

**Minutes of Town of Hampstead**

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON OCTOBER 3<sup>RD</sup>, 2018, AT THE COMMUNITY CENTER, 30 LYNCROFT ROAD, AT 8:00 P.M.**

**THOSE PRESENT WERE:** Mayor William Steinberg, Councillors Leon Elfassy, Michael Goldwax, Harvey Shaffer, Jack Edery, Warren Budning, and Cheryl Weigensberg, and forming a quorum with Mayor Steinberg presiding.

**ALSO PRESENT:** Mr. Richard Sun, Director General, and Me Pierre Tapp, Town Clerk, acting as Secretary of the meeting.

**OPENING OF MEETING**

The Mayor called the meeting to order at 8:10 p.m.

**PUBLIC QUESTION PERIOD**

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

- No questions were asked.

2018-287

**ADOPTION OF THE AGENDA**

On motion of Councillor Michael Goldwax, seconded by Councillor Harvey Shaffer, it is UNANIMOUSLY RESOLVED:

- THAT the agenda of the regular meeting is hereby adopted as submitted.

Adopted

2018-288

**ADOPTION OF THE MINUTES OF THE REGULAR COUNCIL MEETING OF SEPTEMBER 4<sup>TH</sup>, 2018**

On motion of Councillor Harvey Shaffer, seconded by Councillor Michael Goldwax, it is UNANIMOUSLY RESOLVED:

- THAT the Minutes of the Regular Council meeting of September 4<sup>th</sup>, 2018 are hereby approved as submitted.

Adopted

2018-289

**MOTION TO ASK THE GOVERNMENT OF QUEBEC TO ADOPT CERTAIN EXEMPLARY PRACTICES TO REDUCE TOBACCO USAGE**

WHEREAS tobacco kills more Quebeckers than alcohol, illicit substances, accidents, suicides and homicides combined and that people who consume tobacco are more likely to stay longer at the hospital;

WHEREAS, according to the Canadian Cancer Society, smoking is responsible for 20% of all deaths nationally, resulting in additional costs totaling \$ 6.5 billion per year for our health care system leading to an annual negative economic impact of \$ 16.2 billion;

WHEREAS, according to a study from the Non-Smokers Rights Association/ Foundation for the fight against tobacco dated April 1<sup>st</sup>, 2018, cigarettes are less expensive in Quebec than in the rest of Canada because of lower tobacco taxes;

WHEREAS many studies have shown that when tobacco taxes are higher, it has an impact on consumer behavior that results in a reduced consumption;

WHEREAS, in the United States, a movement to raise the legal age for buying and consuming tobacco products to 21 years is growing, and that such laws have already been passed by the states of Hawaii, California, Oregon, Washington, Massachusetts, Maine, and New Jersey and other states and that other laws are currently under consideration in the states of Alabama, Arizona, Florida, Iowa, New Hampshire, New Mexico, Vermont and West Virginia;

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WHEREAS many scientific studies show that many Canadians start smoking as teenagers, that on average, Canadian smokers smoked their first cigarette at the age of 16 and started smoking regularly at the age of 18 and that, despite substantial progress in reducing youth smoking rates, about one in ten child between the ages of 15 and 17 smokes;

WHEREAS the older a person ages without starting to smoke, the less likely they are to become a smoker, and in provinces and territories where the legal age to consume tobacco has increased, the results have demonstrated that this measure was successful in preventing teens from starting to smoke;

On motion of Councillor Cheryl Weigensberg, seconded by Councillor Harvey Shaffer, it is RESOLVED:

- THAT the Hampstead town council take note of the fact that tobacco taxes are lower in Quebec than in any other province or territory in Canada and urges the next government of Quebec to increase the price of cigarette cartridges so that it achieves, at a minimum, the average Canadian price, all while strengthening awareness and support measures for smoking cessation, particularly for disadvantaged or vulnerable populations;
- THAT the municipal council also asks the next Quebec government to examine the relevance of raising the legal age required to buy tobacco, as established by more and more American states.

