

Minutes of Town of Hampstead

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON AUGUST 4TH, 2014, AT THE COMMUNITY CENTER, 30 LYNCROFT ROAD, AT 8:00 P.M.

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

ABSENT: Councillors Jack Edery and Harvey Shaffer.

ALSO PRESENT: Mr. Yves Mailhot, Acting Director General and Me Nathalie Lauzière, Town Clerk, acting as Secretary of the Meeting.

FIRST QUESTION PERIOD

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

2014-186

ADOPTION OF THE AGENDA

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

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

Adopted

2014-187

ADOPTION OF THE MINUTES

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

- THAT the Minutes of the Regular Council Meeting of July 7th, 2014 and the Minutes of the Special Council Meeting of July 22nd, 2014 are hereby approved as submitted.

Adopted

2014-188

ADOPTION OF BY-LAW N° 806 - BY-LAW CONCERNING TARIFFS

CONSIDERING THAT notice of motion of By-law n° 806 was given at the Regular Council meeting of July 7th, 2014 and that Council members received a copy of the By-law within the required delay and they declare to have read it and waive the reading thereof;

On motion of Councillor Leon Elfassy, seconded by Councillor Karen Zajdman, it was UNANIMOUSLY RESOLVED:

- TO approve By-law n° 806 entitled: “By-law no. 806 concerning tariffs”.

Adopted

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2014-189

ADOPTION OF BY-LAW N° 811 - TO DECREE THE FEE SCHEDULE FOR CULTURAL, SPORTS AND LEISURE (ACTIVITIES FOR FALL/WINTER 2014/2015)

CONSIDERING THAT notice of motion of By-law n° 811 was given at the Regular Council meeting of July 7th, 2014 and that Council members received a copy of the By-law within the required delay and they declare to have read it and waive the reading thereof;

It was proposed by Councillor Karen Zajdman, seconded by Councillor Leon Elfassy, it was UNANIMOUSLY RESOLVED:

- TO approve By-law n° 811 entitled: “By-law to decree the fee schedule for cultural, sports and leisure activities”.

Adopted

2014-190

ADOPTION OF BY-LAW N° 795-3 - MODIFYING BY-LAW NO. 795 CONCERNING NUISANCE

CONSIDERING THAT notice of motion of By-law n° 795-3 was given at the Regular Council meeting of July 7th, 2014 and that Council members received a copy of the By-law within the required delay and they declare to have read it and waive the reading thereof;

It was proposed by Councillor Michael Goldwax, seconded by Councillor Leon Elfassy, it was UNANIMOUSLY RESOLVED:

- TO approve By-law n° 795-3 entitled: “By-law modifying By-Law no. 795 concerning nuisance”.

Adopted

2014-191

DEPOSIT OF THE MINUTES OF THE PAC MEETING HELD ON JULY 14TH 2014

Each member of the Council having received a copy, the Town Clerk deposits the minutes of the Planning Advisory Committee meeting held on July 14th, 2014.

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

2014-192

REQUEST FOR THE APPROVAL OF MINOR EXEMPTIONS FROM ZONING BY-LAW 727, ART. 6.2.1., 6.3.2. AND 6.4.1., TO PERMIT THE EXISTING FRONT SETBACK AT 5.64M (18.5 FT) FROM THE LOT LINE INSTEAD OF 6.1M (20FT), TO PERMIT THE EXISTING LEFT SIDE SETBACK AT 4.5M (14.76FT) FROM THE LOT LINE INSTEAD OF 6.1M (20FT) AND TO PERMIT THE EXISTING REAR SETBACK AT 2.24M (7.35FT) FROM THE LOT LINE INSTEAD OF 3.29M (10.79FT) TO A DETACHED SINGLE-FAMILY DWELLING AT 47 BELSIZE ROAD LOT NO. : 2 089 780 ZONE RA-2 (BY-LAW CONCERNING MINOR EXEMPTIONS # 18 G-0005) (ZONING BY-LAW NUMBER 727)

