

Minutes of Town of Hampstead

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON NOVEMBER 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

ABSENT: Councillor Abraham Gonshor

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

FIRST QUESTION PERIOD

Mr. Miller

- Asked if the Town of Hampstead is going to have a deficit or a surplus for the year 2008.
- Asked if it is justified that all the members of the council participate to the FCM Conference in 2009 at Whistler in British Colombia.

Mrs. Robinson

- Deposit of a letter (petition) of objection dated November 2, 2008 regarding the application for the partial demolition of the residence situated at 185 Harland.
- Requested that the item 6.5 should be removed from the Agenda.

Mrs. Genziuk

- Asked if the Town is running out of money.
- Asked why some expenses for projects like H-Café or Public Works yard never went to the Town Council Meeting for the approval.

Mr. Stern

- Asked when the municipality is planning to replace the ancient lamp posts, as well those which are burned.

2008-240

ADOPTION OF THE AGENDA

On motion of Councillor Goldwax, seconded by Councillor Feigenbaum, it was UNANIMOUSLY RESOLVED:

- THAT the agenda of the regular meeting is hereby adopted with the addition of the following items:
 - 4.3 Inscription to Hydro Quebec's Energy Wise Home Diagnostic Program.
 - 9.3 Approval of the Collective Agreement of the «Syndicat des cols bleus regroupés de Montréal, CUPE local 301».

Adopted

2008-241

ADOPTION OF THE MINUTES

On motion of Councillor Goldwax, seconded by Councillor Feigenbaum, it was UNANIMOUSLY RESOLVED:

- THAT the Minutes of the Regular Council Meeting of October 6, 2008 and of the Special Council Meeting of October 20, 2008 be and are hereby approved as submitted.

Adopted

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2008-242

PUBLICATION OF THE MAYOR'S REPORT ON THE FINANCIAL POSITION OF THE MUNICIPALITY

WHEREAS the Mayor has presented, to this Meeting, his report on the financial position of the Town of Hampstead;

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

- THAT the Mayor's report on the financial position of the municipality for the year 2008 be distributed free of charge to every civic address in the Town of Hampstead

Adopted

2008-243

INSCRIPTION TO HYDRO QUÉBEC'S ENERGY WISE HOME DIAGNOSTIC PROGRAM

WHEREAS Hydro Québec makes efforts to persuade customers to save energy;

WHEREAS to better achieve its goals, Hydro Québec is counting on "Energy Wise Diagnostic Program" that analyses consumers' energy consumption and on a personalized recommendations report aiming to optimize this consumption;

WHEREAS Hydro Québec deploys this new regional and community-oriented approach asking community to contribute to this project in order to make it work;

WHEREAS participating municipalities are invited to encourage their eligible residents to fill out the Home Diagnostic questionnaire so that for every personalized recommendations report issued to a consumer, there will be an amount given to the Town of Hampstead for the realization of the project;

WHEREAS this amount will be 30\$ for print recommendations report and 35\$ for online recommendations report;

On motion of Councillor Goldwax, seconded by Councillor Sternthal, it was UNANIMOUSLY RESOLVED:

- THAT the Town of Hampstead accepts to collaborate with Hydro Québec in the program "Contribute to a community Energy Wise Home Diagnostic project"
- THAT the Town of Hampstead submits the project "Embellish your Garden City".
- THAT the Town of Hampstead appoints Richard Sun, Director General, as a Project Manager and who will assist Hydro Québec during this campaign.
- THAT the Town of Hampstead authorizes Richard Sun to sign for and in the name of the Town of Hampstead any document and / or form putting into effect present resolution. In case of absence of Richard Sun, Town of Hampstead authorizes Pamela Daoust, Communications Officer, to sign as a substitute for and in the name of the Town of Hampstead any document and / or form putting into effect present resolution.
- THAT the Town of Hampstead will be authorized to receive Hydro Québec's total financial support payment for the project "Embellish your Garden City".

Adopted

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2008-244

ADOPTION – BY-LAW N° 729-2 FURTHER AMENDING BUILDING BY-LAW N° 729

WHEREAS the Members of Council have received, within the delay, a copy of By-law N° 729-2 further amending Building By-law N° 729 and declare to have read it;

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

- TO approve By-law N° 729-2 to be entitled: “By-law further amending Building By-law N° 729 (Construction & Plumbing Codes and Wood Burning Appliance)”.

