

Minutes of Town of Hampstead

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON DECEMBER 3, 2007, AT THE COMMUNITY CENTER, 30 LYNCROFT ROAD, AT 8:00 P.M.

THOSE PRESENT WERE: Mayor William Steinberg, Councillors Clifford Borden, Leon Elfassy, Michael Goldwax, Abraham Gonshor and David Sternthal, forming a quorum with Mayor Steinberg presiding

ABSENT: Councillor Bonnie Feigenbaum

ALSO PRESENT: Mr. Richard Sun, Director General and Me Chantal Bergeron, Town Clerk acting as Secretary of the Meeting

FIRST QUESTION PERIOD

Mr. Surkes

- Complained about excessive noise made by private contractors during snow removal operations and that they do not respect 'stop' signs.

Mrs. R. Gordon

- Asked why the Council Meeting Minutes do not include responses to the public questions.

Mr. Martin

- Asked why he was not notified prior to the removal of a tree from the front of his property; why the trunk has not been removed; and why a replacement tree has not yet been planted.

Mrs. R. Gross

- Asked who monitors the security camera at the fire station.

Mr. Charlap

- Complained about the stoppage of street repairs.
- Asked why the Town is just now adopting a by-law concerning budget controls and tracking.

Mrs. Lois Miller

- Asked to know what the total cost was for the work carried out on Finchley Circle.
- Asked what the Town could do to have drivers respect 'stop' signs and who is responsible for issuing tickets to those drivers.

Dr. Phil Gordon

- Asked how many dog licenses have been sold to Hampstead residents and how many to non-Hampstead residents.

Me D. Miller

- Asked for information concerning the "Night on the Town" function, held in October 2007.

Mr. MacLean

- Asked who is responsible for removing the snow left in front of driveways.

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RECESS

At 9:05 p.m., Mayor William Steinberg proposed and it was unanimously resolved to recess the Meeting.

At 9:10 p.m., it was proposed by Mayor Steinberg and unanimously resolved to resume the Meeting,

2007-273

ADOPTION OF THE AGENDA

On motion of Councillor Leon Elfassy, seconded by Councillor David Sternthal, it was UNANIMOUSLY RESOLVED:

- THAT the Agenda of the regular meeting is hereby adopted with the addition of the following item:
 - 3.1 Resolution to withdraw Council's authorization for the use of the legal services of the law firm, Grey & Casgrain

Adopted

2007-274

ADOPTION OF THE MINUTES

On motion of Councillor Leon Elfassy, seconded by Councillor Abraham Gonshor, it was UNANIMOUSLY RESOLVED:

- THAT the Minutes of the Regular Council Meeting of November 5, 2007 be and are hereby approved as submitted.

Adopted

2007-275

RESOLUTION TO WITHDRAW COUNCIL'S AUTHORIZATION FOR THE USE OF THE LEGAL SERVICES OF THE LAW FIRM, GREY & CASGRAIN

On motion of Councillor Leon Elfassy, seconded by Councillor David Sternthal, it was RESOLVED:

- THAT Council withdraws their authorization for the use of the legal services of the law firm, Grey & Casgrain.

Mayor William Steinberg called for a vote.

Voted in favour:

Councillor Elfassy
Councillor Gonshor
Councillor Sternthal

In favour: 3

Voted against:

Councillor Borden
Councillor Goldwax

Against: 2

Adopted on Division

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2007-276

APPOINTMENT OF ACTING MAYORS FOR THE YEAR 2008

On motion of Councillor Abraham Gonshor, seconded by Councillor Leon Elfassy, it was UNANIMOUSLY RESOLVED:

- THAT the following Councillors be and are hereby appointed Acting Mayor effective on the dates indicated, to have and exercise all powers of the Mayor when the latter is absent or otherwise unable to perform his duties, the whole in accordance with Article 56 of *The Cities and Towns Act*:

Councillor Leon Elfassy

January 1, 2008 to March 31, 2008

Councillor Michael Goldwax

April 1, 2008 to June 30, 2008

Councillor Bonnie Feigenbaum

July 1, 2008 to September 30, 2008

Councillor David Sternthal

October 1, 2008 to December 31, 2008

Adopted

2007-277

TOWN OF HAMPSTEAD'S ADOPTION OF "THE ROYAL MONTREAL REGIMENT"

WHEREAS Canada traditionally answers the call to provide combat troops to serve as security and peace-keeping forces in various parts of the world in order to protect liberty and human rights and to promote democracy;

