

Minutes of Town of Hampstead

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON DECEMBER 4TH, 2017, AT THE COMMUNITY CENTER, 30 LYNCROFT ROAD, AT 8:00 P.M.

THOSE PRESENT WERE: Mayor William Steinberg, Councillors Cheryl Weigensberg, Jack Edery, Leon Elfassy Michael Goldwax, Warren Budning, and Harvey Shaffer, 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 8:09 p.m.

PUBLIC QUESTION PERIOD

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

- Questions were asked by residents and answered by the Mayor and the Councillors.

2017-266

ADOPTION OF THE AGENDA

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

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

Adopted

2017-267

ADOPTION OF THE MINUTES

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

- THAT the Minutes of the Regular Council meeting of November 20th, 2017 are hereby approved as submitted.

Adopted

2017-268

RESOLUTION IN SUPPORT OF BY-LAW 2493 (CSL) ENTITLED: "BY-LAW REGULATING THE TRAFFIC OF TRUCK AND TOOL VEHICLES".

On motion of Councillor Jack Edery, seconded by Councillor Harvey Shaffer, it is UNANIMOUSLY RESOLVED:

- THAT the Hampstead Town Council hereby supports the City of Côte Saint-Luc concerning the adoption, on November 13, 2017, of their By-Law 2493 entitled: "By-law Regulating the Traffic of Trucks and Tool Vehicles.

Adopted

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2017-269

REGISTRATION OF DELEGATES TO ATTEND THE 2018 ANNUAL CONFERENCE OF THE GOVERNMENT FINANCE OFFICERS ASSOCIATION (GFOA)

WHEREAS the 2018 Annual Conference of the Government Finance Officers Association (GFOA) will be held in St. Louis, Missouri from May 6th to May 9th, 2018;

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

- THAT Council authorizes the following delegates to attend the 2018 Annual Conference of the Government Finance Officers Association (GFOA) held in St. Louis, Missouri from May 6th to May 9th, 2018:
 - Director General Richard Sun
 - Treasurer Armin Klaus
 - Comptroller Yves Tedom

Adopted

2017-270

DESIGNATION OF THE MEMBERS OF THE DEMOLITION COMMITTEE

WHEREAS the members of the Demolition Committee may be designated by Council resolution and said resolution shall designate one of the members as Chairperson of the Committee;

WHEREAS this present resolution replaces Resolution N^o 2014-003, adopted on January 13th, 2014;

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

- THAT the following be designated as members of the Demolition Committee:
 - Mayor William Steinberg as Chairperson
 - Councillor Michael Goldwax
 - Councillor Warren Budning;
- THAT, in the case of the unavailability of one or more members at any of the Demolition Committee meetings, the Mayor, may name one or more of the following substitutes to replace one or more of the absent committee members:
 - 1st substitute – Councillor Leon Elfassy
 - 2nd substitute – Councillor Cheryl Weigensberg; and
- -THAT the *Division Chief Urban Planning and Building Inspections* is designated as Secretary of the Committee, and the *Building Inspections Technician* as a substitute of the Secretary in his/her absence.

Adopted

2017-271

ADOPTION OF BY-LAW NO. 694-10 MODIFYING BY-LAW NO. 694 CONCERNING TRAFFIC

WHEREAS the Members of Council have received a copy of By-law No. 694-10 modifying By-law No. 694, regarding traffic, and declare to have read it;

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It was proposed by Councillor Michael Goldwax, seconded by Councillor Harvey Shaffer and it is RESOLVED:

- TO approve By-law No. 694-10 modifying By-law No. 694 on traffic.

Adopted

2017-272

DESIGNATION OF A REPLACEMENT FOR THE MAYOR AT ADOPTION BY-LAW NO. 1010-2 MODIFYING BY-LAW NO. 1010 ON TARIFFS

WHEREAS the Members of Council have received a copy of By-law No. 1010-2 modifying By-law No. 1010, regarding tariffs, and declare to have read it;

It was proposed by Councillor Cheryl Weigensberg seconded by Councillor Jack Edery and it is UNANIMOUSLY RESOLVED:

- TO approve By-law No. 1010-2 modifying By-law No. 1010 on tariffs.

