

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON
MONDAY, JANUARY 21, 2008 AT 8:00 P.M., ADJOURNED TO MONDAY,
JANUARY 28, 2008, AT 8:00 P.M. HELD AT 5801 CAVENDISH BOULEVARD,
CÔTE SAINT-LUC**

PRESENT¹:

Mayor Anthony Housefather, B.C.L., L.L.B, M.B.A. presiding
Councillor Dida Berku, B.C.L.²
Councillor Mitchell Brownstein, B. Comm., B.C.L., L.L.B.
Councillor Mike Cohen, B.A.
Councillor Steven Erdelyi, B.Sc., B.Ed.
Councillor Sam Goldbloom, B.A.
Councillor Ruth Kovac, B.A.³
Councillor Allan J. Levine, B.Sc., M.A., DPLI
Councillor Glenn J. Nashen

ALSO PRESENT:

Mr. Ken Lerner, City Manager⁴
Mr. Jonathan Shecter, Director of Legal Services and City Clerk,
acted as Secretary of the meeting⁵

**SUBSEQUENT TO THE INSTRUCTIONS GIVEN BY COUNCILLORS BERKU
AND KOVAC THE MEETING OF JANUARY 21, 2008 WAS ADJOURNED TO
JANUARY 28, 2008 AT 8:00 P.M. DUE TO LACK OF QUORUM**

**ON JANUARY 28, 2008, AT 8:03 P.M., MAYOR HOUSEFATHER RE-OPENED
THE MEETING.**

080103

**EXPRESSION OF CONDOLENCES – FALLEN CANADIAN SOLDIERS IN
AFGHANISTAN**

WHEREAS the Canadian Armed Forces have been called up to serve in Afghanistan in an effort to help restore order and protect the peace as part of a multi-national force; and

WHEREAS the brave soldiers of the Canadian Armed Forces are often in harm's way in service to Canada and all Canadians;

WHEREAS the following soldiers were killed in action in Afghanistan, in the service of our country:

Sapper Étienne Gonthier	-	January 24, 2008
Trooper Richard Renaud	-	January 15, 2008
Corporal Éric Labbé	-	January 6, 2008
Warrant Officer Hani Massouh	-	January 6, 2008

¹ Unless otherwise indicated all Councillors were present on January 28, 2008 only.

² Was present for both the adjournment on January 21, 2008 and the continuation on January 28, 2008.

³ Was present for the adjournment only but not the continuation on January 28, 2008.

⁴ Was present on January 28, 2008 only.

⁵ Was present for both the adjournment on January 21, 2008 and the continuation on January 28, 2008

Gunner Jonathan Dion

- **December 30, 2007**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT the City of Côte Saint-Luc extends its deepest sympathies to the family, friends and comrades of the above-named fallen soldiers, and sends a message of support, encouragement and appreciation to our troops serving abroad;

THAT this resolution be sent to the Minister of National Defence, Mr. Peter Mackay, who shall transmit a copy of the resolution to the families of the fallen soldiers; as well as to the President of the Royal Canadian Legion, Frederick Kisch, Branch 97;

THAT said resolution shall be for immediate action.”
CARRIED UNANIMOUSLY

QUESTION PERIOD

The question period started at 8:03 p.m. and finished at 8:27 p.m. Seven (7) people asked to speak and they were heard.

1) Alex Davis

The resident inquired as to whether there were any new developments regarding Meadowbrook to which Mayor Housefather responded that there were not.

2) Tamara Rozansky

The resident explained that she was part of the City's Eco-Action Committee and inquired as to whether the City would be willing to enact legislation to ban business owners from using (non-environmentally-friendly) plastic bags to which Mayor Housefather responded that such legislation should be enacted by another level of government and ideally, instead of the City enacting legislation, it should try to work *with* the business owners so they voluntarily comply. He then agreed to discuss whether the City wishes to enact the legislation nonetheless and stated that someone from the City would return to her with a response.

3) Andrew Dubrofsky

The resident explained that he was part of the City's Eco-Action Committee and requested that any redevelopment of the Cavendish Mall include buildings that were *green* prior to redevelopment and *L.E.E.D* certified. He then called upon the City to ensure that any corresponding demolition of the Cavendish Mall be done in an environmentally safe manner.

Mayor Housefather explained to the resident that prior to the Cavendish Mall receiving a certificate of demolition, the City needs to agree upon what new Land Use this property will have and at this point, it would be too premature to speculate on the matter. He then added however that the City can encourage this resident's suggestions should the matter be deliberated upon. Mayor Housefather then specified that matters pertaining to demolition fall within the rules of safety.

Councillor Levine then advised the public that several cities are giving their residents a *green tax credit* and called upon the City to pursue this venue.

4) Lisa Dubrofsky

The resident explained that she was part of the City's Eco-Action Committee and requested that the City enact legislation to compel recycling and issue fines when said legislation is not respected to which Mayor Housefather responded that the City is undertaking to have recycling in all of the (multi-family) buildings within its territory. He further added that at this current juncture, the City is trying to work *with* building owners on its territory so that each of them would posit the necessary measures to have recycling in their building. He then added that should building owners be uncooperative, the City would consider enacting the legislation as suggested by the resident but said legislation, in his opinion, should be a last resort.

5) Diego Harrara

The resident explained that he was part of the City's Eco-Action Committee and called upon the City to have bike paths to which Mayor Housefather responded that the City is looking into this suggestion.

6) Avrom Shtern

The resident expressed concern that there have been recent proposed changes in flight paths and that one such proposed change is to have airplanes flying over Meadowbrook land to which Mayor Housefather responded that the City manager is looking into the matter and would return to the resident with a response.

The resident then complained regarding private contractors who block off City sidewalks by leaving snow on them subsequent to the City conducting snow removal operations to which all members of council took note.

7) Jerry Winikoff

The resident inquired as to the status of the project on Marc Chagall to which Mayor Housefather responded that the City wishes to wait until the spring (approximately April) (to decide whether to proceed) when many of the *snowbirds* return so that those Qualified Voters who wish to manifest their objection to the proposed Zoning Change may do so.

BUSINESS ARISING FROM PREVIOUS COUNCIL MEETINGS

Councillor Cohen made reference to a complaint during last month's Question Period and explained to the public that the Meadows Condominium will be purchasing larger garbage receptacles to avoid having garbage strewn over City territory around garbage collection days.

080104

**CONFIRMATION OF THE MINUTES OF THE REGULAR MEETING OF
COUNCIL DATED DECEMBER 10, 2007**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT the Minutes of the Regular Meeting of Council dated December 10, 2007 be and are hereby approved as submitted.”

CARRIED UNANIMOUSLY

080105

**CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING OF COUNCIL
DATED DECEMBER 17, 2007 AT 7:30 P.M.**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT the Minutes of the Special Meeting of Council dated December 17, 2007 at 7:30 p.m. be and are hereby approved as submitted.”

CARRIED UNANIMOUSLY

080106

**CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING OF COUNCIL
DATED DECEMBER 17, 2007 AT 8:30 P.M.**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT the Minutes of the Special Meeting of Council dated December 17, 2007 at 8:30 p.m. be and are hereby approved as submitted.”

