”

Councillor Mike Cohen gave notice of motion that By-Law 2397 to be entitled: “Potable water use by-law of the City of Côte Saint-Luc” will be presented at a later meeting for adoption. The objective of this By-Law is to reduce wastage of potable water.

121038

RESOLUTION TO WAIVE THE READING OF BY-LAW No. 2397 TO BE ENTITLED: “POTABLE WATER USE BY-LAW OF THE CITY OF CÔTE SAINT-LUC.”

WHEREAS, the above captioned by-law was given to members of Council on Friday, October 19, 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 MIKE COHEN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc waives the reading of By-Law No. 2397 to be entitled: “Potable water use By-law of the City of Côte Saint-Luc.”

CARRIED UNANIMOUSLY

121039

NOTICE OF MOTION – BY-LAW NO. 2088-H-P1 TO BE ENTITLED: “BY-LAW TO AMEND CONSOLIDATED BUILDING BYLAW NO. 2088 OF THE CITY OF CÔTE SAINT-LUC IN ORDER TO MODIFY THE PROVISIONS CONCERNING, IN PARTICULAR; CONSTRUCTION FENCING, THE INSTALLATION OF AUTOMATIC WATER EXTINGUISHING (SPRINKLER) SYSTEMS AND THE OBLIGATION CONCERNING EMERGENCY LANES”

Councillor Steven Erdelyi gave notice of motion that By-Law 2088-H-P1 to be entitled: "By-law to amend consolidated Building By-law No. 2088 of the City of Côte Saint-Luc in order to modify the provisions concerning in particular construction fencing, the installation of automatic water extinguishing (sprinkler) systems and emergency lanes" will be presented at a later meeting for adoption. The objective of this By-Law is to require solid fencing on all construction sites as well as incorporate existing requirements within the City's Fire Prevention By-law on sprinkler systems and emergency lanes within construction By-law 2088.

121040

RESOLUTION TO WAIVE THE READING OF BY-LAW No. 2088-H-P1 TO BE ENTITLED: "BY-LAW TO AMEND CONSOLIDATED BUILDING BY-LAW NO. 2088 OF THE CITY OF CÔTE SAINT-LUC IN ORDER TO MODIFY THE PROVISIONS CONCERNING, IN PARTICULAR; CONSTRUCTION FENCING, THE INSTALLATION OF AUTOMATIC WATER EXTINGUISHING (SPRINKLER) SYSTEMS AND THE OBLIGATION CONCERNING EMERGENCY LANES"

WHEREAS, the above captioned by-law was given to members of Council on Friday, October 19, 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 GLENN J. NASHEN

AND RESOLVED:

"THAT the Council of the City of Côte Saint-Luc waives the reading of By-Law No. 2088-H-P1 to be entitled: "By-law to amend consolidated Building By-law No. 2088 of the City of Côte Saint-Luc in order to modify the provisions concerning, in particular; construction fencing, the installation of automatic water extinguishing (sprinkler) systems and the obligation concerning emergency lanes."
CARRIED UNANIMOUSLY

121041

RESOLUTION TO ADOPT THE DRAFT BUILDING BYLAW NO. 2088-H-P1 TO BE ENTITLED: "BY-LAW TO AMEND CONSOLIDATED BUILDING BY-LAW NO. 2088 OF THE CITY OF CÔTE SAINT-LUC IN ORDER TO MODIFY THE PROVISIONS CONCERNING, IN PARTICULAR; CONSTRUCTION FENCING, THE INSTALLATION OF AUTOMATIC WATER EXTINGUISHING (SPRINKLER) SYSTEMS AND THE OBLIGATION CONCERNING EMERGENCY LANES"

It was

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

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 draft By-Law No. 2088-H-P1 to be entitled: "By-law to amend consolidated Building By-law No. 2088 of the City of Côte Saint-Luc in order to modify the provisions concerning, in

particular; construction fencing, the installation of automatic water extinguishing (sprinkler) systems and the obligation concerning emergency lanes;

THAT In conformity with section 125, paragraph 2 of the *Land Use Planning and Development Act*, Council hereby delegates to the City Clerk the power to set the date, time and place of the Public Consultation meeting.”

CARRIED UNANIMOUSLY

121042

PUBLIC WORKS – WORK EXECUTED BY WAJAX FOR FLEET REPAIRS

WHEREAS certain repairs were executed by Équipement Wajax on certain of the Côte Saint-Luc City’s vehicles, as reflected in the invoices numbered Z27943, Z32811 and Z28877 as offset by credit notes Z35154 and Z35155;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

“THAT the Côte Saint-Luc City Council hereby acknowledges approves and ratifies the invoices of Équipement Wajax numbered Z27943, Z32811 and Z28877 as offset by credit notes Z35154 and Z35155, totalling \$13,557.84, plus applicable taxes and authorizes the payment of this amount to Équipement Wajax in full payment of the aforesaid repairs;

THAT a Treasurer’s Certificate numbered TC 12-0154 dated October 17, 2012 was issued by the Assistant City Treasurer attesting to the availability of funds to cover the described expenses.”

