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 Shamie

SECONDER
THAT the agenda of the regular Council sitting of January 7, 2022 be adopted.

5. CONFIRMATION OF MINUTES

MOVER
Councillor Shamie

SECONDER
THAT the minutes of the special and regular Council sittings held on January 17, 2022, be approved.

6. REPORTS TO COUNCIL

6.1. CORRESPONDENCE

Mayor Smith

The following document is tabled:


6.2. MINUTES OF THE GENERAL COMMITTEE OF COUNCIL

Councillor Shamie

The minutes of the General Committee meeting of Council held on December 14, 2022, are tabled and are available on the City’s website.
6.3. **WORKFORCE REPORT**

Councillor Shamie

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

6.4. **PAYMENT REGISTRY**

Councillor D'Amico

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

6.5. **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 December 2021 is tabled.

6.6. **LIST OF DUTIES ON TRANSFER INVOICES**

Councillor D'Amico

The list of duties on transfers for the month of January 2022 is tabled.

7. **ADOPTION OF COUNCIL’S POSITION ON THE ITEMS TO BE SUBMITTED TO THE MONTREAL URBAN AGGLOMERATION COUNCIL**

**MOVER** Councillor Shamie

**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 February 24, 2022.

8. **CREATION AND NOMINATIONS - MOBILITY ADVISORY COMMITTEE (MAC)**

WHEREAS the City of Westmount cares about the health and safety of its residents and wants to maintain their quality of life;

WHEREAS the objective of the Transportation Advisory Committee (TAC) is to review requests from residents, the administration, and any other organization, on concerns and needs related to transportation;

WHEREAS the City of Westmount is an inclusive city and values all people and their needs equally;

WHEREAS the Director of Public Works recommends the rebranding of the TAC in order to address and evaluate the community's mobility issues, not just transportation files.

**MOVER** Councillor Bostock

**SECONDER**

THAT the Transportation Advisory Committee (TAC) be renamed as the "Mobility Advisory Committee (MAC)";
THAT the mandate of the MAC be as follows:

- Review, address, and respond to various mobility and safety issues including but not limited to pedestrian access and the mobility of persons with disabilities;
- Propose inclusivity initiatives to allow all members of the community to participate in City life;
- Review, address, and respond to traffic and transportation requests relating to speeding, increased vehicular traffic, traffic calming measures, traffic lights, signage, parking, etc.;
- Prepare policies and guidelines as required;
- Make recommendations to Council;

THAT Councillor Anitra M. Bostock be appointed as Chairperson, and Councillor Kathleen Kez be appointed as a member of the Mobility Advisory Committee;

THAT Mayor Christina M. Smith be appointed as an *ex officio* member.

9. **HOOKED ON SCHOOL DAYS - SUPPORT FROM THE CITY OF WESTMOUNT**

WHEREAS the Hooked on School Days campaign, which brings together several partners, will be held from February 14 to February 18, 2022, under the theme "Thank you for making it meaningful", and that these days are intended to be a high point in the year, demonstrating the collective mobilization around school perseverance and success;

WHEREAS the 2020-2021 school year has been difficult and the 2021-2022 school year is just as difficult for the youth as well as for all the actors of the education system;

WHEREAS the support and kind presence of all adults is paramount during this period;

WHEREAS the elected municipal officials want to show their solidarity and support for the youth and for all the actors in the education network;

WHEREAS the elected municipal officials collaborate in the efforts of the Montréal community in the area of school perseverance and educational success, among others, through the movement "*Réussite educative : les élus·e·s s’engagent!*" of *Concertation Montréal*.

**MOVER**

Councillor Roux

**SECONDER**

THAT the City of Westmount proclaim the week of February 14 to February 18, 2022 as Hooked on School Days;

THAT the City unanimously and publicly express its solidarity and support for the youth and for all the actors in the education system;

THAT the City support the Hooked on School Days 2022 campaign under the theme "Thank you for being a carrier of meaning" and invite elected officials to participate.
10. PARTNERSHIP AGREEMENT – WESTMOUNT RECREATION CENTRE AND THE WESTMOUNT YMCA (YOUTH CENTRE)

WHEREAS at its regular sitting held on April 8, 2014, Council approved a partnership agreement between the City of Westmount and The YMCAs of Québec - Westmount for the creation of a Youth Centre at the Westmount Recreation Centre (Resolution No. 2014-04-89);

WHEREAS the agreement provides for the annual renewal of the partnership.

