

**MINUTES OF THE SPECIAL MEETING OF THE CITY COUNCIL HELD ON
MONDAY, JUNE 19, 2006, 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 Mitchell Brownstein, B. Comm., B.C.L., L.L.B.
Councillor Michael Cohen
Councillor Steven Erdelyi, B.Sc., B.Ed.
Councillor Sam Goldbloom
Councillor Ruth Kovac
Councillor Glenn J. Nashen

ALSO PRESENT:

Mr. Jonathan Shecter, Director of Legal Services and City Clerk,
acted as Secretary of the meeting

QUESTION PERIOD

The question period started at 8:05 p.m. and finished at 9:05 p.m. Nine (9) people asked to speak and they were heard.

1) Avrum Shtern

The resident complained that certain trees were needlessly cut on Meadowbrook land and strongly encouraged Members of Council to look into strengthening its tree by-law as well as to do a *post case* to which Mayor Housefather responded that the Director of Public Works is looking into proposed amendments to the tree by-law including, but not limited to, restricting certain land owners from cutting down trees on their own private property without the City's authorisation.

2) Joanne Goldwater

The resident inquired as to who hired the contractor to cut the trees down on Meadowbrook land to which Mayor Housefather responded it was the owner and/or administrator of Meadowbrook land. The resident then called upon this Council to maintain the eco-system and opined that the cutting down of trees affected said eco-system to which all Members of Council took note. The resident then called upon the City to see what it can do to compel land owners not to cut down their own trees when they are not ill to which Mayor Housefather responded that the City will be looking into what rights they may have with respect to legislating trees on private property.

3) Dr. Bernard Tonchin

The resident referred to an article that appeared in the Montreal Gazette on page A3 on Sunday, June 18, 2006 entitled "pellet guns lead the realm of child's play". He then called upon the City of Côte Saint-Luc to enact a by-law similar to the one being enacted in Lasalle in which it is illegal to play, loiter or prowl with a BB gun or similar weapons, like pellet guns and slingshots, in public places.¹ Mayor Housefather responded that the City can look into this to which Councillor Nashen

¹ Those caught disobeying the by-law could have the weapon taken from them without a warrant, and could be fined \$100.00 plus costs delineated in the Code of Penal Procedure.

added that it would be prudent to solicit the advise of the Commander and Chief of Station 9, Mr. René Allard, to which Mayor Housefather concurred.

4) Alex Davis

The resident condemned the decision by Meadowbrook owners and/or administrators to cut down trees on Meadowbrook land and beseeched upon Council to ensure that their *good judgment will prevail* and that they shall expend all efforts to continue that Meadowbrook remain *green* to which Mayor Housefather responded that the issue of the cutting down of the trees is not exactly the same as the preservation of Meadowbrook but that the strong majority of Council support the preservation of Meadowbrook in its current form.

5) Al Hyek²

The questioner inquired as to why the trees were cut down in Meadowbrook to which Mayor Housefather responded that at this point the Meadowbrook land owners and/or administrators did not have to give a reason. The questioner then explained that while he heard that the trees in question were cut down because they may have some kind of pollen emitting from them, he felt that this reason was insufficient to which Mayor Housefather responded that City staff can speak to the administrators of Meadowbrook to see why indeed the trees were cut down.

6) Mark Wilson

The resident inquired as to why he could not obtain a permit to cut down the maple tree on his front yard to which Mayor Housefather responded that various members of the City staff have already gotten involved in the investigation of his file and that this resident has already spoken to various Members of Council and that it has been so far determined that since the tree in question is not sick the person entrusted with the application of the tree by-law cannot issue a permit to cut down the tree. He then explained to the resident that Council will discuss the situation further and see if something can be done. He then added that while Council is looking at amending the current tree by-law, by cutting down the tree without a permit this resident will be violating current Côte Saint-Luc by-laws and he could not encourage him to do so.

