1. **OPENING OF THE MEETING**

The Mayor calls the sitting to order.

Unless otherwise indicated in these minutes, the Mayor avails herself of her privilege provided for in section 328 of the *Cities and Towns Act* (CQLR, chapter C-19) by abstaining from voting.

2. **MAYOR'S AND COUNCILLORS' REPORTS**

3. **FIRST QUESTION PERIOD**

4. **ADOPTION OF THE AGENDA**

   **MOVER**
   Councillor Gallery

   **SECONDER**
   THAT the agenda of the regular Council sitting of June 7, 2021 be adopted.

5. **CONFIRMATION OF MINUTES**

   **MOVER**
   Councillor Gallery

   **SECONDER**
   THAT the minutes of the regular Council sitting held on May 17, 2021 be approved.

6. **REPORTS TO COUNCIL**

6.1. **CORRESPONDENCE**

   **Mayor Smith**

   The following document is tabled:

   - Letter from the Vice-présidente à la vérification concerning the compliance audit for the adoption of the budget and the adoption of the three-year capital program;
   - By-law RCG 05-002-14 of the Ville de Montréal entitled “Règlement modifiant le Règlement du conseil d'agglomération sur la délégation de l'entretien du réseau principal d'aqueduc et d'égout aux municipalités liées (RCG 05-002)” as well as its Annexe 1 and Resolution CG21 0227 adopting said by-law;
   - By-law RCG 21-007 of the Ville de Montréal entitled “Règlement fixant le taux au mètre cube de l'eau en fonction des coûts réels relatifs à l'alimentation en eau potable aux fins de la quote-part tarifaire pour l'alimentation en eau potable (exercice financier de 2020)” and Resolution CG21 0299 adopting said by-law.
6.2. **MINUTES OF THE GENERAL COMMITTEE OF COUNCIL**

Councillor Gallery

The minutes of the General Committee meeting of Council held on May 3, 2021 are tabled and are available on the City’s website.

6.3. **FINANCE AND ADMINISTRATION COMMITTEE MINUTES**

Councillor Kez

The minutes of the Finance and Administration Committee meeting held on April 27, 2021 are tabled.

6.4. **TRANSPORTATION ADVISORY COMMITTEE MINUTES**

Councillor Bostock

The minutes of the Transportation Advisory Committee meeting held on April 27, 2021 are tabled and are available on the City’s website.

6.5. **WESTMOUNT ACCESSIBILITY ADVISORY COMMITTEE MINUTES**

Councillor Brzeski

The minutes of the Westmount Accessibility Advisory Committee meeting held on March 31, 2021 are tabled.

6.6. **WORKFORCE REPORT**

Councillor Shamie

The workforce report for the month of April 2021 is tabled.

6.7. **PAYMENT REGISTRY**

Councillor Kez

The list of payments for the month of April 2021 is tabled.

6.8. **LIST OF APPROVALS IN VIRTUE OF BY-LAW 1507**

Councillor Shamie

In accordance with *By-law 1507 on the Delegation of powers to certain employees of the City of Westmount*, the list of authorization of expenditures for the month of April 2021 is tabled.
7. **ADOPTION OF COUNCIL’S POSITION ON THE ITEMS TO BE SUBMITTED TO THE MONTREAL AGGLOMERATION COUNCIL**

**MOVER**

Councillor Gallery

**SECONDER**

THAT the Mayor, or in her absence the Acting Mayor, be authorized to make any decisions she deems necessary and in the best interest of the City of Westmount and its residents regarding the items on the agenda of the Montreal Agglomeration Council meeting to be held on June 17, 2021.

8. **APPROPRIATION - APPROPRIATED SURPLUS - 2020 CAPITAL PROJECTS**

WHEREAS by allocating surpluses to specific projects or elements, these amounts cannot be used for purposes other than those approved by Council;

WHEREAS, the accumulated pay-as-you-go (PAYG) surplus is in the amount of $10,855,935 as at December 31, 2020 and that $9,612,976 is appropriated in the 2021 capital budget;

WHEREAS a total amount of $787,350.22 has been allocated for the 2020 capital projects to be completed in 2021, including $494,851.18 for the restoration of the City Hall roof.