WHEREAS the members of Council have reviewed the request for approval of minor exemptions to Zoning By-law number 727 art. 6.2.1, 6.3.2 and 6.4.1 to legalize the existing front, left side and rear side setbacks to legalize an existing detached single family dwelling;

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WHEREAS the Planning Advisory Committee, at its meeting held on June 16th, 2014, recommended *to approve* the aforementioned request for minor exemptions;

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

- THAT the aforementioned request for minor exemptions for the property located at 47 Belsize Road, lot no. : 2 089 780, Zone RA-2 is *approved*.

Adopted

Intervention of interested persons concerning the request for Minor Exemption for project located at 47 Belsize Road.

No intervention

2014-193

APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF JULY 2014

WHEREAS Council reviewed the list of payments for the month of July 2014;

On motion of Councillor Michael Goldwax, seconded by Councillor Karen Zajdman, it was UNANIMOUSLY RESOLVED:

- THAT the disbursements for the period from June 28th, 2014 to July 27th, 2014, in the total amount of \$5 785,005.1 are hereby approved (\$371,586.63 for cheques and \$5 413,418.47 for on line payments).

Adopted

2014-194

MODIFICATION OF THE RESOLUTION NO. 2013-031 CONCERNING AN ALLOCATION OF FUNDS FOR USE BY HAMPSTEAD'S CENTENNIAL COMMITTEE

WHEREAS resolution no. 2013-031, adopted at the regular Council meeting of February 4th, 2013, authorized a surplus appropriation of \$50,000 for Hampstead's centennial committee;

WHEREAS an initial fund transfer of \$15,000 in the month of May 2013 was already disbursed to the Centennial Committee to proceed with their operational activities;

WHEREAS the Town of Hampstead has determined it to be expedient for the control of funds used during its own 2014 Centennial celebration activities to place the \$35,000 balance of the appropriated surplus back into Unappropriated surplus;

On motion of Councillor Karen Zajdman, seconded by Councillor Michael Goldwax, it was UNANIMOUSLY RESOLVED:

- THAT the Town Council approves the transfer of funds in the amount of \$ 35,000 from Appropriated Surplus G/L account 55-992-00-000 to the Town's Unappropriated Surplus.

Adopted

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2014-195

TRANSFER OF FUNDS FROM UNAPPROPRIATED SURPLUS TO COVER EXPENSES INCURRED IN THE 2014 FISCAL PERIOD FOR ITS CENTENNIAL CELEBRATION ACTIVITIES

On motion of Councillor Karen Zajdman, seconded by Councillor Michael Goldwax, it was RESOLVED:

- THAT the Town Council approves the transfer of funds, as previously approved in the 2014 PTI budget, for an amount of \$100,000 from the Unappropriated Surplus Account to cover expenses incurred in the 2014 fiscal period for its Centennial celebration activities.

Mayor William Steinberg called for a vote.

Voted in favour:

Councillor Karen Zadman
Councillor Michael Goldwax
Councillor Warren Budning

In favour: 3

Voted against:

Councillor Leon Elfassy

Against: 1

Adopted on division

2014-196

GRANTING OF CONTRACT – PURCHASE OF A WATERING TRUCK EQUIPPED WITH A WATER TANK AND A WATERING BOOM

WHEREAS there has been a public call for tenders, for the purchase of a watering truck equipped with a water tank and a watering boom;

WHEREAS, after analyzing the tenders opened on July 18th 2014, the lowest bidder conforming to the requirements of the public tender is Certiflo Inc.;

On motion of Councillor Michael Goldwax, seconded by Councillor Karen Zajdman, it was RESOLVED:

- THAT, the following quotation for the following contract be and is hereby approved, the whole as more amply delineated hereunder:

Certiflo Inc.