Adopted

2008-245

ADOPTION – BY-LAW N° 740-3 FURTHER AMENDING BY-LAW N° 740 REGARDING THE INTERNAL GOVERNMENT OF THE COUNCIL MEETINGS

WHEREAS the Members of Council have received, within the delay, a copy of By-law N° 740-3 further amending By-law N° 740 and declare to have read it;

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

- TO approve By-law N° 740-3 to be entitled: “By-law further amending By-law N° 740 regarding the Internal Government of the Council Meetings of the Town of Hampstead”.

Adopted

2008-246

NOTICE OF MOTION – BY-LAW N° 768 – TAX RATES FOR THE YEAR 2009

NOTICE OF MOTION was given by Mayor Steinberg that, at a subsequent meeting of Council, By-law N° 768 Decreeing and Imposing the Tax Rates to Cover the Town’s Expenses for the Year 2009 will be submitted to Council for adoption.

All Council members have received a draft copy of By-law N° 768 prior to this Council Meeting and a motion to dispense with the reading of the said By-law was made.

2008-247

URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 26 ELLERDALE ROAD

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

- THAT the site planning and architectural integration program received on October 11, 2008 showing **plans and elevations for a 2 storey addition to a detached single family dwelling at 26 Ellerdale Road** and prepared by **Claude Mercier Architect** for the Planning Advisory Committee meeting of October 16, 2008, is **refused** according to the provisions of Chapter 12 of the Zoning By-law N° 727 and as recommended by the PAC.

Adopted

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2008-248

URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 28 BELSIZE ROAD

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

- THAT the site planning and architectural integration programs received on September 26, 2008 showing **plans and elevations to modify the façade of the detached single family dwelling at 28 Belsize Road** and prepared by **Construction Triad APG Inc.** for the Planning Advisory Committee meeting of October 16, 2008, is **approved** according to the provisions of Chapter 12 of Zoning By-law N^o 727 and as recommended by the PAC.

Adopted

2008-249

URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 50 HARROW ROAD

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

- THAT the site planning and architectural integration programs received on October 1, 2008 showing **plans and elevations to modify the façade of the detached single family dwelling at 50 Harrow Road** and prepared by **Stephane Miron, Architect** for the Planning Advisory Committee meeting of October 16, 2008, is **approved** according to the provisions of Chapter 12 of Zoning By-law N^o 727 and as recommended by the PAC.

Adopted

2008-250

URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 453 DUFFERIN ROAD

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

- THAT the site planning and architectural integration programs received on October 3, 2008 showing **plans and elevations for a 2 storey rear addition to a semi-detached single family dwelling at 453 Dufferin Road** and prepared by **Martin Troy, Architect**, for the Planning Advisory Committee meeting of October 16, 2008, is **refused** according to the provisions of Chapter 12 of the Zoning By-law No 727 and as recommended by the PAC.

Adopted

2008-251

URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 185 HARLAND ROAD

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

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- THAT the site planning and architectural integration programs received on August 29, 2008 showing **plans and elevations to demolish the existing roof and add a new 2nd storey to a detached single family dwelling at 185 Harland Road** and prepared by **Didier Gillon, architecte et urbaniste**, for the Planning Advisory Committee meeting of October 16, 2008, is **refused** according to the provisions of Chapter 12 of the Zoning By-law No 727 and as recommended by the PAC.

Adopted

2008-252

APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF OCTOBER 2008

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

Council discussed the matter and, on motion of Councillor Feigenbaum, seconded by Councillor Goldwax, it was RESOLVED:

- THAT the disbursements for the period from October 1 to October 31, 2008, in the amount of \$ 736,183.79, are hereby approved.

Mayor William Steinberg called for a vote.

Voted in favour:

Councillor Feigenbaum
Councillor Goldwax
Councillor Elfassy
Councillor Sternthal

Voted against:

Councillor Borden

In favour: 4

Against: 1

Adopted on Division

2008-253

FILING OF THE COMPARATIVE STATEMENTS OF REVENUES AND EXPENDITURES FOR THE FISCAL YEAR 2008

In accordance with Section 105.4 of the *Cities and Towns Act*, the Town Treasurer hereby deposited the following:

- 1) statement of revenues and expenditures as at September 30, for the fiscal year 2008, compared with the same period for the fiscal year 2007; and
- 2) statement of projected revenues and expenditures for the fiscal year 2008, at the time of the statement's preparation, compared with those provided for in the budget for the year 2008.

