MINUTES OF THE REGULAR COUNCIL MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON OCTOBER 3RD, 2011, AT THE COMMUNITY CENTER, 30 LYNCROFT ROAD, AT 8:00 P.M.

THOSE PRESENT WERE: Mayor William Steinberg, Councillors Bonnie Feigenbaum, Abraham Gonshor, Jack Edery, Leon Elfassy, Michael Goldwax, 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.

2011-880
ADOPTION OF THE AGENDA

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

- THAT the agenda of the regular meeting is hereby adopted with the amendment and addition of the following items:
    - **9.3** has been modified to "Request for proposal".
    - **10.2** has been modified to "Appointment of a Treasurer".
    - **13.1.1 -** Appointment of Ms Simona Sonnenwirth as "Human Resources Division Chief" has been added.
    - **13.1.2** – "Suspension of Employee #1025" has been added.

Adopted

2011-881
ADOPTION OF THE MINUTES

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

- THAT the Minutes of the Regular Council Meeting of September 6th, 2011 and of the Special Council Meeting of September 26th, 2011 be and are hereby approved as submitted.

Adopted

2011-882
DEPARTURE OF A MEMBER OF THE PLANNING ADVISORY COMMITTEE (PAC) OF THE TOWN OF HAMPSTEAD

WHEREAS members of the PAC must be residents of the territory of Hampstead, in accordance with sections 146 and 147 of *An Act respecting Land use Planning and Development* and By-Law no. 743-1 respecting the Planning Advisory Committee;

WHEREAS Mrs Myriam Tabori is no longer a resident of the Town of Hampstead and has ceased to serve on the PAC since July 2011;

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

- That the Council accepts the departure of Mrs Myriam Tabori as a member of the Hampstead Planning Advisory Committee and extends to Mrs Tabori its appreciation for her dedication, expertise and valuable contribution to the PAC.

Adopted

2011-883

AUTHORIZATION – MEMBERSHIP OF FCM'S STANDING COMMITTEE ON INCREASING WOMEN'S PARTICIPATION IN MUNICIPAL GOVERNMENT

WHEREAS the Federation of Canadian Municipalities (FCM) will hold its Board Meetings in Ottawa from November 29 to December 2, 2011 and in Kingston from March 7 to March 10, 2012;

It was proposed by Councillor Michael Goldwax, seconded by Councillor Jack Edery and UNANIMOUSLY RESOLVED:

- THAT Council authorizes Councillor Bonnie Feigenbaum, as a member of the FCM's standing committee on increasing Women's participation in municipal government, to attend said meetings and to reimburse her the expenses incurred at these meetings, the whole in accordance with By-Law no. 745 decreeing the applicable rates for expenses incurred by a Town Council member on behalf of the municipality.

Adopted

2011-884

DEPOSIT OF THE MINUTES OF THE PAC MEETING HELD ON SEPTEMBER 12TH 2011

Each member of the Council having received a copy, the Town Clerk deposits the minutes of the Planning Advisory Committee meeting held on September 12th, 2011.

The Council takes note of the deposit of the said minutes by the Town Clerk.

2011-885

REQUEST TO AUTHORIZE FACADE MODIFICATIONS TO A DETACHED SINGLE FAMILY DWELLING AT 54 HEATH ROAD, LOT NO.: 2 090 387, 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 facade modifications to a detached single family dwelling at 54 Heath Road**,** submitted to the Planning Advisory Committee meeting of September 12th, 2011 is ***deferred*** as recommended by the PAC. The whole meets the prescribed standards of the Zoning By-law number 727 but does not meet the prescribed standards of the Site Planning and Architectural Integration Program By-law number 775.

Adopted

2011-886

REQUEST TO AUTHORIZE FAÇADE MODIFICATIONS TO A DETACHED SINGLE FAMILY DWELLING AT 18 HOLTHAM PLACE, LOT NO.: 2 090 017, ZONE RB-4 (SPAIP BY-LAW NUMBER 775

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

- THAT the site planning and architectural integration program showing **plans and elevations** of facade modifications to a detached single family dwelling at 18 Holtham Place**,** submitted to the Planning Advisory Committee meeting of September 12th, 2011 is ***deferred*** as recommended by the PAC. The whole meets the prescribed standards of the Zoning By-law number 727 but does not meet the prescribed standards of the Site Planning and Architectural Integration Program By-law number 775.

Adopted

2011-887

REQUEST TO AUTHORIZE FAÇADE MODIFICATIONS TO A DETACHED SINGLE FAMILY DWELLING AT 89 DOWNSHIRE ROAD, LOT NO.: 2 089 797, 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 facade modifications to a detached single family dwelling at 89 Downshire Road**,** submitted to the Planning Advisory Committee meeting of September 12th, 2011 is ***conditionally approved*** as recommended by the PAC. The whole meets the prescribed standards 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.