Adopted

2018-290

#### **DEPOSIT OF THE MINUTES OF THE PAC MEETING HELD ON SEPTEMBER 17<sup>TH</sup>, 2018**

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Each member of the Council having received a copy, the Town Clerk deposits the minutes of the Planning Advisory Committee meeting held on September 17<sup>th</sup> 2018.

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

2018-291

#### **REQUEST TO AUTHORIZE THE CONSTRUCTION OF A DETACHED SINGLE FAMILY DWELLING LOCATED AT **94 THURLOW ROAD**, LOT NO. 2 089 443, ZONE RA-1, (ZONING BY-LAW NO. 1001-2) AND (SPAIP BY-LAW NO. 775)**

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On motion of Councillor Warren Budning, seconded by Councillor Michael Goldwax, it is RESOLVED:

- THAT the construction to a detached single family dwelling located at **94 Thurlow Road** and submitted to the Planning Advisory Committee meeting on September 17<sup>th</sup>, 2018 is ***approved, notwithstanding the PAC's recommendation to refuse***. The addition meets the prescribed standards of the Zoning By-law no. 1001-2 and only partially meets the prescribed standards of the Site Planning and Architectural Integration Program By-law no. 775

Adopted

2018-292

#### **REQUEST TO AUTHORIZE AN ADDITION TO A SEMI-DETACHED SINGLE FAMILY DWELLING LOCATED AT **387 DUFFERIN ROAD**, LOT NO. 2 088 509, ZONE RB-6, (ZONING BY-LAW NO. 1001-2) AND (SPAIP BY-LAW NO. 775)**

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On motion of Councillor Warren Budning, seconded by Councillor Michael Goldwax, it is RESOLVED:

- THAT the addition to a semi-detached single family dwelling located at **387 Dufferin Road** and submitted to the Planning Advisory Committee meeting on September 17<sup>th</sup>, 2018 is ***approved*** as recommended by the PAC. The addition meets the prescribed standards of the Zoning By-law no. 1001-2 and meets the prescribed standards of the Site Planning and Architectural Integration Program By-law no. 775.

Adopted

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2018-293

**REQUEST TO AUTHORIZE MINOR EXEMPTIONS TO ZONING BY-LAW NO. 1001-2 FOR A DETACHED SINGLE FAMILY DWELLING LOCATED AT 7 THURLOW ROAD, LOT NO. 2 088 818, ZONE RA-1, (ZONING BY-LAW NO. 1001-2) AND (BY-LAW CONCERNING MINOR EXEMPTIONS NO. 1013)**

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WHEREAS the members of Council have reviewed the following request for minor exemptions to Zoning By-law No. 1001-2:

1. To Section 65, schedule B, to allow the left side setback at 2.09m (6.86 ft) instead of 2.44m (8 ft).
2. To Section 65, schedule B, to allow the rear setback at 7.87m (25.82 ft) instead of 7.94m (26 ft).

WHEREAS the Planning Advisory Committee, at its meeting held on September 17<sup>th</sup>, 2018, recommended to approve the request for minor exemptions;

On motion of Councillor Warren Budning, seconded by Councillor Michael Goldwax, it is RESOLVED:

- THAT the request for minor exemptions for the property located at **7 Thurlow Road**, lot no. : 2 088 818, Zone RA-1 is approved.

**Intervention of interested persons concerning the request for Minor Exemption at 7 Thurlow Road:**

*No intervention.*

Adopted

2018-294

**REQUEST TO AUTHORIZE MODIFICATIONS OF A FACADE FOR A DETACHED SINGLE FAMILY DWELLING LOCATED AT 18 BELSIZE ROAD, LOT NO. 2 089 515, ZONE RA-2, (ZONING BY-LAW NO. 1001-2) AND (SPAIP BY-LAW NO. 775)**

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On motion of Councillor Warren Budning, seconded by Councillor Michael Goldwax, it is RESOLVED:

- THAT the modifications to the facade of a detached single family dwelling located **18 Belsize Road** and submitted to the Planning Advisory Committee meeting on September 17<sup>th</sup>, 2018 are refused as recommended by the PAC. The modifications meet the prescribed standards of the Zoning By-law no. 1001-2 and only partially meet the prescribed standards of the Site Planning and Architectural Integration Program By-law no. 775.