CARRIED UNANIMOUSLY

080107

**CONFIRMATION OF THE MINUTES OF THE SPECIAL MEETING OF COUNCIL
DATED JANUARY 14, 2008**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT the Minutes of the Special Meeting of Council dated January 14, 2008 be and are hereby approved as submitted.”

CARRIED UNANIMOUSLY

080108

MONTHLY DEPARTMENTAL REPORTS FOR DECEMBER 2007

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

"THAT the monthly departmental reports for December, 2007 be and are hereby approved as submitted."

CARRIED UNANIMOUSLY

080109

**HUMAN RESOURCES – PUBLIC WORKS DEPARTMENT – RESIGNATION OF
VARIOUS EMPLOYEES**

WHEREAS the City of Côte Saint-Luc received the resignation letters as more amply delineated hereunder:

<u>Name:</u>	<u>Employee Number:</u>	<u>Date of Letter:</u>
Hadi Hakim	1566	December 20, 2007
Danielle Garonce	2133	January 9, 2008
Tigran Galstyan	2184	December 20, 2007
Sandra Bebbington	2237	December 19, 2007

It was

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT the City accepts the resignation letters indicated on the above list effective as of the date contained within each letter."

CARRIED UNANIMOUSLY

080110

**HUMAN RESOURCES – EMERGENCY MEDICAL SERVICES – END OF
EMPLOYMENT – AUXILIARY DISPATCHER**

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

"THAT the employment of white collar auxiliary status, Dispatcher, employee number 2235, be and is hereby terminated, effective December 20, 2007."

CARRIED UNANIMOUSLY

080111

**HUMAN RESOURCES – EMERGENCY MEDICAL SERVICES – END OF
EMPLOYMENT – AUXILIARY DISPATCHER**

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

"THAT the employment of white collar auxiliary status, Dispatcher, employee number 2252, be and is hereby terminated, effective January 3, 2008."

CARRIED UNANIMOUSLY

080112

**HUMAN RESOURCES – INFORMATION SYSTEMS DEPARTMENT – HIRING
OF AN AUXILIARY OFFICE SOFTWARE DEVELOPMENT TECHNICIAN**

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

"THAT Steve Lemieux be and is hereby hired as an auxiliary Office Software Development Technician for the Information Systems Department, posting number 2007-150, effective January 3, 2008;

THAT Treasurer's certificate number TC07-0148 dated December 17, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080113

**HUMAN RESOURCES – ELEANOR LONDON CÔTE SAINT-LUC PUBLIC
LIBRARY – HIRING OF AN AUXILIARY LIBRARY CLERK**

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

"THAT J. Lynn Burgess be and is hereby hired as an auxiliary Library Clerk for the Eleanor London Côte Saint-Luc Public Library, posting number 2007-154, effective January 20, 2008;

THAT Treasurer's certificate number TC08-0015 dated January 17, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080114

**HUMAN RESOURCES — EMERGENCY MEDICAL SERVICES – HIRING OF AN
AUXILIARY DISPATCHER**

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

"THAT François Sauv  be and is hereby hired as an auxiliary Dispatcher for the Emergency Medical Services Department, posting number 2007-147, effective January 21, 2008;

THAT Treasurer's certificate number TC08-0023 dated January 24, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080115

**HUMAN RESOURCES – EMERGENCY MEDICAL SERVICES – HIRING OF AN
AUXILIARY DISPATCHER**

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

"THAT Chandhana Raju be and is hereby hired as an auxiliary Dispatcher for the Emergency Medical Services Department, posting number 2007-147, effective December 24, 2007;

THAT Treasurer's certificate number TC07-0150 dated December 17, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080116

**HUMAN RESOURCES – PUBLIC WORKS DEPARTMENT – HIRING OF AN
AUXILIARY MECHANIC**

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT Michel Richard be and is hereby hired as an auxiliary Mechanic for the Public Works Department, effective January 3, 2008;

THAT Treasurer's certificate number TC07-0149 dated December 17, 2007 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080117

**HUMAN RESOURCES – LEGAL SERVICES AND CITY CLERK – HIRING OF
AN AUXILIARY OFFICE CLERK**

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

"THAT Joshua Newpol be and is hereby hired as an auxiliary Office Clerk for the Legal Services and City Clerk Department, for the period between January 21, 2008 and April 30, 2008 ("the Period");

THAT the aforementioned Mr. Newpol not be guaranteed any set hours but will be asked to work when and if needed during the Period for a maximum of 21 hours per week;

THAT Treasurer's certificate number TC08-0014 dated January 17, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080118

**HUMAN RESOURCES – PARKS AND RECREATION DEPARTMENT – HIRING
OF AUXILIARY WHITE COLLAR AND BLUE COLLAR EMPLOYEES**

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

"THAT the list of auxiliary employees for the Parks and Recreation Department for January 2008, entitled, "*Part-Time Employees*" and comprising of two (2) pages be approved as submitted;

THAT the employees contained on the aforementioned list be and are hereby hired and shall commence as per their respective dates indicated on the aforementioned list;

THAT Treasurer's certificate number TC08-0026 dated January 24, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080119

HUMAN RESOURCES – CREATION OF A PERMANENT PAYROLL CLERK

POSITION AND APPOINTMENT OF A PERMANENT PAYROLL CLERK

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

"THAT the White Collar position of Payroll Clerk be confirmed as permanent and that Gina Gattereau be appointed as a permanent employee to perform the tasks of Payroll Clerk, for the Human Resources Department, as of January 29, 2008."
CARRIED UNANIMOUSLY

080120

HUMAN RESOURCES – ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY – MODIFICATION OF STATUS OF A WHITE COLLAR EMPLOYEE

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT the status of Dolores Gutierrez, White Collar, Library Clerk for the Eleanor London Côte Saint-Luc Public Library, be modified from auxiliary to permanent as of January 29, 2008."
CARRIED UNANIMOUSLY

080121

HUMAN RESOURCES – FINANCE DEPARTMENT – MODIFICATION OF STATUS OF TWO WHITE COLLAR EMPLOYEES

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT the status of Gina Bruno-Sassano and Maria Picciuto, White Collar, Office Agents for the Finance Department, be modified from auxiliary to permanent as of January 29, 2008."
CARRIED UNANIMOUSLY

080122

HUMAN RESOURCES – PUBLIC WORKS DEPARTMENT – MODIFICATION OF STATUS OF A WHITE COLLAR EMPLOYEE

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT the status of Guy Chartiez, White Collar, Motorized Equipment Distribution Agent for the Public Works Department, be modified from auxiliary to permanent as of January 29, 2008."

CARRIED UNANIMOUSLY

080123

**HUMAN RESOURCES – PARKS AND RECREATION DEPARTMENT –
MODIFICATION OF STATUS OF A WHITE COLLAR EMPLOYEE**

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT the status of Tammy McEwen, White Collar, Office Agent for the Parks and Recreation Department, be modified from auxiliary to permanent as of January 29, 2008."