MOVER Councillor Gallery
SECONDER
THAT the partnership agreement between the City of Westmount and The YMCAs of Québec - Westmount be renewed;

THAT the 2022 annual financial contribution for the Youth Centre located at the Westmount Recreation Centre be authorized for a total amount of $56,192 and be allocated in accordance with the financial information contained in the decision-making summary No. 2022-1461 and the partnership agreement;

THAT the City's financial contribution be paid in two equal instalments, the first being payable on February 15, 2022, and the second on July 15, 2022.

11. APPLICATION FOR PROPERTY TAX EXEMPTION - ATWATER LIBRARY AND COMPUTER CENTRE

WHEREAS the Act respecting municipal taxation (CQLR, c. F-2.1) provides for the periodic review of a recognition giving rise to a property tax exemption granted by the Commission municipale du Québec (hereinafter "the Commission"), every nine (9) years;

WHEREAS the Atwater Library and Computer Centre (hereinafter "the Library") obtained such recognition on November 29, 2012, with respect to the land and building constituting the immovable located at 1200 Atwater Avenue in Westmount, excluding three parking spaces;

WHEREAS the Library has again submitted to the Commission, an application for recognition giving rise to a property tax exemption for the land and building constituting the immovable located at 1200 Atwater Avenue in Westmount, excluding Room 8B;

WHEREAS Council believes that it is appropriate to confirm the recognition giving rise to a property tax exemption for this organization insofar as, after analysis and investigation, the Commission comes to the conclusion that the Library still meets the conditions required to confirm such a tax exemption.

MOVER Councillor D'Amico
SECONDER
THAT the Municipal Council indicates that it is in favour of the Atwater Library and Computer Centre's application for a property tax exemption, insofar as the Commission municipale du Québec concludes that the said organization still meets the conditions required to confirm such a tax exemption.
12. PROFESSIONAL LIABILITY INSURANCE FUND OF THE BARREAU DU QUÉBEC

WHEREAS at its sitting held on December 6, 2021, the Municipal Council appointed Me. Stephanie Zhao Liu to the position of Advisor - Legal Services and City Clerk's Office for a period of one (1) year (Resolution No. 2021-12-271);

WHEREAS at its sitting held on December 20, 2021, the Municipal Council appointed Me. Denis Ferland to the position of Director of Legal Services and City Clerk's Office (Resolution No. 2021-12-271);

WHEREAS Me. Liu and Me. Ferland are in the exclusive employment of the City of Westmount;

WHEREAS the City of Westmount already maintains professional liability insurance for its employees.

MOVER Councillor Shamie
SECONDER

THAT Council declare that for the purpose of the Règlement sur l’assurance de la responsabilité professionnelle du Barreau du Québec (RLRQ, c. B-1, r. 1.2), the City of Westmount will indemnify, defend, and be financially responsible for the consequences of any errors or omissions by Me. Stephanie Zhao Liu and Me. Denis Ferland.

13. CONTRACTUAL COMMITMENTS - PAYMENTS FOR THE 2022 FISCAL YEAR

WHEREAS at its special sitting held on January 17, 2022, Council adopted the budget for the 2022 fiscal year (Resolution No. 2022-01-02);

WHEREAS over the past few years, the Municipal Council has awarded contracts with terms of more than one year and has authorized the related expenses for the current year;

WHEREAS the expenses for these contracts must be authorized for the 2022 fiscal year.

MOVER Councillor D’Amico
SECONDER

To authorize expenditures for the 2022 fiscal year for the contracts in the attached list;

To allocate these expenditures in accordance with the financial information included in the decision-making file No. 2022-1459.

14. GROUP PURCHASE - PURCHASE OF DIESEL FUEL CONTAINING RENEWABLE FUEL

WHEREAS according to Section 572.1, paragraph 2 of the Cities and Towns Act (CQLR, chapter C-19), a municipality may enter into an agreement with another municipality, in order to call for tenders for the purpose of awarding contracts;

WHEREAS, as a result of a public call for tenders prepared by the Société de transport de Montréal (STM) for the purchase of biodiesel and diesel (Tender No. STM-5355-03-16-54), tenders were publicly opened on August 9, 2021;
WHEREAS the contract was awarded to Suncor Energy Products Partnership for the purchase of biodiesel and diesel for the grouping with the STM, over a period of two (2) years;

WHEREAS at its regular sitting held on February 15, 2021, Council authorized the City of Westmount to participate in the group purchase with the Ville de Montréal and the Société de transport de Montréal (STM) for the purchase of diesel and biodiesel (Resolution No. 2021-02-22).

