

Minutes of Town of Hampstead

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON DECEMBER 1ST, 2014, AT THE COMMUNITY CENTER, 30 LYNCROFT ROAD, AT 8:00 P.M.

THOSE PRESENT WERE: Mayor William Steinberg, Councillors Karen Zajdman, Jack Edery, Leon Elfassy, Michael Goldwax, Warren Budning and Harvey Shaffer, 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 8:05 p.m.

FIRST QUESTION PERIOD

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

Questions were asked to the members of the Council.

2014-290

ADOPTION OF THE AGENDA

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

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

Adopted

At 8.17 p.m. Councillor Leon Elfassy left temporarily his seat.

At 8.20 p.m. Councillor Leon Elfassy came back to his seat.

2014-291

ADOPTION OF THE MINUTES

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

- THAT the Minutes of the Regular Council Meeting of November 3rd, 2014 are hereby approved as submitted.

Adopted

2014-292

ADOPTION–SCHEDULE OF REGULAR SITTINGS OF COUNCIL FOR YEAR 2015

CONSIDERING Section 319 of the *Cities and Towns Act* and Section 1 of By-law N° 740-3;

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

- TO adopt the following schedule of the Regular Sittings of the Town Council for the year 2015 to be held at 8:00 p.m. at the Community Center, 30 Lyncroft Road in Hampstead:

January 12 th ;	July 6 th ;
February 2 nd ;	August 3 rd ;
March 2 nd ;	September 8 th ;
April 13 th ;	October 13 th ;
May 4 th ;	November 2 nd ;
June 15 th ;	December 7 th ;

Adopted

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2014-293

REGISTRATION OF DELEGATES TO ATTEND THE 2015 ANNUAL CONFERENCE OF THE FEDERATION OF CANADIAN MUNICIPALITIES (FCM) IN EDMONTON

WHEREAS the 2015 Annual Conference of the Federation of Canadian Municipalities (FCM) will be held in Edmonton from June 5th to June 8th, 2015;

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

- THAT Council authorizes the following delegates to attend the 2015 Annual Conference of the FCM to be held in Edmonton from June 5th to June 8th, 2015;
 - Mayor William Steinberg
 - Councillor Karen Zajdman
 - Councillor Warren Budning
 - Councillor Leon Elfassy
 - Councillor Michael Goldwax
 - Director General, Mr. Richard Sun

Adopted

2014-294

REGISTRATION OF DELEGATES TO ATTEND THE 2015 ANNUAL CONFERENCE OF THE GOVERNMENT FINANCE OFFICERS ASSOCIATION (GFOA)

WHEREAS the 2015 Annual Conference of the Government Finance Officers Association (GFOA) will be held in Edmonton, Alberta from May 24th to May 27th, 2015;

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

- THAT Council authorizes the following delegates to attend the 2015 Annual Conference of the Government Finance Officers Association (GFOA):

Richard Sun, Director General
Jack Edery, Councillor
Yves Tedom, Comptroller

Adopted

2014-295

NOTICE OF MOTION – BY-LAW N° 811-1 – AMENDMENT TO BY-LAW N° 811 TO DECREE THE FEE SCHEDULE FOR CULTURAL, SPORTS AND LEISURE ACTIVITIES FOR SPRING/SUMMER 2015

NOTICE OF MOTION was given by Councillor Karen Zajdman that, at a subsequent meeting of Council, By-law N° 811-1 modifying By-law N° 811 to Decree the Fee Schedule for Cultural, Sports and Leisure Activities for Spring/Summer 2015 will be submitted to Council for adoption.

All Council members have received a draft copy of By-law N° 811-1 and a motion to dispense with the reading of the said By-law was made.

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2014-296

NOTICE OF MOTION - BY-LAW N⁰ 727-18- FURTHER MODIFYING ZONING BY-LAW N⁰ 727 (TO CREATE ZONE RA-3 WITHIN THE ZONES RA-1 AND RB-1 AND TO DEFINE AUTHORIZED USES THEREIN (H1 AND H2))

NOTICE OF MOTION was given by Councillor Jack Edery that, at a subsequent meeting of Council, By-law N⁰ 727-18 regarding the further modification of Zoning By-law N⁰ 727 will be submitted to Council for adoption.

TAKE FURTHER NOTICE THAT all Council members have received a draft of By-law N⁰ 727-18 prior to this Council Meeting and a motion to dispense with the reading of the said By-law was made.