CARRIED UNANIMOUSLY

080124

**HUMAN RESOURCES – MODIFICATION OF STATUS OF A MANAGEMENT
EMPLOYEE – HUMAN RESOURCES**

It was

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT the status of Nadia DiFuria be modified from: "Interim Human Resources Director" to: "Human Resources Director" retroactive to January 1, 2008;

THAT Treasurer's certificate number TC08-0005 dated January 14, 2008, has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080125

**HUMAN RESOURCES – MODIFICATION OF JOB TITLE OF A MANAGEMENT
EMPLOYEE – HUMAN RESOURCES**

It was

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT the job title of Andrea Charon be modified to: "Legal Counsel, Human Resources", retroactive to January 1, 2008."

CARRIED UNANIMOUSLY

080126

**HUMAN RESOURCES – APPOINTMENT OF ELISA LAXER TO THE POSITION
OF DIRECTOR OF PURCHASING AND CONTRACTS**

It was

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

"THAT Elisa Laxer be appointed to the position of: "Director of Purchasing and Contracts" retroactive to January 1, 2008;

THAT Treasurer's certificate number TC08-0004 dated January 14, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080127

**HUMAN RESOURCES – FINANCE DEPARTMENT – EXTENSION OF
CONTRACT– AUXILIARY OFFICE CLERK**

WHEREAS German Korb was hired as an auxiliary Office Clerk between September 4, 2007 and December 31, 2007; and

WHEREAS the City wishes to extend his contract;

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

"THAT the City extends the contract of German Korb, auxiliary Office Clerk, for the period between January 1, 2008 to June 30, 2008;

THAT the aforementioned Mr. Korb not be guaranteed any set hours but will be asked to work when and if needed during that period for a maximum of 10 hours per week;

THAT Treasurer's certificate number TC08-0013 dated January 17, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080128

HUMAN RESOURCES – DISCIPLINARY MEASURES – EMPLOYEE NO. 1376

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

“THAT the City Council approve the recommendation of the City Manager to suspend employee no. 1376 of the Engineering Department, Public Works and Urban Planning, for a period of three (3) days.”

CARRIED UNANIMOUSLY

080129

**FINANCE – APPROVAL OF THE DISBURSEMENTS FOR THE PERIOD FROM
DECEMBER 1, 2007 TO DECEMBER 31, 2007**

It was

MOVED BY COUNCILLOR DIDA BERKU
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

“THAT the disbursements for the period of December 1, 2007 to December 31, 2007 for a total of \$3,984,836.45 in Canadian Funds are hereby approved;

THAT Treasurer’s certificate number TC08-0016 dated January 18, 2008 has been issued by the Treasurer, attesting to the availability of funds to cover the described expenses;

THAT said resolution shall be for immediate action.”
CARRIED UNANIMOUSLY

080130

**RESOLUTION AUTHORIZING CÔTE SAINT-LUC TO RENEW ITS «L’UNION
DES MUNICIPALITÉS DU QUÉBEC» MEMBERSHIP AND APPROVE ITS
PORTION PAYABLE TO THE CRM (CENTRE DE RESSOURCES
MUNICIPALES)**

It was

MOVED BY COUNCILLOR SAM GOLDBLOOM
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

“THAT Council hereby authorizes the City of Côte Saint-Luc to renew its *Union des Municipalités du Québec* Membership (“UMQ”);

THAT Council further authorizes the City to pay along with its UMQ membership fees, its portion for the Centre de ressources municipales (“CRM”), for a total amount of \$18,602.90, plus applicable taxes;

THAT Treasurer’s certificate number TC08-0001 dated January 8, 2008 has been issued by the City Treasurer attesting to the availability of funds to cover the described expenses.”
CARRIED UNANIMOUSLY

080131

RESOLUTION TO AUTHORIZE THE CITY OF CÔTE SAINT-LUC TO PAY THE MONTREAL METROPOLITAIN COMMUNITY THE SUM OF \$351,025.46 REPRESENTING THE 1ST 2008 INSTALMENT DUE MARCH 15, 2008

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

“THAT the City Administration is hereby authorized to pay the Montreal Metropolitan Community on March 15, 2008, the sum of \$351,025.46 representing the first instalment of the 2008 apportionment;

THAT Treasurer’s certificate number TC08-0002 dated January 8, 2008 has been issued by the City Treasurer attesting to the availability of funds to cover the described expenses;

“THAT this resolution is adopted under protest and with regret as the City of Côte Saint-Luc deems that the M.M.C. has not fulfilled the purpose for which it was created and furthermore, deems its budget inflated.”

CARRIED BY THE MAJORITY OF VOTES WITH COUNCILLOR GLENN J. NASHEN DISSENTING REGARDING THE PAYMENT OF THE FEES

Subsequent to the adoption of the resolution, Councillor Erdelyi advised the public that he moved this resolution, “grudgingly, reluctantly and with regret.” He then explained to the public that while the .M.M.C. makes nice reports aesthetically, when someone requires assistance with any of the report’s contents, no-one is there to assist.

080132

FINANCE - RESOLUTION TO AUTHORIZE TO PUBLISH THE 2008 BUDGET FOR IN CONFORMITY WITH ARTICLE 474.3 OF THE *CITIES AND TOWNS ACT*

It was

MOVED BY COUNCILLOR MIKE COHEN
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT Council hereby authorizes the Treasurer of the City of Côte Saint-Luc to publish the Budget / Three year triennial program or the necessary explanatory documents in a newspaper circulating in the territory of the municipality in lieu of its distribution to every civic address in the territory of the municipality.”

CARRIED UNANIMOUSLY

080133

PUBLIC WORKS – AMENDMENT TO THE RESOLUTION AWARDING THE CONTRACT FOR THE ANNUAL PURCHASE OF FLOWERS FOR 2008

WHEREAS the City of Côte Saint-Luc wishes to purchase flowers for 2008;

WHEREAS the City has gone to tender (C-35-07) according to law for the purchase of said flowers;

WHEREAS at its Meeting of December 10, 2007, council adopted resolution number 071223, awarding a purchase contract for flowers to Les Serres Riel Inc. for an amount of \$19,493.51, including applicable taxes;

WHEREAS Les Serres Riel Inc. erred in the final tabulation of its overall calculation of the unit prices for four (4) inch potted plants;

WHEREAS the tender definitions provides, in section 8.2, that in the event of an error in calculation (i.e. arithmetic), the unit price shall be taken as correct;

WHEREAS despite said error, Les Serres Riel Inc. remains the lowest conforming bidder;

WHEREAS the City wishes to amend resolution number 071223 in order to reflect the foregoing correction;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT Council, hereby amends resolution 071223 to hereinafter read as follows:

PUBLIC WORKS – PURCHASE OF ANNUAL FLOWERS FOR 2008

WHEREAS the City of Côte Saint-Luc wishes to purchase flowers for 2008;

WHEREAS the City has gone to tender (C-35-07) according to law for the above-mentioned goods and services;

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT Council hereby awards a purchasing contract to Les Serres Riel Inc. for an amount of \$27,827.00 plus applicable taxes;

THAT Treasurer's certificate number TC08-0019 dated January 21, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

CARRIED UNANIMOUSLY

080134

**INFORMATION TECHNOLOGY – ANNUAL RENEWAL OF SERVICE FEES FOR
CESA SOFTWARE**

WHEREAS the City of Côte Saint-Luc wishes to renew its annual CESA software license service fees for the 2008 calendar year;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

"THAT Council hereby authorizes the renewal of its annual maintenance contract with PG Govern Inc. for an amount not to exceed \$88,636.00 provided the City reaches a mutually acceptable agreement with PG Govern Inc;

THAT Treasurer's certificate number TC08-0018 dated January 21, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses;

THAT any member of Council or any Director be authorized to sign said contract."