Councillor Brownstein then explained to the resident that in general, he appreciates residents' rights to have free use of their land and that in principle, trees should not be in the way of proposed renovations but that all issues should be taken into consideration when amending the present tree by-law.

7) David Fletcher

The questioner apprised Mayor Housefather that prior to demergers there was a policy adopted by the Municipal Council of the City of Montreal on sustainable development and he was unaware if the City of Côte Saint-Luc adheres to its principles to which Mayor Housefather responded that Côte Saint-Luc has been one of the leading municipalities on issues relating to sustainable development and may have even surpassed the principles adopted by the City of Montreal and therefore they do not need to look to Montreal for leadership in this area.

The resident then specified that the trees that were cut down on Meadowbrook territory were quite valuable in that they are used by the Baltimore Oriole which is presently a bird whose species is presently in decline.

² President of the green coalition

The resident then explained that while these trees may emit pollen they do not represent a danger to the public and while he personally suffers pollen allergies, they are bearable despite the presence of these types of trees.

Mayor Housefather then explained to the resident that there are various aspects of the tree by-law which need to be reviewed some, in his view, need to be made more rigorous and some, in his view, need to be made more lenient. He then reassured the resident that Council will certainly review all aspects of the tree by-law subsequent to receiving proposals from the Director of Public Works and Urban Planning.

8) John Elias

The resident expressed concern over a rash of break-ins on Smart Avenue and requested as a result that additional illumination be placed behind a dead-end on Lynden to which Mayor Housefather responded that the City is looking into the situation but that he is unaware at this point as to whether lights would be a true deterrent for break-ins. He further explained that residents in this sector can have their own sensed lights, install alarms and be particularly vigilant for one another. He further added that Councillor Erdelyi is organizing a meeting with Commander Allard on behalf of the residents in the Smart Avenue area so that Commander Allard can instruct them on what safety measures can be taken to avoid any further break-ins.

Councillor Brownstein then added that the lights that would be installed may also shine too brightly into private houses and that prior to implementing this solution, this issue needs to be further explored.

Councillor Cohen then opined that the issue in question is a perfect *test case* for a Neighbourhood Watch program.

9) Jack Cabot

The resident expressed that he was stunned when he heard that the property owners of Meadowbrook decided to cut down trees on Meadowbrook land and opined that the majesty of these trees is now gone to which Mayor Housefather responded that Council will be looking into its rights to enforce private property owners not to cut down their trees when they are not ill.

The resident then requested an update from Mayor Housefather as to whether or not he had a chance to speak with the local Member of Parliament regarding the use of pesticides by railways to which Councillor Cohen responded that the Member of Parliament in question is presently out of the Country, in Russia and such an endeavour would be currently impossible.

060635

ADMINISTRATIVE SERVICES – MATERIAL RESOURCES – JANITORIAL SERVICES

WHEREAS the City requires a janitorial company to clean municipal buildings;

WHEREAS the successful bidder for the existing janitorial contract is 9063-4825 Quebec Inc. (Service d'entretien Perform-Net);

WHEREAS the contract allows the City to exercise an option to renew the contract each year said contract is in force;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT the City hereby exercises its option of renewal with the company 9063-4825 QUEBEC INC. (SERVICE D'ENTRETIEN PERFORM-NET) as per the details below:

Janitorial services from July 1st, 2006 to June 30, 2007 - \$ 13,195.64 /month as per their submitted bid in particular, a 2%-increase for each year the renewal option is exercised;

THAT said renewal, for a 12-month-period, shall be at a total price of \$158,347.68, taxes included;

THAT the option years 2007/2008 and 2008/2009 will be decided by Council upon the end of each one-year term;

THAT Treasurer's certificate number TC06-0110 dated June 13, 2006, has been issued by the Acting City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

060636

MATERIAL RESOURCES – QUOTATIONS – LIGHT BULBS & BALLASTS

WHEREAS the City requires the purchase of light bulbs and ballasts for City installations;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR RUTH KOVAC

AND RESOLVED:

"THAT the quotations for the purchase of the bulbs and ballasts from the following providers be approved:

- LUMEN INC.;
- CORLITE INC.;
- NEDCO INC.