2014-297

ADOPTION – FIRST DRAFT OF BY-LAW N⁰ 727-18- FURTHER MODIFYING ZONING BY-LAW N⁰ 727 (TO CREATE ZONE RA-3 WITHIN THE ZONES RA-1 AND RB-1 AND TO DEFINE AUTHORIZED USES THEREIN (H1 AND H2))

WHEREAS the Members of Council have received a copy of the First Draft of By-law N⁰ 727-18 further modifying Zoning By-law N⁰ 727, regarding the creation of zone RA-3 within the zones RA-1 and RB-1 and to define authorized uses therein (H1 and H2), and declare to have read it;

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

- TO approve First Draft By-law N⁰ 727-18 to be entitled: “By-law n⁰ 727-18- further modifying Zoning By-law n⁰ 727 regarding the creation of zone RA-3 within the zones RA-1 and RB-1 and to define authorized uses therein (H1 and H2).”

Adopted

2014-298

NOTICE OF MOTION - BY-LAW N⁰ 804-2- FURTHER AMENDING BY-LAW N⁰ 804 CONCERNING CADASTRAL OPERATION

NOTICE OF MOTION was given by Councillor Jack Edery that, at a subsequent meeting of Council, By-law N⁰ 804-2 regarding the modification of By-law N⁰ 804 will be submitted to Council for adoption.

TAKE FURTHER NOTICE THAT all Council members have received a draft of By-law N⁰ 804-2 prior to this Council Meeting and a motion to dispense with the reading of the said By-law was made.

2014-299

ADOPTION - FIRST DRAFT OF BY-LAW N⁰ 804-2 - FURTHER AMENDING BY-LAW N⁰ 804 CONCERNING CADASTRAL OPERATION

WHEREAS the Members of Council have received a copy of the First Draft of By-law N⁰ 804-2 further amending By-law N⁰ 804, concerning cadastral operation, and declare to have read it;

It was proposed by Councillor Karen Zajdman, seconded by Councillor Warren Budning and UNANIMOUSLY RESOLVED:

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- TO approve First Draft By-law N° 804-2 to be entitled: “By-law n° 804-2 - further amending By-law N° 804, concerning cadastral operation.”

Adopted

2014-300

ADOPTION OF BY-LAW N° 741-4 MODIFYING BY-LAW NO. 741-1 RESPECTING THE DELEGATION OF POWERS TO OFFICERS AND EMPLOYEES TO AUTHORIZE THE SPENDING OF MONEY AND TO MAKE CONTRACTS IN THE NAME OF THE MUNICIPALITY

CONSIDERING THAT notice of motion of By-law N° 741-4 was given at the regular council meeting of November 3rd, 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 Jack Edery, seconded by Councillor Harvey Shaffer and UNANIMOUSLY RESOLVED:

- TO approve By-law N° 741-4 modifying By-law n° 741-1 entitled: “By-law respecting the delegation of powers to officers and employees to authorize the spending of money and to make contracts in the name of the municipality.

Adopted

2014-301

ADOPTION OF THE RATES OF REMUNERATION FOR ELECTION OFFICERS – REFERENDUM OF DECEMBER 7TH, 2014

WHEREAS a referendum will be held on December 7th, 2014 throughout the Town of Hampstead;

WHEREAS, conforming to the *Act Respecting Elections and Referendums in Municipalities*, the Returning Officer of the Town will need to hire personnel for this referendum;

WHEREAS a resolution bearing number 2013-131 has been adopted during the regular council meeting of the Council of the Town of Hampstead held on June 10th, 2013 and with respect to the Municipal Elections of November 3, 2013, it is recommended that the Town of Hampstead applies the amount mentioned in the said resolution for the referendum which will be held on December 7th 2014;

It was proposed by Councillor Jack Edery, seconded by Councillor Karen Zajdman and UNANIMOUSLY RESOLVED:

- THAT the Town Council adopt the rates of remuneration for electoral personnel as specified in the attached Annexes A, forming an integral part of this resolution.

Adopted

2014-302

DEPOSIT OF THE MINUTES OF THE PAC MEETING HELD ON NOVEMBER 10TH 2014

Each member of the Council having received a copy, the Town Clerk deposits the minutes of the Planning Advisory Committee meeting held on November 10th, 2014.