Adopted

2017-273

MOTION OF BY-LAW NO. 1001-3 MODIFYING BY-LAW NO. 1001-2 CONCERNING ZONING

NOTICE OF MOTION was given by Councillor Jack Edery that, at a subsequent meeting of Council, By-law No. 1001-3 modifying By-law No. 1001-2 will be submitted to Council for adoption.

- All Council members have received a draft copy of By-law No. 1001-3 and a motion to dispense with the reading of the said By-law was made.

2017-274

ADOPTION OF DRAFT BY-LAW NO. 1001-3 MODIFYING BY-LAW NO. 1001-2 CONCERNING ZONING

WHEREAS the Members of Council have received a copy of Draft By-law No. 1001-3 modifying By-law No. 1001-2 regarding zoning, and declare to have read it;

It was proposed by Councillor Jack Edery seconded by Councillor Cheryl Weigensberg and it is UNANIMOUSLY RESOLVED:

- TO approve the Draft By-law No. 1001-3 modifying By-law No. 1001-2 on zoning.

Mayor William Steinberg called for a vote.

Voted in favour:

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

Voted against:

Councillor Warren Budning
Councillor Harvey Shaffer

In favour: 4

Against: 2

Adopted on division

At 8:45 p.m. Councillor Leon Elfassy temporarily left his seat.

2017-275

NOTICE OF MOTION OF BY-LAW NO. 1003-1 MODIFYING THE BUILDING BY-LAW NO. 1003

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NOTICE OF MOTION was given by Councillor Jack Edery that, at a subsequent meeting of Council, By-law No. 1003-1 modifying By-law No. 1003 will be submitted to Council for adoption.

All Council members have received a draft copy of By-law No. 1003-1 and a motion to dispense with the reading of the said By-law was made.

2017-276

ADOPTION OF DRAFT BY-LAW NO. 1003-1 MODIFYING BUILDING BY-LAW NO. 1003

WHEREAS the Members of Council have received a copy of Draft By-law No. 1003-1 modifying the Building By-law No. 1003 and declare to have read it;

It was proposed by Councillor Cheryl Weigensberg seconded by Councillor Jack Edery and it is UNANIMOUSLY RESOLVED:

- TO approve the Draft By-law No. 1003-1 modifying the Building By-law No. 1003

Adopted

2017-277

NOTICE OF MOTION OF BY-LAW NO. 1004-1 MODIFYING THE PERMITS AND CERTIFICATES BY-LAW NO. 1004

NOTICE OF MOTION was given by Councillor Michael Goldwax that, at a subsequent meeting of Council, By-law No. 1004-1 modifying By-law No. 1004 will be submitted to Council for adoption.

All Council members have received a draft copy of By-law No. 1004-1 and a motion to dispense with the reading of the said By-law was made.

2017-278

ADOPTION OF DRAFT BY-LAW NO. 1004-1 MODIFYING THE PERMITS AND CERTIFICATES BY-LAW NO. 1004

WHEREAS the Members of Council have received a copy of Draft By-law No. 1004-1 modifying By-law No. 1004 regarding Permits and Certificates, and declare to have read it;

It was proposed by Councillor Michael Goldwax seconded by Councillor Cheryl Weigensberg, and it is UNANIMOUSLY RESOLVED:

- TO approve the Draft By-law No. 1004-1 modifying the Permits and Certificate By-law No. 1004

Adopted

2017-279

NOTICE OF MOTION OF BY-LAW NO. 1010-3 MODIFYING BY-LAW NO. 1010 CONCERNING TARIFFS

NOTICE OF MOTION was given by Councillor Jack Edery that, at a subsequent meeting of Council, By-law No. 1010-3 modifying By-law No. 1010 will be submitted to Council for adoption.

All Council members have received a draft copy of By-law No. 1010-3 and a motion to dispense with the reading of the said By-law was made

2017-280

ADOPTION OF DRAFT BY-LAW NO. 1010-3 MODIFYING BY-LAW NO. 1010 CONCERNING TARIFFS

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WHEREAS the Members of Council have received a copy of Draft By-law No. 1010-3 modifying By-law No. 1010 regarding tariffs, and declare to have read it;

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

- TO approve the Draft By-law No. 1010-3 modifying By-law No. 1010 on tariffs.

