

Minutes of Town of Hampstead

MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE TOWN OF HAMPSTEAD HELD ON JANUARY 16TH, 2012, 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 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.

2012-001

ADOPTION OF THE AGENDA

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

- THAT the agenda of the regular meeting is hereby adopted with the addition of the following item:
 - 10.2 - Appointment of an Assistant Town Clerk

Adopted

2012-002

ADOPTION OF THE MINUTES

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

- THAT the Minutes of the Regular Council Meeting of December 5th, 2011, the Special Meeting for Adoption of the Budget 2011 and of the Special Council Meeting of December 19th, 2011 be and are hereby approved as submitted.

Adopted

2012-003

ADOPTION – BY-LAW N° 747-19 – BY-LAW MODIFYING BY-LAW N° 747 TO DECREE THE FEE SCHEDULE FOR CULTURAL, SPORTS AND LEISURE ACTIVITIES FOR SPRING/SUMMER 2012.

CONSIDERING THAT notice of motion of By-law N° 747-19 was given at the regular council meeting of December 5, 2011 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 Abe Gonshor and UNANIMOUSLY RESOLVED:

- TO approve By-law N° 747-19 modifying By-law N° 747 to Decree the Fee Schedule for Cultural, Sports and Leisure Activities for Spring/Summer 2012.

Adopted

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2012-004

ADOPTION OF BY-LAW N° 752-3 – MODIFYING BY-LAW NO.752-1 CONCERNING TARIFFS

CONSIDERING THAT notice of motion of By-law N° 752-3 was given at the regular council meeting of July 7, 2011 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 Michael Goldwax and UNANIMOUSLY RESOLVED:

- TO approve By-law N° 752-3 modifying By-law N° 752-1 concerning tariffs.

Adopted

2012-005

NOTICE OF MOTION – BY-LAW N° 793 – CONCERNING FIRE SAFETY

NOTICE OF MOTION was given by Councillor Leon Elfassy that, at a subsequent meeting of Council, By-law n° 793 entitled “By-law concerning fire safety” will be submitted to Council for adoption.

TAKE FURTHER NOTICE THAT all Council members have received a draft copy of By-law n° 793 prior to this Council meeting and a motion to dispense with the reading of the said By-law was made.

2012-006

DEPOSIT OF THE MINUTES OF THE PAC MEETING HELD ON DECEMBER 12TH 2011

Each member of the Council having received a copy, the Town Clerk deposits the minutes of the Planning Advisory Committee meeting held on December 12th, 2011.

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

2012-007

REQUEST TO AUTHORIZE MODIFICATIONS TO THE ELEVATIONS OF THE PREVIOUSLY APPROVED PLANS OF A DETACHED SINGLE FAMILY DWELLING AT 120 FINCHLEY ROAD, LOT NO.: 2 088 955, ZONE RA-2 (SPAIP BY-LAW NUMBER 775)

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

- THAT the site planning and architectural integration program showing modifications to the **elevations** of the previously approved plans of a detached single family dwelling at 120 Finchley Road, submitted to the Planning Advisory Committee meeting of December 12th, 2011 is **conditionally approved**. The modifications do not 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:
 - Prolong the horizontal central projection (wood cladding) on rear elevation – in order to break the two (2) storey window arrangement;
 - Reduce the horizontal central projection (wood cladding) to a maximum of 1 foot on the side yards.

Adopted

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No Intervention of interested persons concerning the request for Minor Exemption for property located at 120 Finchley Road .

2012-008

MINOR EXEMPTION REQUEST TO THE ZONING BY-LAW NUMBER 727, ARTICLE 6.3.2 TO PERMIT THE LEFT SIDE SETBACK AT 2.18M (7.16 FEET) INSTEAD OF THE PRESCRIBED 3.10M (10.2 FEET) AND THE RIGHT SIDE SETBACK AT 2.07M (6.79 FEET) INSTEAD OF THE PRESCRIBED 3.10M (10.2 FEET), TO A DETACHED SINGLE FAMILY DWELLING AT 120 FINCHLEY ROAD, LOT NO 2 088 955, ZONE RA-2 (MINOR DEROGATION BY-LAW NUMBER G-18-0005)

WHEREAS the members of Council have reviewed the request for approval of a minor exemption to Zoning By-law 727, article 6.3.2 to permit the left side setback at 2.18m (7.16 feet) instead of the prescribed 3.10m (10.2 feet) and the right side setback at 2.07m (6.79 feet) instead of the prescribed 3.10m (10.2 feet), to a detached single family;

WHEREAS the Planning Advisory Committee, at its meeting held on December 12th, 2011, recommended *to approve* 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 120 Finchley Road, on lot no.: 2 088 955 Zone RA-1 is approved.