**MOVER**

Councillor Kez

**SECONDER**

THAT an amount of $292,499.04 be allocated to fund the 2020 capital projects completed in 2021.

9. **RENEWAL OF THE GROUP INSURANCE COVERAGE - LA CAPITALE CIVIL SERVICE INSURER INC.**

WHEREAS following a call for tenders for group insurance services for employees of the reconstituted cities of the Island of Montreal, the contract for the group insurance coverage for employees, retirees, and elected officials of the City of Westmount, was awarded to La Capitale Civil Service Insurer Inc. for a maximum period of five (5) years, from April 1, 2019 to March 31, 2024 (Resolution No. 2019-05-115);

WHEREAS a provision provides for the annual renewal of the coverage.

**MOVER**

Councillor Shamie

**SECONDER**

THAT the renewal of the group insurance coverage for active employees, retired employees, and elected officials, be authorized for the period from April 1, 2021 to March 31, 2022;

THAT the payment of the premiums in the total amount of $697,449, all applicable taxes included, be authorized for the period of April 1, 2021 to March 31, 2022;
THAT the expenditure in the amount of $523,029 be allocated for the 2021 fiscal year, in accordance with the financial information included in the decision-making file No. 2021-1282;

THAT the Director General, or in his absence the Interim Director General, be authorized to sign any documents necessary and/or required to give effect to the foregoing resolution, for and on behalf of the City.

10. MANDATE FOR LEGAL SERVICES - MCCARTHY TÉRAULT LLP

WHEREAS on December 4, 2020, the Ministère des Affaires municipales et de l'Habitation published, in the Gazette officielle du Québec, the Arrêté concernant les règles permettant d'établir le potentiel fiscal des municipalités liées de l'agglomération de Montréal aux fins de la répartition des dépenses d'agglomération ("Arrêté") ;

WHEREAS on January 15, 2021, the Ministère des Affaires municipales et de l'Habitation published an erratum in the Gazette officielle du Québec to specify in Section 3 of the Arrêté that the working committee shall be composed of representatives of the Ville de Montréal and the Association of Suburban Municipalities (ASM), for the purpose of reviewing the terms and conditions for the allocation of shares, including the calculation of fiscal potential or other permanent solutions, and shall report to the Ministre no later than August 31, 2021;

WHEREAS the demerged cities of the Montreal Agglomeration, through the ASM, have confirmed to the Ministère des Affaires municipales et de l'Habitation their willingness to participate in the working committee, as set out in the Arrêté;

WHEREAS on January 15, 2021, the City of Beaconsfield filed an application for judicial review before the Superior Court against the Procureur général du Québec and the Ville de Montréal;

WHEREAS the demerged cities have each been impeded by the City of Beaconsfield in this proceeding;

WHEREAS the filing of this application by the City of Beaconsfield presents concerns for the City of Westmount's agglomeration tax interests;

WHEREAS the City of Westmount intends to ensure that it has a full and complete defence in this application for judicial review;

WHEREAS the City of Westmount has adopted a contract management by-law pursuant to Section 573.3.1.2 of the Cities and Towns Act (CQLR, c. C-19).

MOVER
Councillor Shamie

SECONDER
THAT the City of Westmount mandate Me. Nicolas X. Cloutier, of the firm McCarthy Tétrault LLP for this purpose;

THAT the mandate be deemed necessary for the purposes of the proceedings before the Superior Court, in which all the demerged cities have been impeded;
THAT a maximum amount of $5,000 be set aside by each of the demerged cities for the expenses required for this purpose;

THAT the City of Dorval be designated by the demerged cities as the point of contact for the payment of the legal fees of the firm McCarthy Tétrault LLP;

THAT the management of this mandate be delegated to the shares committee of the demerged cities including Ms. Nathalie Rhéaume, Treasurer of the Town of Mount Royal, Mr. Vincent Robidas, Executive Director of the Association of Suburban Municipalities, and Mr. Martin Bonhomme, Director General of the Ville de Sainte-Anne-de-Bellevue.