Adopted

At 9:00 p.m. Councillor Leon Elfassy took his seat.

2017-281

NOTICE OF MOTION OF BY-LAW NO. 1018 DECREERING A LOAN OF \$592,600 TO FINANCE THE GRANT FROM THE MINISTRY OF MUNICIPAL AFFAIRS, REGIONS AND LAND OCCUPANCY AWARDED WITH RESPECT TO THE EXCISE TAX PROGRAM ON GASOLINE, TECQ 2014-2018, FOR THE COST OF REHABILITATING WATER MAINS, SEWAGE AND ROAD WORKS IN THE TOWN

NOTICE OF MOTION was given by Councillor Jack Edery that, at a subsequent meeting of Council, By-law No. will be submitted to Council for adoption.

All Council members have received a draft copy of By-law No. 1018 and a motion to dispense with the reading of the said By-law was made.

2017-282

ADOPTION OF DRAFT BY-LAW NO. 1018 DECREERING A LOAN OF \$592,600 TO FINANCE THE GRANT FROM THE MINISTRY OF MUNICIPAL AFFAIRS, REGIONS AND LAND OCCUPANCY AWARDED WITH RESPECT TO THE EXCISE TAX PROGRAM ON GASOLINE, TECQ 2014-2018, FOR THE COST OF REHABILITATING WATER MAINS, SEWAGE AND ROAD WORKS IN THE TOWN

WHEREAS the Members of Council have received a copy of By-law No. 1018 and declare to have read it;

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

- TO approve draft By-law No. 1018 entitled “Decreeing a loan of \$592, 600 to finance the grant from the Ministry of Municipal Affairs, Regions, and Land Occupancy awarded with respect to the excise tax program on gasoline TECQ 2014-2018, for the cost of rehabilitating water mains, sewage, and road works in the Town”.

Adopted

2017-283

REQUEST TO AUTHORIZE A MINOR EXEMPTION TO ZONING BY-LAW NO. 1001-2 TO SECTION 84, PARAGRAPH 2, TO ALLOW THE DISTANCE FROM THE POOL AND THE FENCE AT 1.35M (4.43 FEET) INSTEAD OF 2M (6.56 FEET) FOR A DETACHED SINGLE FAMILY DWELLING LOCATED AT **13 HOLLY ROAD, LOT NO. 2 089 447, ZONE RA-2, (ZONING BY-LAW NO. 1001-2) AND (BY-LAW CONCERNING MINOR EXEMPTIONS NO. 1013)**

WHEREAS the members of Council have reviewed the request for a minor exemption to Zoning By-law no. 1001-2, Section 84, paragraph 2, to allow the distance from the pool and the fence at 1.35m (4.43 feet) instead of 2m (6.56 feet);

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WHEREAS the Planning Advisory Committee, at its meeting held on November 14th, 2017, recommended *to approve* the request for the minor exemption;

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

THAT the request for the minor exemption for the property located at **13 Holly Road**, lot no. : 2 089 447, Zone RA-2 is *approved*.

Intervention of interested persons concerning the request for Minor Exemption for project located at 13 Holly Road.

No intervention.

Adopted

2017-284

REQUEST TO AUTHORIZE A MINOR EXEMPTION TO ZONING BY-LAW NO. 1001-2 TO SECTION 76, PARAGRAPH 4, TO ALLOW FOUR MECHANICAL EQUIPMENT INSTEAD OF TWO FOR A DETACHED SINGLE FAMILY DWELLING LOCATED AT 175 ETON CRESCENT, LOT NO. 2 089 500, ZONE RA-2, (ZONING BY-LAW NO. 1001-2) AND (BY-LAW CONCERNING MINOR EXEMPTIONS NO. 1013)

WHEREAS the members of Council have reviewed the request for a minor exemption to Zoning By-law no. 1001-2, Section 76, paragraph 4, to allow four mechanical equipment instead of two;

WHEREAS the Planning Advisory Committee, at its meeting held on November 14th, 2017, recommended *to approve* the request for the minor exemption;

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

- THAT the request for the minor exemption for the property located at **175 Eton Crescent**, lot no. : 2 089 500, Zone RA-2 is *approved*.

Intervention of interested persons concerning the request for Minor Exemption for project located at 175 Eton Crescent.