Adopted

2011-888

REQUEST TO AUTHORIZE FAÇADE MODIFICATIONS TO A DETACHED SINGLE FAMILY DWELLING AT 5636 QUEEN-MARY ROAD, LOT NO.: 2 089 391, ZONE RA-1 (SPAIP BY-LAW NUMBER 775)

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

- THAT the site planning and architectural integration program showing **plans and elevations** of facade modifications to a detached single family dwelling at 5636 Queen Mary Road**,** submitted to the Planning Advisory Committee meeting of September 12th, 2011 is ***approved*** as recommended by the PAC. The whole meets the prescribed standards of the Zoning By-law number 727 and the prescribed standards of the Site Planning and Architectural Integration Program By-law number 775.

Adopted

2011-889

REQUEST TO AUTHORIZE A TWO STOREY ADDITION ON THE SIDE AND REAR YARD OF A DETACHED SINGLE FAMILY DWELLING AT 5592 QUEEN MARY ROAD, LOT NO.: 2 088 787, ZONE RA-1 (SPAIP BY-LAW NUMBER 775)

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

- THAT the site planning and architectural integration program showing **plans and elevations** of a two storey addition on the side and rear yard of a detached single family dwelling at 5592 Queen Mary Road**,** submitted to the

Planning Advisory Committee meeting of September 12th, 2011 is ***refused*** as recommended by the PAC. The whole does not meet the prescribed standards 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.

Adopted

Intervention of interested persons concerning the request for Minor Exemption for property located at 5592 Queen Mary .

Mr Mony Schinasi

2011-890

MINOR EXEMPTION REQUEST TO THE ZONING BY-LAW NUMBER 727, ARTICLE 6.3, TO PERMIT THE LEFT SIDE SETBACK AT 0.49M (1.61 FEET) INSTEAD OF THE PRESCRIBED 2.29M (7.5 FEET) IN ORDER TO AUTHORIZE THE PROJECTED TWO STOREY ADDITION OF A DETACHED SINGLE FAMILY DWELLING AT 5592 QUEEN MARY ROAD, LOT NO.: 2 088 787, ZONE RA-1 (MINOR DEROGATION BY-LAW NUMBER G-18-0005)

WHEREAS the members of Council have reviewed the request for approval for a minor exemption to Zoning By-law 727, Article 6.3 to permit the left side setback at 0.49m (1.61 feet) instead of the prescribed 2.29m (7.5 feet) in order to authorize the projected two storey addition to a detached single family dwelling;

WHEREAS the Planning Advisory Committee, at its meeting held on September 12th, 2011, recommended ***to refuse*** the aforementioned request for minor exemption;

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

- THAT the aforementioned request for minor exemption for the property located at 5592 Queen Mary Road, on lot no.: 2 088 787 Zone RA-1 is ***refused.***

Adopted

2011-891

APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF SEPTEMBER 2011

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

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

- THAT the disbursements for the period from August 30th, 2011 to September 28th, 2011, in the total amount of $816, 863.77 are hereby approved ($383,229.43 for cheques and $433,634.34 for on line payments).

Adopted

2011-892

EXTENSION OF CONTRACT – REMOVAL OF GARBAGE AND GREEN WASTE FOR THE YEAR 2012

WHEREAS there has been a call for tenders by way of public tender, for a one year contract including a clause for four optional renewals for the removal of garbage and green waste;

WHEREAS Resolution number 2010-623, adopted by the Council on December 7, 2010, authorized granting the contract to the lowest bidder conforming to the requirements, TTI Environnement Inc, for the year 2011;

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

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

- THAT the contract with TTI Environnement Inc., for the removal of garbage and green waste, be renewed for 2012, at the cost outlined below:

TTI ENVIRONNEMENT INC.

Removal of garbage and green waste year 2012:	$ 131 480.24
G.S.T. 5%	$ 6 574.01
Q.S.T. 8.5%	$ 11 734.61
GRAND TOTAL	**$ 149 788.86**

Adopted

2011-893

GRANTING OF CONTRACT – RENTAL OF A STORAGE SPACE

WHEREAS there has been a call for tenders, by way of written invitation, for the rental of a storage space;

WHEREAS, after analysing the tenders opened on September 23, 2011, the lowest bidder conforming to the requirements of the tender invitation is P. Riopel (1993) Inc.;

On motion of Councillor Michael Goldwax, seconded by Councillor Jack Edery, it was UNANIMOUSLY RESOLVED:

- THAT, as recommended by the Division Chief of Purchasing, the following quotation for the following contract be and is hereby approved, the whole as more amply delineated hereunder:

P. RIOPEL (1993) INC.

Rental of a storage space:	$ 27 000.00
(for a period of 12 months)	
G.S.T. 5%	$ 1 350.00
Q.S.T. 8.5%	$ 2 409.75
GRAND TOTAL	**$ 30 759.75**

- THAT, the Division Chief of Purchasing is hereby authorized to sign a lease with P. Riopel (1993) inc. on behalf of the Town of Hampstead, for the rental of storage space, beginning on October 20, 2011 and ending on October 19, 2012.

