



Minutes of the regular meeting of the Municipal Council of the Town of Baie-D'Urfé held according to the law at the Town Hall, ordinary place of meetings, located at 20410 chemin Lakeshore, Baie-D'Urfé, Quebec, on Tuesday, May 10, 2016 at 7:30 p.m.

WERE PRESENT:

Mayor: Maria Tutino

Councillors: Michel Beauchamp
Charles Colomb
Peter Fletcher
Brian Manning
Lynda Phelps
Janet Ryan

ALSO PRESENT: Jacques DesOrmeaux, Director General
Michael-T. Nguyen, Town Clerk

A. OPENING OF THE MEETING

The mayor calls the meeting to order and welcomes the public in attendance.

Unless indicated otherwise, the mayor avails herself of her right not to vote. Unanimous votes are therefore unanimous votes expressed by the Councillors.

B. ADOPTION OF THE AGENDA

1. Adoption of the agenda of the regular meeting of the Municipal Council of Tuesday, May 10, 2016.

2016-05-088 It is moved by Councillor Peter Fletcher, seconded by Councillor Michel Beauchamp and UNANIMOUSLY RESOLVED to adopt the agenda of the regular meeting of the Municipal Council of Tuesday, May 10, 2016, with the following modifications:

- Removal of item **G.3**: Authorization to transfer the Director General's unused vacation time and re-numbering of item **G.4** as **G.3** accordingly.
- Addition of item **G.4**: Appointment of Alexandre Primeau to the position of Municipal Technician – Town Planning as of May 11, 2016.
- Addition of item **G.5**: Authorization to Mayor Maria Tutino and Councillor Lynda Phelps to attend the 95th annual conference organized by the Union of Quebec Municipalities (UMQ) in Québec city, Quebec, from May 11 to 13, 2016.
- Addition of item **G.6**: Authorization to Mayor Maria Tutino and Councillor Janet Ryan to attend the 79th annual conference and trade show organized by the Federation of Canadian Municipalities (FCM) in Winnipeg, Manitoba, from June 2 to 6, 2016.
- Addition of item **L.3**: Financial contribution to the Canadian Red Cross in support of the relief efforts in Fort McMurray.

C. PUBLIC QUESTION PERIOD

The mayor announces the beginning of the question period.

The 13 persons present are invited to submit their questions to the members of Council. The following topics were discussed:

- Moving the Berthold park hockey rink.
- The branch pickup work done by municipal employees.
- Opening Morgan road between highways 20 and 40.
- The berm / sound barrier project along highway 20 and favorable feedback from residents during the May 4th, 2016 Town presentation.

- The issue of wood-burning in the Town and on the island of Montreal.
- Speed indicators on Lakeshore road.

The question period is declared closed at 7:58 p.m.

D. REPORTS ON TOWN ACTIVITIES

1. Report on activities of SPVM Station 1 for the month of April 2016.

Commander Sébastien DeMontigny provides a report on the activities of SPVM Station 1 for the month of April 2016.

2. Mayor's report on Town activities for the month of April 2016.

The mayor provides a report on Town activities for the month of April 2016.

3. Councillors' reports on Town activities for the month of April 2016.

Councillors Peter Fletcher and Janet Ryan provide reports on Town activities for the month of April 2016.

4. Director General's report on Town activities for the month of April 2016.

The Director General provides a report on Town activities for the month of April 2016.

5. Report on the activities of the Citizens on Patrol for the month of April 2016.

The report on the activities of the Citizens on Patrol for the month of April 2016 is tabled.

6. Report on the activities of Sauvetage Baie-D'Urfé Rescue for the month of April 2016.

The report on the activities of Sauvetage Baie-D'Urfé Rescue for the month of April 2016 is tabled.

7. Report on the activities of Unit 8 of the Canadian Coast Guard Auxiliary (Quebec) Inc. for the month of April 2016.

The report on the activities of Unit 8 of the Canadian Coast Guard Auxiliary (Quebec) Inc. for the month of April 2016 is tabled.