Purchase of a watering truck equipped with a water tank and a watering boom (as per tender document specifications)	\$ 222 190.00
Tire tax (\$3.00/tire):	\$ 18.00
G.S.T. (5%):	\$ 11 110.40
Q.S.T. (9.975%):	<u>\$ 22 165.25</u>
Grand total taxes included:	\$ 255 483.65

Treasurer’s certificate N° 14-21 dated July 21, 2014 has been issued by the Town’s Treasurer, attesting to the availability of funds to cover the described expenses.

Mayor William Steinberg called for a vote.

Voted in favour:

Councillor Karen Zadman
Councillor Michael Goldwax
Councillor Warren Budning

In favour: 3

Voted against:

Councillor Leon Elfassy

Against: 1

Adopted on division

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2014-197

GRANTING OF CONTRACT FOR SIDEWALKS RECONSTRUCTION, LEVELLING, PAVING AND CRACKS SEALING

WHEREAS there has been a public call for sidewalks reconstruction, levelling, paving and cracks sealing;

WHEREAS, after analysing the tenders opened on July 18th, 2014, the lowest bidder conforming to the requirements of the tender invitation is TGA Montreal Inc;

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

- THAT, the following quotations for the following contract be and is hereby approved, the whole as more amply delineated hereunder:

TGA MONTREAL INC

Sidewalks reconstruction, levelling, paving and cracks sealing: (as per tender specifications)	\$ 225 365.00
Contingencies:	\$ <u>22 536.50</u>
Sub-Total:	\$ 247 901.50
G.S.T. (5%):	\$ 12 395.08
Q.S.T. (9.975%):	\$ <u>24 728.17</u>
Grand total taxes included:	\$ 285 024.75

Treasurer's Certificate N^o 14-23, dated July 21, 2014, has been issued by the Town's treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

2014-198

EXTENSION OF CONTRACT – REMOVAL OF GARBAGE AND GREEN WASTE

WHEREAS there has been a call for tenders by way of public tender, for a one year contract including a clause for four optional renewals for the removal of garbage and green waste;

WHEREAS Resolution number 2010-623, adopted by the Council on December 7, 2010, authorized granting the contract to the lowest bidder conforming to the requirements, TTI Environnement Inc, for the year 2011;

WHEREAS Resolution number 2011-892, adopted by the Council on October 5, 2011, authorized granting the first optional renewal of one year to the lowest bidder conforming to the requirements, TTI Environnement Inc, for the year 2012;

WHEREAS Resolution number 2012-233, adopted by the Council on August 6, 2012, authorized granting the second optional renewal of one year to the lowest bidder conforming to the requirements, TTI Environnement Inc, for the year 2013;

WHEREAS Resolution number 2013-184, adopted by the Council on August 5, 2013, authorized granting the third optional renewal of one year to the lowest bidder conforming to the requirements, TTI Environnement Inc, for the year 2013;

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

- THAT the contract with TTI Environnement Inc., for the removal of garbage and green waste, be renewed for the period from January 1st, 2015 to November 30th, 2015 at the cost outlined below:

TTI ENVIRONNEMENT INC.

Removal of garbage and green waste: from January 1 st , 2015 to November 30 th , 2015	\$ 126 524.20
G.S.T. 5%	\$ 6 326.21
Q.S.T. 9.975%	\$ 12 620.79
GRAND TOTAL	\$ 145 471.20

Treasurer's Certificate N^o 14-22, dated July 21, 2014, has been issued by the Town's treasurer, attesting the funds to be available to cover the described expenses.

Adopted

2014-199

ESTABLISHMENT OF A SELECTION COMMITTEE TO EVALUATE TENDERS CONCERNING PROFESSIONAL SERVICES CONTRACTS FOR THE INSPECTION OF SEWER PIPES WITH TELEPHOTO LENS CAMERA

WHEREAS the Town has conducted a solicitation for professional services for the inspection of sewer pipes with telephoto lens camera;

WHEREAS pursuant to Section 573.1.0.1.1 of the Cities and towns act, the Council shall form a selection committee to evaluate the bids for services received;

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

- TO Appoint the Director of Public Works, the Chief Operating Officer for Public Works and the Director of Material Resources and Information Technology, to be part of the selection committee for the evaluation of tenders concerning the professional services contract for the inspection of sewer pipes with telephoto lens camera; and;
- TO appoint the Treasurer as substitute for the selection committee.