  Treasurer's Certificate N° 11-033, dated September 27, 2011, has been issued by the Town's Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

2011-894
REQUEST FOR PROPOSAL

WHEREAS a Request for Proposal has been prepared in connection with the Macdonald site (fire station) for the development of a deluxe residential condominium high-rise;

On motion of Councillor Leon Elfassy, seconded by Councillor Harvey Shaffer, it was UNANIMOUSLY RESOLVED:

- TO authorize the Division Chief of purchasing to issue the Request for proposal.

- THAT, as recommended by the Advisory committee, the qualified candidates of the RFQ will be notified in writing for the next step of the process.

Adopted

2011-895
RESIGNATION OF TOWN TREASURER, MR CHARLES OHAYON

WHEREAS Charles Ohayon has resigned from the position of Town Treasurer, effective October 7, 2011;

On motion of Councillor Jack Edery, seconded by Councillor Michael Goldwax, it was UNANIMOUSLY RESOLVED:

- THAT the Council accepts the resignation of Mr Ohayon and wishes to extend to Mr Charles Ohayon their appreciation for his dedication in fulfilling the position of Town Treasurer.

Adopted

2011-896
APPOINTMENT OF A TREASURER

WHEREAS Mr. Charles Ohayon has tendered his resignation as Town Treasurer effective, October 7, 2011;

It was proposed by Councillor Jack Edery, seconded by Councillor Harvey Shaffer and UNANIMOUSLY RESOLVED:

- THAT the Assistant Treasurer, Mr. Armin Klaus, is appointed the Town **TREASURER**.

Adopted

2011-897
CREATION OF A NEW FUNCTION AND A NEW POSITION OF "HUMAN RESOURCES COUNSELLOR"

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

- TO create a new management function of "**Human Resources Counsellor**" which job description is attached and is herein included in the present resolution;

- TO fill one (1) position in the newly created function.

Adopted

2011-898
APPOINTMENT OF AN ASSISTANT TOWN CLERK

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

- TO repeal Resolution 2006-095 and any subsequent resolution relative to the appointment of an Assistant Town Clerk; and

- THAT the Director of Human Resources of the Town of Hampstead is appointed as an Assistant Town Clerk to exercise as Town Clerk when the latter is absent or otherwise unable to perform his or her duties.

Adopted

2011-899
APPOINTMENT OF MS SIMONA SONNENWIRTH, AS "HUMAN RESOURCES DIVISION CHIEF"

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

- TO promote **Ms. Simona Sonnenwirth as "HUMAN RESOURCES DIVISION CHIEF"** as of October 4, 2011, subject to the usual conditions in accordance with the "Management Remuneration Policy" and the "Management Conditions of Employment and Benefits Policy" of the Town of Hampstead; and,

- TO AUTHORIZE the Director General to promote Ms Simona Sonnenwirth as **"Human Resources Director",** at conditions usually awarded by "Management Remuneration Policy" and "the Senior Management Conditions of Employment and Benefits Policy" of the Town of Hampstead. Such promotion will take effect after a period of twelve (12) months if, and only if, the Director General should declare himself entirely satisfied of the services rendered by Ms Simona Sonnenwirth as Human Resources Division Chief.

Adopted

2011-900
SUSPENSION OF EMPLOYEE #1025

WHEREAS employee # 1025 has received several letters of reprimand;

WHEREAS employee # 1025 has been suspended without pay on numerous occasions, the last one being for two (2) weeks last May;

WHEREAS the Director General has reported a suspension without pay of employee # 1025 for investigation purposes since September 29, 2011;

WHEREAS the investigation is not completed;

It was proposed by Councillor Michael Goldwax, seconded by Councillor Abe Gonshor and UNANIMOUSLY RESOLVED:

- **THAT**, having inquired, Council ratifies the suspension without pay of employee #1025, imposed by the director general since September 29, 2011, in accordance with article 113 of the Cities and Towns Act;

- **THAT** Council, pending the conclusion of the investigation, maintains the suspension without pay of employee #1025.

Adopted

SECOND QUESTION PERIOD

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

2011-901
ADJOURNMENT

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

Adopted

(s) William Steinberg
Dr. William Steinberg, Mayor

(s) Nathalie Lauzière
Me Nathalie Lauzière, Town Clerk