WHEREAS the Town of Hampstead has a long-standing tradition of supporting the men and women of the Canadian Armed Forces who serve domestically and overseas;

WHEREAS "The Royal Montreal Regiment" (RMR) has long been associated with the Town of Hampstead, and has participated in the Town's Remembrance Day ceremonies for many years;

WHEREAS the RMR has a contingent of eight men currently serving on active duty overseas in Afghanistan;

WHEREAS the Town of Hampstead wishes to show its support to the valiant men and women of the Canadian military who risk their lives in order to defend human rights and freedoms and to protect the world from terrorism;

On motion of Councillor Michael Goldwax, seconded by Councillor Leon Elfassy, it was UNANIMOUSLY RESOLVED:

- THAT the Town of Hampstead adopts "The Royal Montreal Regiment" (RMR) as its own;
- THAT the Town of Hampstead wishes to bestow upon the RMR the honour of "Freedom of the City";

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- THAT the Town of Hampstead supports the contingent of RMR soldiers serving in Afghanistan; and
- THAT the Town of Hampstead calls on all Canadian municipalities to actively support our troops and to make known their support.

Adopted

2007-278

ADOPTION – BY-LAW N° 765 – BY-LAW TO DECREE BUDGET CONTROLS AND TRACKING

It was proposed by Councillor David Sternthal, seconded by Councillor Michael Goldwax and unanimously resolved to defer this item to a subsequent meeting.

Deferred

2007-279

ADOPTION – BY-LAW N° 746-2 – TO MODIFY BY-LAW N° 746 TO DECREE THE APPLICABLE FEES FOR LIBRARY MEMBERSHIP

WHEREAS notice of motion of By-law N° 746-2 was given at the Regular Council meeting of November 5, 2007 and that Council members received a copy of the by-law within the required delay and they declare to have read it and waive the reading thereof;

It was proposed by Councillor Michael Goldwax, seconded by Councillor Leon Elfassy, and UNANIMOUSLY RESOLVED:

- TO adopt By-law N° 746-2 entitled: “By-law Further modifying By-law N° 746 to Decree the Applicable Fees for Library Membership”.

Adopted

2007-280

ADOPTION – BY-LAW N° 747-5 – TO MODIFY BY-LAW N° 747 TO DECREE THE FEE SCHEDULE FOR CULTURAL, SPORTS AND LEISURE ACTIVITIES

WHEREAS notice of motion of By-law N° 747-5 was given at the Regular Council meeting of November 5, 2007 and that Council members received a copy of the by-law within the required delay and they declare to have read it and waive the reading thereof;

It was proposed by Councillor Abraham Gonshor, seconded by Councillor Leon Elfassy, and UNANIMOUSLY RESOLVED:

- TO adopt By-law N° 747-5 entitled: “By-law Further modifying By-law N° 747 to Decree the Fee Schedule for Cultural, Sports and Leisure Activities”.

Adopted

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2007-281

NOTICE OF MOTION – BY-LAW N° 469-1 – TO MODIFY BY-LAW N° 469 CONCERNING PARKS AND PUBLIC PLACES

NOTICE OF MOTION was given by Councillor Leon Elfassy that, at a subsequent meeting of Council, By-law N° 469-1, Modifying By-law N° 469 Concerning Parks and Public Places, will be submitted to Council for adoption.

All Council members have received a draft copy of By-law N° 469-1 prior to this Council Meeting and a motion to dispense with the reading of the said By-law was made.

2007-282

NOTICE OF MOTION – BY-LAW N° 747-6 – TO MODIFY BY-LAW N° 747 TO DECREE THE FEE SCHEDULE FOR CULTURAL, SPORTS AND LEISURE ACTIVITIES FOR SPRING/SUMMER 2008

NOTICE OF MOTION was given by Councillor Michael Goldwax that, at a subsequent meeting of Council, By-law N° 747-6, Further Modifying By-law N° 747 to Decree the Fee Schedule for Cultural, Sports and Leisure Activities for Spring/Summer 2008, will be submitted to Council for adoption.

All Council members have received a draft copy of By-law N° 747-6 prior to this Council Meeting and a motion to dispense with the reading of the said By-law was made.

2007-283

NOTICE OF MOTION – BY-LAW N° 730-1 – TO MODIFY BY-LAW N° 730 CONCERNING PERMITS AND CERTIFICATES

NOTICE OF MOTION was given by Councillor Clifford Borden that, at a subsequent meeting of Council, By-law N° 730-1, Modifying By-law N° 730 Permits and Certificates, will be submitted to Council for adoption.