No intervention.

Adopted

2017-285

APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF NOVEMBER 2017

WHEREAS Council reviewed the list of payments for the month of November 2017;

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

- THAT the disbursements for the period from October 17th, 2017 to November 15th, 2017, in the total amount of \$1,884,491.62 are hereby approved.

Adopted

2017-286

TRANSFER OF FUNDS FROM APPROPRIATED SURPLUS TO COVER EXPENSES INCURRED IN THE 2017 FISCAL PERIOD

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It was proposed by Councillor Jack Edery seconded by Councillor Warren Budning and it is UNANIMOUSLY RESOLVED:

- THAT the Town Council approves the transfer of funds, as further detailed in the following table, for an amount of \$41,209 from the Appropriated Surplus Account 55-992-00-000 to cover expenses incurred in the 2017 fiscal period.

Appropriation	Details	Expense
2013-112	Ash borer infestation	41,209

Adopted

2017-287

TRANSFER OF FUNDS FROM UNAPPROPRIATED SURPLUS TO FINANCE CAPITAL EXPENSES UNDER THE 2017 TRIENNIAL PROGRAM NOT COVERED BY THE 2017 OPERATIONAL BUDGET

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

- THAT the Town Council approves the transfer of funds, as further detailed in the following table, in the amount of \$ 662,675 from Unappropriated Surplus G/L # 55-991-00-000 to finance capital expenses not covered under the 2017 operational budget:

Nature of expense	Amount
IT- Hardware (projectors TH/CSR, PS cars)	16,375
IT- Backup system	18,940
Urban – Filing cabinets	2,510
PW vehicles – snow blower skating rink	7,350
PW vehicles – loader with bucket	91,245
PW vehicles – snow blower roads	111,810
Infrastructure – street light rehab	3,900
Infrastructure – road rehab	329,930
Infrastructure – sidewalk rehab	8,100
Equipment – garage mobile lift	46,025
Equipment – IP phone	26,490

Adopted

2017-288

MODIFICATION TO RESOLUTION NO. 2016-350 CONCERNING FUNDS RESERVED TO FINANCE CAPITAL EXPENSES AUTHORIZED UNDER THE 2016 TRIENNIAL PROGRAM

WHEREAS resolution no. 2016-350 authorized a surplus appropriation to finance capital expenses to be recorded at a later period,

WHEREAS the costs relating to this appropriation were partly accounted for in the fiscal year 2016 or balances are no longer required due to contract finalization, the reserves detailed in the following table are no longer required.

Nature of expense	P/O	Amount
Councillor park- water play equipment	20839, 21441	34,555
IT- Licenses VM Ware	21717	37,230
Sidewalk & road rehab	21500	1,740

It was proposed by Councillor Jack Edery seconded by Councillor Cheryl Weigensberg and it is UNANIMOUSLY RESOLVED:

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- THAT the Town Council approves the transfer of funds in the amount of \$73,525 from the Appropriated Surplus G/L account 55-992-00-000 back into the Town’s Unappropriated Surplus.

Adopted

2017-289

TRANSFER OF FUNDS FROM UNAPPROPRIATED SURPLUS TO FINANCE CAPITAL EXPENSE COMMITMENTS UNDER THE 2017 TRIENNIAL PROGRAM FOR WHICH WXPENSES WILL BE RECORDED AT A LATER PERIOD

It was proposed by Councillor Jack Edery seconded by Councillor Harvey Shaffer and it is RESOLVED:

- THAT the Town Council approves the transfer of funds, as further detailed in the following table, in the amount of \$ 388,400 from Unappropriated Surplus to Appropriated Surplus Account 55-992-00-000.

Nature of expense	P/O	Amount
IT- Hardware (projectors TH/CSR, PS cars)	22602, 23533	5,645
IT- Server (secure portal)	22884	13,955
Infrastructure – street light rehab	22289	3,855
Infrastructure – road rehab	22289, 22916, 22938	70,275
Infrastructure – sidewalk rehab	22285, 22908	294,670

Adopted

2017-290

TRANSFER OF FUNDS FROM APPROPRIATED SURPLUS TO COVER EXPENSES INCURRED IN THE 2017 FISCAL PERIOD

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

- THAT the Town Council approves the transfer of funds, as further detailed in the following table, for an amount of \$111,935 from the Appropriated Surplus Account 55-992-00-000 to cover expenses incurred in the 2017 fiscal period.