CARRIED UNANIMOUSLY

121043

PUBLIC WORKS – EXERCISE OF 2 OPTION YEARS UNDER CONTRACT (C-40-11) FOR POOL CHEMICALS

WHEREAS the City of Côte Saint-Luc (“City”) made an invited call for tender for certain pool chemicals under tender number C-40-11, for the treatment of the water at the Aquatic and Community Centre pools, contemplating a base term of one (1) year from November 22, 2011 - November 21, 2012, with options in favour of the City for up to an additional three (3) anniversary years;

WHEREAS by Resolution numbered 111139 made on November 21, 2011 by the Côte Saint-Luc City Council, the tendered contract (C-40-11) was awarded to Aldest Inc., the lowest conforming bidder;

WHEREAS the City wishes to exercise the option years for November 22, 2012 - November 21, 2013, and for November 22, 2013 - November 21, 2014 at the present time and to defer the decision for the last option year (November 22, 2014 - November 21, 2015);

It was

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

AND RESOLVED:

“THAT Council hereby exercises the option years under tendered contract C-40-11 in respect of certain pool chemicals for the treatment of the water at the Aquatic and Community Centre pools, previously awarded to Aldest Inc., and this for November 22, 2012 - November 21, 2013, and for November 22, 2013 - November 21, 2014 at the present time;

THAT Council hereby reserves its rights, and defers the decision, for the last option year (November 22, 2014 - November 21, 2015) to a later date;

THAT Treasurer’s Certificate TC 12-0132 has been issued attesting to the availability of funds to cover the expenses for the portion of the first option year from November 22, 2012 - December 31, 2012;

THAT as soon as practicable in respect of the 2013 financial year, another Treasurer’s Certificate shall be issued to attest to the availability of funds for the 2013 calendar year.”

CARRIED UNANIMOUSLY

121044

PUBLIC WORKS – ROAD SALT CONTRACT (C-25-12)

WHEREAS the City of Côte Saint-Luc (“City”) made a public call for tender for road salt under tender number C-25-12, and received two (2) bids;

WHEREAS the lowest conforming bidder was Mines Seleine;

It was

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

AND RESOLVED:

“THAT Council hereby awards a contract for the supply of road salt under tender C-25-12 to Mines Seleine at the price of \$66.86/metric ton including delivery, plus applicable taxes, with the prices of Mines Seleine being guaranteed for up to 6,000 metric tons;

THAT Treasurer’s Certificate TC 12-0153 has been issued by the Assistant Treasurer on October 16, 2012 attesting to the availability of funds to cover the expenses for the October-November-December months of the contract term which expires on May 31, 2013 or the last day of winter in 2013, whichever is later;

THAT as soon as practicable in respect of the 2013 financial year, another Treasurer’s Certificate shall be issued to attest to the availability of funds for the 2013 portion of the contract term.”

CARRIED UNANIMOUSLY

121045

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 November 2012 for which members of the municipal council shall establish the stance that it wishes to take;

It was

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

AND RESOLVED:

“THAT Council take the following stance in view of any Agglomeration Council meetings to be held in November 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 November 2012 based on the information to be presented during those meetings.”

CARRIED UNANIMOUSLY

OTHER BUSINESS - COUNCILLOR ALLAN J. LEVINE - WELCOMING OF FRANCIS COLLIE

Councillor Allan J. Levine wished to point out the attendance of Francis Collie, a member of the City's finance department, who is attending his first Council Meeting.

SECOND QUESTION PERIOD

The second question period started at 9:20 p.m. and finished at 9:25 p.m. One (1) person asked to speak and was heard.

- 1) Alex Davis

The resident requested a detailed explanation of the by-law on tonight's Council agenda concerning the amendment to the chapter of the city's zoning by-law concerning tree protection to which Mayor Housefather responded that the City will hold a Public Consultation concerning the by-law but that in the interim, the resident can obtain a copy of the by-law by contacting the City Clerk.

121046

APPROVAL OF THE ADJOURNMENT OF THE MEETING

It was

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

AND RESOLVED:

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

CARRIED UNANIMOUSLY

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

ANTHONY HOUSEFATHER
MAYOR

JONATHAN SHECTER
CITY CLERK