*Mayor William Steinberg called for a vote.*

**Voted in favour:**

Councillor Cheryl Weigensberg  
Councillor Leon Elfassy  
Councillor Michael Goldwax  
Councillor Jack Edery  
Councillor Warren Budning

**In favour: 5**

**Voted against:**

Councillor Harvey Shaffer

**Against: 1**

Adopted on division

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2018-295

**REQUEST TO AUTHORIZE THE MODIFICATION OF FACADES FOR A DETACHED SINGLE FAMILY DWELLING LOCATED AT 30 ALDRED ROAD, LOT NO. 2 089 666, ZONE RB-4, (ZONING BY-LAW NO. 1001-2) AND (SPAIP BY-LAW NO. 775)**

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On motion of Councillor Warren Budning, seconded by Councillor Michael Goldwax, it is RESOLVED:

- THAT the modification to the facades of a detached single family dwelling located at **30 Aldred Road** and submitted to the Planning Advisory Committee meeting on September 17<sup>th</sup>, 2018 is **conditionally approved** as recommended by the PAC provided that;
  - Coining must not be done.
  - The front door must be changed to match the rest of the house.

The modification meets the prescribed standards of the Zoning By-law no. 1001-2 and only partially meets the prescribed standards of the Site Planning and Architectural Integration Program By-law no. 775.

Adopted

2018-296

**REQUEST TO AUTHORIZE MODIFICATIONS OF A WALKWAY FOR A DETACHED SINGLE FAMILY DWELLING LOCATED AT 64 GLENMORE ROAD, LOT NO. 2 090 033, ZONE RA-2, (ZONING BY-LAW NO. 1001-2) AND (SPAIP BY-LAW NO. 775)**

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On motion of Councillor Warren Budning, seconded by Councillor Harvey Shaffer, it is RESOLVED:

- THAT the modifications of a walkway for a detached single family dwelling located at **64 Glenmore Road** and submitted to the Planning Advisory Committee meeting on September 17<sup>th</sup>, 2018 are **approved** as recommended by the PAC. The modifications meet the prescribed standards of the Zoning By-law no. 1001-2 and the prescribed standards of the Site Planning and Architectural Integration Program By-law no. 775

Adopted

2018-297

**REQUEST TO AUTHORIZE AN ADDITION TO A DETACHED SINGLE FAMILY DWELLING LOCATED AT 104 THURLOW ROAD, LOT NO. 2 089 439, ZONE RA-1, (ZONING BY-LAW NO. 1001-2) AND (SPAIP BY-LAW NO. 775)**

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On motion of Councillor Warren Budning, seconded by Councillor Harvey Shaffer, it is RESOLVED:

- THAT the addition to a detached single family dwelling located at **104 Thurlow Road** and submitted to the Planning Advisory Committee meeting on September 17<sup>th</sup>, 2018 is **approved** as recommended by the PAC. The addition meets the prescribed standards of the Zoning By-law no. 1001-2 and meets the prescribed standards of the Site Planning and Architectural Integration Program By-law no. 775.

Adopted

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2018-298

**REQUEST TO AUTHORIZE MINOR EXEMPTIONS TO ZONING BY-LAW NO. 1001-2 FOR A DETACHED SINGLE FAMILY DWELLING LOCATED AT 164 WEXFORD ROAD, LOT NO. 2 089 371, ZONE RA-2, (ZONING BY-LAW NO. 1001-2) AND (BY-LAW CONCERNING MINOR EXEMPTIONS NO. 1013)**

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WHEREAS the members of Council have reviewed the following request for minor exemptions to Zoning By-law No. 1001-2:

1. To Section 65, schedule B, to allow the left side setback at 2.13m (7 ft) instead of 2.57m (8.43 ft).
2. To Section 65, schedule B, to allow the right side setback at 1.98m (6.5 ft) instead of 2.57m (8.43 ft).
3. To Section 76, table 13, to allow the setback for mechanical equipment at 0.59m (1.94 ft) instead of 1.5m (4.92 ft).

