

Procès-verbaux de la Ville de Hampstead

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON FEBRUARY 7TH, 2011, AT THE COMMUNITY CENTER, 30 LYNCREFT ROAD, AT 8:00 P.M.

THOSE PRESENT WERE: Mayor William Steinberg, Councillors Abraham Gonshor, Jack Edery, Leon Elfassy, Michael Goldwax, Bonnie Feigenbaum and Harvey Shaffer, forming a quorum with Mayor Steinberg presiding.

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

FIRST QUESTION PERIOD

The Mayor invited those persons in attendance to ask their questions.

2011-670

ADOPTION OF THE AGENDA

On motion of Councillor Harvey Shaffer, seconded by Councillor Bonnie Feigenbaum, it was UNANIMOUSLY RESOLVED:

- THAT the agenda of the regular meeting is hereby adopted as submitted.

Adopted

2011-671

ADOPTION OF THE MINUTES

On motion of Councillor Bonnie Feigenbaum, seconded by Councillor Harvey Shaffer, it was UNANIMOUSLY RESOLVED:

- THAT the Minutes of the Regular Council Meeting of January 17th, 2011 and of the Special Council Meeting of January 24th, 2011 be and are hereby approved as submitted.

Adopted

2011-672

ADOPTION OF BY-LAW N° 740-5 – FURTHER AMENDING BY-LAW N° 740 REGARDING THE INTERNAL GOVERNMENT OF THE COUNCIL MEETINGS OF THE TOWN OF HAMPSTEAD

CONSIDERING THAT notice of motion of By-law N° 740-5 was given at the Regular Council meeting of January 17, 2011;

It was proposed by Councillor Leon Elfassy, seconded by Councillor Jack Edery and UNANIMOUSLY RESOLVED:

- TO approve By-law n° 740-5 entitled: “By-law further amending By Law 740 regarding the internal Government of the Council meetings of the Town of Hampstead”.

Adopted

2011-673

ADOPTION OF BY-LAW N° 782 REGARDING THE ADOPTION OF A CODE OF ETHICS AND CONDUCT FOR MEMBERS OF COUNCIL OF THE TOWN OF HAMPSTEAD

CONSIDERING THAT notice of motion of By-law N° 782 was given at the Regular Council meeting of January 17, 2011;

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It was proposed by Mayor William Steinberg, seconded by Councillor Harvey Shaffer and UNANIMOUSLY RESOLVED:

- TO approve By-law n° 782 entitled: “By-law regarding the adoption of a code of ethics and conduct for members of Council of the Town of Hampstead”.

Adopted

2011-674

CANCELLATION OF RESOLUTION 2010-463 – RE: ATTENDANCE AT CAUCUS MEETINGS

On motion of Councillor Abe Gonshor, seconded by Councillor Harvey Shaffer, it was UNANIMOUSLY RESOLVED:

- THAT the Council annuls resolution N° 2010-463 adopted at its Regular Meeting of July 5th, 2010 concerning attendance at caucus meetings.

Adopted

2011-675

APPROVAL OF THE PAYMENT CONCERNING AN INSURANCE CLAIM REGARDING 7-9 HARROW ROAD, HAMPSTEAD

On motion of Councillor Harvey Shaffer, seconded by Councillor Bonnie Feigenbaum, it was UNANIMOUSLY RESOLVED:

- THAT the Town Council approves the complete and final payment of \$ 30,000 to *Intact Compagnie d'assurance* upon settlement of the file regarding the 7-9 Harrow Road, Hampstead insurance claim, C.Q.M. no. 500-22-174198-04, owner Mustapha Loumany;
- THAT the Mayor or the Director General is authorized to sign a release and transaction between *Intact Compagnie d'assurance* and the Town of Hampstead regarding the file C.Q.M. no. 500-22-174198-04;

The Treasurer's certificate N° 11-09, dated February 2, 2011 has been issued, attesting to the availability of funds to cover the described expenses.

Adopted

2011-676

SIGNING OF LEASE CONTRACT FOR THE CAFÉ AT THE COMMUNITY CENTER – HAMPSTEAD PARK

WHEREAS a leasing contract of a further two year period, upon the expiration of the current lease, will be signed between the Town of Hampstead and Distributrices Deli-Snack inc. for the premises at the Community Center which will be used as a café;

It was proposed by Councillor Bonnie Feigenbaum, seconded by Councillor Leon Elfassy and UNANIMOUSLY RESOLVED:

THAT the Director General is authorized to sign a leasing contract between The Town of Hampstead and Distributrices Deli-snack Inc.

