

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON JULY 4<sup>TH</sup> 2006, AT THE COMMUNITY CENTER, 30 LYNCROFT ROAD, AT 8:00 P.M.**

**THOSE PRESENT WERE:** Mayor William Steinberg, Councillors Bonnie Feigenbaum, Clifford Borden, Michael Goldwax, Abraham Gonshor and David Sternthal, forming a quorum with Mayor Steinberg presiding.

**ALSO PRESENT:** Mr. Richard Sun, Director General and M<sup>e</sup> Chantal Bergeron, Town Clerk acting as Secretary of the meeting

**ABSENT:** Councillor Leon Elfassy

**FIRST QUESTION PERIOD**

Ms. Claudia Litvak – 289 Dufferin

- Deposited a letter, addressed to Mayor and Council, which included two suggestions concerning dogs:
  - 1) asked that the Town develop a dog run; and
  - 2) requested permission to form a Hampstead dog owners' association

Ms. Isabelle Amzallag – 79 Cleve

- Concerning family services, asked why the fees for children's activities are so much higher than other municipalities.

Ms. Valerie Hensby – 213 Dufferin

- Asked about the presence of a representative of the Town of Hampstead at the Agglomeration Council.

Mr. Derek Stern – 17 Lyncroft

- Congratulated the Town Council and the Department of Community Services for the very enjoyable Hampstead Day celebrations.

2006-189

**APPROVAL OF THE AGENDA**

On motion of Councillor David Sternthal, seconded by Councillor Bonnie Feigenbaum, it was UNANIMOUSLY RESOLVED:

- TO approve the Agenda of the regular meeting as modified by the addition of the following item:

Urban Planning

“6.7 Designation of Councillor Michael Goldwax to the Demolition Committee”

Adopted

2006-190

**ADOPTION OF THE MINUTES**

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

- THAT the Minutes of the Public Consultation Meeting of June 5<sup>th</sup>, 2006 and the Council Meetings of June 5<sup>th</sup> and 16<sup>th</sup>, 2006 be and are hereby approved as submitted.

Adopted

2006-191

**APPOINTMENT OF ACTING MAYOR**

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

- THAT Councillor Leon Elfassy be and is hereby appointed Acting Mayor effective July 4<sup>th</sup>, 2006 and until the first Regular Council Meeting to be held in October 2006, to have and exercise all powers of the Mayor when the latter is absent or otherwise unable to perform his duties, the whole in accordance with Article 56 of *The Cities and Towns Act*.

Adopted

2006-192

**DEPOSIT – STATEMENT OF PECUNIARY INTERESTS OF COUNCILLOR MICHAEL GOLDWAX**

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Town Council Member, Michael Goldwax, has deposited, at this Council Meeting, his written Statement of Pecuniary Interests according to section 357 of the *Act respecting elections and referendums in municipalities* (R.S.Q., c.E-2.2).

2006-193

**ASSIGNMENT – COUNCIL MEMBER PORTFOLIOS**

On motion of Councillor Bonnie Feigenbaum, seconded by Councillor Abraham Gonshor, it was UNANIMOUSLY RESOLVED:

- THAT the Members of Council acknowledge the assignment of the Town of Hampstead's portfolios as follows:

Human Resources	Mayor William Steinberg
Finance & Traffic	Councillor Clifford Borden
Community Services & Communications	Councillor Bonnie Feigenbaum
Public Works	Councillor Michael Goldwax
Public Security	Councillor Abraham Gonshor
Legal	Councillor David Sternthal

Adopted

2006-194

**NOTICE OF MOTION – BY-LAW N<sup>o</sup> 746-1 AMENDING BY-LAW N<sup>o</sup> 746 - APPLICABLE FEES FOR LIBRARY MEMBERSHIP**

NOTICE OF MOTION was given by Councillor Bonnie Feigenbaum, that, at a subsequent meeting of Council, By-law N<sup>o</sup> 746-1 amending By-law N<sup>o</sup> 746 decreeing the applicable fees for library membership, will be submitted to Council for adoption.

TAKE FURTHER NOTICE THAT all Council members have received a copy of By-law N<sup>o</sup> 746-1 prior to this Council Meeting and a motion to dispense with the reading of the said by-law was made.