All Council members have received a draft copy of By-law N° 730-1 prior to this Council Meeting and a motion to dispense with the reading of the said By-law was made.

At 9:35 p.m., Councillors Gonshor and Borden temporarily left the Meeting.

At 9:40 p.m., Councillor Gonshor returned to the Meeting.

2007-284

NOTICE OF MOTION – BY-LAW N° 755-1 CONCERNING WATER CONSUMPTION TARIFF

No Councillor present at the meeting gave notice of motion for By-law N° 755-1 Concerning Water consumption Tariff. (*See Resolution N° 2007-289*)

At 9:45 p.m., Councillor Borden returned to the Meeting.

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2007-285

URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 18 HOLLY ROAD

On motion of Councillor Leon Elfassy, seconded by Councillor Michael Goldwax, it was UNANIMOUSLY RESOLVED:

- THAT the site planning and architectural integration programs received on October 26, 2007 showing **plans and elevations for a two storey rear addition to the detached single family dwelling at 18 Holly Road** and prepared by **Geiger & Huot Architects**, for the Planning Advisory Committee meeting of November 12, 2007, is **approved**, according to the provisions of Chapter 12 of the Zoning By-law No 727 and as recommended by the PAC.

Adopted

2007-286

URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 38 GLENMORE ROAD

On motion of Councillor Leon Elfassy, seconded by Councillor Michael Goldwax, it was UNANIMOUSLY RESOLVED:

- THAT the site planning and architectural integration programs received on October 25, 2007 showing **plans and elevations for a two storey rear addition and an addition over the front balcony of the detached single family dwelling at 38 Glenmore Road** and prepared by **Cohen & Rubin Architects**, for the Planning Advisory Committee meeting of November 12, 2007, is **approved**, according to the provisions of Chapter 12 of the Zoning By-law No 727 and as recommended by the PAC.

Adopted

2007-287

URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 92 HAMPSTEAD ROAD

On motion of Councillor Leon Elfassy, seconded by Councillor Michael Goldwax, it was UNANIMOUSLY RESOLVED:

- THAT the site planning and architectural integration programs received on November 12, 2007 showing **plans and elevations for modifications to the permit for a new detached single family dwelling to include the addition of windows on both the right and left sides of the building and to allow the façade to increase in height from 23'-3" to 24'-3"** at **92 Hampstead Road** and prepared by **Geiger & Huot Architects**, for the Planning Advisory Committee meeting of November 12, 2007, is **approved**, according to the provisions of Chapter 12 of the Zoning By-law No 727 and as recommended by the PAC.

Adopted

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2007-288

APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF NOVEMBER 2007

WHEREAS Council reviewed the list of payments for the month of November 2007;

Council discussed the matter and, on motion of Councillor Leon Elfassy, seconded by Councillor Michael Goldwax, it was UNANIMOUSLY RESOLVED:

- THAT the disbursements for the period from November 1 to November 30, 2007, in the amount of \$801,619.58, are hereby approved.

Adopted

2007-289

NOTICE OF MOTION – BY-LAW N° 755-1 CONCERNING WATER CONSUMPTION TARIFF

NOTICE OF MOTION was given by Councillor Clifford Borden that, at a subsequent meeting of Council, By-law N° 755-1 Modifying By-law N° 755 Concerning the Water Consumption Tariff for the Fiscal Year 2007, will be submitted to Council for adoption.

All Council members have received a draft copy of By-law N° 755-1 prior to this Council Meeting and a motion to dispense with the reading of the said By-law was made.

SECOND QUESTION PERIOD

There were no questions.

2007-290

ADJOURNMENT

All the subjects of the Agenda having been discussed, it was proposed by Councillor Clifford Borden and unanimously resolved to declare the meeting closed.

Adopted

MAYOR'S VETO OF RESOLUTION N° 2007-275

According to the provisions of Section 53 (2) of the *Cities and Towns Act*, I, the undersigned William Steinberg, Mayor of the Town of Hampstead, refuse to approve Resolution N° 2007-275 concerning the withdrawal of Council's authorization for the use of the legal services of the law firm, Grey & Casgrain.

Dated at Hampstead, this 5th day of December, 2007

(s) William Steinberg _____
Dr. William Steinberg, Mayor

Dr. William Steinberg, Mayor

Me Chantal Bergeron, Town Clerk