

Minutes of Town of Hampstead

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON FEBRUARY 5TH, 2018, AT THE COMMUNITY CENTER, 30 LYNCROFT ROAD, AT 8:00 P.M.

THOSE PRESENT WERE: Pro-Mayor Warren Budning, Councillors Jack Edery, Leon Elfassy, and Harvey Shaffer, and forming a quorum with Pro-Mayor Warren Budning presiding.

ABSENT: Mayor William Steinberg, Councillors Cheryl Weigensberg, and Michael Goldwax.

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

OPENING OF MEETING

The Pro-Mayor called the meeting to order at 8:04 p.m.

PUBLIC QUESTION PERIOD

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

- No questions were asked.

2018-062

NOMINATION OF A PRO-MAYOR

WHEREAS Mayor William Steinberg was absent;

WHEREAS the nominated Pro-Mayor Michael Goldwax was absent;

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

- THAT Councillor Warren Budning will be the acting Pro-Mayor for the present meeting.

Adopted

2018-042

ADOPTION OF THE AGENDA

On motion of Councillor Harvey Shaffer, seconded by Councillor Leon Elfassy, it is UNANIMOUSLY RESOLVED:

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

Adopted

2018-043

ADOPTION OF THE MINUTES

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

- THAT the Minutes of the Regular Council meeting of January 16th, 2018, and of the Budget Council Meeting of January 16th, 2018 are hereby approved as submitted.

Adopted

2018-044

ADOPTION OF BY-LAW NO. 775-3 MODIFYING BY-LAW NO. 775-2 REGULATING THE SITE PLANNING AND ARCHITECTURAL PROGRAM

WHEREAS a notice of motion was deposited January 16th, 2018;

WHEREAS a Draft By-law was adopted January 16th, 2018;

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WHEREAS a Public Consultation Meeting was held on February 5th, 2018;

WHEREAS the Members of Council have received a copy of Draft By-law no. 775-3 modifying the Site Planning Architectural Program and declare to have read it;

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

- TO approve the By-law No. 775-3 modifying the Site Planning Architectural Program By-law No. 775-2.

Adopted

2018-045

ADOPTION OF BY-LAW NO. 1006-1 MODIFYING BY-LAW NO. 1006 GOVERNING SPECIFIC CONSTRUCTION, ALTERATION OR OCCUPANCY PROPOSALS FOR AN IMMOVEABLE

WHEREAS a notice of motion was deposited January 16th, 2018;

WHEREAS a Draft By-law was adopted January 16th, 2018;

WHEREAS a Public Consultation Meeting was held on February 5th, 2018;

WHEREAS the Members of Council have received a copy of Draft By-law no. 1006-1 modifying By-law no. 1006 entitled Governing Specific Construction, Alteration or Occupancy Proposals for an Immovable, and declare to have read it;

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

- TO approve the By-law no. 1006-1 modifying By-law no. 1006 entitled Governing Specific Construction, Alteration or Occupancy Proposals for an Immovable.

Adopted

2018-046

ADOPTION OF BY-LAW NO. 1009 MODIFYING BY-LAW NO. 792 CONCERNING THE DEMOLITION OF IMMOVABLES

WHEREAS a notice of motion was deposited January 16th, 2018;

WHEREAS a Draft By-law was adopted January 16th, 2018;

WHEREAS the Members of Council have received a copy of Draft By-law no. 1009 modifying By-law no. 792 Concerning the Demolition of Immovables, and declare to have read it;

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

- TO approve the By-law No. 1009 modifying By-law no. 792 Concerning the Demolition of Immovables.

Adopted

2018-047

ADOPTION OF DRAFT BY-LAW NO. 1017 REGARDING THE ADOPTION OF THE CODE OF ETHICS AND CONDUCT FOR MEMBERS OF COUNCIL OF THE TOWN OF HAMPSTEAD

WHEREAS a notice of motion was deposited January 16th, 2018;

WHEREAS a Draft By-law was adopted January 16th, 2018;

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WHEREAS the Members of Council have received a copy of Draft By-law no. 1017, regarding the Adoption of the Code of Ethics and Conduct for Members of the Council, and declare to have read it;

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

- TO approve the By-law No. 1017, Adoption of the Code of Ethics and Conduct for Members of the Council.