2006-195

**NOTICE OF MOTION – BY-LAW N<sup>o</sup> 747-1 AMENDING BY-LAW N<sup>o</sup> 747 - FEE SCHEDULE FOR CULTURAL, SPORTS AND LEISURE ACTIVITIES**

NOTICE OF MOTION was given by Councillor Clifford Borden, that, at a subsequent meeting of Council, By-law N<sup>o</sup> 747-1 amending By-law N<sup>o</sup> 747 decreeing the fee schedule for cultural, sports and leisure activities, will be submitted to Council for adoption.

TAKE FURTHER NOTICE THAT all Council members have received a copy of By-law N<sup>o</sup> 747-1 prior to this Council Meeting and a motion to dispense with the reading of the said by-law was made.

2006-196

**ADOPTION OF SECOND DRAFT BY-LAW N<sup>o</sup> 727-3 TO FURTHER AMEND ZONING BY-LAW N<sup>o</sup> 727**

WHEREAS the Members of Council have received a copy of the second draft of By-law N<sup>o</sup> 727-3 and declare to have read it; and

WHEREAS the Members of Council have made a decision to modify Article 2 of said By-law by changing, under the column “Roof Height”, on the first line, the height of the façade to not exceed 7.9 meters (26 feet) instead of 7.6 meters (25 feet);

It was proposed by Councillor Clifford Borden, seconded by Councillor David Sternthal and UNANIMOUSLY RESOLVED:

- TO approve, as modified, the second draft of By-law N<sup>o</sup> 727-3 to be entitled: “By-law to Further Amend Zoning By-law 727”.

Adopted

2006-197

**DEPOSIT OF CERTIFICATE OF THE TOWN CLERK RE REGISTER OPENED FOR PERSONS QUALIFIED TO VOTE ON BY-LAW N<sup>o</sup> 749**

The Town Clerk reported that, after the registration proceedings called for and held at the Town Hall, 5569 Queen Mary Road, from 9:00 a.m. to 7:00 p.m., on June 27, 2006, concerning By-law N<sup>o</sup>749 entitled: “By-law Authorizing a Loan of \$1,849,370 for the Cost of Road Repair and Resurfacing”.

- That the number of persons qualified to vote on this by-law is 4,907;
- That the number of signatures of persons qualified to vote required making the holding of a poll obligatory is 500;
- That the number of persons qualified to vote who have registered is 0; and
- That the By-law has therefore been deemed approved by the persons qualified to vote.

2006-198

**URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 17 BRIARDALE ROAD**

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

- THAT the site planning and architectural integration programs received April 27<sup>th</sup>, 2006 showing **plans and elevations of a 2 storey side and rear extension to the detached single family dwelling at 17 Briardale Road** and prepared by **Agapi+Alt architects**, for the Planning Advisory Committee meeting of June 21st, 2006, is **not approved** according to the provisions of Chapter 12 of the Zoning By-law N<sup>o</sup> 727 and as recommended by the PAC.

Adopted

2006-199

**URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 9 BARONSCOURT ROAD**

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On motion of Councillor Clifford Borden, seconded by Councillor Michael Goldwax, it was UNANIMOUSLY RESOLVED:

- THAT the site planning and architectural integration programs received April 27<sup>th</sup>, 2006 showing **modifications to the front façade of a detached single family dwelling at 9 Baronscourt Road** and prepared by **S. Nuckle**, for the Planning Advisory Committee meeting of June 21st, 2006, is **approved** according to the provisions of Chapter 12 of the Zoning By-law N<sup>o</sup> 727 and as recommended by the PAC.

Adopted

2006-200

**URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 91 FINCHLEY ROAD**

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

- THAT the site planning and architectural integration programs received May 26<sup>th</sup>, 2006 showing **plans and elevations for a 2<sup>nd</sup> storey rear extension of a detached single family dwelling at 91 Finchley Road** and

prepared by **Nathan Schertzer, Architect**, for the Planning Advisory Committee meeting of June 21st, 2006, is **approved** according to the provisions of Chapter 12 of the Zoning By-law N° 727 and as recommended by the PAC.