Adopted

2011-677

NOTICE OF MOTION – BY-LAW NO. 759-2 AMENDING BY-LAW NO. 759 CONCERNING THE DEMOLITION OF BUILDINGS

NOTICE OF MOTION was given by Councillor Leon Elfassy that, at a subsequent meeting of Council, By-law N° 759-2 amending By-law no. 759 concerning the demolition of buildings will be submitted to Council for adoption.

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All Council members have received a draft copy of By-law N° 759-2 and a motion to dispense with the reading of the said By-law was made.

2011-678

NOTICE OF MOTION – BY-LAW N° 783 – AUTHORIZING A LOAN FOR THE COST OF SIDEWALK REPAIR

NOTICE OF MOTION was given by Councillor Bonnie Feigenbaum that, at a subsequent meeting of Council, By-law N° 783, authorizing a sufficient loan for the cost of sidewalk repair in various locations in the Town of Hampstead, will be submitted to Council for adoption.

All Council members have received a draft copy of Loan By-law N° 783 prior to this Council Meeting and a motion to dispense with the reading of the said by-law was made.

2011-679

NOTICE OF MOTION – BY-LAW N° 784 – LOAN FOR THE PURCHASE OF WATER METERS

NOTICE OF MOTION was given by Councillor Bonnie Feigenbaum that, at a subsequent meeting of Council, By-law N° 784, authorizing a sufficient loan for the purchase and installation across the Town of radio frequency water meters, will be submitted to Council for adoption.

All Council members have received a draft copy of Loan By-law N° 784 prior to this Council Meeting and a motion to dispense with the reading of the said by-law was made.

2011-680

NOTICE OF MOTION – BY-LAW N° 705-5 – AMENDING BY-LAW NO.705-4 CONCERNING THE COLLECTION, REMOVAL AND DISPOSAL OF REFUSE

NOTICE OF MOTION was given by Councillor Bonnie Feigenbaum that, at a subsequent meeting of Council, By-law N° 705-5, amending By-law no.705-4 concerning the collection, removal and disposal of refuse, will be submitted to Council for adoption.

All Council members have received a draft copy of By-law N° 705-5 prior to this Council Meeting and a motion to dispense with the reading of the said by-law was made.

2011-681

DEPOSIT OF THE MINUTES OF THE PAC MEETING HELD ON JANUARY 26TH 2011

Each member of the Council having received a copy, the Town Clerk deposits the minutes of the Planning Advisory Committee meeting held on January 26, 2011.

2011-682

REQUEST TO AUTHORIZE A MODIFICATION OF THE FRONT FAÇADE TO A DETACHED SINGLE FAMILY DWELLING AT 78 DOWNSHIRE ROAD, LOT NO.: 2 090 404 ZONE RA-2

On motion of Councillor Leon Elfassy, seconded by Councillor Bonnie Feigenbaum, it was UNANIMOUSLY RESOLVED:

- THAT the site planning and architectural integration program showing **plans and elevations of a** modification of the front façade to a detached

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single family dwelling at 78 Downshire Road, submitted to the Planning Advisory Committee meeting of January 26th, 2011 is *approved*, the whole in conformity with the provisions of the Zoning By-law number 727 and of the Site Planning and Architectural Integration Program By-law number 775 and as recommended by the PAC.

Adopted

2011-683

REQUEST TO AUTHORIZE A MODIFICATION OF THE FRONT FAÇADE TO A DETACHED SINGLE FAMILY DWELLING AT 155 WEXFORD CRESCENT, LOT NO.: 2 089 350 ZONE RA-2 (SPAIP BY-LAW NUMBER 775)

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

- THAT the site planning and architectural integration program showing **plans and elevations of a modification of the front façade to a detached single family dwelling at 155 Wexford Crescent**, submitted to the Planning Advisory Committee meeting of January 26th, 2011 is *conditionally approved*, the whole in conformity with the provisions of the Zoning By-law number 727 and partially meets the prescribed standards of the Site Planning and Architectural Integration Program By-law number 775 and as recommended by the PAC considering the following elements:
 - To ensure the architectural rendering and the architectural plans match;
 - To remove the wrought iron paisley pattern above the circles pattern on the proposed ornamental window paling

Adopted

2011-684

REQUEST TO AUTHORIZE A NEW SOLARIUM IN THE REAR FACADE OF A DETACHED SINGLE FAMILY DWELLING AT 186 ETON CRESCENT, LOT NO.: 2 089 481 ZONE RA-2 (SPAIP BY-LAW NUMBER 775)

On motion of Councillor Leon Elfassy, seconded by Councillor Jack Edery, it was UNANIMOUSLY RESOLVED:

- THAT the site planning and architectural integration program showing **plans and elevations to authorize a new solarium in the rear facade of a detached single family dwelling at 186 Eton Crescent**, submitted to the Planning Advisory Committee meeting of January 26th, 2011 is *approved*, the whole in conformity with the provisions of the Zoning By-law number 727 and of the Site Planning and Architectural Integration Program By-law number 775 and as recommended by the PAC.