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

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2014-303

REQUEST TO AUTHORIZE A MINOR EXEMPTION TO THE ZONING BY-LAW 727, ART. 6.3.2 TO PERMIT THE LEFT SIDE SETBACK OF 1.12M. (3.7 FEET) INSTEAD OF 2.28M (7.5 FEET) (EXTENSION OF THE GARAGE) TO A SEMI-DETACHED SINGLE FAMILY DWELLING LOCATED AT 493, DUFFERIN ROAD, LOT NO. : 2 088 525, ZONE RB-1, (ZONING BYLAW NUMBER 727), (SPAIP BY-LAW NUMBER 775) (BY-LAW CONCERNING MINOR EXEMPTIONS # 18 G-0005)

WHEREAS the members of Council have reviewed the request for approval of minor exemption to Zoning By-law number 727 art. 6.3.2., to permit the left side setback of 1.12m. (3.7 feet) instead of 2.28m (7.5 feet) (extension of the garage) to a semi-detached single family dwelling;

WHEREAS the Planning Advisory Committee, at its meeting held on October 20th, 2014, recommended *to approve* the aforementioned request for minor exemption;

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

- THAT the aforementioned request for minor exemption for the property located at 493 Dufferin Road, lot no. : 2 088 525, Zone RB-1 is *approved*.

Adopted

2014-304

REQUEST TO AUTHORIZE AN ADDITION ON THE LEFT SIDE (EXTENSION OF THE GARAGE) TO A SEMI-DETACHED SINGLE FAMILY DWELLING LOCATED AT 493, DUFFERIN ROAD, LOT NO. : 2 088 525, ZONE RB-1, (ZONING BYLAW NUMBER 727), (SPAIP BY-LAW NUMBER 775) (BY-LAW CONCERNING MINOR EXEMPTIONS # 18 G-0005)

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

- THAT the site planning and architectural integration program showing modifications to the plans and elevations to authorize an addition on the left side (extension of the garage) to a semi-detached single family dwelling at 493 Dufferin Road, submitted to the Planning Advisory Committee meeting of October 20th, 2014 is *approved* as recommended by the PAC. The modifications meet the prescribed standards of the Zoning By-law number 727 and meet the prescribed standards of the Site Planning and Architectural Integration Program By-law number 775.

Adopted

2014-305

REQUEST CONCERNING THE CONSTRUCTION OF A NEW 2 STOREY DETACHED SINGLE FAMILY DWELLING AT 39 HEATH ROAD LOT NO. : 2 089 573 ZONE RA-1 (ZONING BY-LAW NUMBER 727) (SPAIP BY-LAW NO.775) (DEMOLITION BY-LAW NUMBER 759)

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

- THAT the site planning and architectural integration program showing modifications to the plans and elevations to authorize the construction of a new 2 storey detached single family dwelling located at 39, Heath Road, submitted to the Planning Advisory Committee meeting of November 10th, 2014 is *conditionally approved*. The modifications meet the prescribed standards of the

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Zoning By-law number 727 and partially meet the prescribed standards of the Site Planning and Architectural Integration Program By-law number 775 and as recommended by the PAC provided that:

- The Option number 2 submitted should be approved;
- The railings and guards should be in wrought iron instead of glass;
- The canopy over the main entrance should be recessed (maximum length of 3 feet);
- A fascia should be integrated in the design as to accentuate the roofline;
- The slope of the roof line should be raised on the front elevation;
- The choice of material must be validated.

Adopted

2014-306

NEW REQUEST FOR MODIFICATION TO THE FRONT FAÇADE (PREVIOUSLY APPROVED PROJECT FOR AN ADDITION IN THE REAR YARD) TO A DETACHED 2 STOREY SINGLE-FAMILY DWELLING AT 9 HARLAND ROAD, LOT NO. : 2 089 243 ZONE RA-2 (ZONING BY-LAW NO. 727) (SPAIP BY-LAW NO.775)

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

- THAT the site planning and architectural integration program showing modifications to the plans and elevations to authorize the modification to the front façade (previously approved project for an addition in the rear yard) to a detached 2 storey single-family dwelling located at 9, Harland Road, submitted to the Planning Advisory Committee meeting of November 10th, 2014 is *conditionally approved*. The modifications meet the prescribed standards of the Zoning By-law number 727 and partially meet the prescribed standards of the Site Planning and Architectural Integration Program By-law number 775 and as recommended by the PAC provided that:

- The guardrail must conform to the National Building Code and the thickness of the railing must be less than one (1) inch.

Adopted

2014-307

APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF NOVEMBER 2014

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

Councillor Jack Edery, seconded by Councillor Michael Goldwax, it was UNANIMOUSLY RESOLVED:

- THAT the disbursements for the period from October 30th, 2014 to November 27th, 2014, in the total amount of \$are hereby approved \$ 1 045 391.98 for cheques and \$ for on line payments).