MOVER
Councillor Bostock

SECONDER
To authorize an expenditure in the amount of $315,896.58, including tax credits, for the 2022 fiscal year, for the purchase of diesel fuel containing renewable fuel (Tender No. STM-5355-03-16-54);

To award to Suncor Energy Products Partnership, lowest conforming bidder, the contract for this purpose at its bid price, for a maximum amount of $656,486.64, plus taxes, the whole in conformity with the contractual documents of the public call for tenders STM-5355-03-16-54;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2022-1466.

15. PURCHASE OF ELECTRICAL METERS FOR HYDRO WESTMOUNT (DDP-2022-001)

WHEREAS documented and thorough verifications have shown that Les Contrôles GF TEC inc. is the only supplier able to supply Hydro Westmount with electric meters, all in accordance with the provisions of Section 573 of the Cities and Towns Act (RLRQ, c. C-19);

WHEREAS, in accordance with section 573.3.0.0.1 of the Cities and Towns Act (CQLR c. C-19), a notice of intention was published on the Système électronique d’appel d’offres du gouvernement du Québec on January 10, 2022, informing of the City’s intention to award a contract by mutual agreement to a supplier identified in said notice;

WHEREAS, following the analysis of the tender received, GF TEC Controls Inc. is the selected bidder.

MOVER
Councillor Shamie

SECONDER
To authorize an expenditure in the amount of $164,584.00, including tax credits, for the purchase of electrical meters for Hydro Westmount (notice of intention No. DDP-2022-001);

To award to GF TEC Controls Inc. the contract for this purpose for a maximum amount of $189,230.45, including taxes, the whole in conformity with the contractual documents and the notice of intention No. DDP-2022-001;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2022-1463.
16. CALL FOR PUBLIC TENDERS - TREE CUTTING AND STUMP REMOVAL IN KING GEORGE PARK (PUB-2021-052)

WHEREAS tenders were publicly opened on November 26, 2021, for the tree cutting and stump removal in King George Park (Tender No. PUB-2021-052), and minutes prepared by the City Clerk’s Office are submitted to this meeting;

WHEREAS, following the analysis of the opened tenders, *Arbo-Design inc.* is the lowest conforming bidder as it appears from the report prepared by the Purchasing Manager, which is submitted at this meeting.

MOVER Councillor Gallery
SECONDER To authorize an expenditure in the amount of $85,512.32, including tax credits, for the 2022 fiscal year, for the tree cutting and stump removal in King George Park (Tender No. PUB-2021-052);

To award to *Arbo-Design inc.* the contract for this purpose at its bid price, for a maximum amount of $155,336.97, including taxes, the whole in conformity with the contractual documents of the call for tenders PUB-2021-052;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2022-1467.

17. CALL FOR PUBLIC TENDERS - TREE PLANTING IN KING GEORGE PARK (PUB-2021-053)

WHEREAS tenders were publicly opened on November 26, 2021, for the tree planting in King George Park (Tender No. PUB-2021-053), and minutes prepared by the City Clerk’s Office are submitted to this meeting;

WHEREAS, following the analysis of the opened tenders, *Pépinière Jardin 2000 inc.* is the lowest conforming bidder as it appears from the report prepared by the Purchasing Manager, which is submitted at this meeting.

MOVER Councillor Gallery
SECONDER To authorize an expenditure in the amount of $70,079.16, including tax credits, for the 2022 fiscal year, for the tree planting in King George Park (Tender No. PUB-2021-053);

To award to *Pépinière Jardin 2000 inc.* the contract for this purpose at its bid price, for a maximum amount of $147,254.23, including taxes, the whole in conformity with the contractual documents of the call for tenders PUB-2021-053;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2022-1468.
18. **CALL FOR PUBLIC TENDERS - PURCHASE OF PLANTS FOR ANNUAL PLANTING (PUB-2021-059)**

WHEREAS tenders were publicly opened on January 21, 2022, for the purchase of plants for annual planting (Tender No. PUB-2021-059), and minutes prepared by the City Clerk’s Office are submitted to this meeting;

WHEREAS, following the analysis of the opened tenders, *Les Serres Riel inc.* is the lowest conforming bidder as it appears from the report prepared by the Purchasing Manager, which is submitted at this meeting.

