

Minutes of Town of Hampstead

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON OCTOBER 4, 2010, AT THE COMMUNITY CENTER, 30 LYNCROFT ROAD, AT 8:00 P.M.

THOSE PRESENT WERE: Councillors Abraham Gonshor, Jack Edery, Leon Elfassy, Bonnie Feigenbaum and Harvey Shaffer, forming a quorum with Councillor Michael Goldwax, acting as Pro-Mayor.

ABSENT: Mayor William Steinberg.

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

FIRST QUESTION PERIOD

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

2010-570

ADOPTION OF THE AGENDA

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

- THAT the agenda of the regular meeting is hereby adopted with the addition of the following items:
 - 8.1** Modification of the agenda: Delete “Ellendale Park” at Item 8.1
 - 9.2** Suspension of employee #1032.
 - 9.3** Suspension of employee #1029.

Adopted

2010-571

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 September 7th, 2010 and of the Special Council Meeting of September 20th, 2010 be and are hereby approved as submitted.

Adopted

2010-572

MODIFICATION OF RESOLUTION 2010-555

WHEREAS the CLD (Centre local de développement) Centre West serves the areas of the Saint-Laurent Borough and the City of Côte Saint-Luc, the Town of Hampstead and the Town of Montreal West;

WHEREAS the Members of Council have reviewed the letter and documents sent from the Borough Director of Saint-Laurent concerning the municipal expectations from the CLD Centre West *and that the Council made some modifications to said documents which are compiled in joint Annex A;*

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

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- *THAT the Council of the Town of Hampstead modifies resolution 2010-255 and approves the 2010-2011 Municipal Expectations from the CLD Centre West, as specified in Annex A joined to the present.*

2010-573

AUTHORIZATION TO SIGN A TRANSACTION BETWEEN THE SYNDICATE OF THE CO-OWNERS OF 8 DUFFERIN ROAD AND THE TOWN OF HAMPSTEAD

WHEREAS there has been a displacement of concrete blocks on the outside corners of the building located at 8 Dufferin Road which could constitute a danger to persons and property;

WHEREAS the Town of Hampstead has instituted legal proceedings in the Superior Court file No. 500-17-056533-105 against the Syndicate of the Co-owners of 8 Dufferin Road and the various co-owners of the building in order to remedy the situation;

WHEREAS the Syndicate agrees to perform the required work voluntarily;

WHEREAS a transaction must be concluded between the Syndicate and the Town in order to avoid more legal fees and to confirm the terms of the agreements regarding the building's repairs and the refund of the costs of the protection measures incurred by the Town;

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

- THAT the Pro-Mayor, Michael Goldwax and the Town Clerk, Nathalie Lauzière, are hereby authorized to sign, on behalf of the Town of Hampstead, the transaction between the Syndicate of the co-owners of 8 Dufferin Road and the Town of Hampstead, a copy of which is annexed to the present resolution.

Adopted

2010-574

NOTICE OF MOTION – BY-LAW No. 690-6 AMENDING BY-LAW No. 690-5 CONCERNING NUISANCE

NOTICE OF MOTION was given by Councillor Bonnie Feigenbaum that, at a subsequent meeting of Council, By-law No. 690-6 amending By-law No. 690-5 concerning nuisance will be submitted to Council for adoption.

2010-575

APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF SEPTEMBER 2010

WHEREAS Council reviewed the list of payments for the month of September 2010;

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

THAT the disbursements for the period from August 31st, 2010 to September 30, 2010, in the total amount of \$ 1,126,996.08 are hereby approved (\$ 642,484.62 for cheques and \$ 484,511.46 for on line payments).

Adopted

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2010-576

TRANSFER OF A RESERVE FUND INTO UNAPPROPRIATED SURPLUS

GIVEN that amounts reserved from surplus of \$10,000 for Hampstead Parc equipment and \$11,134.38 for Langhorne Parc equipment subsist as a reserve fund effective from a January 1st, 2006 opening balance for the Town of Hampstead.

GIVEN that the maintenance of a reserve in these amounts is not required for projects which are obsolete.

It was proposed by Councillor Bonnie Feigenbaum, and seconded by Councillor Jack Edery and RESOLVED:

THAT, an amount of \$21,134.38 for a reserve fund is to be transferred from G/L #55-992-00-00 to the inappropriate accumulated surplus account G/L # 55-991-00-000.

Adopted

2010-577

GRANTING OF CONTRACT – SNOW CLEARING OF SKATING RINKS AT HAMPSTEAD PARK – WINTER 2010/2011

WHEREAS there has been a call for tenders, by way of written invitation, for the snow removal contract of the skating rinks;

WHEREAS, after analysing the tenders opened on August 3rd 2010, the lowest bidder conforming to the requirements of the tender invitation is Les Entreprises Clifton DRAM Inc;

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

- THAT, as recommended by the Division Chief of Purchasing, the contract for snow clearing of skating rinks 2010/2011 be and is hereby granted to the following contractor, the whole as more amply delineated hereunder:

LES ENTREPRISES CLIFTON DRAM INC

Hampstead Park	
Snow clearing skating rink #1	\$ 8,600.00
Snow clearing skating rink #2	\$ 8,600.00

G.S.T. and Q.S.T. are not included in above prices.

