

Minutes of Town of Hampstead

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON SEPTEMBER 7, 2010, AT THE COMMUNITY CENTER, 30 LYNCROFT 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.

2010-537

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 addition of the following items:

12.2.1 Termination of employment of Mrs. Isabelle Ménard as “Section Chief – Urban Planning and Building Inspections”

12.2.2 Replacement of a member appointed by the Town of Hampstead on the Pension Committee.

Adopted

2010-538

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 August 2nd, 2010 and of the Special Council Meeting of August 23rd, 2010 be and are hereby approved as submitted.

Adopted

2010-539

REQUEST TO AUTHORIZE AN ADDITION IN THE SIDE YARD OF A SEMI-DETACHED SINGLE FAMILY DWELLING AT 403 DUFFERIN ROAD, LOT NO.: 2 088 505, ZONE RB-1 (SPAIP BY-LAW NUMBER 775)

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

- THAT the site planning and architectural integration program showing **plans and elevations for an addition in the side yard of a semi-detached single family dwelling at 403 Dufferin Road**, submitted to the Planning Advisory Committee meeting of July 12, 2010 is *approved*, considering that the modifications partially meet the prescribed standards regarding Zoning By-law number 727 and in conformity with the Site Planning and Architectural Integration Program By-law number 775.

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Voted in favour:

Councillor Bonnie Feigenbaum
Councillor Jack Edery
Councillor MichaelGoldwax
Councillor Harvey Shaffer

Voted against:

Councillor Leon Elfassy
Councillor Abe Gonshor

In favour: 4

Against: 2

Adopted on division

Intervention of interested persons concerning request for minor exemption at 403 Dufferin Road:

Mrs. Rachel Genziuk

2010-540

MINOR EXEMPTION REQUEST TO THE ZONING BY-LAW NUMBER 727, ARTICLE 6.3.1, IN ORDER TO PERMIT THE LEFT SIDE SETBACK OF 1.83M (6 FEET) INSTEAD OF 2.3M (7.5 FEET) FOR A SEMI-DETACHED SINGLE-FAMILY DWELLING AT 403 DUFFERIN ROAD, LOT NO.: 2 088 505, ZONE RB-1

WHEREAS the members of Council have reviewed the request for approval for a minor exemption to Zoning By-law N^o 727 Article 6.3.1 for the property located at 403 Dufferin Road, lot 2 088 505, in order to permit the left side setback of 1.83m (6 feet) instead of 2.3m (7.5 feet);

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

- THAT the aforementioned request for minor exemption for the property located at 403 Dufferin Road, on lot 2 088 505, Zone RB-1 is *approved*.

Voted in favour:

Councillor Bonnie Feigenbaum
Councillor Jack Edery
Councillor MichaelGoldwax
Councillor Harvey Shaffer
Councillor Abe Gonshor

Voted against:

Councillor Leon Elfassy

In favour: 5

Against: 1

Adopted on division

2010-541

REQUEST TO AUTHORIZE A ONE STOREY ATTACHED GARAGE TO A DETACHED SINGLE FAMILY DWELLING AT 17 NORTHCOTE ROAD, LOT NO.: 2 088 836, 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 for addition of a one storey attached garage to a detached single family dwelling at 17 Northcote Road**, submitted to the Planning Advisory Committee meeting of August 9, 2010 is *approved*, considering that the modifications partially meet the prescribed standards regarding Zoning By-law number 727 and in conformity with the Site Planning and Architectural Integration Program By-law number 775 and as recommended by the PAC.

Adopted

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Intervention of interested persons concerning request for minor exemption at 17 Northcote Road:

No Intervention

2010-542

MINOR EXEMPTION REQUEST TO THE ZONING BY-LAW NUMBER 727, ARTICLE 4.7.1, IN ORDER TO PERMIT A ONE STOREY ATTACHED GARAGE BEYOND THE PRESCRIBED SETBACKS OF A DETACHED SINGLE-FAMILY DWELLING AT 17 NORTHCOTE ROAD, LOT NO.: 2 088 836, ZONE RA-1

WHEREAS the members of Council have reviewed the request for approval for a minor exemption to Zoning By-law N^o 727 Article 4.7.1 for the property located at 17 Northcote Road, lot 2 088 836, in order to permit a one storey attached garage beyond the prescribed setbacks;

