

**Minutes of Town of Hampstead**

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON DECEMBER 7, 2009, AT THE COMMUNITY CENTER, 30 LYNCROFT ROAD, AT 8:00 P.M.**

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**THOSE PRESENT WERE:** Mayor William Steinberg, Councillors Abraham Gonshor, Jack Edery, Leon Elfassy, Michael Goldwax, Bonnie Feigenbaum and Harvey Shaffer, forming a quorum with Mayor Steinberg presiding.

**ALSO PRESENT:** Mr. Richard Sun, 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.

2009-269

**ADOPTION OF THE AGENDA**

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

- THAT the agenda of the regular meeting is hereby adopted with the addition of the following items:

**9.1** Approval of re-hiring contract of Mr Marc Lachapelle as “Foreman - Public Works”.

**9.2** Approval of hiring contract of Mr Jacques Desbiens as “Foreman - Public Works”.

Adopted

2009-270

**ADOPTION OF THE MINUTES**

On motion of Councillor Bonnie Feigenbaum, seconded by Councillor Leon Elfassy, it was UNANIMOUSLY RESOLVED:

- THAT the Minutes of the Regular Council Meeting of November 16, 2009 be and is hereby approved as submitted.

Adopted

2009-271

**ADOPTION-SCHEDULE OF REGULAR SITTINGS OF COUNCIL FOR YEAR 2010**

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

On motion of Councillor Abe Gonshor, seconded by Councillor Harvey Schaffer, it was UNANIMOUSLY RESOLVED:

- TO adopt the following schedule of the Regular Sittings of the Town Council for the year 2010 to be held at 8:00 p.m. at the Community Center, 30 Lyncroft Road in Hampstead:

January 11 <sup>th</sup> ;	July 5 <sup>th</sup> ;
February 1 <sup>st</sup> ;	August 2 <sup>nd</sup> ;
March 1 <sup>st</sup> ;	September 7 <sup>th</sup> ;
April 7 <sup>th</sup> ;	October 4 <sup>th</sup> ;
May 3 <sup>rd</sup> ;	November 1 <sup>st</sup> ;
June 7 <sup>th</sup> ;	December 6 <sup>th</sup> ;

Adopted

## Minutes of Town of Hampstead

2009-272

### **AUTHORIZATION TO ATTEND THE 2010 ANNUAL CONFERENCE OF THE FEDERATION OF CANADIAN MUNICIPALITIES (FCM) AND REIMBURSEMENT OF EXPENSES**

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WHEREAS the 2010 Annual Conference of the Federation of Canadian Municipalities (FCM) will be held in Toronto (Ontario) from May 28<sup>th</sup> to May 31<sup>st</sup>, 2010;

On motion of Councillor Bonnie Feigenbaum, seconded by Councillor Harvey Shaffer, it was RESOLVED:

- THAT Council authorizes the following delegates to attend the 2010 Annual Conference of the FCM to be held in Toronto, Ontario from May 28<sup>th</sup> to May 31<sup>st</sup>, 2010 and be reimbursed of expenses incurred:
  - *Mayor William Steinberg*
  - *Councillor Bonnie Feigenbaum*
  - *Councillor Abe Gonshor*
  - *Councillor Jack Edery*
  - *Councillor Leon Elfassy*
  - *Councillor Michael Goldwax*
  - *Councillor Harvey Shaffer*
  - *Director General, Mr. Richard Sun*

By amendment, on motion of Councillor Abe Gonshor, seconded by Councillor Michael Goldwax, it was UNANIMOUSLY RESOLVED:

- THAT Council retracts the name of Councillor Abe Gonshor, per his request.

The amendment is unanimously adopted.

The principal motion, as amended, is then unanimously adopted.

2009-273

### **APPROVAL OF A 2008-2012 MANAGERIAL AGREEMENT BETWEEN THE CITY OF MONTREAL AND LE CENTRE LOCAL DE DÉVELOPPEMENT (CLD) CENTRE OUEST**

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CONSIDERING THAT the Town Council members have been apprised of the November 13<sup>th</sup>, 2009 letter from the Agglomeration Council's Secretary, as well as a copy of the 2008-2012 managerial agreement;

On motion of Councillor Leon Elfassy, seconded by Councillor Bonnie Feigenbaum, it was UNANIMOUSLY RESOLVED:

- To recommend to the Agglomeration Council to approve a 2008-2012 Managerial Agreement between the City of Montreal and the Centre Local de Développement (CLD) Centre-Ouest, establishing the role and mandates of the organization as regards to local economic development for the territory of Côte Saint-Luc/Hampstead/Montreal-West including Saint-Laurent, as well as the conditions of its application with respect to the Town, for a four year period starting April 1<sup>st</sup>, 2008.