Adopted

2006-201

**URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 56 CLEVE ROAD**

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On motion of Councillor Abraham Gonshor, seconded by Councillor Clifford Borden, it was UNANIMOUSLY RESOLVED:

- THAT the site planning and architectural integration programs received May 4th, 2006 showing **plans and elevations for a rear porch over the rear deck of a detached single family dwelling at 56 Cleve Road** and prepared by **Atelier Formes et Fonctions**, for the Planning Advisory Committee meeting of June 21st, 2006, is **approved** according to the provisions of Chapter 12 of the Zoning By-law N° 727 and as recommended by the PAC.

Adopted

2006-202

**URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 2 ALBION ROAD**

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

- THAT the site planning and architectural integration programs received May 16, 2006 showing **modifications to the front façade of a detached single family dwelling at 2 Albion Road** and prepared by **Agapi+Alt architects**, for the Planning Advisory Committee meeting of June 21st, 2006, is **not approved** according to the provisions of Chapter 12 of the Zoning By-law N° 727 and as recommended by the PAC.

Adopted

2006-203

**URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 88 THURLOW ROAD**

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

- THAT the site planning and architectural integration programs received May 26th, 2006 showing **plans and elevations for a side extension of a semi-detached single family dwelling. at 88 Thurlow Road** and prepared by **Bertrand Thibodeau architecte**, for the Planning Advisory Committee meeting of June 21<sup>st</sup>, 2006, is **approved** according to the provisions of Chapter 12 of the Zoning By-law No 727 and as recommended by the PAC.

Adopted

2006-204

**DESIGNATION OF COUNCILLOR MICHAEL GOLDWAX TO THE  
DEMOLITION COMMITTEE**

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On motion of Councillor David Sternthal, seconded by Councillor Bonnie Feigenbaum, it was UNANIMOUSLY RESOLVED:

- THAT Councillor Michael Goldwax is designated to be a member of the Demolition Committee of the Town of Hampstead.

Adopted

2006-205

**APPROVAL OF LIST OF PART-TIME EMPLOYEES FOR  
COMMUNITY SERVICES DEPARTMENT**

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CONSIDERING THAT Council members reviewed the report of the Director of the Community Services dated July 3<sup>rd</sup>, 2006 with regard to hiring part-time employees;

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

- THAT the Town Council approves the list of the names and hourly rates of part-time employees for the Community Services Department, prepared by the Director of Community Services.

Adopted

2006-206

**APPOINTMENT OF REPRESENTATIVE TO SIGN, ON BEHALF OF  
THE TOWN OF HAMPSTEAD, THE 'DELEGATION OF POWERS  
AGREEMENT' BETWEEN THE TOWN OF HAMPSTEAD AND THE  
PENSION COMMITTEE OF THE PENSION PLAN FOR EMPLOYEES  
OF THE TOWN OF HAMPSTEAD**

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CONSIDERING THAT the Pension Committee of the Pension Plan for Employees of the Town of Hampstead (the 'plan') wishes to delegate to the Town of Hampstead all of its powers and duties regarding the administration of the plan;

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

- TO appoint Mr. Richard Sun to sign, on behalf of the Town of Hampstead, the *Delegation of Powers Agreement* between the Pension Committee of the Pension Plan for Employees of the Town of Hampstead and the Town of Hampstead.

Adopted

2006-207

**APPOINTMENT OF TOWN COUNCILLOR TO THE PENSION  
COMMITTEE OF THE PENSION PLAN FOR EMPLOYEES**

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

- THAT the Members of Council appoint Councillor Michael Goldwax to replace Councillor Clifford Borden on the Pension Committee of the Pension Plan for Employees of the Town of Hampstead.

Adopted

2006-208

**APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF JUNE 2006**

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WHEREAS Council reviewed the list of payments for the month of June 2006;

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

- THAT the disbursements for the period from June 1<sup>st</sup> to June 30<sup>th</sup> 2006 be and are hereby approved.