2008-254

EXTENSION OF AGA FINANCIAL GROUP INC.'S MANDATE AS EXTERNAL CONSULTANT WITH REGARD TO THE GROUP PURCHASE OF A GROUP INSURANCE

CONSIDERING THAT the Town of Hampstead together with the members of "Regrouping of Municipalities from Montreal's Island" concluded an agreement in 2005 regarding the acquisition of a common group insurance and that this agreement ends on December 31, 2008;

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CONSIDERING THAT the Transition Committee gave AGA Financial Group Inc. the mandate to act as a consultant for a three (3) year mandate in the acquisition of a new group insurance plan and that said mandate came to term on December 31, 2008;

CONSIDERING the benefits for the Town of Hampstead of combining forces with other municipalities to form such a group for the purchase of a new group insurance plan;

CONSIDERING the delays required to proceed with a call to bid with regard to group insurance;

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

- TO grant an extension to AGA Financial Group Inc.'s mandate for a period of one (1) year in order to carry out the work involved in the preparation of a call to bid for tender in view of the acquisition of a new group insurance plan for the "Regrouping of Municipalities from Montreal's Island".

Adopted

2008-255

CONFIRMATION OF THE MANDATE TO THE CITY OF BEACONSFIELD AS SPOKESPERSON FOR THE GROUPING FOR THE PURCHASE OF THE GROUP INSURANCE

CONSIDERING THAT the Town of Hampstead together with the members of "Regrouping of Municipalities from Montreal's Island" entered into an agreement in 2005 concerning the common purchasing of group insurance and that this agreement shall terminate on December 31, 2008;

CONSIDERING THAT there are advantages for the Town of Hampstead in taking part with other municipalities in such a group for the purchase of a new group insurance portfolio;

CONSIDERING THAT our consultant, AGA Financial Group Inc. recommends, after having reviewed the matter, the maintenance of the group for the purpose of purchasing collective insurance;

CONSIDERING THAT it is appropriate to enter into a new agreement with the municipalities members of this group for a five year period, from January 1, 2009 to December 31, 2013;

CONSIDERING THAT upon AGA Financial Group Inc.'s recommendation, it is appropriate to appoint the City of Beaconsfield to act as authorized agent;

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

- TO authorize the Mayor or the Director general to sign, on behalf of the Town of Hampstead, the intermunicipal agreement relating to the group for collective insurance purposes;
- TO mandate the City of Beaconsfield to act as the authorized agent in the matter of the purchase of a new collective insurance portfolio for the group of participating municipalities in conformity with the five (5) year agreement.

Adopted

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2008-256

APPROVAL OF THE COLLECTIVE AGREEMENT ENTERED INTO WITH THE « SYNDICAT DES COLS BLEUS REGROUPÉS DE MONTRÉAL, CUPE LOCAL 301 »

CONSIDERING THAT the collective agreement with the « Syndicat des cols bleus regroupés de Montréal, CUPE local 301 » expired on June 30th, 2006.

CONSIDERING THAT the parties have reached a satisfactory settlement in principle;

CONSIDERING THAT the Union members gathered in a general meeting have authorized by secret ballot decided by the majority vote of the Union members who are comprised in the bargaining unit and who have exercised their right to vote, the signing of the collective agreement;

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

- TO approve the collective agreement concluded with the « Syndicat des cols bleus regroupés de Montréal, CUPE local 301 » bearing a termination date of June 30th, 2012;
- TO approve the necessary steps to cause to execute the conditions of employment provided for in the said agreement;
- TO authorize the Mayor, the Director general and the Director of human resources to sign, on behalf of the Town of Hampstead, the aforementioned collective agreement.

Adopted

SECOND QUESTION PERIOD

Mrs. Robinson

- Asked to obtain the list of the 7 notices of infractions issued by the Urban Planning Department for the month of October 2008.

Mr. Miller

- Asked if the interest-free loan made according to the Decree 1210-2005 appears on the revenues.

Mrs. Genziuk

- Asked if the Town has received the cheque of excise tax.
- Asked what happened with the cheque issued to MTC in 2006 as an out of Court settlement.

2008-257

ADJOURNMENT

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

Adopted