CARRIED UNANIMOUSLY

080135

INFORMATION TECHNOLOGY – ANNUAL MILLENNIUM SOFTWARE SERVICE FEES

WHEREAS the City of Côte Saint-Luc wishes to renew its annual Millennium software service agreement for the 2008 calendar year;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

"THAT Council hereby renews the City's annual Millennium service agreement with Innovative Interfaces Inc. for an amount not to exceed \$32,892.00 plus applicable taxes provided a mutually acceptable agreement is successfully negotiated;

THAT Treasurer's certificate number TC08-0017 dated January 21, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses;

THAT any member of Council or any Director be and is hereby authorized to sign the said agreement."

CARRIED UNANIMOUSLY

080136

PURCHASING – REJECTION OF BIDS FOR TENDER C-42-07 FOR TWO DODGE CARAVANS

WHEREAS the City of Côte Saint-Luc made a call for tenders (C-42-07) for two dodge caravans;

WHEREAS the above-mentioned call for tenders contained a material error in the mechanical specifications;

WHEREAS pursuant to section 11 of the call for tenders, the City reserves the right to reject all bids and make a new call for tenders;

WHEREAS the City of Côte Saint-Luc wishes to reject all submitted bids and make a new call for tenders;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

"THAT Council hereby rejects all bids received pursuant to its call for tenders numbered C-42-07 said call for tenders being for two dodge caravans;

THAT Council further authorizes the City's Purchasing Department to proceed with a call for new tenders the whole for immediate action."

CARRIED UNANIMOUSLY

080137

ENGINEERING – EXTRA EXPENDITURES FOR ROAD RESURFACING

WHEREAS, the City of Côte Saint-Luc has resurfaced various roads;

WHEREAS, the City went to tender (C14-07)) according to law for the resurfacing of said roads; ;

WHEREAS the City awarded the contract to Construction DJL Inc.;

WHEREAS the nature of the work required unforeseen expenses to resurface Holland road;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

"THAT Council hereby authorizes the expenditure of \$70,137.20, plus applicable taxes, to Construction DJL Inc. for the resurfacing of Holland Road;

THAT Treasurer's certificate number TC08-0022 dated January 24, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080138

ENGINEERING – ADDITIONAL EXPENDITURES FOR THE CAVENDISH PUMP STATION

WHEREAS, the City of Côte Saint-Luc wishes to upgrade the Cavendish pump station;

WHEREAS, the City has gone to tender (A-40-06) according to law for the above-mentioned goods and services;

WHEREAS the City awarded the contract to CIMA;

WHEREAS the unforeseen expenses were required for the removal of a reservoir in order to comply with environmental regulations;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

"THAT Council hereby authorizes the payment of \$14,150.00, plus applicable taxes, to CIMA Inc to cover unforeseen and necessary work pursuant to tender number A-40-06;

THAT Treasurer's certificate number TC08-0021 dated January 24, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080139

PUBLIC WORKS – ADDITIONAL COSTS RELATED TO THE RENTAL OF TWO BULLDOZERS WITH OPERATORS FOR THE 2007-2008 WINTER SEASON

WHEREAS the City of Côte Saint-Luc awarded two contracts for the rental of two bulldozers with operators for the 2007-2008 to:

- 1) Les Entreprises Canbec Construction Inc. for an hourly fee of \$171.75, plus applicable taxes, and guaranteed a minimum of 100 hours for a total amount of \$17,175.00, plus applicable taxes; and
- 2) L.A. Hébert Ltée for an hourly fee of \$173.00, plus applicable taxes, and guaranteed a minimum of 100 hours for a total amount of \$17,300.00, plus applicable taxes;

WHEREAS due to unforeseen and increased snow fall, there were additional costs incurred for the rental of said bulldozers;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT Council hereby authorizes the following payments for the additional unforeseen costs incurred for the rental of two bulldozers to:

- 1) Les Entreprises Canbec Construction Inc. for a total amount of \$19,752.00, plus applicable taxes; and

2) L.A. Hébert Ltée for a total amount of \$58,474.00, plus applicable taxes.

THAT Treasurer's certificate number TC08-0025 dated January 24, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080140

PUBLIC WORKS – ADDITIONAL COSTS RELATED TO THE RENTAL OF FOUR GRADERS WITH OPERATORS FOR THE 2007-2008 WINTER SEASON

WHEREAS the City of Côte Saint-Luc awarded a contract for the rental of four graders to Les Entreprises Canbec Construction Inc. for the 2007-2008 winter season for a minimum of 100 hours;

WHEREAS due to unforeseen and increased snow fall, there were additional costs incurred for the graders;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT Council hereby authorizes the payment of \$57,583.00, plus applicable taxes to Les Entreprises Canbec Construction Inc. for additional unforeseen costs incurred for the rental of said graders;

THAT Treasurer's certificate number TC08-0024 dated January 24, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080141

ENGINEERING – EXTRA EXPENDITURES FOR ROOF REPAIRS AT CITY HALL

WHEREAS the City of Côte Saint-Luc has repaired the roof housing its City Hall;

WHEREAS the City went to tender (A-50-06) according to law for the above-mentioned repairs;

WHEREAS Council, at its meeting of November 13, 2006 adopted resolution number 061128, to award a contract for roof repairs to Groupe Cirtech Inc.;

WHEREAS the nature of the work required necessary and unforeseen expenses intrinsically related to the tender to:

- modify and add insulation;
- furnish and lay additional bricks;
- replace the roof sheet; and
- pay administration fees for the unforeseen expenses;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN

SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT Council hereby authorizes the City administration to pay the expenditure of \$17,710.00, plus applicable taxes, to Groupe Cirtech Inc;

THAT the amount of \$17,170.00, plus applicable taxes, will be charged to the operating budget due to the fact that the amount of the borrowing by-law has been fully spent;

THAT Treasurer's certificate number TC08-0020 dated January 24, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080142

RESOLUTION TO ADOPT BY-LAW 2275 ENTITLED: "BY-LAW AMENDING: THE CONSOLIDATED CONSTRUCTION BY-LAW NO. 2088, BY-LAW 2217 BEING THE ZONING BY-LAW OF THE CITY OF CÔTE SAINT-LUC, BY-LAW 2089 GOVERNING CADASTRAL OPERATIONS, BY-LAW NO. G-18-0005 CONCERNING MINOR EXEMPTIONS THE WHOLE IN ORDER TO MODIFY THE TARIFFS RELATED TO MINOR EXEMPTION REQUESTS, CADASTRAL OPERATION REQUESTS, PERMIT AND CERTIFICATE REQUESTS AS WELL AS TO INSTITUTE OTHER NEW TARIFFS CONCERNING OTHER URBAN PLANNING BY-LAWS OF THE CITY OF CÔTE SAINT-LUC"