Adopted

2012-009

REQUEST TO AUTHORIZE FAÇADE MODIFICATIONS AND AN ADDITION IN THE REAR YARD OF A DETACHED SINGLE FAMILY DWELLING AT 31 GRANVILLE ROAD, LOT NO.: 2 089 083, ZONE RA-1 (SPAIP BY-LAW NUMBER 775)

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

- THAT the site planning and architectural integration program showing **plans and elevations** of facade modifications and an addition in the rear yard to a detached single family dwelling at 31 Granville Road, submitted to the Planning Advisory Committee meeting of December 12th, 2011 is *refused* as recommended by the PAC. The modifications do not meet the prescribed standards of the Zoning By-law number 727 and the prescribed standards of the Site Planning and Architectural Integration Program By-law number 775.

Adopted

Intervention of interested persons concerning the request for Minor Exemption for property located at 31 Grandville Road .

Mrs. Margaret Aster – 14 Kilburn Crescent

Stated that she is against the Town Council's approval of the minor exemption because, in her opinion it is not a minor exemption but a significant increase.

RECESS

At 8:59 p.m. the Mayor proposed and it was unanimously resolved to recess the Meeting.

At 9:13 p.m. the Mayor proposed and it was unanimously resolved to resume the Meeting, all Members of Council present at the beginning of the Meeting remaining to form a quorum.

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2012-010

MINOR EXEMPTION REQUEST TO THE ZONING BY-LAW NUMBER 727, ARTICLE 6.4.1 IN ORDER TO PERMIT THE REAR SETBACK AT 5.87M (19.3 FEET) INSTEAD OF THE PRESCRIBED 7.25M (23.8 FEET) TO A DETACHED SINGLE FAMILY DWELLING AT 31 GRANVILLE ROAD, LOT NO 2 089 083, ZONE RA-1 (MINOR DEROGATION BY-LAW NUMBER G-18-0005)

WHEREAS the members of Council have reviewed the request for approval of a minor exemption to Zoning By-law 727, article 6.4.1 in order to permit the rear setback at 5.87m (19.3 feet) instead of the prescribed 7.25m (23.8 feet) to a detached single family;

WHEREAS the Planning Advisory Committee, at its meeting held on December 12th, 2011, 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 31 Granville Road, lot no 2 089 083, Zone RA-1 is *refused*.

Adopted

2012-011

REQUEST TO AUTHORIZE FAÇADE MODIFICATIONS TO A DETACHED DUPLEX AT 86-88 HOLTHAM ROAD, LOT NO.: 2 090 067, ZONE RB-4 (SPAIP BY-LAW NUMBER 775)

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

- THAT the site planning and architectural integration program showing **plans and elevations** of facade modifications to a detached duplex dwelling at 86-88 Holtham Road, submitted to the Planning Advisory Committee meeting of December 12th, 2011 is *refused* as recommended by the PAC. The modifications meet the prescribed standards of the Zoning By-law number 727 but do not meet the prescribed standards of the Site Planning and Architectural Integration Program By-law number 775.

Adopted

2012-012

APPROVAL OF THE DISBURSEMENTS FOR THE MONTH OF DECEMBER 2011

WHEREAS Council reviewed the list of payments for the month of December 2011;

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

- THAT the disbursements for the period from December 1st, 2011 to December 31st, 2011, in the total amount of \$ 1,361,876.60 are hereby approved (\$745,310.49 for cheques and \$616,566.11 for on line payments).

Adopted

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2012-013

ESTABLISHMENT OF A SELECTION COMMITTEE TO EVALUATE TENDERS CONCERNING PROFESSIONAL SERVICES CONTRACTS

WHEREAS, by virtue of Section 573.1.0.1.1 of the *Cities and Towns Act*, the Council must, for professional services contracts, establish a selection committee to evaluate tenders submitted;

It was proposed by Councillor Michael Goldwax, seconded by Councillor Harvey Shaffer, and UNANIMOUSLY RESOLVED:

- To ratify the decision of the director general to appoint the Director of Public Works, the Treasurer and Director of Material Resources and Information Technologies , to be on the selection committee for the evaluation of the tenders concerning professional services contracts, and;
- To appoint the Town clerk and Assistant treasurer as substitute persons for the selection committee.

Adopted

2012-014

REMUNERATION OF MANAGEMENT PERSONNEL- 2012

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

- TO ratify the recommendations of the Director general regarding the adjustments of the remuneration of Management personnel for the year 2012, effective as of January 1st, 2012, the whole in accordance with the “Management Remuneration Policy” of the Town of Hampstead, adopted December 19th, 2011 under the resolution no. 2011-957 ;

Adopted

2012-015

APPOINTMENT OF AN ASSISTANT TOWN CLERK

On motion of Councillor Bonnie Feigenbaum, seconded by Councillor Michael Goldwax, it was UNANIMOUSLY RESOLVED:

- THAT the Section Chief Urban Planning and Building Inspections of the Town of Hampstead is appointed as an Assistant Town Clerk to exercise as Town Clerk when the latter is absent or otherwise unable to perform her duties.

Adopted

SECOND QUESTION PERIOD

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

2012-016

ADJOURNMENT

All the subjects of the Agenda having been discussed, it was proposed by Councillor Jack Edery, seconded by Councillor Michael Goldwax 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