11. **USE OF VOTING BY MAIL FOR VOTERS WHO ARE 70 YEARS OF AGE OR OLDER FOR THE NOVEMBER 7, 2021 GENERAL ELECTION AND FOR ANY RECOMMENCED PROCEEDINGS FOLLOWING THAT ELECTION**

WHEREAS the municipal general election will be held on November 7, 2021 in the context of the COVID-19 pandemic;

WHEREAS the Chief Electoral Officer has enacted, pursuant to Section 3 of An Act to facilitate the conduct of the 7 November 2021 municipal general election in the context of the COVID-19 pandemic (S.Q. 2021, c. 8), the Règlement modifiant certaines dispositions en matière municipale afin de faciliter le déroulement de l’élection générale municipale du 7 novembre 2021 dans le contexte de la pandémie de la COVID-19 [(2021) 153 G.O.Q. II, 2111B], which came into force on May 15, 2021 and amends, among other things, certain provisions of the Act respecting elections and referendums in municipalities (CQLR, c. E-2.2) and the Regulation respecting voting by mail (CQLR, c. E-2.2, r. 3) (hereinafter: the Regulation of the Chief Electoral Officer);

WHEREAS, pursuant to the second paragraph of Section 659.4 of the Act respecting elections and referendums in municipalities, as amended by Section 40 of the Regulation of the Chief Electoral Officer, the municipality may adopt a resolution to allow any person who is registered as an elector on its list of electors and who is 70 years of age or older on polling day to exercise his or her right to vote by mail, if such person so requests;

WHEREAS the legal and regulatory framework for administering this voting method is now established and in force;

WHEREAS pursuant to the third and fourth paragraphs of Section 659.4 of the Act respecting elections and referendums in municipalities, as amended by Section 40 of the Regulation of the Chief Electoral Officer, a resolution must be passed no later than July 1, 2021, and an authenticated copy of the resolution must be sent, as soon as possible after its adoption, to the Ministre des Affaires municipales et de l’Habitation as well as to the Chief Electoral Officer.

**MOVER**

Councillor Gallery

**SECONDER**

To allow any person who is registered as an elector on the voters list and who is 70 years of age or older on polling day to vote by mail in the November 7, 2021 general election and any recommenced proceedings that could ensue, if he or she so requests;
To transmit to the *Ministre des Affaires municipales et de l'Habitation* as well as to the Chief Electoral Officer an authenticated copy of this resolution.

12. **CREATION AND NOMINATIONS - HYDRO WESTMOUNT GOVERNANCE COMMITTEE**

WHEREAS the mission of Hydro Westmount is to ensure a reliable and secure supply of electricity to residents, businesses and organizations throughout the territory of the City of Westmount, while providing quality proximity service to its customers;

WHEREAS the Director of Hydro Westmount recommends the creation of a committee to accompany Hydro Westmount in its new challenges in environmental and technological matters.

**MOVER**

Councillor Shamie

**SECONDER**

THAT the Hydro Westmount Governance Committee be created, as an advisory committee, with a two (2) year mandate;

THAT the mandate of the committee be to recommend to the municipal Council strategies and future directions for Hydro Westmount, with respect to environmental and technological matters;

THAT the Committee be composed of up to eleven (11) members, as follows:

- Up to three (3) members of Council, including the Commissioner of Hydro Westmount, to serve as Chairperson;
- Up to three (3) members of the City Administration;
- Up to five (5) members of the Westmount community;

THAT Councillors Jeff J. Shamie and Philip A. Cutler be appointed as members of the Hydro Westmount Governance Committee, as well as Mayor Christina M. Smith as an ex officio member;

THAT Ms. Geneviève Grenier, Mr. David Laidley, Mr. Stephen Léopold, Mr. Daniel A. Perrault, and Mr. Timothy E. Price be appointed as the members of the Westmount community on the Hydro Westmount Governance Committee.

