

Minutes of Town of Hampstead

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON MARCH 3, 2008, AT THE COMMUNITY CENTER, 30 LYNCROFT ROAD, AT 8:00 P.M.

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

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

ABSENT: Councillor Abraham Gonshor

FIRST QUESTION PERIOD

Mrs. J. Komeroff

- Asked about local environment issues.

Mr. L. Gold

- Asked about Library memberships and increasing fees.
- Asked about snow removal operations.

Mrs. R. Genziuk

- Asked for a breakdown of costs for the Finchley circle improvements.
- Asked about the federal excise tax.

2008-046

ADOPTION OF THE AGENDA

On motion of Councillor Bonnie Feigenbaum, seconded by Councillor Clifford Borden, it was UNANIMOUSLY RESOLVED:

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

Adopted

2008-047

ADOPTION OF THE MINUTES

On motion of Councillor Clifford Borden, seconded by Councillor Leon Elfassy, it was UNANIMOUSLY RESOLVED:

- THAT the Minutes of the Regular Council Meeting of February 18, 2008 be and are hereby approved as submitted.

Adopted

2008-048

ADOPTION – BY-LAW N° 710-1 – MODIFYING BY-LAW N° 710 GOVERNING FILMING PERMITS

CONSIDERING THAT notice of motion of By-law N° 710-1 was given at the Regular Council meeting of February 18, 2008 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;

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It was proposed by Councillor Michael Goldwax, seconded by Councillor Clifford Borden, and UNANIMOUSLY RESOLVED:

- TO approve By-law N^o 710-1 entitled: "By-law Modifying By-law N^o 710 to Govern Filming Permits".

Adopted

2008-049

ADOPTION – BY-LAW N^o 705-1 – MODIFYING BY-LAW N^o 705 CONCERNING THE COLLECTION, REMOVAL AND DISPOSAL OF REFUSE

CONSIDERING THAT notice of motion of By-law N^o 705-1 was given at the Regular Council meeting of February 18, 2008 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 approve By-law N^o 705-1 entitled: "By-law Modifying By-law N^o 705 Concerning the Collection, Removal and Disposal of Refuse".

Adopted

2008-050

AUTHORIZATION TO SIGN THE NEW GENERAL INSURANCE AGREEMENT OF THE GROUP OF MUNICIPALITIES ON THE ISLAND OF MONTREAL AND TO MANDATE THE UMQ AS SPOKESPERSON FOR THE GROUP

WHEREAS the Town of Hampstead, together with the members of the Island of Montreal group of municipalities, entered into an agreement in 2005 concerning the common purchasing of general insurance and that this agreement shall terminate on December 31, 2008;

WHEREAS there are advantages for the Town of Hampstead to participate in such a group, with other municipalities, for the purchase of a new general insurance portfolio;

WHEREAS the *Union des municipalités du Québec (UMQ)* recommends the establishment of a group for the purpose of purchasing general insurance, with or without collective deductibles;

WHEREAS it is appropriate to enter into a new agreement with the member municipalities of this group for a five year period, from January 1, 2009 to January 1, 2014;

WHEREAS, it is appropriate to appoint the *Union des municipalités du Québec (UMQ)* to act as authorized agent;

It was proposed by Councillor Bonnie Feigenbaum, seconded by Councillor Clifford Borden, and UNANIMOUSLY RESOLVED:

- TO MANDATE the *Union des municipalités du Québec* to act as authorized agent in the matter of the purchase of a new general insurance

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portfolio for the group of participating municipalities in conformity with the five (5) year agreement;

- TO PAY an annual amount equal to 1% of the total premium of the group, subject to a minimum of \$4,000 for the group, to which applicable taxes shall be added. Of this amount, the municipality will be billed an amount pro-rated on the basis of the total premium of the group. This amount will be established when the group's total premium is known;
- TO AUTHORIZE the *Union des municipalités du Québec*, should a collective deductible be put into effect, to keep the share of the Town of Hampstead of the revenue generated from investments made to guarantee the payment of the collective deductible; such fee being payable for the supervision of the insurer's operations and the management of the deductible funds; and
- TO AUTHORIZE the Mayor and the Town Clerk or, in her absence, the Director General, to sign on behalf of the Town the inter-municipal agreement relating to the group for general insurance purposes.