WHEREAS the Planning Advisory Committee, at its meeting held on September 17<sup>th</sup>, 2018, recommended to approve the request for minor exemptions;

On motion of Councilor Harvey Shaffer, seconded by Councillor Warren Budning, it is RESOLVED:

- THAT the request for minor exemptions for the property located at **164 Wexford Road**, lot no. : 2 089 371, Zone RA-2 is approved.

**Intervention of interested persons concerning the request for Minor Exemption at 164 Wexford Road:**

*No intervention.*

Adopted

2018-299

**REQUEST TO AUTHORIZE AN ADDITION TO A DETACHED SINGLE FAMILY DWELLING LOCATED AT 5578 QUEEN MARY ROAD, LOT NO. 2 089 362, ZONE RA-1, (ZONING BY-LAW NO. 1001-2) AND (SPAIP BY-LAW NO. 775)**

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On motion of Councillor Warren Budning, seconded by Councillor Harvey Shaffer, it is RESOLVED:

- THAT the addition to a detached single family dwelling located at **5578 Queen Mary Road** and submitted to the Planning Advisory Committee meeting on September 17<sup>th</sup>, 2018 is approved as recommended by the PAC. The addition meets the prescribed standards of the Zoning By-law no. 1001-2 and meets the prescribed standards of the Site Planning and Architectural Integration Program By-law no. 775.

Adopted

2018-300

**APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF SEPTEMBER 2018**

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WHEREAS Council reviewed the list of payments for the month of September 2018;

On motion of Councillor Jack Edery, seconded by Councillor Cheryl Weigensberg, it is RESOLVED:

- THAT the disbursements for the period from August 16<sup>th</sup>, 2018 to September 15<sup>th</sup>, 2018, in the total amount of \$1 087 273.11 are hereby approved.

Adopted

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2018-301

**GRANTING OF CONTRACT FOR SERVICE ENTRANCE CONNECTIONS FOR 73 STRATFORD**

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WHEREAS prices were requested from suppliers for service entrance connections, aqueduct and sewer, for the property located at 73 Stratford;

WHEREAS the supplier who submitted the lowest bid is Plomberie et Excavation Mirage Inc.;

WHEREAS all expenses incurred by the Town will be reimbursed by the owner of the property located at 73 Stratford;

On motion of Councillor Michael Goldwax, seconded by Councillor Harvey Shaffer, it is RESOLVED:

THAT the contract for service connections at 73 Stratford be granted to the following contractor and for the following costs;

**Plomberie et excavation Mirage Inc**

Supply of materials and make the services connection for 73 Stratford:	\$22 500.00
G.S.T. (5%):	\$1 125.00
Q.S.T. (9.975%):	<u>\$2 244.38</u>
Grand total taxes included:	\$25 869.38
	Adopted

2018-302

**REJECT OF QUOTATIONS – SUPPLY AND PLANTATION OF TREES**

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WHEREAS there has been a call for tenders, by way of written invitation, for the supply and plantation of trees;

WHEREAS, all bids received are over \$ 101,100 taxes included

On motion of Councillor Michael Goldwax, seconded by Councillor Cheryl Weigensberg, it was RESOLVED:

- TO reject all bids received.