E. MINUTES

1. Approval of the minutes of the regular meeting of the Municipal Council held on Tuesday, April 12, 2016 at 7:30 p.m.

2016-05-089 It is moved by Councillor Janet Ryan, seconded by Councillor Lynda Phelps to adopt the minutes of the regular meeting of the Municipal Council held on Tuesday, April 12, 2016 at 7:30 p.m.

The motion is put to a vote:

In favour : Councillors Michel Beauchamp, Charles Colomb, Brian Manning, Lynda Phelps and Janet Ryan.

Opposed : Councillor Peter Fletcher.

MOTION CARRIED.

F. CORRESPONDENCE

1. Two (2) letters from Susan Ancrum and Claudia Tangorra requesting that the Town resurface the Baie-D'Urfé tennis courts with clay.

Tabled.

2. Letter from Arnaud Hureau, on behalf of a student group from John Abbott College, requesting a financial contribution from the Town for a humanitarian project in the Cordillera Blanca mountain range in Peru.

Tabled.

3. Letter from Karina Ajjamada requesting that the Town address the issue of excessive traffic noise from the highway.

Tabled.

4. Letter from Virginia Bell requesting permission to use the Town Hall grounds for the *Churches of Lakeshore Annual Outdoor Church Service*.

Referred to Administration.

5. Letter from Karin Gebert regarding the Council's official stand with respect to the Energy East Pipeline.

Tabled.

6. Letter from Jessica Samatas Mascioli asking that the Town address the problem of poison ivy on Town property.

Referred to Administration.

G. ADMINISTRATION

1. Appointment of Jacques DesOrmeaux as the Town's Assistant Treasurer.

2016-05-090 It is moved by Councillor Charles Colomb, seconded by Councillor Michel Beauchamp to appoint Jacques DesOrmeaux as the Town's Assistant Treasurer, as of May 10, 2016, according to section 106 of the *Cities and Town Act*.

The motion is put to a vote:

In favour : Councillors Michel Beauchamp, Charles Colomb, Brian Manning, Lynda Phelps and Janet Ryan.

Opposed : Councillor Peter Fletcher.

MOTION CARRIED.

2. Authorization to the Director General, and in his absence, the Town Clerk or the Assistant Town Clerk, to sign on behalf of the Town, applications for permits to serve alcoholic beverages in municipal buildings and on Town property.

2016-05-091 It is moved by Councillor Charles Colomb, seconded by Councillor Michel Beauchamp and UNANIMOUSLY RESOLVED to authorize the Director General and in his absence the Town Clerk or the Assistant Town Clerk, to sign on behalf of the Town, applications for permits to serve alcoholic beverages in municipal buildings and on Town property.

3. Appointment of Jacques DesOrmeaux as the Town's Director General as of June 1st, 2016 until December 31st, 2017.

WHEREAS the Town hired Jacques DesOrmeaux on an interim basis from November 23rd, 2015 to May 31st, 2016; and

WHEREAS the contract will soon expire and the Town is satisfied with the services rendered;

2016-05-092 THEREFORE, it is moved by Councillor Charles Colomb, seconded by Councillor Janet Ryan:

TO appoint Jacques DesOrmeaux to the position of Director General as of June 1st, 2016 until December 31st, 2017 under the conditions set out by the May 2016 agreement between Jacques DesOrmeaux and the Town; and

TO authorize the Mayor to sign, for and on behalf of the Town, the May 2016 agreement with Jacques DesOrmeaux.

A certificate of availability of funds was issued by the Treasurer.

The motion is put to a vote:

In favour : Mayor Maria Tutino
Councillors Michel Beauchamp, Charles Colomb and Janet Ryan.

Opposed : Councillors Brian Manning, Peter Fletcher and Lynda Phelps

MOTION CARRIED.