Adopted

2008-051

MANDATE TO *OPTIMUM ACTUAIRES & CONSEILLERS INC.* TO ACT AS CONSULTANT CONCERNING THE GROUP PURCHASE OF GENERAL INSURANCE

WHEREAS the Town of Hampstead, together with the members of the Island of Montreal group of municipalities, entered into an agreement in 2005 concerning the common purchasing of general insurance and that this agreement shall terminate on December 31, 2008;

WHEREAS the Town of Hampstead will enter into a new agreement with the member municipalities of this group for a five year period, from January 1, 2009 to January 1, 2014;

WHEREAS an offer for services was made by the firm *Optimum Actuares & Conseillers inc.* to act as consultant on behalf of this group;

WHEREAS the said services are valid for the period from January 1, 2009 to January 1, 2014 and that, according to article 10 of the group agreement of the municipalities of the Island of Montreal, the services of the firm *Optimum Actuares & Conseillers inc.* are renewable on an annual base;

WHEREAS it is advisable to mandate *Optimum Actuares & Conseillers inc.* to carry out the work required for the preparation of a call for tenders for the purchase of a new portfolio covering general insurance within the above mentioned municipal group in this regard;

It was proposed by Councillor Michael Goldwax, seconded by Councillor Bonnie Feigenbaum, and UNANIMOUSLY RESOLVED:

- TO GRANT, for a one year period, a service contract to *Optimum Actuares & Conseillers inc.* to carry out the work related to the preparation of a call for tenders for the purchase of a new general insurance portfolio as part of a municipal group as is set out in more detail in the offer for services dated December 27, 2007.

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- THAT this contract shall be renewable annually according to the conditions and the following rates:

\$ 3,450.00, to which shall be added the applicable taxes once the tender call has been completed.

\$ 1,725.00, to which shall be added the applicable taxes once a mutual agreement has been finalized.

Adopted

2008-052

URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 29 BELSIZE 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 February 5, 2008 showing **plans and elevations for a two storey rear addition and a second storey addition over the front living room of the detached single family dwelling at 29 Belsize Road** and prepared by **Geiger & Huot Architects**, for the Planning Advisory Committee meeting of February 11, 2008, is **approved**, according to the provisions of Chapter 12 of the Zoning By-law No 727 and as recommended by the PAC.

Adopted

2008-053

URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 103 STRATFORD ROAD

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

- THAT the site planning and architectural integration programs received on February 5, 2008 showing **plans and elevations to demolish the existing home and erect a new detached single family dwelling in its place at 103 Stratford Road** and prepared by **Rubin & Goldenberg Architects**, for the Planning Advisory Committee meeting of February 11, 2008, is **approved**, according to the provisions of Chapter 12 of the Zoning By-law No 727 and as recommended by the PAC.

Adopted

2008-054

URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 107 STRATFORD ROAD

On motion of Councillor Clifford Borden, seconded by Councillor Leon Elfassy, it was UNANIMOUSLY RESOLVED:

- THAT the site planning and architectural integration programs received on February 5, 2008 showing **plans and elevations to demolish the existing home and erect a new detached single family dwelling in its**

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place at **107 Stratford Road** and prepared by **Karl Fisher Architects**, for the Planning Advisory Committee meeting of February 11, 2008, is **not approved**, according to the provisions of Chapter 12 of the Zoning By-law No 727 and as recommended by the PAC.

Adopted

2008-055

REQUEST FOR MINOR EXEMPTION - PROPERTY LOCATED AT 29 BELSIZE ROAD

WHEREAS the members of Council have reviewed the request for minor exemption of the property located at 29 Belsize Road, Lot 2089624 to permit the rear building setback to be 5.1 meters (15.75 feet) from the lot line instead of the minimum allowable setback of 7.95 meters (26.06 feet), in accordance with the provisions of article 6.4 of Zoning By-law No 727

WHEREAS the Planning Advisory Committee, at its meeting held on February 11, 2008, recommended to approve the aforementioned request for minor exemption;

On motion of Councillor Leon Elfassy, seconded by Councillor Clifford Borden, it was UNANIMOUSLY RESOLVED:

- THAT the aforementioned requests for minor exemptions for the property located at 29 Belsize Road, Lot 2089624, is **approved**.

Adopted

2008-056

REQUEST FOR MINOR EXEMPTION - PROPERTY LOCATED AT 29 BELSIZE ROAD

WHEREAS the members of Council have reviewed the request for minor exemption of the property located at 29 Belsize Road, Lot 2089624 to permit the right lateral setback to be 2.16 meters (7.1 feet) from the lot line instead of the minimum allowable setback of 2.53 meters (8.3 feet), in accordance with the provisions of article 6.3 of zoning by-law no 727.

WHEREAS the Planning Advisory Committee, at its meeting held on February 11, 2008, recommended to approve the aforementioned request for minor exemption;

On motion of Councillor Clifford Borden, seconded by Councillor Leon Elfassy, it was UNANIMOUSLY RESOLVED:

- THAT the aforementioned request for minor exemption for the property located at 29 Belsize Road, Lot 2089624, is **approved**.

Adopted

2008-057

APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF FEBRUARY 2008

WHEREAS Council reviewed the list of payments for the month of February 2008;

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

- THAT the disbursements for the period from February 1 to February 29, 2008, in the amount of \$760,780.20, are hereby approved.

