

Minutes of Town of Hampstead

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON JANUARY 11, 2010, AT THE COMMUNITY CENTER, 30 LYNCROFT ROAD, AT 8:00 P.M.

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, Mr. Charles Ohayon, Treasurer 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.

At 8:16 p.m. Councillor Michael Goldwax temporarily left the meeting.

RECESS

At 8:16 p.m., it was proposed by Mayor Steinberg and unanimously resolved, to recess the meeting.

At 9:14 p.m., it was proposed by Mayor Steinberg and unanimously resolved to resume the meeting.

2010-299

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

2010-300

ADOPTION OF THE MINUTES

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

- THAT the Minutes of the Regular Council Meeting of December 7, 2009 and of the Special Council Meeting of December 17, 2009 be and are hereby approved as submitted.

Adopted

2010-301

2010 REBATE PROGRAM TO ENCOURAGE LIBRARY USE

WHEREAS the Town of Hampstead wants to encourage its residents to join the library of her/his choice;

On motion of Mayor Steinberg, seconded by Councillor Bonnie Feigenbaum it was RESOLVED:

- THAT a Hampstead resident can obtain for the year 2010, upon proof of payment, a rebate of 50% of the cost of a library membership, to a maximum of 50\$ per household;

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- THAT an original receipt from the library or the library membership card showing an expiry date will be needed for proof of payment.
- THAT the library must be located on the island of Montreal.
- THAT the cost incurred by the Town of Hampstead shall not exceed 15,000\$.

Voted in favour:

Mayor William Steinberg
Councillor Bonnie Feigenbaum
Councillor Jack Edery
Councillor Leon Elfassy
Councillor Michael Goldwax
Councillor Harvey Shaffer

Voted against:

Councillor Abe Gonshor

In favour: 6

Against: 1

Adopted on division

Councillor Abe Gonshor reads his motives for opposing.

2010-302

ADOPTION – 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

WHEREAS notice of motion of By-law N° 747-11 was given at the Regular Council meeting of December 7, 2009 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 Bonnie Feigenbaum, seconded by Councillor Jack Edery and UNANIMOUSLY RESOLVED:

- TO adopt By-law N° 747-11 entitled: “By-law modifying By-law N° 747 to Decree the Fee Schedule for Cultural, Sports and Leisure Activities for Spring/Summer 2010”.

Adopted

At 9:59 p.m Councillor Abe Gonshor temporarily left the meeting.

2010-303

ADOPTION – BY-LAW N° 778 – TAX RATES FOR THE YEAR 2010

CONSIDERING THAT notice of motion of By-law N° 778 was given at the Special Council meeting of December 17, 2009;

IN CONSEQUENCE,

It was proposed by Councillor Jack Edery, seconded by Councillor Bonnie Feigenbaum and UNANIMOUSLY RESOLVED that the present By Law is adopted:

1. DIFFERENT RATES OF THE GENERAL PROPERTY TAX.

- 1.1 As specified by statute, the categories of immovables for which the Town sets different rates of general property taxes are the following:

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- 1) The category of immovables consisting of six or more dwellings;
- 2) The category of serviced vacant land;
- 3) The residual category.

An evaluation unit may belong to more than one category.

- 1.2 The provisions of Articles 244.29 - 244.64 of the *Act Respecting Municipal Taxation* (L.R.Q., Chapter F-2.1) apply in full.

Specific rate applicable to the category of immovables consisting of six or more dwellings.

- 1.3 The specific rate of the general property tax for the category of immovables consisting of six or more dwellings is set at \$ 1.4246 per \$100 of the value of the real estate assessment roll for fiscal year 2010. This tax is levied and collected for the year 2010 for all land, lot or part thereof with all of the buildings upon it, if any, and for premises or immovables incorporated to said premises and specified in the law.

Specific rate applicable to the category of serviced vacant land.

- 1.4 The specific rate of the general property tax for the category of serviced vacant land is set at \$ 2.7002 per \$100 of the value of the real estate assessment roll for fiscal year 2010. This tax is levied and collected for the year 2010 for all serviced vacant land within the meaning of the law.

Specific rate applicable to the residual category (basic rate).