13. **CALL FOR PUBLIC TENDERS - RENOVATION OF THE VICTORIA HALL MECHANICAL ROOM - PHASE 1 - WORK EXECUTION (PUB-2021-014)**

WHEREAS tenders were publicly opened on May 14, 2021, for the renovation of the Victoria Hall mechanical room – phase 1 – work execution (Tender No. PUB-2021-014), and minutes prepared by the City Clerk's Office are submitted to this meeting;

WHEREAS, following the analysis of the opened tenders, *Mécanicaction inc.* is the lowest conforming bidder as it appears from the report prepared by the Purchasing Manager, which is submitted at this meeting.
To authorize an expenditure in the amount of $721,167.54, including tax credits, for the renovation of the Victoria Hall mechanical room – phase 1 – work execution (Tender No. PUB-2021-014);

To award to Mécanicaction inc. the contract for this purpose at its bid price, for a maximum amount of $789,772.47, including taxes, the whole in conformity with the contractual documents of the call for tenders PUB-2021-014;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2021-1280.

14. CALL FOR PUBLIC TENDERS - RECONSTRUCTION OF TWO (2) MANHOLES AND WORK ON ELECTRICAL CONDUITS BANKS (PUB-2021-035)

WHEREAS tenders were publicly opened on May 14, 2021, for the reconstruction of two (2) manholes and work on electrical conduits banks (Tender No. PUB-2021-035), and minutes prepared by the City Clerk’s Office are submitted to this meeting;

WHEREAS, following the analysis of the opened tenders, C.M.S. Entrepreneurs généraux inc. is the lowest conforming bidder as it appears from the report prepared by the Purchasing Manager, which is submitted at this meeting.

To authorize an expenditure in the amount of $555,760.00, including tax credits, for the reconstruction of two (2) manholes and work on electrical conduits banks (Tender No. PUB-2021-035);

To award to C.M.S. Entrepreneurs généraux inc. the contract for this purpose at its bid price, for a maximum amount of $638,985.06, including taxes, the whole in conformity with the contractual documents of the call for tenders PUB-2021-035;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2021-1281.

15. CALL FOR PUBLIC TENDERS - REPLACEMENT OF CABLES AND INSTALLATION OF JUNCTIONS ON WESTMOUNT AVENUE (PUB-2021-037)

WHEREAS tenders were publicly opened on May 14, 2021, for the replacement of cables and the installation of junctions on Westmount Avenue (Tender No. PUB-2021-037), and minutes prepared by the City Clerk’s Office are submitted to this meeting;

WHEREAS, following the analysis of the opened tenders, 8246408 Canada Inc. (G-TEK) is the lowest conforming bidder as it appears from the report prepared by the Purchasing Manager, which is submitted at this meeting.
Mover: Councillor Shamie  
Second: 

To authorize an expenditure in the amount of $266,080.00, including tax credits, for the replacement of cables and the installation of junctions on Westmount Avenue, Option 2 (Tender No. PUB-2021-037);

To award to 8246408 Canada Inc. (G-TEK) the contract for this purpose at its bid price, for a maximum amount of $305,925.48, including taxes, the whole in conformity with the contractual documents of the call for tenders PUB-2021-037;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2021-1278.

16. REQUEST FOR PROPOSALS - PRODUCTION OF STREET FURNITURE FOR GREENE AVENUE (DDP-2021-019)

WHEREAS a request for proposals was sent for the production of street furniture for Greene Avenue (request for proposals No. DDP-2021-019), and that, in conformity with By-law 1556 on contract management, the Déclaration relative aux mesures prises pour assurer la rotation des cocontractants is submitted to this meeting;

WHEREAS, following the analysis of the received proposals, Coopérative Le Comité - Générateur d'événements is the selected bidder.

Mover: Councillor Lulham  
Second: 

To authorize an expenditure in the amount of $88,095.01, including tax credits, for the production of street furniture for Greene Avenue (request for proposals No. DDP-2021-019);

To award to Coopérative Le Comité - Générateur d'événements the contract for this purpose at its proposal, for a maximum amount of $96,475.52, including taxes, the whole in conformity with the contractual documents of the request for proposals DDP-2021-019;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2021-1293.