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

"THAT Council hereby adopts By-Law entitled: "By-law amending: the consolidated construction By-law No. 2088, By-law 2217 being the Zoning By-law of the City of Côte Saint-Luc, By-law 2089 governing cadastral operations, By-law No. G-18-0005 concerning minor exemptions the whole in order to modify the tariffs related to minor exemption requests, cadastral operation requests, permit and certificate requests as well as to institute other new tariffs concerning other Urban Planning by-laws of the City of Côte Saint-Luc";

THAT said by-law be and is hereby numbered 2275;

THAT said by-law be promulgated and according to law."
CARRIED UNANIMOUSLY

080143

URBAN PLANNING – MINOR EXEMPTION – 5777 WESTMINSTER – CÔTE SAINT-LUC

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

“THAT as recommended by the Planning Advisory Committee and in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5777 Westminster, Lot 1052459, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow, for a semi-detached single-family dwelling, to convert the interior parking space (one car garage) into a daycare instead of prohibiting the conversion of the interior parking space in order for it to be used for other purposes or to make it unusable for parking cars. The foregoing is in accordance with the provisions of namely, article 7-2-4 of zoning by-law No. 2217 of the City of Côte Saint-Luc;

THAT said exemption is conditional upon no individual (current or future) residing at 5777 Westminster, being able to request a parking permit of any nature whatsoever as council hereby prohibits the issuance of said permit.”

CARRIED UNANIMOUSLY

080144

**URBAN PLANNING – MINOR EXEMPTION – 5562 BORDEN –
CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR MITCHELL BROWNSTEIN

AND RESOLVED:

“THAT as recommended by the Planning Advisory Committee and in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 5562 Borden, Lot 1560662, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow for a detached single-family dwelling to be located at 1.52 m (4.98') from the lateral lot line on the east side instead of the minimum required of 1.98 m (6.5'). The foregoing is in accordance with the provisions of the Zoning by-law No. 2217, namely, annex “B” (zone RU-2).”

CARRIED UNANIMOUSLY

080145

**URBAN PLANNING – MINOR EXEMPTION – 8103 McCUBBIN –
CÔTE SAINT-LUC**

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT as recommended by the Planning Advisory Committee and in accordance with the provisions of by-law G18-0005, the request for a Minor Exemption regarding the property located at 8103 McCubbin, Lot 1561428, be and is hereby approved, the whole as more amply delineated hereunder:

The request is to allow the construction of a lateral extension for a detached single-family dwelling where two of three exterior corners of said extension will be located at 12'-9" and 14'-5" from the secondary front land line instead of the minimum required of 15'-0" for a secondary front setback. The foregoing is in accordance with the provisions of Zoning by-law No. 2217, namely, annex "B" (zone RU-13)."
CARRIED UNANIMOUSLY

080146

**URBAN PLANNING – RESOLUTION TO APPOINT MEMBERS TO THE
PLANNING ADVISORY COMMITTEE FOR 2008**

This item was deferred to a subsequent meeting.

080147

**AUTHORIZATION OF PAYMENT OF INSURANCE PREMIUMS AND
CONSULTANT'S FEE**

WHEREAS for the purpose of purchasing group property and liability insurance with a possibility of a group deductible, the City of Côte Saint-Luc ("City") has participated with other cities in a joint agreement ("Agreement"). The Transition Committee (*Comité de transition de l'agglomération de Montréal*) reached this Agreement on May 27, 2005 for and in the name of the Island of Montreal municipalities to be reconstituted and the *Union des municipalités du Québec* ("UMQ") for a three-year period: January 1, 2006 to December 31, 2008;

WHEREAS the "UMQ" was mandated by the Transition Committee to act as a representative of this association known as the *Regroupement des municipalités de l'Île de Montréal* (RMIM) and, as such, the UMQ assumes the responsibilities of advisor and deductible fund manager;

WHEREAS a call for tenders was made by Optimum Gestion de risques, Division de Optimum Actuaire & Conseiller Inc. and by the "UMQ" for the *Regroupement des municipalités de l'Île de Montréal*;

WHEREAS, it was recommended by the consultant, Optimum Gestion de risques, Division de Optimum Actuaire & Conseillers Inc., to accept the bid made by Aon Parizeau Inc. for municipal liability insurance and the bid by BF Lorenzetti & Associés for other property insurance as they are the most advantageous and allow for the establishment of a \$360,000 civil liability group deductible coverage;

WHEREAS on December 14, 2005, the Council of the City of Côte Saint-Luc, via resolution number 051217, approved the Agreement reached on May 27, 2005 by the Transition Committee for and in the name of the municipalities to be reconstituted on the Island of Montreal and the "UMQ" for the three-year term beginning on January 1, 2006 and ending on December 31, 2008 for the purpose of purchasing group property insurance with a possibility of a group deductible;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

TO GRANT the City's property insurance and civil liability contracts – with their corresponding premiums and deductibles - from January 1, 2008 to December 31, 2008 - the whole as more amply delineated hereunder:

THAT Council authorizes payment to B.F. Lorenzetti, Broker, in the amount of \$112,938, plus applicable taxes, for premiums to the insurance companies as is detailed a document entitled: "Déclarations – Avis de garantie – Avis de garantie N° MTL-07-07769", comprising of four (4) pages and annexed herewith as "Annex A" to form an integral part of the minutes;

THAT Council further authorizes payment in the amount of \$47,782 as well as the U.M.Q. fees of \$1,344.93 for its share contribution of the \$360,000 civil liability group deductible coverage described above herein;

THAT Council further authorizes payment in the amount of \$11,363, plus applicable taxes, to AON Parizeau, broker, in the name of the Insurer, St. Paul Guarantee Insurance Company, for the City's professional liability/errors and omissions policy;

THAT Council also further authorizes payment in the amount of \$2,250.00, plus applicable taxes, to Optimum Gestion de Risques for their professional fees in the preparation of the City of Côte Saint-Luc's insurance policies;

THAT Treasurer's certificate number TC08-0003 dated January 8, 2008 has been issued by the City Treasurer, attesting to the availability of funds to cover the described expenses."