Adopted

2018-303

**SIXTH RENEWAL OF INTERMUNICIPAL AGREEMENT FOR THE DUMPING OF SNOW BETWEEN THE TOWN OF HAMPSTEAD AND THE CITY OF CÔTE SAINT-LUC**

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WHEREAS Council has received a copy of the proposed sixth Renewal of Agreement for the Dumping of Snow, since the end of the term of the agreement of 2009, with an effective date of September 4<sup>th</sup>, 2018, between the City of Côte Saint-Luc and the Town of Hampstead;

On motion of Councilor Michael Goldwax, seconded by Councillor Harvey Shaffer, it is RESOLVED:

- THAT the Director general or, in case of his absence, the Town Clerk, are authorized to sign the sixth Renewal of the intermunicipal agreement for the dumping of snow, with an effective date of September 4<sup>th</sup>, 2018, by which the City of Côte Saint-Luc allows the Town of Hampstead to use the Côte Saint-Luc snow dump located at the intersection of Kildare Road and Marc Chagall Avenue during the period of November 1<sup>st</sup>, 2018 to March 31<sup>st</sup>, 2019;

Treasurer’s certificate No 18-15, dated September 26<sup>th</sup>, 2018, has been issued by the Town’s Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

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2018-304

**GRANTING OF CONTRACT – ACQUIRING A MPLS NETWORK,  
AN EVPL LINK AND INTERNET**

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WHEREAS there has been a public call for tenders for the granting of contract for five years for acquiring a MPLS network, an EVPL link and Internet;

WHEREAS, after analyzing the tenders opened on October 3<sup>rd</sup> 2018, the lowest bidder conforming to the requirements of the tender invitation is Bell Canada;

On motion of Councillor Harvey Shaffer, seconded by Councillor Michael Goldwax, it was RESOLVED:

- THAT, the five years contract for acquiring a MPLS network, an EVPL link and Internet be granted to Bell Canada for an amount of \$ 79 670.09 taxes included.

Adopted

2018-305

**ADOPTION OF THE POLICY REGARDING ALCOHOL AND  
DRUGS IN THE WORKPLACE**

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WHEREAS the members of Council deem it important to put into effect a policy regarding workplace impairment related to alcohol, drugs and medication, as well as the procedure for its application, which is necessary to ensure the health and the safety of its employees and its population; and

WHEREAS Council has reviewed the proposed "Policy regarding workplace impairment related to alcohol, drugs and medication" dated October 3<sup>rd</sup>, 2018, as prepared by the Director of Human Resources;

It is proposed by Councillor Cheryl Weigensberg, seconded by Councillor Jack Edery, and RESOLVED:

- THAT the "Policy regarding workplace impairment related to alcohol, drugs and medication" dated October 3<sup>rd</sup>, 2018 be, and is hereby approved to take effect on the date indicated in the policy.

Adopted

2018-306

**ADOPTION OF THE POLICY TO PREVENT AND COUNTER  
WORKPLACE HARASSMENT AND PROMOTE CIVILITY**

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WHEREAS the members of Council deem it important to put into effect a policy to prevent and counter workplace harassment and promote civility, as well as the procedure for its application, which is necessary to establish and maintain a healthy and harassment-free work environment, in any form whatsoever; and

WHEREAS Council has reviewed the proposed "Policy to prevent and counter workplace harassment and promote civility" dated October 3<sup>rd</sup>, 2018, as prepared by the Director of Human Resources;

It is proposed by Councillor Jack Edery, seconded by Councillor Cheryl Weigensberg, and RESOLVED:

- THAT the "Policy to prevent and counter workplace harassment and promote civility" dated October 3<sup>rd</sup>, 2018 be, and is hereby approved to take effect on the date indicated in the policy

Adopted

**OTHER BUSINESS**

**SECOND QUESTION PERIOD**

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

- No questions were asked.

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2018-307

**ADJOURNMENT**

All the subjects of the Agenda having been discussed, it was proposed by Councillor Michael Goldwax, seconded by Councillor Warren Budning and unanimously resolved to declare that the meeting be closed at 8:36 p.m.

Adopted

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Dr. William Steinberg, Mayor

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Me Pierre Tapp OMA, Town Clerk