4. Appointment of Alexandre Primeau to the position of Municipal Technician – Town Planning as of May 11, 2016.

2016-05-093 It is moved by Councillor Charles Colomb, seconded by Councillor Janet Ryan and UNANIMOUSLY RESOLVED:

TO appoint Alexandre Primeau to the position of Municipal Technician (unionized position, pay scale 7, minimal class) as of May 11, 2016 on the condition that he meets the requirements established by the Town;

TO offer Alexandre Primeau the employment conditions set by the Baie-D'Urfé Employee Handbook of October 2014 until a collective bargaining agreement has been reached; and

TO authorize the Director General, to sign, on behalf of the Town, the two-year employment contract.

A certificate of availability of funds was issued by the Treasurer.

5. Authorization to Mayor Maria Tutino and Councillor Lynda Phelps to attend the 95th annual conference organized by the Union of Quebec Municipalities (UMQ) in Québec City, Quebec, from May 11 to 13, 2016.

2016-05-094 It is moved by Councillor Charles Colomb, seconded by Councillor Janet Ryan and UNANIMOUSLY RESOLVED to authorize Mayor Maria Tutino and Councillor Lynda Phelps to attend the 95th annual conference organized by the Union of Quebec Municipalities (UMQ) in Quebec City, Quebec, from May 11 to 13, 2016.

A certificate of availability of funds was issued by the Treasurer.

6. Authorization to Mayor Maria Tutino and Councillor Janet Ryan to attend the 79th annual conference and trade show organized by the Federation of Canadian Municipalities (FCM) in Winnipeg, Manitoba, from June 2 to 6, 2016.

2016-05-095 It is moved by Councillor Charles Colomb, seconded by Councillor Michel Beauchamp and UNANIMOUSLY RESOLVED to authorize Mayor Maria Tutino and Councillor Janet Ryan to attend the 79th annual conference and trade show organized by the Federation of Canadian Municipalities (FCM) in Winnipeg, Manitoba, from June 2 to 6, 2016.

A certificate of availability of funds was issued by the Treasurer.

H. PARKS, RECREATION AND ENVIRONMENT

I. PUBLIC SECURITY AND TRAFFIC

J. PUBLIC WORKS AND TOWN INFRASTRUCTURES

1. Contract Award – Janitorial services for municipal buildings within the context of TP-2016-04.

2016-05-096 It is moved by Councillor Lynda Phelps, seconded by Councillor Michel Beauchamp to award the contract to *CBS Maintenance Ltd.* in the amount of \$181 729.49 (taxes included) for janitorial services for the Town's municipal buildings for the period of June 1st, 2016 to December 31st,

2017 with one (1) renewal option of one (1) year within the context of TP-2016-04 and to charge this expense as follows:

Source: General Funds

Charge to: 02-192-00-495 (Town Hall)
02-392-00-495 (Public Works building)
02-792-26-495 (Whiteside Taylor building)
02-701-22-495 (Red Barn)

A certificate of availability of funds was issued by the Treasurer.

The motion is put to a vote:

In favour : Councillors Michel Beauchamp, Charles Colomb, Brian Manning, Lynda Phelps and Janet Ryan.

Opposed : Councillor Peter Fletcher.

MOTION CARRIED.

2. Authorization to Director General to negotiate on the Town's behalf, with the MTQ for the berm project.

WHEREAS the Town presented to its residents on May 4th, 2016 the current state of its study for the berm project against noise pollution created by Highway 20;

WHEREAS the Town's residents have confirmed that the Highway 20 problem is both visual and auditory;

WHEREAS the Town Administration has received positive feedback from its residents as to pursuing the study of the berm project; and

WHEREAS the Town now wishes to follow the process implemented by the MTQ's "*Politique sur le bruit routier*";

2016-05-097 THEREFORE, it is moved by Councillor Lynda Phelps, seconded by Councillor Brian Manning and UNANIMOUSLY RESOLVED:

TO authorize the Director General to make an official request to the MTQ on the Town's behalf, within the berm project;

TO authorize the Director General to negotiate with the MTQ on the Town's behalf, any intervention plan for the South side of Highway 20; and

TO authorize the Director General to mandate the MTQ to proceed with preliminary acoustic tests and to transmit to the Town the test results, as well as an estimate of the costs of a more extensive acoustic report and the costs of any potential berm project.