Adopted

## Minutes of Town of Hampstead

2009-274

### **NOTICE OF MOTION – BY-LAW N° 747-11 – AMENDMENT TO BY-LAW N° 747 TO DECREE THE FEE SCHEDULE FOR CULTURAL, SPORTS AND LEISURE ACTIVITIES FOR SPRING/SUMMER 2010**

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NOTICE OF MOTION was given by Councillor Michael Goldwax that, at a subsequent meeting of Council, By-law N° 747-11 further modifying By-law N° 747 to Decree the Fee Schedule for Cultural, Sports and Leisure Activities for Spring/Summer 2010 will be submitted to Council for adoption.

All Council members have received a draft copy of By-law N° 747-11 and a motion to dispense with the reading of the said By-law was made.

Adopted

2009-275

### **NOTICE OF MOTION – BY-LAW N° 776 – CONCERNING THE PARTICIPATION OF THE TOWN OF HAMPSTEAD IN THE PENSION PLAN ESTABLISHED BY THE ACT RESPECTING PENSION PLAN OF ELECTED MUNICIPAL OFFICERS**

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NOTICE OF MOTION was given by Councillor Leon Elfassy that, at a subsequent meeting of Council, By-law N° 776 entitled, “By-Law concerning the participation of the Town of Hampstead in the pension plan established by the Act respecting pension plan of elected municipal officers”, will be submitted to Council for adoption.

All Council members have received a draft copy of By-law N° 776 prior to this Council Meeting and a motion to dispense with the reading of the said by-law was made.

Adopted

2009-276

### **NOTICE OF MOTION – BY-LAW N° 744-1 – FURTHER MODIFYING BY-LAW N° 744 ESTABLISHING THE REMUNERATION OF THE TOWN COUNCIL MEMBERS.**

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NOTICE OF MOTION was given by Councillor Bonnie Feigenbaum that, at a subsequent meeting of Council, By-law N° 744-1 entitled, “By-Law further modifying By-Law No 744 establishing the remuneration of the Town Council members”, will be submitted to Council for adoption.

All Council members have received a draft copy of By-law N° 744-1 prior to this Council Meeting and a motion to dispense with the reading of the said by-law was made.

Adopted

2009-277

### **URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 480 DUFFERIN ROAD**

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On motion of Councillor Leon Elfassy, seconded by Councillor Bonnie Feigenbaum it was UNANIMOUSLY RESOLVED:

- THAT the site planning and architectural integration programs showing **plans and elevations to modify the previously approved design for an addition and renovation to a semi-detached single family dwelling at 480 Dufferin Road** submitted to the Planning Advisory Committee meeting of November 23, 2009, is **approved**, the whole in conformity with the provisions of the Site Planning and Architectural Integration Program By-law No 775 and as recommended by the PAC.

Adopted

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2009-278

**URBAN PLANNING AND BUILDING INSPECTIONS – SITE PLANNING PROJECTS AND ARCHITECTURAL INTEGRATION PROGRAMS (PIIA) – 45 THURLOW ROAD**

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

- THAT the site planning and architectural integration programs showing **plans and elevations to modify the previously approved design for a partial demolition of the existing house to allow a rear addition and 2<sup>nd</sup> floor addition to a detached single family dwelling at 45 Thurlow Road** submitted to the Planning Advisory Committee meeting of November 23, 2009, is **refused**, the whole in conformity with the provisions of the Site Planning and Architectural Integration Program By-law No 775 and as recommended by the PAC.