Adopted

2006-209

**APPROVAL – PAYMENT OF THE ADJUSTED SECOND INSTALMENT OF THE TOWN OF HAMPSTEAD’S SHARE OF THE EXPENSES OF COMMUNAUTÉ MÉTROPOLITAINE DE MONTRÉAL**

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WHEREAS the Town Council approved, at the Special Council Meeting held on March 20<sup>th</sup>, 2006, by resolution number 2006-83, payment of the Town of Hampstead’s annual share of the Communauté Métropolitaine de Montréal (CMM) expenses in the amount of \$243,631.49;

WHEREAS the original invoice in the amount of \$243,631.49 was an estimate, which has been revised by CMM’s invoice of June 9<sup>th</sup>, 2006 to \$277,820.92, an increase of \$34,189.43; and

WHEREAS the Town of Hampstead has paid, on March 24<sup>th</sup>, 2006, the first instalment in the amount of \$121,815.75, which was due on March 20<sup>th</sup>, 2006;

On motion of Councillor Abraham Gonshor, seconded by Councillor Clifford Borden, it was UNANIMOUSLY RESOLVED:

- THAT the second instalment of the Town of Hampstead’s share of the expenses of the Communauté Métropolitaine de Montréal, in the amount of \$156,005.17, plus interest in the amount of \$255.33, be and is hereby approved for payment.

Adopted

2006-210

**APPROVAL – PAYMENT OF TOWN OF HAMPSTEAD’S SHARE OF THE JUNE 2004 REFERENDUM EXPENSES**

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WHEREAS the Town of Hampstead has received a letter from the Department of Municipal Affairs and Regions, dated February 8<sup>th</sup>, 2006, and enclosing a statement requesting payment of \$64,570.55 which represents the Town of Hampstead’s share of the June 2004 referendum expenses; and

WHEREAS this payment is due on July 1<sup>st</sup>, 2006;

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

- THAT the request, received from the Department of Municipal Affairs and Regions, for payment of \$64,570.55, representing the Town of Hampstead’s share of the June 2004 referendum expenses, be and is hereby approved for payment; and

- THAT Treasurer's certificate N°06-029 dated June 27, 2006 has been issued by the Town's Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

2006-211

**REJECTION OF QUOTATIONS FOR THE SUPPLY OF ONE AUTOMOBILE - 2006 FOUR DOOR SEDAN**

WHEREAS there has been a call for tenders, by way of written invitation, for the supply of one 2006 BMW 330xi;

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

- THAT, as recommended by the Director General, all quotations received regarding the supply of a 2006 BMW 330xi be and are hereby rejected.

Adopted

2006-212

**GRANTING OF CONTRACT – CONSTRUCTION OF SIDEWALKS, DRIVEWAY ENTRANCES AND CURBS**

On motion of Councillor Bonnie Feigenbaum, seconded by Councillor Michael Goldwax, 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:

**Les Entreprises Canbec Construction Inc.**

Construction and repairs of sidewalks, Entrances and curbs (as per quotation specifications)	Approx. \$60,205.00
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G.S.T.:6%	\$3,612.30
Q.S.T.: 7.5%	\$4,786.30

<b>GRAND TOTAL:</b>	<b>Approx. \$68,603.60</b>
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- THAT Treasurer's certificate N°06-026 dated June 27, 2006 has been issued by the Town's Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

2006-213

**GRANTING OF CONTRACT – PURCHASE OF ONE JOHN DEERE LAWNMOWER**

On motion of Councillor Michael Goldwax, seconded by Councillor Bonnie Feigenbaum, 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:

**Lavaltrac Equipements Inc.**

Supply of one lawnmower \$ 37,995.00  
(as per quotation specifications)

Environmental tax (tires) 27.00

G.S.T 6% 2,281.32

Q.S.T. 7.5% 3,022.75

**GRAND TOTAL \$ 43,326.07**

- THAT Treasurer's certificate N°06-030 dated June 28, 2006 has been issued by the Town's Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

**SECOND QUESTION PERIOD**

Mr. Derek Stern – 17 Lyncroft

- Asked for whom the purchase of the BMW was intended.
- Asked for more information about the contract for the construction of sidewalks, curbs, driveway entrances and about the purchase of the lawnmower.

Ms. Claudia Litvak – 289 Dufferin

- Asked for an update concerning potholes and the repair to the streets.

2006-214

**ADJOURNMENT**

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

Adopted

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Dr. William Steinberg, Mayor

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M<sup>e</sup> Chantal Bergeron, Town Clerk