Adopted

2014-200

ESTABLISHMENT OF A SELECTION COMMITTEE TO EVALUATE TENDERS CONCERNING PROFESSIONAL SERVICES CONTRACTS FOR THE PARTIAL REVISION OF THE URBAN PLANNING BY-LAWS

WHEREAS the Town has conducted a solicitation for professional services for the partial review of Urban Planning By-Laws;

WHEREAS pursuant to Section 573.1.0.1.1 of the Cities and towns Act, the Council shall form a selection committee to evaluate the bids for services received;

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

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- TO Appoint the Urban Planning Section Chief, the Building inspector and Mario Duchesne to be part of the selection committee for the evaluation of tenders concerning the professional services contracts for the partial revision of the Urban planning By-laws.

Adopted

2014-201

CREATION OF A NEW FUNCTION AND A NEW POSITION OF “COMPTROLLER”

On motion of Councillor Leon Elfassy, seconded by Councillor Karen Zajdman, it was UNANIMOUSLY RESOLVED:

- TO CREATE a new management function of “COMPTROLLER”, salary level IV ; and
- TO FILL one (1) position in the newly created function.

Adopted

2014-202

REPLACEMENT OF A MEMBER APPOINTED BY THE TOWN OF HAMPSTEAD ON THE PENSION COMMITTEE

CONSIDERING THAT Ms. Nathalie Lauzière has resigned his employment with the Town of Hampstead;

CONSIDERING THAT Ms. Nathalie Lauzière was a member of the Pension Committee of the Pension Plan of the Employees of the Town of Hampstead;

CONSIDERING THAT the Town of Hampstead may appoint six (6) members on the Pension Committee of the Pension Plan for the Employees of the Town of Hampstead;

CONSIDERING THAT it is deemed advisable to appoint a new representative on the said Pension Committee;

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

- TO APPOINT Mr. THIERRY HOULE-GINGRAS to replace Ms. Nathalie Lauzière as a member on the Pension Committee of the Pension Plan for the Employees of the Town of Hampstead.

Adopted

2014-203

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

CONSIDERING THAT Council members reviewed the report of the Director of Community Services and Recreation, dated July 23rd, 2014, with regard to hiring white collar student employees,

On motion of Councillor Karen Zajdman, seconded by Councillor Leon Elfassy, it was UNANIMOUSLY RESOLVED:

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- THAT the Town Council approves the hiring of white collar student employees for the Community Services and Recreation Department, with the hourly rates such as enumerated in the list prepared by the Director of Community Services and Recreation.

Adopted

2014-204

DISMISSAL AND TERMINATION OF EMPLOYMENT OF EMPLOYEE #1601 ASSIGNED TO THE COMMUNITY SERVICES AND RECREATION DEPARTMENT

WHEREAS employee #1601 has received a notice of disciplinary infraction on July 7th 2014;

WHEREAS on July 16th 2014, employee #1601 repeated the infraction previously reproached;

WHEREAS the Supervising Manager has reported on the investigation regarding the events of July 16th 2014;

WHEREAS, further to the investigation, the Supervising Manager and the Human Resources Director have proceeded with the dismissal and the termination of employment of employee #1601;

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

- THAT the Town Council ratifies the dismissal and the termination of employment of employee #1601, as of July 16th 2014.

Adopted

SECOND QUESTION PERIOD

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

2014-205

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 the meeting closed.

Adopted

(s) William Steinberg
Dr. William Steinberg, Mayor

(s) Nathalie Lauzière
M^c Nathalie Lauzière, Town Clerk