Adopted

2011-685

REQUEST TO AUTHORIZE A SECOND STOREY ADDITION AND A REAR EXTENSION TO A DETACHED SINGLE FAMILY DWELLING AT 120 FINCHLEY ROAD, LOT NO.: 2 088 955 ZONE RA-2 (SPAIP BY-LAW NUMBER 775)

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

- THAT the site planning and architectural integration program showing **plans and elevations to authorize a second storey addition and a rear extension to a detached single family dwelling at 120 Finchley Road**, submitted to the Planning Advisory Committee meeting of January 26th, 2011 is *conditionally approved*, the whole in conformity with the provisions of the Zoning By-law number 727 and partially meets the prescribed standards of

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the Site Planning and Architectural Integration Program By-law number 775 and as recommended by the PAC considering the following element:

- To reduce the percentage of window area on the rear elevation

Adopted

2011-686

APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF JANUARY 2011

WHEREAS Council reviewed the list of payments for the month of January 2011;

On motion of Councillor Jack Edery, seconded by Councillor Harvey Shaffer, it was UNANIMOUSLY RESOLVED:

THAT the disbursements for the period from January 1st, 2011 to January 31, 2011, in the total amount of \$1,283,969.35 are hereby approved (\$843,355.70 for cheques and \$440,613.65 for on line payments).

Adopted

2011-687

PAYMENT OF FIRST INSTALMENT OF HAMPSTEAD'S SHARE TO THE COMMUNAUTÉ MÉTROPOLITAINE DE MONTRÉAL FOR 2011

On motion of Councillor Jack Edery, seconded by Councillor Leon Elfassy, it was RESOLVED:

- THAT the Town of Hampstead pays the first instalment, in the amount of \$104,481.68 for their share for 2011, to the 'Communauté métropolitaine de Montréal'.

Mayor Steinberg called for a vote.

Voted in favour:

Councillor Abe Gonshor
Councillor Jack Edery
Councillor Leon Elfassy
Councillor Harvey Shaffer

In favour: 4

Voted against:

Councillor Bonnie Feigenbaum
Councillor Michael Goldwax

Against: 2

Adopted on Division

2011-688

GRANTING OF CONTRACT – SERVICE OF ELECTRICIANS

WHEREAS there has been a call for tenders, by way of written invitation, for the service of electricians;

WHEREAS, after analyzing the tenders opened on January 26th 2011, the lowest bidder conforming to the requirements of the tender invitation is Les Entreprises d'électricité Kuizz;

On motion of Councillor Bonnie Feigenbaum, seconded by Councillor Harvey Shaffer, it was UNANIMOUSLY RESOLVED:

- THAT, the following quotation for the following contract be and is hereby approved, the whole as more amply delineated hereunder:

LES ENTREPRISES D'ÉLECTRICITÉ KUIZZ

Contract from March 1, 2011 to February 29, 2012

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Service of electrician regular hours:	\$ 80.00 / hour
Service of electrician over time: (week evenings)	\$ 98.00 / hour
Service of electrician overtime: (week nights and weekends:	\$120.00 / hour
Service of electrician helper	\$ 55.00 / hour
Traveling charge	\$ 70.00
Traveling charge (price per kilometer)	\$ 00.00
Minimum charge per call	\$350.00
G.S.T. 5 %	Extra
Q.S.T. 8,5 %	Extra

THAT, based on last year consumption, the approximate expense will be \$ 98,710.32 taxes included.

Treasurer's certificate N° 11-007, dated January 26, 2011, has been issued by the Town's Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

2011-689

EXTENSION OF CONTRACT – JANITORIAL SERVICES FOR THE PUBLIC WORKS BUILDING

WHEREAS there has been a call for tenders by way of written invitation for a one year janitorial contract at the Public Works building, including a clause for three optional one-year renewals;

WHEREAS Resolution number 2010-364, adopted by the Council on March 2, 2010, authorized granting the contract to the lowest bidder conforming to the requirements, 9063-4825 Quebec Inc / Service d'entretien Perform-Net, for the period from April 1st 2010 to March 31st 2011;

WHEREAS the Division Chief of Purchasing recommends exercising the first one-year renewal option;