CARRIED UNANIMOUSLY

080148

REQUEST FOR EXTENSION OF DELAY TO DEMOLISH, BUILD AND PROCURE THE NECESSARY MONETARY GUARANTEE - JANA SIMANDL AND LARRY JACOBSON - 5511 RANDALL

WHEREAS Council, acting as the Demolition Committee in accordance with the law, rendered a decision on November 12, 2007 granting a Certificate of Authorization to demolish the immovable located at 5511 Randall;

WHEREAS the decision stipulates, *inter alia*, that the Certificate of Authorization was effective as of November 12, 2007 and consequently obliged the owners to provide the corresponding monetary guarantee within 30 days of said decision;

WHEREAS on December 11, 2007, the owners of the immovable located at 5511 Randall requested that the City: delay the issuance of its Demolition Certificate as well as the furnishing of the necessary Monetary Guarantee;

WHEREAS Article 148.0.15 of the Act *Respecting Land Use Planning and Development* (R.S.Q., C.A-19) states that the Demolition Committee may, for reasonable cause, change the time set, provided that the application for the change is made before the time has expired;

WHEREAS articles 16 and 18 the City of Côte Saint-Luc's Demolition By-Law 2235 governing the Demolition of Immovables states namely, that:

“Council may prescribe a delay in which the Demolition work must start and finish. It can, for a justifiable reason, modify the delay, provided that a request is made before the expiry date of the delay.”

19. Once Council modifies the delay to execute the Demolition according to article 15 of the present By-law, it can require that the monetary guarantee be modified accordingly.”

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT Council hereby grants an extension of delay for the Certificate of Authorization to demolish the immovable located at 5511 Randall as well as the corresponding obligation to issue a monetary guarantee until March 21, 2008 pursuant to the request for an extension of delay by the owners of 5511 Randall, Jana Simandl and Larry Jacobson, said request dated December 11, 2007.”
CARRIED UNANIMOUSLY

080149

**MANDATE TO M^E YVON DENAULT OF BÉLANGER SAUVÉ TO SELL
IMMOVABLES TO THE HIGHEST BIDDER DESCRIBED IN THE NOTICE FOR
UNPAID TAXES**

WHEREAS article 517 of the *Cities and Towns Act* (R.S.Q., c. C-19) allows Council to mandate someone acting for the City Clerk to sell, to the highest bidder, the immovables described in the notice for sale of immovables due to unpaid taxes;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT Council hereby mandates M^e Yvon Denault to act on the City Clerk’s behalf to sell, to the highest bidder, the immovables described in the notice for sale of immovables due to unpaid taxes the whole subject to the terms and conditions delineated in the aforementioned *Cities and Towns Act*.”
CARRIED UNANIMOUSLY

080150

AUTHORIZATION TO SETTLE AN INVOICE WITH STEVE KOLTAI

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

“THAT Council hereby authorizes the Director of Legal Services and City Clerk to settle an outstanding invoice with Steve Koltai, for damages to his car;

THAT the aforementioned full and final settlement shall be for a maximum amount of \$624.34, including all applicable taxes, the whole subject to the signature by Mr. Koltai of an agreement entitled "Full and final release, receipt and discharge transaction agreement ("Agreement") said Agreement comprising of two (2) pages;

THAT the Director of Legal Services and City Clerk be and is hereby authorized to sign the aforementioned Agreement on behalf of the City to give effect to the foregoing."

CARRIED UNANIMOUSLY

080151

LOAN BY-LAW NUMBER 2286 ENTITLED: "BY-LAW AUTHORIZING A LOAN OF \$120,000 FOR THE PURCHASE OF VEHICLES" - ADOPTION

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

"THAT by-law authorizing a loan of \$120,000 for the purchase of vehicles is hereby adopted and numbered 2286;

THAT said loan by-law is subject to the approval of the Minister of Municipal Affairs and Regions;

THAT financing for said by-law shall not exceed ten (10) years;

THAT said by-law shall be authorized to have an object in general terms;

THAT funds for the expenses incurred for the project in this entitled By-law shall be extracted from loan By-law number 2286."

CARRIED UNANIMOUSLY

080152

POSITION OF THE COUNCIL OF CÔTE SAINT-LUC ON THE PROPOSAL FROM THE MINISTRY OF SUSTAINABLE DEVELOPMENT, ENVIRONMENT AND PARKS CONCERNING THE DUES PAYABLE TO MUNICIPALITIES FOR THE DISPOSAL OF RESIDUAL MATERIALS

WHEREAS the ministry of Sustainable Development, Environment and Parks ("the Ministry") has recently proceeded with the third redistribution of dues payable according to the *Program of redistribution to municipalities of dues payable for the disposal of residual materials*, based upon an amount equivalent to 85% of the dues received concerning residual materials eliminated between April 1 and September 30, 2007;

WHEREAS the amounts set aside until now for the City of Côte Saint-Luc total \$133,184.05 for the period of June 23 to September 30, 2006, \$105,346.24 for the October 1, 2006 to March 31, 2007 period and \$71,173.78 for the period of April 1 to September 30, 2007; for a grand total of \$309,704.07;

WHEREAS, since no agreement was reached between the Montreal Agglomeration and the related municipalities concerning the beneficiary of the

grant, the Ministry submitted, on December 18, 2007, a proposal to award the reconstituted municipalities, at least, 61.39% of the monies earmarked for the disposal of residual materials – the remaining percentage to be determined at a later date;

WHEREAS in light of the percentage owed, the City of Côte Saint-Luc is thus immediately entitled to receive an amount totalling \$190,127.84 for the redistributions to have been remitted in December 2006 as well as in June and December of 2007;

WHEREAS the City of Côte Saint-Luc along with the other related municipalities of the Montreal urban agglomeration perform the tasks, on their territories, of the collection and transportation of residual materials as well as the implementation of the Residual Material Management Plan as provided for in the law namely, paragraph 6 of Chapter 19 in an *Act Respecting the Exercise of Certain Municipal Powers in Certain Municipalities* (R.S.Q. Chapter E-20.001);

WHEREAS it is the responsibility of the related municipalities to posit the necessary measures so that their residents adhere to the Residual Material Management Plan and to ensure the objectives imposed by the governmental policy are reached for which provincial funding is essential;

WHEREAS it is in the interest of the residents of the City of Côte Saint-Luc to oppose not having yet received the full amount of the grant to be given by the Ministry;

It was

MOVED BY COUNCILLOR STEVEN ERDELYI
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT the Council of Côte Saint-Luc respectfully ask the Ministry to pay the entire amount due to the City of Côte Saint-Luc as delineated within the *Program of redistribution to municipalities of dues payable for the disposal of residual materials* and in the interim, remit forthwith to the related municipalities, the minimal amount it has proposed to pay; and

THAT a copy of this resolution be sent to Lawrence S. Bergman, MNA for Darcy McGee, the Minister of Sustainable Development, Environment and Parks as well as to the all related municipalities of the Montreal urban agglomeration.”
CARRIED UNANIMOUSLY

080153

RESOLUTION TO SETTLE A CLAIM AGAINST LA CAPITALE ASSURANCES

WHEREAS on or about August 4, 2007, a motorist, ("The Motorist"), lost control of her vehicle and smashed City of Côte Saint-Luc ('City') property, namely, three cement flower pots;

WHEREAS on or about September 24, 2007 the City invoiced the Motorist's insurance company said company being La Capitale Assurances ("the Insurer");

WHEREAS the Insurer has tendered an offer of \$2,541.69 plus all applicable provincial taxes, which the City wishes to accept;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

"THAT Council hereby authorizes the Director of Legal Services and City Clerk or the City's Director of Purchasing and Contracts to settle a claim for an amount of \$2,541.69, plus all applicable provincial taxes, with La Capitale Assurances bearing their file number 39633601, for damages caused by their insured to three cement flower pots;

THAT the Director of Legal Services and City Clerk or the City's Director of Purchasing and Contracts be and are hereby authorized to sign any document to give effect to the foregoing."
CARRIED UNANIMOUSLY

080154

NOTICE OF MOTION – BY LAW 2287 TO BE ENTITLED: “BY-LAW 2287 AUTHORIZING A LOAN OF \$1,411,000 FOR THE RESURFACING OF VARIOUS ROADS AND THE REPLACEMENT OF VARIOUS SIDEWALK SECTIONS”

Councillor Mitchell Brownstein gave notice of motion that By-Law 2287 to be entitled: *“By-law 2287 authorizing a loan of \$1,411,000 for the resurfacing of various roads and the replacement of various sidewalk sections”* will be presented at a later meeting for adoption.