K. TOWN PLANNING

1. Adoption of second draft by-law no. 875-115 amending Zoning By-law no. 875, as already amended, in order to modify the provisions related to accessory buildings permitted in CA, CB and PC zones.

2016-05-098 It is moved by Councillor Janet Ryan, seconded by Councillor Michel Beauchamp to adopt second draft by-law no. 875-115 amending Zoning By-law no. 875, as already amended, in order to modify the provisions related to accessory buildings permitted in CA, CB and PC zones.

The motion is put to a vote:

In favour : Councillors Michel Beauchamp, Charles Colomb, Lynda Phelps and Janet Ryan.

Opposed : Councillors Brian Manning and Peter Fletcher.

MOTION CARRIED.

2. Adoption of second draft by-law no. 875-116 amending Zoning By-law no. 875, as already amended, in order to remove the restrictions on exterior commercial activity in commercial CA zones.

2016-05-099 It is moved by Councillor Janet Ryan, seconded by Councillor Charles Colomb, and UNANIMOUSLY RESOLVED to adopt *second draft by-law no. 875-116 amending Zoning By-law qno. 875, as already amended, in order to remove the restrictions on exterior commercial activity in commercial CA zones.*

3. Adoption of By-law no. 961-5 amending By-law no. 961 on Minor Exemptions of the Town of Baie-D’Urfé, as already amended, in order to increase the amount by which the minimum set-backs established in the Zoning By-law may be reduced by granting a minor exemption.

2016-05-100 It is moved by Councillor Janet Ryan, seconded by Councillor Lynda Phelps, and UNANIMOUSLY RESOLVED:

TO dispense with the reading of by-law no. 961-5, as Council declares having read it; and

TO adopt *By-law no. 961-5 amending By-law no. 961 on Minor Exemptions of the Town of Baie-D’Urfé, as already amended, in order to increase the amount by which the minimum set-backs established in the Zoning By-law may be reduced by granting a minor exemption.*

4. Notice of motion and adoption of draft by-law no. 875-117 amending Zoning By-law no. 875, as already amended, in order to correct the French version of the provision establishing the maximum height for retaining walls.

Councillor Janet Ryan gives notice of motion that Council intends to present and adopt, at a subsequent council meeting, *By-law no. 875-117 amending Zoning By-law no. 875, as already amended, in order to correct the French version of the provision establishing the maximum height for retaining walls.* The objective of this amendment is to correct a discrepancy between the French and English versions of the Zoning By-law. The amendment will correct the French version of the second sentence of section 5.6 b) in order to ensure that it reflects the same meaning as the English version, which currently reads as follows:

In the case of a retaining wall within 4 metres (13.1’) of any boundary of the lot, the maximum height at any point along the wall is half of the horizontal distance between that point and the boundary.

2016-05-101 It is moved by Councillor Janet Ryan, seconded by Councillor Charles Colomb and UNANIMOUSLY RESOLVED:

TO adopt *draft by-law no. 875-117 amending Zoning By-law no. 875, as already amended, in order to correct the French version of the provision establishing the maximum height for retaining walls;* and

TO submit it, in compliance with the law, to public consultation regarding its object and the consequences of its adoption at a public meeting that will be held on Tuesday, June 14th, 2016, at the Town Hall of Baie-D’Urfé located at 20410, chemin Lakeshore, Baie-D’Urfé.

L. CITIZEN SERVICES AND COMMUNITY AFFAIRS

1. Financial support within the context of the Excellence Support Program.

WHEREAS the Town has implemented an Excellence Support Program to recognize and encourage Baie-D’Urfé residents who excel at the provincial, national and international levels; and

WHEREAS the following individuals have submitted applications for the month of April 2016 which satisfy the criteria set out in the Town’s Excellence Support Policy:

Olivia Chaumont	2016 Quebec Provincial Championships (Swimming)	\$ 100
Sarah-Isabelle Radziszewski	2016 Final Quebec Cup (Gymnastics)	\$ 100

2016-05-102 THEREFORE, it is moved by Councillor Lynda Phelps, seconded by Councillor Brian Manning and UNANIMOUSLY RESOLVED to table the list of recipients for the Excellence Support Program for the month of April 2016.