- 1.5 The specific rate of the general property tax for the residual category is set at \$ 1.3501 per \$100 of the value of the real estate assessment roll for fiscal year 2010. This tax is levied and collected for the year 2010 for all land, lot or part thereof with all of the buildings upon it, if any, and for premises or immovables incorporated to said premises and specified in the law.

2. WATER CONSUMPTION TARIFF

A tariff is imposed and levied on any immovable entered on the property assessment roll, for water consumed at a rate of \$ 2.15 per one thousand gallons, as measured by meter.

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3. PAYMENT IN INSTALMENTS

The debtor of the taxes levied by the present By-Law is entitled to pay them in two equal instalments if the total of these taxes, which must be paid into an account, is a minimum of \$ 300.

Every instalment after the first becomes due on the ninetieth day following the due date of the previous instalment.

The debtor may nevertheless choose to pay the taxes in a single instalment.

Any instalment not paid on the due date shall carry an interest rate of 12 % per annum and only the outstanding instalment shall be due.

Where a tax or a compensation supplement is payable after an alteration to the assessment or collection roll, the supplement is payable in the same way as written in the previous paragraphs.

4. REFUSED PAYMENT

When a cheque or other payment order is remitted to the Town and payment is refused by the drawee, \$ 35 will be charged to the issuer of the cheque or order.

5. COMING INTO EFFECT

This By-Law will come into force in accordance with the law.

Dr. William Steinberg, Mayor

M^c Nathalie Lauzière, Town Clerk

2010-304

NOTICE OF MOTION – BY-LAW N° 761-2 – MODIFYING BY-LAW N° 761 CONCERNING DOGS (NON RESIDENT DOG REGISTRATION FEES)

NOTICE OF MOTION was given by Councillor Bonnie Feigenbaum that, at a subsequent meeting of Council, By-law N° 761-2 modifying By-law N° 761 concerning Dogs (Non-Resident Dog Registration Fees), will be submitted to Council for adoption.

All Council members have received a draft copy of By-law N° 761-2 prior to this Council Meeting and a motion to dispense with the reading of the said By-law was made.

Adopted

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2010-305

NOTICE OF MOTION – BY-LAW N° 705-3 – MODIFYING BY-LAW N° 705 CONCERNING THE COLLECTION, REMOVAL AND DISPOSAL OF REFUSE

NOTICE OF MOTION was given by Councillor Michael Goldwax that, at a subsequent meeting of Council, By-law N° 705-3 modifying By-law No 705 concerning Collection, Removal and Disposal of Refuse, will be submitted to Council for adoption.

All Council members have received a draft copy of By-law N° 705-3 prior to this Council Meeting and a motion to dispense with the reading of the said By-law was made.

Adopted

At 10:02 p.m Councillor Abe Gonshor returned back to the meeting.

DEPOSIT OF THE MINUTES OF THE PAC MEETING HELD ON DECEMBER 2009

Each member of the Council having received a copy, the Town Clerk deposits the minutes of the Planning Advisory Committee meeting held on December 9, 2009.

2010-306

NOTICE OF MOTION – BY-LAW N° 694-6 MODIFYING BY-LAW N° 694 CONCERNING TRAFFIC – RE: OVERNIGHT PARKING PERMITS

NOTICE OF MOTION was given by Councillor Leon Elfassy that, at a subsequent meeting of Council, By-law N° 694-6 modifying By-law N° 694 concerning traffic, re: overnight parking permits, will be submitted to Council for adoption.

Adopted

2010-307

ENFORCEMENT OF THE URBAN PLANNING BY-LAWS

CONSIDERING THAT it is the Building inspector that must enforce the by-laws regarding urban planning;

CONSIDERING THAT certain municipal officers can also be authorized to enforce the said by-laws;

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

- To authorize Mrs. Isabelle Ménard, Urban planner and Section Chief of Urban Planning and Building Inspections, Mr. Romeo Rivera, Building Inspector and Mr. Peter Sobczyk to enforce all urban planning by-laws for the Town of Hampstead and to issue any ticket and/or pursue those who contravene these By-laws.

Adopted

2010-308

APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF DECEMBER 2009

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

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

- THAT the disbursements for the period from December 1, 2009 to December 31, 2009, in the amount of \$ 458,829.92, are hereby approved.

