

Minutes of Town of Hampstead

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON MAY 1ST, 2017, AT THE COMMUNITY CENTER, 30 LYNCROFT ROAD, AT 8:00 P.M.

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

ABSENT: Councillors Karen Zajdman and Harvey Shaffer.

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.

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

2017-086

ADOPTION OF THE AGENDA

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

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

Adopted

2017-087

ADOPTION OF THE MINUTES

On motion of Councillor Warren Budning, seconded by Councillor Jack Edery, it is UNANIMOUSLY RESOLVED:

- THAT the Minutes of the Regular Council meeting of April 3rd, 2017, and of the Special Council Meeting of April 19th, 2017 are hereby approved as submitted.

Adopted

2017-088

RESOLUTION FOR THE FINANCIAL SUPPORT OF THE TOWN OF HAMPSTEAD IN THE LEGAL CHALLENGE OF THE COMMISSION DE LA REPRÉSENTATION ÉLECTORALE ON THE BOUNDARIES OF THE RIDING OF D'ARCY-MCGEE AND THE LOSS OF AN ELECTORAL RIDING ON THE ISLAND OF MONTRÉAL.

WHEREAS, on March 2, 2017, the Commission published in the *Gazette officielle du Québec* the final version of the electoral map which substantially altered the boundaries of the electoral riding of D'Arcy-McGee;

WHEREAS by this amendment, the electoral riding of D'Arcy-McGee will have around 56,000 voters, making it one of the most populous constituencies in Quebec and will, therefore, seriously dilute the political weight of the residents of the Town of Hampstead;

WHEREAS these changes will result in the loss of an electoral riding on the Island of Montréal and will, therefore, seriously dilute the political weight of the residents of the Island of Montreal;

WHEREAS this change seriously undermines public confidence in the objectivity and independence of the Commission;

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WHEREAS it is in the interest of the citizens of the Town of Hampstead to oppose the said decision;

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

- **THAT** the Town of Hampstead financially supports the challenge in Court of the decision of the *Commission de la représentation électorale* altering the boundaries of the electoral riding of D'Arcy-McGee and the loss of an electoral riding on the Island of Montréal;
- **THAT** the Town authorizes the expenditure of \$7,000.00 as our contribution to the legal costs.

Adopted

2017-089

ADOPTION OF BY-LAW N° 1013 ON MINOR EXEMPTIONS.

WHEREAS the Members of Council have received a copy of By-law N° 1013, regarding minor exemptions, and declare to have read it;

It was proposed by Councillor Leon Elfassy, seconded by Councillor Warren Budning and UNANIMOUSLY RESOLVED:

- TO approve By-law N° 1013 to be entitled: "By-law on minor exemptions.

Adopted

2017-090

REQUEST TO AUTHORIZE A MINOR EXEMPTION TO ZONING BY-LAW NO. 1001-2, ARTICLE 84, FOR THE SETBACK BETWEEN THE POOL AND THE FENCE FOR A DETACHED SINGLE FAMILY DWELLING LOCATED AT 33 HOLTHAM ROAD, LOT NO. 2 090 426, ZONE RA-2, (ZONING BY-LAW NO. 1001-2) AND (BY-LAW CONCERNING MINOR EXEMPTIONS NO. 18 G-0005)

WHEREAS the members of Council have reviewed the request for a minor exemption to Zoning By-law no. 1001-2, Section 84, to allow the setback between the pool and the fence at 1.5 meters (4.92 feet) instead of 2 meters (6.56 feet) to legalize the current situation of a detached single family dwelling;

WHEREAS THE Planning Advisory Committee, at its meeting held on April 13th, 2017, recommended *to approve* the aforementioned request for a minor exemption on setbacks;

An intervention of an interested person was made to the Council;

On motion of Councillor Leon Elfassy, seconded by Councillor Warren Budning and UNANIMOUSLY RESOLVED:

- **THAT** the request for the minor exemption for the property located at **33 Holtham Road**, lot no. 2 090 426, Zone RA-2 is approved.

Adopted

2017-091

REQUEST TO AUTHORIZE A MINOR EXEMPTION TO ZONING BY-LAW NO. 1001-2, SECTION 118, TO ALLOW THE DRIVEWAY'S WIDTH TO 8.08M (26.5 FEET) INSTEAD OF 7M (23 FEET) FOR A SEMI-DETACHED SINGLE FAMILY DWELLING LOCATED AT 380 DUFFERIN ROAD, LOT NO. 2 088 582, ZONE RB-6, (ZONING BY-LAW NO. 1001-2) AND (BY-LAW CONCERNING MINOR EXEMPTIONS NO. 18 G-0005)

WHEREAS the members of Council have reviewed the request for a minor exemption to Zoning By-law no. 1001-2, Section 118, to allow the width of

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the driveway at 8.08 meters (26.5 feet) instead of 7 meters (23 feet) for the proposed project;

WHEREAS THE Planning Advisory Committee, at its meeting held on April 13th, 2017, recommended *to refuse* the aforementioned request for a minor exemption of the driveway's width;

An intervention of an interested person was made to the Council;

On motion of Councillor Leon Elfassy, seconded by Councillor Jack Edery, it is UNANIMOUSLY RESOLVED

- THAT the request for the minor exemption for the property located at **380 Dufferin Road**, lot no. 2 088 582, Zone RB-6 is deferred to a subsequent Council Meeting.