080155

RESOLUTION TO WAIVE THE READING OF BY-LAW 2287 TO BE ENTITLED: “BY-LAW 2287 AUTHORIZING A LOAN OF \$1,411,000 FOR THE RESURFACING OF VARIOUS ROADS AND THE REPLACEMENT OF VARIOUS SIDEWALK SECTIONS”

WHEREAS, the above captioned by-law was given to members of Council who received it at the latest Friday, January 25, 2008;

WHEREAS, all Council members present hereby declare that they have read said by-law and waive the reading thereof;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR SAM GOLDBLOOM

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of the By-Law 2287 to be entitled: *“By-law 2287 authorizing a loan of \$1,411,000 for the resurfacing of various roads and the replacement of various sidewalk sections”* when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

080156

NOTICE OF MOTION – BY-LAW 2288 TO BE ENTITLED: “BY-LAW 2288 AUTHORIZING A LOAN OF \$775,000 FOR THE RENOVATION OF THE PUMP STATION AND ITS EQUIPMENT ON WESTMINSTER AVENUE”

Councillor Mitchell Brownstein gave notice of motion that By-Law 2288 to be entitled: “*By-law 2288 authorizing a loan of \$775,000 for the renovation of the pump station and its equipment on Westminster Avenue*” will be presented at a later meeting for adoption.

080157

RESOLUTION TO WAIVE THE READING OF BY-LAW 2288 TO BE ENTITLED: “BY-LAW 2288 AUTHORIZING A LOAN OF \$775,000 FOR THE RENOVATION OF THE PUMP STATION AND ITS EQUIPMENT ON WESTMINSTER AVENUE”

WHEREAS, the above captioned by-law was given to members of Council who received it at the latest Friday, January 25, 2008;

WHEREAS, all Council members present hereby declare that they have read said by-law and waive the reading thereof;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of the By-Law 2288 to be entitled: “*By-law 2288 authorizing a loan of \$775,000 for the renovation of the pump station and its equipment on Westminster Avenue*” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

080158

NOTICE OF MOTION – BY LAW 2289 TO BE ENTITLED: “BY-LAW 2289 AUTHORIZING A LOAN OF \$200,000 FOR THE RENOVATION OF THE BUILDING ENVELOPES OF THE CITY HALL LOCATED AT 5801 CAVENDISH BOULEVARD AND THE ELEANOR LONDON CÔTE SAINT-LUC PUBLIC LIBRARY LOCATED AT 5851 CAVENDISH BOULEVARD”

Councillor Mitchell Brownstein gave notice of motion that By-Law 2289 to be entitled: “*By-law 2289 authorizing a loan of \$200,000 for the renovation of the building envelopes of the city hall located at 5801 Cavendish Boulevard and the Eleanor London Côte Saint-Luc Public Library located at 5851 Cavendish Boulevard*” will be presented at a later meeting for adoption.

080159

**RESOLUTION TO WAIVE THE READING OF BY-LAW 2289 TO BE ENTITLED:
“BY-LAW 2289 AUTHORIZING A LOAN OF \$200,000 FOR THE RENOVATION
OF THE BUILDING ENVELOPES OF THE CITY HALL LOCATED AT 5801
CAVENDISH BOULEVARD AND THE ELEANOR LONDON CÔTE SAINT-LUC
PUBLIC LIBRARY LOCATED AT 5851 CAVENDISH BOULEVARD”**

WHEREAS, the above captioned by-law was given to members of Council who received it at the latest on Friday, January 25, 2008;

WHEREAS, all Council members present hereby declare that they have read said by-law and waive the reading thereof;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of the By-Law 2289 to be entitled: *“By-law 2289 authorizing a loan of \$200,000 for the renovation of the building envelopes of the City Hall located at 5801 Cavendish Boulevard and the Eleanor London Côte Saint-Luc Public Library located at 5851 Cavendish Boulevard”* when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

080160

**NOTICE OF MOTION – BY-LAW 2290 TO BE ENTITLED: “BY-LAW 2290
AUTHORIZING A LOAN OF \$200,000 FOR THE REPLACEMENT OF VARIOUS
ROOFS”**

Councillor Mitchell Brownstein gave notice of motion that By-Law 2290 to be entitled: *“By-law 2290 authorizing a loan of \$200,000 for the replacement of various roofs”* will be presented at a later meeting for adoption.

080161

**RESOLUTION TO WAIVE THE READING OF BY-LAW 2290 TO BE ENTITLED:
“BY-LAW 2290 AUTHORIZING A LOAN OF \$200,000 FOR THE
REPLACEMENT OF VARIOUS ROOFS”**

WHEREAS, the above captioned by-law was given to members of Council who received it at the latest on Friday, January 25, 2008;

WHEREAS, all Council members present hereby declare that they have read said by-law and waive the reading thereof;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of the By-Law 2290 entitled: *“By-law 2290 authorizing a loan of \$200,000 for the replacement of various roofs”* when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

080162

NOTICE OF MOTION – BY-LAW 2291 TO BE ENTITLED: “BY-LAW 2291 AUTHORIZING A LOAN OF \$500,000 FOR THE UPGRADE OF VARIOUS PARKS AND PLAYGROUND FACILITIES”

Councillor Glenn J. Nashen gave notice of motion that By-Law 2291 to be entitled: *“By-law 2291 authorizing a loan of \$500,000 for the upgrade of various parks and playground facilities”* will be presented at a later meeting for adoption.

080163

RESOLUTION TO WAIVE THE READING OF BY-LAW 2291 TO BE ENTITLED: “BY-LAW 2291 AUTHORIZING A LOAN OF \$500,000 FOR THE UPGRADE OF VARIOUS PARKS AND PLAYGROUND FACILITIES”

WHEREAS, the above captioned by-law was given to members of Council who received it at the latest on Friday, January 25, 2008;

WHEREAS, all Council members present hereby declare that they have read said by-law and waive the reading thereof;

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR ALLAN J. LEVINE

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of the By-Law 2291 to be entitled: *“By-law 2291 authorizing a loan of \$500,000 for the upgrade of various parks and playground facilities”* when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

080164

NOTICE OF MOTION – BY-LAW 2292 TO BE ENTITLED: “BY-LAW 2292 AUTHORIZING A LOAN OF \$50,000 FOR TREE PLANTING”

Councillor Allan J. Levine gave notice of motion that By-Law 2292 to be entitled: *“By-law 2292 authorizing a loan of \$50,000 for tree planting”* will be presented at a later meeting for adoption.