Adopted

2018-048

NOTICE OF MOTION OF DRAFT BY-LAW NO. 705-9 REPLACING BY-LAW NO. 705 AND ITS AMENDMENTS CONCERNING THE COLLECTION, REMOVAL AND DISPOSAL OF REFUSE

NOTICE OF MOTION was given by Councillor Jack Edery that, at a subsequent meeting of Council, By-law no. 705-9 replacing By-law no. 705 will be submitted to Council for adoption.

All Council members have received a draft copy of By-law no. 705-9 and a motion to dispense with the reading of the said By-law was made.

2018-049

ADOPTION OF DRAFT BY-LAW NO. 705-9 REPLACING BY-LAW NO. 705 AND ITS AMENDMENTS CONCERNING THE COLLECTION, REMOVAL AND DISPOSAL OF REFUSE

WHEREAS the Members of Council have received a copy of Draft By-law no. 705-9 replacing By-law no. 705 concerning the Collection, Removal, and Disposal of Refuse, and declare to have read it;

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

- TO approve the Draft By-law no. 705-9 replacing By-law no. 709 on the Collection, Removal, and Disposal of Refuse.

Adopted

2018-050

DEPOSIT OF THE MINUTES OF THE PAC MEETING HELD ON JANUARY 15th, 2018

Each member of the Council having received a copy, the Town Clerk deposits the minutes of the Planning Advisory Committee meeting held on January 15th, 2018.

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

2018-051

REQUEST TO AUTHORIZE THE MODIFICATIONS TO FACADES FOR A DETACHED SINGLE FAMILY DWELLING LOCATED AT 10 ALDRED CRESCENT, LOT NO. 2 089 533, ZONE RB-4, (ZONING BY-LAW NO. 1001-2) AND (SPAIP BY-LAW NO. 775)

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

- THAT the modifications to facades for a detached single family dwelling located at **10 Aldred Crescent** and submitted to the Planning Advisory Committee meeting on January 15th, 2018 are

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approved 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.

Adopted

2018-052

REQUEST TO AUTHORIZE THE CONSTRUCTION OF A DETACHED SINGLE FAMILY DWELLING LOCATED AT 40 MERTON CRESCENT, LOT NO. 2 088 900, ZONE RA-1, (ZONING BY-LAW NO. 1001-2) AND (SPAIP BY-LAW NO. 775).

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

- THAT the construction of a detached single family dwelling located at **40 Merton Crescent** and submitted to the Planning Advisory Committee meeting on January 15th, 2018 is conditionally approved. The construction 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 and as recommended by the PAC provided that:
 - The coining must be either in brick, or removed;
 - The coining around the entrance must be replaced with the same treatment as the garage doors.

Adopted

2018-053

REQUEST TO AUTHORIZE MINOR EXEMPTIONS TO ZONING BY-LAW NO. 1001-2 TO ALLOW THE COMBINED WIDTH OF THE DRIVEWAY AND WALKWAY AT 52% (26.5 FEET) INSTEAD OF 40% (20.12 FEET) AND TO CONSIDER THE SHARED DRIVEWAY TO BE AS A REGULAR DRIVEWAY OF A SEMI-DETACHED SINGLE FAMILY DWELLING LOCATED AT 472 DUFFERIN ROAD, LOT NO. 2 088 564, ZONE RB-6, (ZONING BY-LAW NO.) 1001-2 AND (BY-LAW CONCERNING MINOR EXEMPTIONS NO. 1013)

WHEREAS the members of Council have reviewed the request for minor exemptions to Zoning By-law no. 1001-2;

1. To section 118, paragraph 2 to allow the combined width of the driveway and walkway at 52% (26.5 feet) instead of 40% (20.12 feet).
2. To section 118, paragraph 5 to consider the shared driveway to be as a regular driveway;

WHEREAS the Planning Advisory Committee, at its meeting held on January 15th, 2018 recommended *to approve* the aforementioned request for a minor exemption on setbacks;

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

- THAT the request for the minor exemptions for the property located at **472 Dufferin Road** lot no. : 2 088 564, Zone RB-6 is approved.

Intervention of interested persons concerning the request for Minor Exemption for project located at 472 Dufferin Road:

No intervention.

Adopted

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2018-054

APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF JANUARY 2018

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

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

- THAT the disbursements for the period from December 16th, 2017 to January 15th, 2018, in the total amount of \$1 121 178.12 are hereby approved.