Adopted

2010-309

PAYMENT FOR THE TOWN OF HAMPSTEAD'S USE OF 'RECYCLAGE NOTRE-DAME INC (R.N.D.)'.

WHEREAS the Town of Hampstead uses Recyclage Notre-Dame for the dumping of construction materials, branches, leaves and dirt;

WHEREAS the charges to the Town of Hampstead for the use of R.N.D. dumping facilities for the year 2009 amount to \$36,748.62 for the period from March to May 2009 and were erroneously charged to the City of Montreal's Division de la gestion des matières résiduelles;

On motion of Councillor Michael Goldwax, seconded by Councillor Abe Gonsior, it was UNANIMOUSLY RESOLVED:

- THAT the Town of Hampstead pay to the City of Montreal's Division de la gestion des matières résiduelles the amount of \$36,748.62 covering charges for the period from March to May 2009 for use of the R.N.D. dumping facilities;
- THAT Treasurer's Certificate N° 09-044 dated 2010-01-11 has been issued by the Town's Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

2010-310

GRANTING OF CONTRACT – PURCHASE OF FLOWERS FOR 2010

WHEREAS there has been a call for tenders, by way of written invitation, for the supply of flowers for year 2010;

WHEREAS, after analysing the tenders opened on December 10, 2009, the lowest bidder conforming to the requirements of the tender invitation is Les Serres Riel inc; and

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

- THAT, as recommended by the Division Chief of Purchasing, the following quotation for the following contract be and is hereby approved, the whole as more amply delineated hereunder:

LES SERRES RIEL INC

Supply of flowers for year 2010 (as per quotation specifications)	\$ 11,013.00
G.S.T. 5%	\$ 550.65
Q.S.T. 7.5%	\$ 867.27
GRAND TOTAL	\$ 12,430.92

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- THAT Treasurer's certificate 09-043, dated December 14 2009 has been issued by the Town's Treasurer, attesting to the availability of funds to cover the described expenses.

Adopted

2010-311

EXTENSION OF AGA FINANCIAL GROUP INC.'S MANDATE AS EXTERNAL CONSULTANT WITH REGARD TO THE GROUP PURCHASE OF A GROUP INSURANCE

WHEREAS the Town of Hampstead signed a contract in 2005 with City's forming the 'Regroupement des municipalités de l'Agglomération de Montréal' relatively to the purchase of a common group insurance and that said contract has been renewed on January 1st, 2009.

WHEREAS this group of cities has mandated Groupe Financier AGA inc. to act as consultant and proceed with a call to tender for a group insurance by which a new contract was granted to SSQ for a period of 5 years ending March 31st, 2013.

It was proposed by Councillor Leon Elfassy, seconded by Councillor Harvey Shaffer and UNANIMOUSLY RESOLVED:

- TO APPROVE the extension of Groupe financier AGA inc.'s contract to act as group insurance broker for the 'Regroupement des municipalités de l'Agglomération de Montréal' for a period of 3 years from January 1st, 2010 to December 31st, 2012.

Adopted

2010-312

HIRING OF MS. ADRIAN STARR AS PART TIME "OFFICE CLERK" AT THE RECREATION & COMMUNITY SERVICES DEPARTMENT

It was proposed by Councillor Harvey Shaffer, seconded by Councillor Bonnie Feigenbaum and UNANIMOUSLY RESOLVED:

- TO hire Ms. Adrian Starr as Part time "Office Clerk" not later than January 5th, 2010, 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

2010-313

AUTHORIZATION FOR DIRECTOR GENERAL TO SIGN A PROTOCOL AGREEMENT BETWEEN THE CITY OF MONTREAL (SPVM) AND THE PUBLIC SECURITY OF THE TOWN OF HAMPSTEAD

It was proposed by Councillor Leon Elfassy, seconded by Councillor Michael Goldwax, and unanimously resolved to defer this item to a subsequent meeting.

Adopted

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SECOND QUESTION PERIOD

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

2010-314

ADJOURNMENT

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

Adopted

Dr. William Steinberg, Mayor

Me Nathalie Lauzière, Town Clerk