THAT the lowest successful bidder for each item be and is hereby approved the whole as per the eight (8) page bid sheet submitted by the Director of Purchasing;

THAT said items shall be purchased if and when required only;

THAT the maximum expense for 2006 shall not exceed \$20,000.00 plus applicable taxes;

THAT any of the Mayor or the Acting City Manager or the Director of Legal Services be and is hereby authorized to sign any and all contracts giving effect to the foregoing;

THAT Treasurer's certificate number TC06-0110 dated June 13, 2006 has been issued by the Acting City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

060637

**CERTIFICATE OF THE DIRECTOR OF LEGAL SERVICES AND CITY CLERK –
REGISTER FOR PERSONS QUALIFIED TO VOTE ON BY-LAW 2247**

The Director of Legal Services and 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 June 14, 2006, concerning by-law 2247 entitled "*By-law authorising a loan of \$60,000 for the purchase of shelving for the Eleanor London Côte Saint-Luc Public Library*":

The number of persons qualified to vote on the by-law is 22,975;

The number of signatures of persons qualified to vote required to make the holding of a referendum poll obligatory is 574;

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

Therefore, by-law 2247 has been deemed approved by the persons qualified to vote.

060638

**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), the urban agglomeration of Montreal is made up namely of the City of Côte Saint-Luc since January 1, 2006;

WHEREAS according to section 58 of *An Act respecting the exercise of certain municipal powers in certain urban agglomerations* (R.S.Q., c. E-20.001) (hereinafter "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 an agglomeration council meeting shall be held on June 22nd, 2006 for which members of the municipal council shall establish the stance that it wishes to take;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT Council take the following stance in view of the Agglomeration Council meeting to be held on June 22nd, 2006 as follows:

- to authorize the Mayor 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 meeting to be held June 22nd, 2006 based on the information to be presented during that meeting.”

CARRIED UNANIMOUSLY

060639

RESOLUTION TO AUTHORIZE THE CITY TO PAY THE MONTREAL METROPOLITAN COMMUNITY THE SUM OF \$388,240.10 REPRESENTING THE 2ND 2006 INSTALMENT DUE JULY 15, 2006

It was

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

AND RESOLVED:

“THAT the City Administration is hereby authorized to pay the Montreal Metropolitan Community on July 15, 2006 the sum of \$388,240.10 representing the second instalment of the 2006 apportionment;

THAT Treasurer’s certificate number TC06-0063 has been issued by the Acting City Treasurer attesting to the availability of funds for the above described expense;

THAT said resolution shall be for immediate action.”

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLORS STEVEN ERDELYI AND SAM GOLDBLOOM DISSENTING

Subsequent to the adoption of the resolution, Councillor Erdelyi explained that he objected to the said resolution because the MMC does very little to represent the demerged Municipalities.

RESUMPTION OF QUESTION PERIOD

Question period resumed at 9:15 p.m. and finished at 9:20 p.m., Two (2) people asked to speak and they were heard.

1) Dr. Bernard Tonchin

The resident inquired as to the status of the appeals launched by the City of Côte Saint-Luc against several Agglomeration Council decisions to which Mayor Housefather responded the Minister of Municipal Affairs and of the Regions has yet to rule but that he hopes she can do so quickly. He then explained that the City of Côte Saint-Luc will continue to protest the overall inefficiency of the Agglomeration Council.

2) Jack Cabot

The resident inquired as to whether the City can look into receiving free loans in light of the financial discrimination by the Agglomeration Council against the demerged Cities to which Mayor Housefather responded that he can look into the suggestion but that at first glance, it does not seem expedient.

AT 9:20 P.M. MAYOR HOUSEFATHER DECLARED THE MEETING CLOSED.

ANTHONY HOUSEFATHER
MAYOR

JONATHAN SHECTER
DIRECTOR OF LEGAL SERVICES
AND CITY CLERK