Adopted

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2014-308

PER 2014 BUDGETARY ALLOCATIONS -TRANSFER OF FUNDS FROM UNAPPROPRIATED SURPLUS TO COVER FUTURE EXPENSES FOR THE PURCHASE OF A PUBLIC SECURITY VAN IN 2015, AND THE 2017 MUNICIPAL ELECTIONS.

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

- THAT the Town Council approves the transfer of funds, as further detailed in the following table, in the amount of \$35,500 from Unappropriated Surplus to Appropriated Surplus Account 55-992-00-000.

Details	2014 Allocation
2017 Municipal elections	\$20,500
Public security van	\$15,000

Adopted

2014-309

TRANSFER OF FUNDS FROM APPROPRIATED SURPLUS TO COVER EXPENSES INCURRED IN THE 2014 FISCAL PERIOD

Councillor Jack Edery, seconded by Councillor Michael Goldwax, it was UNANIMOUSLY RESOLVED:

- THAT the Town Council approves the transfer of funds, as further detailed in the following table, for an amount of \$922,630 from the Appropriated Surplus Account 55-992-00-000 to cover expenses incurred in the 2014 fiscal period.

Appropriation	Details	2014 Expense
2013-113/159	By-law 770 – debt capital balance	\$861,500
2013-112	Ash borer infestation	\$61 130

Adopted

2014-310

GRANTING OF CONTRACT – PURCHASE OF ANNUAL FLOWERS FOR 2015

WHEREAS there has been a call for tenders, by way of written invitation, for the supply of annual flowers for 2015;

WHEREAS, after analysing the tenders opened on November 21st, 2014, the lowest bidder conforming to the requirements of the tender invitation is Les Serres Y.G. Pinsonneault;

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

- THAT, the contract for the purchase of annual flowers for 2015 be granted to Les Serres Y.G. Pinsonneault at a cost of \$ 9 423.58 taxes included.

The Treasurer's certificate 14-34, dated November 24th, 2014, has been issued by the Town's Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

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2014-311

GRANTING OF CONTRACT – RENTAL OF 12 WHEELS TRUCKS WITH DRIVERS FOR SNOW TRANSPORTATION

WHEREAS there has been a call for tenders, by way of written invitation,

WHEREAS, after analyzing the tenders opened on November 17, 2014, the two lowest bidders conforming to the requirements of the tender invitation are Les Entreprises Marc Legault Inc and Cooperative des Transporteurs du Montreal Metropolitain;

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

THAT, the following quotations for the following contracts be and are hereby approved, the whole as more amply delineated hereunder:

Les Entreprises Marc Legault Inc

and

Cooperative des Transporteurs du Montreal Metropolitain

Rental of wheels trucks with drivers
for snow removal:

\$ 86.00 / hour

Both GST and QST are applicable on above mentioned price.

The Treasurer's certificate 14-35, dated November 24, 2014, has been issued by the Town's Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

RECESS

The Mayor recessed the meeting at 8:58 p.m and reconvened the meeting at 9:20 p.m., all members of Council present at the beginning of the meeting remaining to form a quorum except Councillor Leon Elfassy.

2014-312

GRANTING OF CONTRACT – 42 MONTHS RENTAL OF A LEXUS RX450H 2015

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

- TO defer this resolution to a subsequent Council Meeting.

Adopted

2014-313

APPROVAL OF THE MANAGEMENT PAY EQUITY PROGRAM AND TO AUTHORIZE OF THE PAYMENT OF SUMS RELATED TO THE PROGRAM AS REQUIRED BY THE PAY EQUITY ACT, R.S.Q., c E-12.001

WHEREAS the Government of Quebec had enacted the Pay Equity Act in order to correct pay inequities and is applicable to all employers;

WHEREAS the law stipulates that the Pay Equity Program is the responsibility of the employer;

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

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- TO approve the terms of the Pay Equity Program applicable to the Management Employees and the payment of approximately \$62,000 for the base salary adjustments; and
- TO include the additional amount relating to the government remittances and employer's contributions.

The Treasurer's certificate no 14-36, dated November 25th 2014, has been issued by the Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

At 9.23 p.m. Councillor Leon Elfassy came back to assist the meeting.

SECOND QUESTION PERIOD

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

- No question.

2014-314

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 9.23 p.m.

Adopted

(s) William Steinberg
Dr. William Steinberg, Mayor

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