WHEREAS the Planning Advisory Committee, at its meeting held on August 9, 2010, recommended to **approve** the aforementioned request for minor exemption;

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

- ✓ THAT the aforementioned request for minor exemption for the property located at 17 Northcote, on lot 2 088 836, Zone RA-1, is **approved.**

Adopted

Intervention of interested persons concerning request for minor exemption at 17 Northcote Road:

No Intervention

2010-543

MINOR EXEMPTION REQUEST TO THE ZONING BY-LAW NUMBER 727, ARTICLES 6.3 (1), AND 6.3 (3) IN ORDER TO PERMIT THE LEFT SIDE SETBACK OF 1.96M (6.43 FT) INSTEAD OF 5.35M (17.5 FT) OF A ONE STOREY ATTACHED GARAGE TO A DETACHED SINGLE-FAMILY DWELLING AT 17 NORTHCOTE ROAD, LOT NO.: 2 088 836, ZONE RA-1

WHEREAS the members of Council have reviewed the request for approval for a minor exemption to Zoning By-law N^o 727 articles 6.3 (1), and 6.3 (3) for the property located at 17 Northcote Road, lot 2 088 836, in order to permit the left side setback of 1.96m (6.43 ft) instead of 5.35m (17.5 ft) of a one storey attached garage;

WHEREAS the Planning Advisory Committee, at its meeting held on August 9, 2010, recommended to **approve** the aforementioned request for minor exemption;

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

- ✓ THAT the aforementioned request for minor exemption for the property located at 17 Northcote, on lot 2 088 836, Zone RA-1, is **approved.**

Adopted

Intervention of interested persons concerning request for minor exemption at 17 Northcote Road:

No Intervention

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2010-544

MINOR EXEMPTION REQUEST TO THE ZONING BY-LAW NUMBER 727, ARTICLE 6.2 (1), IN ORDER TO PERMIT THE FRONT SETBACK OF 5.72M (18.75 FT) INSTEAD OF 6.10M (20FT) OF A ONE STOREY ATTACHED GARAGE TO A DETACHED SINGLE-FAMILY DWELLING AT 17 NORTHCOTE ROAD, LOT NO.: 2 088 836, ZONE RA-1.

WHEREAS the members of Council have reviewed the request for approval for a minor exemption to Zoning By-law N° 727 Article 6.2 (1) for the property located at 17 Northcote Road, lot 2 088 836, in order to permit the front setback of 5.72m (18.75ft) instead of 6.10m (20ft) of a one storey attached garage;

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

- ✓ THAT the aforementioned request for minor exemption for the property located at 17 Northcote, on lot 2 088 836, Zone RA-1, is **approved.**

Adopted

2010-545

REQUEST TO AUTHORIZE AN ADDITION IN THE REAR YARD TO A DETACHED SINGLE FAMILY DWELLING AT 54 CLEVE ROAD, LOT NO.: 2 385 078, ZONE RB-3 (SPAIP BY-LAW NUMBER 775)

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 for an addition in the rear yard of a detached single family dwelling at 54 Cleve Road**, submitted to the Planning Advisory Committee meeting of August 9, 2010 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

Intervention of interested persons concerning request for minor exemption at 54 Cleve Road:

No Intervention

2010-546

MINOR EXEMPTION REQUEST TO THE ZONING BY-LAW NUMBER 727, ARTICLE 6.4 (1), IN ORDER TO PERMIT THE REAR SETBACK OF 5.74M (18.83 FT) INSTEAD OF 12.19M (28.1FT) OF AN ADDITION IN THE REAR YARD OF A DETACHED SINGLE-FAMILY DWELLING AT 54 CLEVE ROAD, LOT NO.: 2 385 078, ZONE RB-3.