Appropriation	Details	Expense
2016-350	Ford 150 & 250 Pick ups	79,560
2016-350	Snow truck harness	15,230
2016-350	Councillor park-water play equipment	17,145

Adopted

2017-291

TRANSFER OF FUNDS FROM APPROPRIATED SURPLUS TO COVER EXPENSES INCURRED IN THE 2017 FISCAL PERIOD

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

- THAT the Town Council approves the transfer of funds, as further detailed in the following table, for an amount of \$55,920 from the Appropriated Surplus Account 55-992-00-000 to cover expenses incurred in the 2017 fiscal period.

Details	Expense
2017 Elections	55,920

Adopted

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2017-292

TRANSFER OF FUNDS FROM THE PARK FUND UNEARNED REVENUE ACCOUNT TO FINANCE CAPITAL EXPENSES NOT COVERED UNDER THE 2017 OPERATIONAL BUDGET

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

- THAT the Town Council approves the transfer of funds, as further detailed in the following table, in the amount of \$ 38,500 from the Unearned revenue- park tax G/L # 55-993-00-001 to finance capital expenses not covered under the 2017 operational budget:

Nature of expense	Amount
Wexford park - playground equipment	26 920
Aldred & Dufferin park – tables & benches	11 580

Adopted

2017-293

TRANSFER OF FUNDS FROM UNAPPROPRIATED SURPLUS TO FINANCE THE TOWN’S PORTION OF THE MACDONALD ROAD REHABILITATION DONE BY THE CITY OF MONTREAL NOT COVERED BY THE 2017 OPERATIONAL BUDGET

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

- THAT the Town Council approves the transfer of funds, as further detailed in the following table, in the amount of \$ 620,625 from Unappropriated Surplus G/L # 55-991-00-000 to finance capital expenses not covered under the 2017 operational budget:

Nature of expense	Amount
Macdonald road and sidewalk rehabilitation	620,625

Adopted

2017-294

TRANSFER OF FUNDS FROM UNAPPROPRIATED SURPLUS TO FINANCE CAPITAL EXPENSES NOT COVERED UNDER THE 2017 OPERATIONAL BUDGET

It was proposed by Councillor Jack Edery seconded by Councillor Cheryl Weigensberg and it is UNANIMOUSLY RESOLVED

- THAT the Town Council approves the transfer of funds, as further detailed in the following table, in the amount of \$ 42,460 from Unappropriated Surplus G/L # 55-991-00-000 to finance capital expenses not covered under the 2017 operational budget:

Nature of expense	Amount
Ash borer infestation	42,460

Adopted

2017-295

TRANSFER OF FUNDS FROM UNAPPROPRIATED SURPLUS TO PROVIDE FOR AN «HR AUXILIARY FUND» TO COVER NON-RECURRENT COSTS NOT PART OF REGULAR OPERATIONAL EXPENSES

It was proposed by Councillor Jack Edery seconded by Councillor Harvey Shaffer and it is RESOLVED:

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- THAT the Town Council approves the transfer of funds in the amount of \$ 50,000 from Unappropriated Surplus to Appropriated Surplus Account 55-992-00-000.

Adopted

2017-296

MODIFICATION IN THE ATTRIBUTION OF THE TENNIS PORTFOLIO

On motion of Counsellor Leon Elfassy seconded by Councillor Harvey Shaffer and it is RESOLVED:

- THAT the Town Council note that Councilor Leon Elfassy wishes to be relieved of his responsibilities regarding the portfolio of tennis activities and that these responsibilities are now devolved to Councilor Cheryl Weigensberg

Adopted

PUBLIC QUESTION PERIOD

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

- Questions were asked by residents and answered by the Mayor and the Councillors.

2017-297

ADJOURNMENT

All the subjects of the Agenda having been discussed, it was proposed by Councillor Harvey Shaffer, seconded by Councillor Warren Budning and unanimously resolved to declare that the meeting be closed at 9:26 p.m.

Adopted

Dr. William Steinberg, Mayor

M^e Pierre Tapp OMA, Town Clerk