2. Town authorization – Duathlon at Joseph-Henrico school on June 22nd, 2016.

WHEREAS the Town has received a letter on behalf of Joseph-Henrico School requesting the Town's authorization and support for the Duathlon event to be held on June 22nd, 2016,

2016-05-103 THEREFORE it is moved by Councillor Lynda Phelps, seconded by Councillor Peter Fletcher and UNANIMOUSLY RESOLVED:

TO authorize Joseph-Henrico School to use the streets mentioned in their letter for its Duathlon event on June 22nd 2016; and

TO authorize the Town administration to provide the necessary support for this event to take place.

3. Financial contribution to the Canadian Red Cross in support of the relief efforts in Fort McMurray.

WHEREAS the Town of Baie-D'Urfé wishes to show its support and assistance to the Town of Fort McMurray by offering the donation of \$1 per resident;

2016-05-104 THEREFORE, it is moved by Mayor Maria Tutino, seconded by Councillor Brian Manning and UNANIMOUSLY RESOLVED:

TO participate in the Fort McMurray recovery effort by making a financial contribution of \$4 000, representing \$1 per resident, to the Town of Fort McMurray;

TO charge this expense as follows:

Source: General Funds
Charge to: 02-702-99-970

A certificate of availability of funds was issued by the Treasurer.

M. FINANCE

1. Approval of the list of expenses for the month of April 2016.

2016-05-105 It is moved by Councillor Janet Ryan and seconded by Councillor Lynda Phelps and UNANIMOUSLY RESOLVED to approve the list of expenses for the month of April 2016 in the amount of \$ 376 189.59.

2. Tabling of the comparative statements of revenues and expenditures as of March 31, 2016.

2016-05-106 It is moved by Councillor Lynda Phelps, seconded by Councillor Janet Ryan and UNANIMOUSLY RESOLVED to table the comparative statements of revenues and expenditures prepared by the Treasurer as of March 31, 2016, in accordance with Section 105.4 of the *Cities and Towns Act*.

3. Tabling of the auditors' report for the fiscal year 2015.

2015-05-107 It is moved by Councillor Lynda Phelps, seconded by Councillor Brian Manning to table the financial report prepared by external auditors for the 2015 fiscal year, in accordance with Section 105.1 of the *Cities and Towns Act*.

The motion is put to a vote:

In favour : Mayor Maria Tutino and councillors Michel Beauchamp, Charles Colomb, Lynda Phelps and Janet Ryan.

Opposed : Councillor Peter Fletcher.

MOTION CARRIED.

4. Transfer of funds

2016-05-108 It is moved by Councillor Janet Ryan, seconded by Councillor Charles Colomb to authorize the transfer of the following funds:

Nature of transfer	Amount	Accounts
Payment of debt for water services	\$ 40 575.64	From 55-991-00-000 (non-affected surplus) To 02-412-00-683
Fort McMurray Financial Contribution	\$ 4000	From 55-991-00-000 (non-affected surplus) To 02-702-99-970
Appointment of Jacques DesOrmeaux as Director General	\$ 18 333	From 55-991-00-000 (non-affected surplus) To The Director General’s payroll budgeting codes.

A certificate of availability of funds was issued by the Treasurer.

The motion is put to a vote:

In favour : Councillors Michel Beauchamp, Brian Manning, Charles Colomb, Lynda Phelps and Janet Ryan.

Opposed : Councillor Peter Fletcher.

MOTION CARRIED.

N. CLOSING OF MEETING

2016-05-109 At 10:27 pm, it is moved by Councillor Charles Colomb, seconded by Councillor Peter Fletcher and UNANIMOUSLY RESOLVED to close the meeting.

Mayor

Town Clerk