On motion of Councillor Harvey Shaffer, seconded by Councillor Jack Edery, it was UNANIMOUSLY RESOLVED:

- THAT the contract with 9063-4825 Quebec Inc / Service d'entretien Perform-Net, for the janitorial contract at the Public Works building, be renewed, at the cost outlined below:

9063-4825 Quebec Inc / Service d'entretien Perform-Net

Janitorial services for Public Works building From April 1, 2011 to March 31, 2012 (as per specifications)	\$ 1,200.00 / month
Sub total for one year	\$ 14,400.00
G.S.T. 5%	720.00
Q.S.T. 7.5%	<u>1,285.20</u>
Grand total, taxes included	\$ 16,405.20

The Treasurer's Certificate N° 11-006, dated January 24, 2011, has been issued by the Town's Treasurer attesting to the availability of funds to cover the described expenses.

Adopted

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2011-690

**APPROVAL OF LIST OF AUXILIARY EMPLOYEES FOR
COMMUNITY SERVICES DEPARTMENT**

CONSIDERING THAT Council members reviewed the report of the Director of the Community Services dated January 2011, with regard to hiring auxiliary employees;

It was proposed by Councillor Bonnie Feigenbaum, seconded by Councillor Harvey Shaffer, and UNANIMOUSLY RESOLVED:

- THAT the Town Council approves the hiring of auxiliary employees with the hourly rates for the Community Services Department, such as enumerated in the list of February 2011, prepared by the Director of Community Services.

Adopted

2011-691

**CREATION OF A NEW JOB AND POSITION OF “SUPERVISING
MANAGER – SPECIAL PROJECTS” AND APPROVAL OF HIRING
CONTRACT OF MR. ADAM PANTELIMON TO FILL THE
TEMPORARY MANAGEMENT POSITION**

CONSIDERING THAT the Town of Hampstead requires the creation of a temporary management job to carry out different tasks pertaining to upcoming special projects;

CONSIDERING THAT the said tasks would be mainly assigned to one individual and, as such, require the creation of a position of “Supervising Manager” and the hiring of an incumbent;

CONSIDERING THAT the Director General and Director of Human Resources are recommending the hiring of Mr. **ADAM PANTELIMON** to fill the said temporary management position;

CONSIDERING THAT the Director General has signed a fixed term contract with Mr. **ADAM PANTELIMON**;

It was proposed by Councillor Leon Elfassy, seconded by Councillor Harvey Shaffer and UNANIMOUSLY RESOLVED:

- TO CREATE a new job and position of “**Supervising Manager – Special Projects**”, salary level V, reporting to the Director General’s Office be, and is hereby, created;
- TO APPROVE the temporary hiring of Mr. **ADAM PANTELIMON**, as “**Supervising Manager – Special Projects**” for a period not to exceed eighteen (18) months from the starting date scheduled to be not later than February 28, 2011, and in accordance with the conditions described in the contract signed on January 24, 2011 between Mr. Pantelimon and the Town, as represented by the Director General and contained in the confidential “Personnel” file in the Director General’s Office; and

The Treasurer’s certificate no 11-008, dated January 31, 2011 has been issued by the Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

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2011-692

**DISMISSAL AND TERMINATION OF EMPLOYMENT OF
AUXILIARY EMPLOYEE N° 1062 IN THE COMMUNITY SERVICES
AND RECREATION DEPARTMENT**

WHEREAS the Town of Hampstead recalled employee # 1062, in writing, on December 13, 2010;

WHEREAS employee #1062 has not answered the recall nor showed up for work within the prescribed time limits;

WHEREAS the collective agreement provide such an obligation after a recall;

WHEREAS employee #1062 has not provided the Town with any reasonable excuse or explanation, nor has he provided any notification;

WHEREAS the Director General has informed employee #1062 of the consequences of such failures;

It was proposed by Councillor Michael Goldwax, seconded by Councillor Harvey Shaffer and UNANIMOUSLY RESOLVED:

- THAT the Town Council dismisses and terminates the employment of auxiliary employee number 1062, retroactive to December 23, 2010, day he was formally notified in writing by the Director General.

Adopted

SECOND QUESTION PERIOD

The Mayor invited those persons in attendance to ask their questions.

2011-693

ADJOURNMENT

All the subjects of the Agenda having been discussed, it was proposed by Councillor Michael Goldwax, seconded by Councillor Jack Edery and unanimously resolved to declare the meeting closed.

Adopted

(s) William Steinberg
Dr. William Steinberg, Mayor

(s) Nathalie Lauzière
M^c Nathalie Lauzière, Town Clerk