080165

RESOLUTION TO WAIVE THE READING OF BY-LAW 2292 TO BE ENTITLED: “BY-LAW 2292 AUTHORIZING A LOAN OF \$50,000 FOR TREE PLANTING”

WHEREAS, the above captioned by-law was given to members of Council who received it at the latest on Friday, January 25, 2008;

WHEREAS, all Council members present hereby declare that they have read said by-law and waive the reading thereof;

It was

MOVED BY COUNCILLOR ALLAN J. LEVINE
SECONDED BY COUNCILLOR STEVEN ERDELYI

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of the By-Law 2292 to be entitled: “*By-law 2292 authorizing a loan of \$50,000 for tree planting*” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

080166

NOTICE OF MOTION – BY-LAW 2293 TO BE ENTITLED: “BY-LAW 2293 AUTHORIZING A LOAN OF \$125,000 FOR THE PURCHASE AND INSTALLATION OF SOFTWARE FOR THE PARKS AND RECREATION DEPARTMENT”

Councillor Mitchell Brownstein gave notice of motion that By-Law 2293 to be entitled: “*By-law 2293 authorizing a loan of \$125,000 for the purchase and installation of software for the Parks and Recreation department*” will be presented at a later meeting for adoption.

080167

RESOLUTION TO WAIVE THE READING OF BY-LAW 2293 TO BE ENTITLED: “BY-LAW 2293 AUTHORIZING A LOAN OF \$125,000 FOR THE PURCHASE AND INSTALLATION OF SOFTWARE FOR THE PARKS AND RECREATION DEPARTMENT”

WHEREAS, the above captioned by-law was given to members of Council who received it at the latest on Friday, January 25, 2008;

WHEREAS, all Council members present hereby declare that they have read said by-law and waive the reading thereof;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR GLENN J. NASHEN

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of the By-Law 2293 to be entitled: “*By-law 2293 authorizing a loan of \$125,000 for the purchase and installation of software for the Parks and Recreation department*” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

080168

NOTICE OF MOTION – BY-LAW 2294 TO BE ENTITLED: “BY-LAW 2294 AUTHORIZING A LOAN OF \$550,000 FOR THE PURCHASE OF HEAVY VEHICLES AND MOTOR VEHICLES FOR THE PUBLIC WORKS DEPARTMENT”

Councillor Mitchell Brownstein gave notice of motion that By-Law 2294 to be entitled: “*By-law 2294 authorizing a loan of \$550,000 for the purchase of Heavy Vehicles and Motor Vehicles for the public works department*” will be presented at a later meeting for adoption.

080169

RESOLUTION TO WAIVE THE READING OF BY-LAW 2294 TO BE ENTITLED: “BY-LAW 2294 AUTHORIZING A LOAN OF \$550,000 FOR THE PURCHASE OF HEAVY VEHICLES AND MOTOR VEHICLES FOR THE PUBLIC WORKS DEPARTMENT”

WHEREAS, the above captioned by-law was given to members of Council who received it at the latest on Friday, January 25, 2008;

WHEREAS, all Council members present hereby declare that they have read said by-law and waive the reading thereof;

It was

MOVED BY COUNCILLOR MITCHELL BROWNSTEIN
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

“THAT the Council of the City of Côte Saint-Luc unanimously waives the reading of the By-Law 2294 to be entitled: “*By-law 2294 authorizing a loan of \$550,000 for the purchase of Heavy Vehicles and Motor Vehicles for the Public Works department*” when it will be presented for adoption, the whole in accordance with the law.”

CARRIED UNANIMOUSLY

080170

RESOLUTION TO ESTABLISH THE STANCE OF THE CITY OF CÔTE SAINT-LUC COUNCIL ON ISSUES TO BE PRESENTED AT THE MONTREAL URBAN AGGLOMERATION COUNCIL MEETING

WHEREAS according to section 4 of *An Act respecting the exercise of certain municipal powers in certain urban agglomerations* (R.S.Q., c. E-20.001) (hereinafter “the Act”), the urban agglomeration of Montreal is made up namely, of the City of Côte Saint-Luc since January 1, 2006;

WHEREAS according to section 58 of the Act, every central municipality has an urban agglomeration council, the nature, composition and operating rules of which are set out in an order in council and that this agglomeration council constitutes a deliberative body of the municipality;

WHEREAS under section 59 of the Act, every municipality must be represented on the urban agglomeration council;

WHEREAS according to section 61 of the Act, at a meeting of the council of a related municipality, the mayor informs the council of the matters that are to be considered at a future meeting of the urban agglomeration council, sets out the position the mayor intends to take on any matter referred to at the urban agglomeration council meeting, discusses that position with the other members present and proposes the adoption of a resolution establishing the council's stance;

WHEREAS an agglomeration council meeting shall be held on January 31, 2008 for which members of the municipal council shall establish the stance that it wishes to take;

It was

MOVED BY COUNCILLOR GLENN J. NASHEN
SECONDED BY COUNCILLOR MIKE COHEN

AND RESOLVED:

"THAT Council take the following stance in view of the Agglomeration Council meeting to be held on January 31, 2008 as follows:

- to authorize the Mayor or his duly authorized replacement, should he deem it expedient to attend said meeting, to make any decisions he deems necessary and in the best interest of the City of Côte Saint-Luc and its residents regarding the items on the agenda of the Agglomeration Council meeting to be held on January 31, 2008 based on the information to be presented during those meetings."

CARRIED UNANIMOUSLY

OTHER BUSINESS

Councillor Levine called upon the City to adopt a reserve for Meadowbrook similar to what the City of Montreal is doing for Griffentown.

Councillor Berku wished to pre-emptively advise her fellow councillors that she will be raising an issue at a subsequent council meeting more particularly, that on March 29, 2008, at 8:00 p.m., several cities have already undertaken to turn off their lights and she would be requesting that the City of Côte Saint-Luc do so as well.

Councillor Cohen then advised the public that the provincial government is considering postponing the municipal elections due to a potential Federal Election slated around the same time period and opined that this might be a good opportunity to move the municipal election to the spring.

SECOND QUESTION PERIOD

The second question period started at 10:07 p.m. and finished at 10:11 p.m. One (1) person asked to speak and was heard.

1) Avrum Shtern

The resident registered his support of Councillor Nashen for having dissented regarding the payment to the M.M.C. and then expressed his dissatisfaction on how M.M.C. monies are spent and opined that the money is, 'going to hot air and red tape'. He further noted that the money could be used for planting trees. All members of council took note of the resident's comments.

AT 10:11 P.M. MAYOR HOUSEFATHER DECLARED THE COUNCIL MEETING CLOSED.

ANTHONY HOUSEFATHER
MAYOR

JONATHAN SHECTER
DIRECTOR OF LEGAL SERVICES
AND CITY CLERK