**MOVER**

Councillor Gallery

**SECONDER**

To authorize an expenditure in the amount of $81,180.14, including tax credits, for the purchase of plants for annual planting (Tender No. PUB-2021-059);

To award to *Les Serres Riel inc.* the contract for this purpose at its bid price, for a maximum amount of $88,902.83, including taxes, the whole in conformity with the contractual documents of the call for tenders PUB-2021-059;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2022-1469.


WHEREAS, following the call for public tenders No. PW-2018-1025, the Municipal Council awarded the contract for the collection and transport of recyclable materials for the City of Westmount to *Services Rivoca inc.* (Resolution No. 2019-01-11);

WHEREAS the contract includes the option to renew it twice, at the discretion of the City for a period of 12 months;

WHEREAS the Director of Public Works recommends renewing the contract for the period from April 1, 2022 to March 31, 2023.

**MOVER**

Councillor Aronson

**SECONDER**

To authorize the renewal of the contract awarded as part of the call for public tenders PW-2018-1025 to *Services Rivoca inc.*, for the collection and transport of recyclable materials for the City of Westmount (Resolution No. 2019-01-11), for the period from April 1, 2022 to March 31, 2023 for a maximum amount of $337,659.86, including taxes;

To authorize an expenditure in the amount of $231,246.34, including tax credits, for the 2022 fiscal year, for the purpose of this contract, the whole in conformity with the contractual documents of the call for tenders PW-2018-1025;

To allocate this expenditure in accordance with the financial information included in the decision-making file Nos. 2018-0674 and 2022-1460.

WHEREAS, following the call for public tenders No. PW-2019-1028, the Municipal Council awarded the contract for the collection and transportation of household waste and organic matter to Derichebourg Canada Environment Inc. (Resolution No. 2019-03-47);

WHEREAS the contract includes the option to renew it twice, at the discretion of the City for a period of 12 months;

WHEREAS the Director of Public Works recommends renewing the contract for the period from May 1, 2022 to April 30, 2023.

MOVER
Councillor Aronson

SECONDER
To authorize the renewal of the contract awarded as part of the call for public tenders PW-2019-1028 to Derichebourg Canada Environment Inc., for the collection and transportation of household waste and organic matter (Resolution No. 2019-03-47), for the period from May 1, 2022 to April 30, 2023, for a maximum amount of $1,038,287.96, including taxes;

To authorize an expenditure in the amount of $630,932.23, including tax credits, for the 2022 fiscal year, for the purpose of this contract, the whole in conformity with the contractual documents of the call for tenders PW-2019-1028;

To allocate this expenditure in accordance with the financial information included in the decision-making file Nos. 2019-0711 and 2021-1414

21. NOTICE OF MOTION - BY-LAW 1584 RESPECTING THE CODE OF ETHICS AND GOOD CONDUCT OF ELECTED MUNICIPAL OFFICERS OF THE CITY OF WESTMOUNT

Councillor Shamie

NOTICE OF MOTION

Councillor Shamie to give notice of the intention to submit for adoption at a subsequent meeting of Council, By-law No. 1584 entitled By-law respecting the code of ethics and good conduct of elected municipal officers of the City of Westmount.

Councillor Shamie to table and present the draft of said by-law.

OBJECT

The object of this by-law is:

1. to prioritize the values on which Council members base their decisions and contribute to a better understanding of the City's values;

2. to establish standards of behaviour that promote these values as an integral part of the decision-making process by elected officials, as well as in their general conduct;
3. to prevent ethical conflicts and, if they arise, to help resolve them effectively and appropriately;

4. to ensure the enforcement of the Code of Ethics and Good Conduct in the event of ethical breaches.

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

22. **ADOPTION - BY-LAW 1581 TO ESTABLISH TARIFFS FOR THE 2022 FISCAL YEAR**

   City Clerk

   The City Clerk to report that copies of the by-law have been remitted to all members of Council and are available for public reference in due course.

**OBJECT**

   The City Clerk to explain that the object of this by-law is to establish the tariffs and user fees to be charged during the 2022 fiscal year.

**MODIFICATIONS**

   The City Clerk to report that the rates in paragraphs a), b), e), and i) of Section 34 of the draft by-law have been amended.

   Mayor Smith

   Declaration by each member of Council present that he or she has read the by-law.

   **MOVER**

   Councillor D'Amico

   **SECONDER**

   THAT By-law No. 1581 entitled *By-law to establish tariffs for the 2022 fiscal year* be adopted.