Adopted

2018-055

PAYMENT OF THE FIRST INSTALMENT OF HAMPSTEAD'S SHARE OF MONTREAL AGGLOMERATION 2018 ANNUAL EXPENSES

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

- THAT the Town of Hampstead pays the first instalment in the amount of \$5,101,594 for its share of expenses in the 2018 operations of the Montréal Agglomeration; and

The Treasurer's certificate N° 18-02 dated January 19, 2018 has been issued by the Town's Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

2018-056

PAYMENT OF THE FIRST INSTALMENT OF HAMPSTEAD'S SHARE TO THE COMMUNAUTÉ MÉTROPOLITAINE DE MONTRÉAL FOR 2018

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

- THAT the Town of Hampstead pays the first instalment in the amount of \$96,594 for their share of expenses for 2018 operations of the 'Communauté Métropolitaine de Montréal'.

The Treasurer's certificate N° 18-03 dated January 19, 2018 has been issued by the Town's Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

2018-057

GRANTING OF CONTRACT TO PREPARE AND CLOSE THE TENNIS COURTS FOR 2018

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

- THAT, the contract to prepare and close the tennis courts for 2018, be granted to Entretien Court de tennis Match Point / Raymond Valiquette at a cost of \$ 21 010 taxes included.

The, treasurer's certificate 18-01, dated January 18, 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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2018-058

RENEWAL OF CONTRACT – PROFESSIONAL SERVICES FOR THE ENHANCEMENT OF THE TELECOMMUNICATION FIBER LINKS INFRASTRUCTURE

WHEREAS there has been a public call for tenders for the professional services for a three year contract for the enhancement of the telecommunication fiber links infrastructure;

WHEREAS, after the evaluation made by the Hampstead Section Chief Information Systems, a representative from the firm OS4 Techno and a representative from the firm Cosior, the offer of services provided by Fibre Noire Internet Inc. had obtained a rating of 88.5%;

WHEREAS resolution number 2013-258, adopted by the Council in November, 2013, authorized granting the contract to Fibe Noire Internet Inc. for the three year contract;

WHEREAS, it was specified in the tender document that the contract includes two optional renewals of one year each, without any price increase;

WHEREAS resolution number 2016-332, adopted by the Council in December, 2016, authorized granting the first optional renewal to Fibre Noire Internet Inc.;

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

- THAT, the contract with Fibre Noire Internet Inc be renewed from March 24, 2018 to March 23, 2019 for the amount of \$ 33 600 plus applicable taxes.

THAT, treasurer certificate no.18-4, dated January 22, 2018, has been issued by the Town's Treasurer attesting to the availability of funds to cover the described expenses.

Adopted

2018-059

CONTRACT – TRIMMING / CUTTING OF TREES

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

- TO defer this resolution to a subsequent Council Meeting.

Adopted

2018-060

APPROVAL OF HIRING OF MR. DJAMEL DAHMANI AS “BUILDING INSPECTOR”

CONSIDERING THAT the Town of Hampstead requires the hiring of a Building Inspector;

CONSIDERING THAT the Director General, the Urban Planning and Building Inspections Division Chief and the Human Resources Director are recommending the hiring of **Mr. Djamel Dahmani** to fill such position;

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

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- TO APPROVE the hiring of **MR. DJAMEL DAHMANI** as **“BUILDING INSPECTOR”** no later than February 6th, 2018, 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

2018-061

APPROVAL OF THE HIRING LIST OF WHITE COLLAR STUDENT EMPLOYEES FOR THE COMMUNITY SERVICES AND RECREATION DEPARTMENT

CONSIDERING THAT Council members reviewed the list of the Community Services and Recreation [Director] [Supervising Manager], submitted January 25th 2018, on the hiring of white collar student employees;

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

- THAT the Town Council approves the hiring of white collar student employees as detailed on the list from the Community Services and Recreation Department. The hiring is 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

OTHER BUSINESS

Condolences were offered to Mrs. Doris Steinberg.

SECOND QUESTION PERIOD

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

- No questions were asked.

2018-063

ADJOURNMENT

All the subjects of the Agenda having been discussed, it was proposed by Councillor Harvey Shaffer, seconded by Councillor Jack Edery and unanimously resolved to declare that the meeting be closed at 8:40 p.m.

Adopted

Warren Budning, Pro-Mayor

M^c Pierre Tapp OMA, Town Clerk