Adopted

2008-058

ADOPTION OF A POLICY ON THE CAPITALIZATION AND DEPRECIATION OF THE CAPITAL ASSETS OF THE TOWN OF HAMPSTEAD

WHEREAS the Members of Council deem it expedient to install a policy, which is necessary to ensure sound administration, defining the practices relating to the capitalization and depreciation of the capital assets of the Town;

WHEREAS Council has received, prior to this meeting, a copy of the proposed "Policy on the Capitalization and Depreciation of Capital Assets";

WHEREAS no provision in this policy will have precedence over the specific provisions of the *Cities and Towns Act*;

It was proposed by Councillor Clifford Borden, seconded by Councillor Leon Elfassy, and UNANIMOUSLY RESOLVED:

- THAT the "Policy on the Capitalization and Depreciation of Capital Assets", dated March 4, 2008, be and is hereby approved to take effect immediately.

Adopted

2008-059

PAYMENT OF FIRST INSTALMENT OF HAMPSTEAD'S SHARE OF COMMUNAUTÉ MÉTROPOLITAINE DE MONTRÉAL 2008 ANNUAL EXPENSES

On motion of Councillor Clifford Borden, seconded by Councillor Leon Elfassy, it was RESOLVED:

- THAT the Town of Hampstead pays the first instalment, in the amount of \$136,268.22, for their share of expenses for the 2008 operations of the 'Communauté métropolitaine de Montréal'; and
- THAT Treasurer's certificate N° 08-011 dated March 3, 2008 has been issued by the Town's Treasurer, attesting to the availability of funds to cover the described expenses.

Mayor William Steinberg called for a vote.

Voted in favour:

Councillor Borden
Councillor Elfassy
Councillor Goldwax
Councillor Sternthal

In favour: 4

Voted against:

Councillor Feigenbaum

Against: 1

Adopted on Division

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2008-060

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 March 2008, with regard to hiring auxiliary employees;

It was proposed by Councillor Bonnie Feigenbaum, seconded by Councillor Michael Goldwax, 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 March 2008, prepared by the Director of Community Services.

Adopted

2008-061

HIRING OF MR. ANDREW BADDELEY AS "PUBLIC SECURITY OFFICER"

It was proposed by Councillor Bonnie Feigenbaum, seconded by Councillor Michael Goldwax, and UNANIMOUSLY RESOLVED:

- TO hire Mr. Andrew Baddeley as "Public Security Officer" no later than March 10, 2008, subject to the usual conditions and in accordance with the provisions of the collective agreement between CUPE Local 429 and the Town of Hampstead.; and
- THAT Treasurer's Certificate N° 08-010, dated March 3, 2008, has been issued by the Town's Treasurer attesting to the availability of funds to cover the described expenses.

Adopted

2008-062

APPROVAL OF RENEWAL OF GROUP INSURANCE CONTRACT FOR THE YEAR 2008 - 2009

WHEREAS the Town of Hampstead is part of the regrouped municipalities of : Baie d'Urfé, Beaconsfield, Côte Saint-Luc, Dollard-des-Ormeaux, Dorval, Hampstead, Kirkland, Montréal-Est, Montréal-Ouest, Mont-Royal, Pointe-Claire, Senneville, Ste-Anne-de-Bellevue and Westmount for group insurance; WHEREAS "Groupe Financier AGA inc." has filed, on February 26, 2008, a report on the renewal of the financial conditions pertaining to the group insurance contract for the Town of Hampstead;

WHEREAS "Groupe Financier AGA inc." confirms in the said report that the financial conditions proposed by the insurer (SSQ Groupe Financier) for the period of April 1st 2008 to March 31, 2009, are justified;

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

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

WHEREAS "Groupe Financier AGA inc." recommends acceptance of the terms of renewal proposed by the insurer (SSQ Groupe Financier), for the period of April 1st, 2008 to March 31st, 2009;

It was proposed by Councillor Clifford Borden, seconded by Councillor Leon Elfassy, and UNANIMOUSLY RESOLVED:

- THAT the conditions for renewal of the group insurance contract proposed by the insurer (SSQ Groupe Financier), for the period of April 1st, 2008 to March 31st, 2009, for an amount not exceeding 161 499,81 \$ including taxes, are approved by the Town Council;
- THAT the Director of Human Resources is authorized to sign, on behalf of the Town of Hampstead, any and all documents required for the above purposes; and
- THAT Treasurer's certificate n^o 08-012, dated March 3, 2008 has been issued by the Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

SECOND QUESTION PERIOD

Mrs. R. Genziuk

- Asked about the cost for the construction of the new storage shed.

Mr. Novak

- Asked about the procedure to be followed by the applicant in cases where site planning projects are not approved.

2008-063

ADJOURNMENT

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

Adopted

Dr. William Steinberg, Mayor

Me Chantal Bergeron, Town Clerk