17. MODIFICATION TO A CONTRACT - RESTORATION OF THE WESTMOUNT PATRIMONIAL GREENHOUSES - PROFESSIONAL SERVICES WITH WORK SUPERVISION (PUR-2019-017)

WHEREAS, on October 7, 2019, Council awarded a contract to Affleck de la Riva, architectes s.e.n.c. for the restoration of the Westmount patrimonial greenhouses – professional services with work supervision, for a maximum amount of $591,603.86, including taxes (Resolution No. 2019-10-214);

WHEREAS the estimated total cost for the restoration of the Westmount patrimonial greenhouses – professional services with work supervision with Affleck de la Riva, architectes s.e.n.c. is $680,335.82, all taxes included.
MOVER
Councillor Lulham

SECONDER
THAT the contract awarded to Affleck de la Riva, architectes s.e.n.c. for the restoration of the Westmount patrimonial greenhouses – professional services with work supervision (Resolution No. 2019-10-214) be modified and increased to a maximum amount of $680,335.82, all taxes included;

THAT an additional expenditure be authorized in the amount of $88,731.96, all taxes included, for the restoration of the Westmount patrimonial greenhouses – professional services with work supervision with Affleck de la Riva, architectes s.e.n.c.;

To allocate this expenditure in accordance with the financial information included in the decision-making files Nos. 2019-0858 and 2021-1288.

18. MODIFICATION TO A CONTRACT - RESTORATION OF THE WESTMOUNT HERITAGE GREENHOUSES - EXECUTION OF WORK (PUB-2020-059)

WHEREAS, on December 21, 2020, Council awarded a contract to St-Denis Thompson Inc. for the restoration of the Westmount Heritage Greenhouses - execution of work, for a maximum amount of $5,687,813.25, including taxes (Resolution No. 2020-12-249);

WHEREAS the estimated total cost for the restoration of the Westmount Heritage Greenhouses - execution of work with St-Denis Thompson Inc. is $5,858,447.65, all taxes included.

MOVER
Councillor Lulham

SECONDER
THAT the contract awarded to St-Denis Thompson Inc. for the restoration of the Westmount Heritage Greenhouses - execution of work (Resolution No. 2020-12-249) be modified and increased to a maximum amount of $5,858,447.65, all taxes included;

THAT an additional expenditure be authorized in the amount of $170,634.40, all taxes included, for the restoration of the Westmount Heritage Greenhouses - execution of work with St-Denis Thompson Inc.;

To allocate this expenditure in accordance with the financial information included in the decision-making files Nos. 2020-1143 and 2021-1287.

19. NOTICE OF MOTION - BY-LAW 1573 TO AMEND BY-LAW 1556 CONCERNING CONTRACT MANAGEMENT

NOTICE OF MOTION

Councillor Kez to give notice of the intention to submit for adoption at a subsequent meeting of Council, By-law No. 1573 entitled By-law to amend By-law 1556 concerning contract management.
OBJECT

The object of this by-law is to implement measures to favour goods and services from Québec as well as suppliers, insurers, and businesses with an establishment in Québec.

The object of this by-law is also to modify Annexe IV of the By-law concerning contract management, for further clarity.

A copy of the draft by-law is tabled and available for public consultation.

20. URBAN PLANNING - APPROVAL OF SITE PLANNING AND ARCHITECTURAL INTEGRATION PROGRAMMES (S.P.A.I.P.)

WHEREAS, according to By-law 1305 on Site Planning and Architectural Integration Programmes, the issuance of some building permits are subordinate to the prior recommendation of plans by the Planning Advisory Committee;

WHEREAS according to section 3.2.2 of this by-law, Council must decide on the recommendations of the Committee by way of resolution.

MOVER Councillor Peart
SECONDER

THAT, according to the recommendations made by the Planning Advisory Committee at its meetings held on May 25 and May 26, 2021, the conditions for the issuance of the building permit applications appearing on the attached list, reviewed under By-law 1305 on Site Planning and Architectural Integration Programmes, be approved.

21. NEW BUSINESS

22. SECOND QUESTION PERIOD

23. CLOSING OF THE SITTING

The Mayor declares the sitting closed.