Adopted

2017-092

REQUEST TO AUTHORIZE A MINOR EXEMPTION TO ZONING BY-LAW NO. 1001-2, SECTION 76 TABLE 13, TO ALLOW MECHANICAL EQUIPMENT IN THE SECONDARY FRONT FOR A DETACHED SINGLE FAMILY DWELLING LOCATED AT 5727 QUEEN-MARY ROAD, LOT NO. 2 089 451, ZONE RA-1, (ZONING BY-LAW NO. 1001-2) AND (BY-LAW CONCERNING MINOR EXEMPTIONS NO. 18 G-0005)

WHEREAS the members of Council have reviewed the request for a minor exemption to Zoning By-law no. 1001-2, Section 76 Table 13, to allow mechanical equipment in the secondary front to legalize the current situation;

WHEREAS the Planning Advisory Committee, at its meeting held on April 13th, 2017, recommended to conditionally approve the aforementioned request for a minor exemption provided that:

- The fence must be replaced within 6 months with one that conforms and is of better appearance;

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

- THAT the request for the minor exemption for the property located at **5727 Queen-Mary Road**, lot no. 2 089 451, Zone RA-1 is approved notwithstanding the recommendation by the PAC.

Adopted

2017-093

REQUEST TO AUTHORIZE AN ADDITION AND MODIFICATIONS TO FACADES FOR A SEMI-DETACHED SINGLE FAMILY DWELLING LOCATED AT 380 DUFFERIN ROAD, LOT NO. 2 088 582, ZONE RB-6, (ZONING BY-LAW NO. 1001-2) AND (SPAIP BY-LAW NO. 775).

On motion of Councillor Leon Elfassy, seconded by Councillor Warren Budning, it is RESOLVED:

- THAT the request for the addition and the modifications to facades for a semi-detached single family dwelling located at **380 Dufferin Road** and submitted to the Planning Advisory Committee meeting on April 13th, 2017, is deferred to a subsequent Council Meeting.

Adopted

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2017-094

APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF APRIL 2017

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

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

- THAT the disbursements for the period from March 16th, 2017 to April 15th, 2017, in the total amount of \$3,122,419.06 are hereby approved (\$732,420.04 for cheques and \$2,389,999.02 for online payments).

Adopted

2017-095

PAYMENT OF THE SECOND INSTALMENT OF HAMPSTEAD'S SHARE TO THE COMMUNAUTÉ MÉTROPOLITAINE DE MONTRÉAL FOR 2017

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

- THAT the Town of Hampstead pays the second instalment dated July 15, 2017 in the amount of \$102,159.11 for their share of expenses for operations of the 'Communauté métropolitaine de Montréal'.

The Treasurer's certificate N° 17-03 dated January 16, 2017 has been issued by the Town's Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

2017-096

PAYMENT OF THE SECOND INSTALMENT OF HAMPSTEAD'S SHARE OF MONTREAL AGGLOMERATION 2017 ANNUAL EXPENSES

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

- THAT the Town of Hampstead pays the second instalment dated June 1, 2017 in the amount of \$5,033,263 for their share of expenses for the 2017 operations of the Montréal Agglomeration.

The Treasurer's certificate N° 17-02 dated January 16, 2017 has been issued by the Town's Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

2017-097

TABLING OF THE FINANCIAL REPORT AND THE EXTERNAL AUDITOR'S REPORT FOR THE 2016 FISCAL YEAR

In accordance with Section 105.2 of the *Cities and Towns Act*, the Town Treasurer hereby deposited the Financial Report and the External Auditor's Report for the 2016 fiscal year.

The Council takes note of the deposit of the said report by the Treasurer.

2017-098

APPROVAL OF HIRING OF MS. MIREILLE NTOLO AS "TEMPORARY OFFICE CLERK - PUBLIC WORKS"

CONSIDERING THAT the Town of Hampstead requires the hiring of a temporary office clerk as additional administrative support to the Public Works Department;

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CONSIDERING THAT the Director General, the Public Works Director and the Human Resources Counselor are recommending the hiring of **MS. MIREILLE NTOLO** to fill such position;

CONSIDERING THAT Resolution 2006-344 delegates, jointly, to the Director General and to the Director of Human Resources the authority to hire non-regular officers and employees for a term of not more than five hundred and twenty (520) hours;

CONSIDERING THAT **MS. MIREILLE NTOLO** has begun her assignment on April 24th, 2017;

It was proposed by Councillor Michael Goldwax, seconded by Councillor Warren Budning and UNANIMOUSLY RESOLVED:

- TO APPROVE the temporary hiring of **MS. MIREILLE NTOLO** as “**TEMPORARY OFFICE CLERK - PUBLIC WORKS**” starting April 24th, 2017, for a period not to exceed June 2nd, 2017, subject to the usual conditions and in accordance with the provisions of the collective agreement between CUPE Local 429 and the Town of Hampstead.

Adopted

RECESS

The Mayor recessed the meeting at 8:51 p.m. and reconvened the meeting at 9:27 p.m., all members of Council present at the beginning of the meeting remaining to form a quorum.

2017-099

APPROVAL OF THE AGREEMENT IN ACCORDANCE WITH THE ACT TO FOSTER THE FINANCIAL HEALTH AND SUSTAINABILITY OF MUNICIPAL DEFINED BENEFIT PENSION PLANS (BILL 15) FOR THE PARTICIPANTS OF THE MANAGEMENT GROUP

CONSIDERING the adoption of the Act to Foster the Financial Health and Sustainability of Municipal Defined Pension Plans on December 4th, 2014;

CONSIDERING the obligation to negotiate the parameters of the Pension Plan for the Employees of the Town of Hampstead;

CONSIDERING that the terms of the restructuring of the Pension Plan were presented to the Management Group Participants and were unanimously accepted;

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

- TO defer the decision of this resolution to a subsequent Council Meeting.

Adopted

SECOND 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 members of the Council.

2017-100

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 9:34 p.m.

Adopted

(s) William Steinberg
Dr. William Steinberg, Mayor

(s) Pierre Tapp
M^c Pierre Tapp, Town Clerk