- THAT Treasurer's certificate N^o 10-022, dated August 3 2010, has been issued by the Town's Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

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2010-578

GRANTING OF CONTRACT – SUPPLY AND DISTRIBUTION OF GARBAGE ROLLING BINS

WHEREAS there has been a call for tenders, by way of public tender, for the supply and distribution of garbage rolling bins;

WHEREAS, after analysing the tenders opened on September 23rd, 2010, the lowest bidder conforming to the requirements of the public tender is IPL Inc;

On motion of Councillor Bonnie Feigenbaum, seconded by Councillor Jack Edery, it was RESOLVED:

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

IPL Inc

Approx. 290 360L garbage rolling bins	\$ 57.78 / each
Approx. 2050 240L garbage rolling bins	\$ 47.78 / each
Approx. 10 120L garbage rolling bins	\$ 37.78 / each

For an approximate expense of \$ 129 899.94 taxes included

- THAT Treasurer's Certificate N° 10-29, dated September 23, 2010, has been issued by the Town's Assistant Treasurer, attesting to the availability of funds to cover the described expenses

Adopted

2010-579

AUTORISATION TO PARTICIPATE TO MONTREAL'S GROUPED CALL FOR TENDERS FOR THE PURCHASE OF ROAD SALT FOR THE SEASON 2010/2011

WHEREAS the Town of Hampstead had the possibility to participate to Montreal's grouped call for tenders for the purchase of road salt for the season 2010/2011

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

- TO ratify the decision of the director general to participate to Montreal's grouped call for tenders for the purchase of road salt for the season 2010/2011

Adopted

2010-580

GRANTING OF CONTRACT – SUPPLY OF ROAD SALT – WINTER 2010/2011

WHEREAS the Town of Hampstead was part of Montreal's group call for tender for the purchase of road salt for the winter 2010/2011;

WHEREAS, after the analyse of tenders opened on June 23, 2010, the supplier for the Town of Hampstead will be Sifto Canada Corporation;

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

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

SIFTO CANADA CORPORATION

Supply of road salt - winter 2010/2011	\$ 70.75/mt
Transportation fee	\$ 3.45/mt
N.B. approx. usage of 1 200 metric tons	

Taxes are not included on the above price.

Delivery: IF and WHEN required only.

- THAT Treasurer's Certificate N° 10-30 dated September 27, 2010, has been issued by the Town's Assistant Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

2010-581

DESIGNATION OF AN AUTHORIZED REPRESENTATIVE IN VIEW OF THE SIGNATURE OF THE APPLICATION OF THE TOWN OF HAMPSTEAD FOR THE WEB BASED CSST COUNTER

WHEREAS Council has been made aware of the rules of use of web based CSST Counter in particular in what concerns the role and the powers of the designated representatives and declare themselves satisfied of said;

WHEREAS the Director of Human Resources recommends that an application to the web based CSST Counter for and in the name of the Town of Hampstead be filed;

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

- THAT an application to the web based CSST Counter for and in the name of the Town of Hampstead be filed and that Mr. André Drouin, Director of Human Resources be authorized to sign such application for and in the name of the Town of Hampstead and to designate the Town of Hampstead's authorized representatives.

Adopted

At 9:38 p.m. Councillor Abe Gonshor temporarily left the meeting.

2010-582

SUSPENSION OF EMPLOYEE #1032

WHEREAS some Town property had disappeared;

WHEREAS employee #1032 is suspected of having taken part in the said disappearance;

WHEREAS the director general has reported a suspension without pay of employee #1032 pending investigation;

WHEREAS the investigation is not completed;

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

- **THAT**, having inquired, Council ratifies the suspension without pay of employee #1032, imposed by the director general since September 28, 2010, in accordance with article 113 of the Cities and Towns Act;

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- **THAT** Council, pending the conclusion of the investigation, maintains the suspension without pay of employee #1032.

Adopted

At 9:40 p.m Councillor Abe Gonshor returned to the meeting after the resolution was adopted..

2010-583

SUSPENSION OF EMPLOYEE #1029

WHEREAS some Town property had disappeared;

WHEREAS employee #1029 is suspected of having taken part in the said disappearance;

WHEREAS the director general has reported a suspension without pay of employee #1029 pending investigation;

WHEREAS the investigation is not completed;

It was proposed by Councillor Bonnie Feigenbaum, seconded by Councillor Jack Edery and **RESOLVED**:

- **THAT**, having inquired, Council ratifies the suspension without pay of employee #1029, imposed by the director general since September 28, 2010, 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 #1029.

Pro-Mayor Michael Goldwax called for a vote.

Voted in favour:

Councillor Jack Edery
Councillor Leon Elfassy
Councillor Bonnie Feigenbaum
Councillor Harvey Shaffer

Voted against:

Councillor Abe Gonshor

In favour: 4

Against: 1

Adopted on Division

SECOND QUESTION PERIOD

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

2010-584

ADJOURNMENT

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

Adopted

(s) William Steinberg
Dr. William Steinberg, Mayor

(s) Nathalie Lauzière
Me Nathalie Lauzière, Town Clerk