WHEREAS the members of Council have reviewed the request for approval for a minor exemption to Zoning By-law N° 727 Article 6.4 (1) for the property located at 54 Cleve Road, lot 2 385 078, in order to permit an addition in the rear setback of 5.74m (18.83ft) instead of 12.19m (28.1ft);

WHEREAS the Planning Advisory Committee, at its meeting held on August 9, 2010, recommended to *approve* the aforementioned request for minor exemption;

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

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- ✓ THAT the aforementioned request for minor exemption for the property located at 54 Cleve Road, on lot 2 385 078, Zone RA-3, is **approved.**

Adopted

2010-547

APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF AUGUST 2010

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

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

- THAT the disbursements for the period from August 1st, 2010 to August 31, 2010, in the total amount of \$ 1,243,134.77 are hereby approved (\$ 478,389.50 for cheques and \$ 764,745.27 for on line payments).

Adopted

2010-548

GRANTING OF CONTRACT – SNOW CLEARING OF SKATING RINKS AT HAMPSTEAD AND ELLERDALE PARKS – WINTER 2010/2011

It was proposed by Councillor Leon Elfassy, seconded by Councillor Harvey Shaffer and unanimously resolved to defer this item to a subsequent council meeting.

Adopted

2010-549

GRANTING OF CONTRACT – SUPPLY AND PLANTATION OF TREES AND BUSHES

It was proposed by Councillor Leon Elfassy, seconded by Councillor Harvey Shaffer and unanimously resolved to defer this item to a subsequent council meeting.

Adopted

2010-550

GRANTING OF CONTRACT - SUPPLY OF ONE FREIGHTLINER TEN-WHEEL TRUCK EQUIPPED WITH A FOUR SEASONS DUMPER AND A SNOW PLOW ATTACHMENT

WHEREAS there has been a public call for tenders made by the City of Montreal for the acquisition of Freightliner trucks;

WHEREAS Resolution CE04 2041 was adopted by the City of Montreal on October 27, 2004 granting a contract, valid until December 31, 2011, to the supplier Globocam;

WHEREAS the Town of Hampstead is able to benefit from the existing agreement between the City of Montreal and Globocam Inc;

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

THAT, the following contract for the purchase of one freightliner ten-wheel truck equipped with a four seasons dumper and a snow plow attachment be and is hereby approved, the whole as more amply delineated hereunder:

GLOBOCAM (MONTREAL) INC.

One Freightliner ten-wheels Truck (equipped with a four seasons	\$ 177,906.29
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dumper and a snow plow attachment)

Tire Tax	30.00
G.S.T. 5%	10,676.18
Q.S.T. 7.5%	14,145.94

TOTAL **\$ 202,758.41**

- THAT Treasurer's certificate N° 10-027, dated August 26, 2010, has been issued by the Town's Treasurer attesting to the availability of funds to cover the described expenses.

Adopted

2010-551

TERMINATION OF EMPLOYMENT OF MS. ISABELLE MÉNARD, AS "SECTION CHIEF – URBAN PLANNING AND BUILDING INSPECTIONS"

WHEREAS Ms. Ménard was hired on November 30, 2009;

WHEREAS her contract of employment specifies she is subject to the "Management Remuneration Policy of the Town of Hampstead";

WHEREAS the "Management Remuneration Policy of the Town of Hampstead" provides, at its article 4 d) that "The appointment of a manager shall be confirmed by the Director General after a probation period of twelve (12) months provided that a report is filed by the candidate's immediate superior attesting that the candidate is fulfilling the responsibilities and functions of the job in a satisfactory manner";

WHEREAS the Director General recommends to end Ms. Ménard's probation period and, consequently, terminate her employment;

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

- THAT the Town Council terminates the employment of Ms. Isabelle Ménard, as of today.

Adopted

2010-552

REPLACEMENT OF A MEMBER APPOINTED BY THE TOWN OF HAMPSTEAD ON THE PENSION COMMITTEE

CONSIDERING THAT the Town of Hampstead may appoint six (6) members on the Pension Committee of the Pension Plan for the Employees of the Town of Hampstead;

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

- TO APPOINT Ms. SIMONA SONNENWIRTH to replace Ms. ISABELLE MÉNARD as a member on the Pension Committee of the Pension Plan for the Employees of the Town of Hampstead.

Adopted

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SECOND QUESTION PERIOD

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

2010-553

ADJOURNMENT

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

Adopted

(s) Michael Goldwax
Michael Goldwax, Acting Mayor

(s) Nathalie Lauzière
Me Nathalie Lauzière, Town Clerk