Adopted

2009-279

**REQUEST FOR MINOR EXEMPTION - PROPERTY LOCATED AT 26 APPLEWOOD ROAD**

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WHEREAS the members of Council have reviewed the request for approval for a minor exemption, for the property located at 26 Applewood Road, lot 2090078, to permit a fence on the principal front yard, extending 4.57 meters (15 feet) from the front building line, which contravenes article 7.6.2.5 of Zoning By-Law no 727;

WHEREAS, in accordance with By-law G-18-0005, the Planning Advisory Committee, at its meeting held on October 26, 2009, recommended approving the aforementioned request for minor exemption;

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

- THAT the aforementioned request for minor exemption for the property located at 26 Applewood Road, lot 2090078, is **approved**, conditional the following:
  - that the front gate of the fence may not be facing the street; and
  - that a hedge must be planted on the property in order to screen the pool from the street level.

Adopted

**Intervention of interested persons concerning request for minor exemption at 26 Applewood Road:**

*Mrs Rachel Genziuk*

*Proprietor Mr Michael Tanzer*

*At 8:34 p.m. the Councilor Michael Goldwax temporarily left the meeting.*

*At 8:35 p.m. the Councilor Michael Goldwax returned to the meeting.*

**RECESS**

*At 8:35 p.m., it was proposed by Mayor Steinberg and unanimously resolved, to recess the meeting.*

*At 8:50 p.m., the meeting was resumed. All Council members were still present.*

**Minutes of Town of Hampstead**

2009-280

**APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF NOVEMBER 2009**

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WHEREAS Council reviewed the list of payments for the month of November 2009;

On motion of Councillor Jack Edery, seconded by Councillor Bonnie Feigenbaum, it was UNANIMOUSLY RESOLVED:

- THAT the disbursements for the period from November 1, 2009 to November 30, 2009, in the amount of \$ 411 133.43, are hereby approved.

Adopted

2009-281

**PROCEDURE FOR PAYING THE REMUNERATION AND EXPENSE ALLOWANCE TO THE ELECTED OFFICIALS**

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CONSIDERING THAT in virtue of Section 3 of By-law N° 744, the procedure for paying the remuneration and expense allowance to the elected officials shall be determined by a Council resolution;

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

- THAT the remuneration and expense allowance to the elected officials shall be paid monthly.

Adopted

2009-282

**APPROVAL OF RE-HIRING CONTRACT OF MR. MARC LACHAPELLE AS “FOREMAN – PUBLIC WORKS”**

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CONSIDERING THAT the Town of Hampstead requires the services of a foreman;

CONSIDERING THAT the Director General and the Director of Human Resources are recommending the re-hiring of Mr. Lachapelle to fill such position;

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

- TO ratify the continued temporary hiring of Mr. Marc Lachapelle, as “Foreman - Public Works” under the conditions described in the contract signed on December 7, 2009 between Mr. Lachapelle and the Town, as represented by the Director of Human Resources, for the period not to exceed March 31, 2011 and contained in the confidential “Personnel” file in the Director General’s Office; and
- THAT Treasurer’s certificate no 09-040, dated December 7, 2009 has been issued by the Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

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2009-283

**APPROVAL OF HIRING CONTRACT OF MR. JACQUES DESBIENS AS “FOREMAN – PUBLIC WORKS”**

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CONSIDERING THAT the Town of Hampstead requires the hiring of a foreman;

CONSIDERING THAT the Director General and the Director of Human Resources are recommending the hiring of Mr. **JACQUES DESBIENS** to fill such position;

It was proposed by Councillor Michael Goldwax, seconded by Councillor Bonnie Feigenbaum, and UNANIMOUSLY RESOLVED:

- TO APPROVE the temporary hiring of Mr. **JACQUES DESBIENS**, as “Foreman - Public Works” for a period not to exceed December 31, 2010 and in accordance with the conditions described in the contract signed on December 2, 2009 between Mr. Desbiens and the Town, as represented by the Director of Human Resources and contained in the confidential “Personnel” file in the Director General’s Office; and
- THAT Treasurer’s certificate no 09-039, dated December 4, 2009 has been issued by the Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

**SECOND QUESTION PERIOD**

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

2009-284

**ADJOURNMENT**

All the subjects of the Agenda having been discussed, it was proposed by Councillor Bonnie Feigenbaum and unanimously resolved to declare the meeting closed.

Adopted

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Dr. William Steinberg, Mayor

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Me Nathalie Lauzière, Town Clerk