   Declaration

   Mayor Smith

   THAT By-law No. 1581 entitled *By-law to establish tariffs for the 2022 fiscal year* having been duly adopted; it is ordered that notices be given as required by law.

23. **TABLING OF THE PLANNING ADVISORY COMMITTEE MINUTES**

   WHEREAS the Planning Advisory Committee held a meeting on January 25, 2022 and that minutes are submitted to this Council sitting;

   WHEREAS the main role of the Planning Advisory Committee is to analyze and give an opinion on any request that must be submitted to it in accordance with the *Land Use Planning and Development Act* (CQLR, c. A-19.1) (e.g.: SPAIP, minor exemption, SCAOPI, conditional uses, etc.) and on any other application in matters of land use planning and development that is submitted to it by Council.
MOVER
Councillor Peart

SECONDER
THAT Council acknowledge and accept the minutes of the Planning Advisory Committee meeting held on January 25, 2022.

24. **TABLING OF THE LOCAL HERITAGE COUNCIL MINUTES**

WHEREAS the Local Heritage Council held meetings on December 14, 2021 and January 11, 2022 and that minutes are submitted to this Council sitting;

WHEREAS the Planning Advisory Committee acts as the "Westmount Local Heritage Council" in accordance with Section 117 of the Cultural Heritage Act (CQLR, c. P-9.002);

WHEREAS the mandate of the Local Heritage Council is as follows:

- to review files that fall within its jurisdiction;
- to give opinions to the Municipal Council, at its request, on any matter relating to the identification and protection of the heritage of Westmount in accordance with the powers granted under Chapter IV of the Cultural Heritage Act (CQLR, c. P-9.002);
- to receive and consider representations made by any interested person in response to notices given in relation to identification or citation projects.

MOVER
Councillor Roux

SECONDER
THAT Council acknowledge and accept the minutes of the Local Heritage Council meetings held on December 14, 2021 and January 11, 2022.

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

WHEREAS the minutes of the meeting of the Planning Advisory Committee held on January 25, 2022, were tabled;

WHEREAS the main role of the Planning Advisory Committee is to analyze and give an opinion on any request that must be submitted to it in accordance with the Land Use Planning and Development Act (CQLR, c. A-19.1) (e.g.: SPAIP, minor exemption, SCAOPI, conditional uses, etc.) and on any other application in matters of land use planning and development that is submitted to it by Council;

WHEREAS applications have been submitted by the applicants under By-law 1305 on Site Planning and Architectural Integration Programmes;

WHEREAS the Planning Advisory Committee has issued opinions regarding these applications, as stated in the Planning Advisory Committee minutes of the meeting held on January 25, 2022;

WHEREAS according to By-law 1305 on Site Planning and Architectural Integration Programmes, Council must decide on the opinions of the Committee by way of resolution.
Councillor Peart

THAT the Municipal Council act on the opinions of the Planning Advisory Committee (PAC) as set out in the minutes of the meeting held on January 25, 2022 minutes, and adopt for each of them the Site Planning and Architectural Integration Programmes' conditions for the issuance of a permit, as listed in the following items:

- CCU 22-01-25.03, CCU 22-01-25.05, CCU 22-01-25.07, CCU 22-01-25.08, CCU 22-01-25.10, and CCU 22-01-25.11 of the agenda of the PAC meeting held on January 25, 2022.

26. URBAN PLANNING - REJECTION OF A SITE PLANNING AND ARCHITECTURAL INTEGRATION PROGRAMME (S.P.A.I.P.)

WHEREAS the minutes of the regular meeting of the Planning Advisory Committee held on January 25, 2022, were tabled;

WHEREAS the main role of the Planning Advisory Committee is to analyze and give an opinion on any request that must be submitted to it in accordance with the Land Use Planning and Development Act (CQLR, c. A-19.1) (e.g.: SPAIP, minor exemption, SCAOPI, conditional uses, etc.) and on any other application in matters of land use planning and development that is submitted to it by Council;

WHEREAS applications have been submitted by the applicants under By-law 1305 on Site Planning and Architectural Integration Programmes;

WHEREAS the Planning Advisory Committee has issued opinions regarding these applications, as stated in the Planning Advisory Committee minutes of the regular meeting held on January 25, 2022;

WHEREAS according to By-law 1305 on Site Planning and Architectural Integration Programmes, Council must decide on the opinions of the Committee by way of resolution.

Councillor Peart

THAT the Municipal Council act on the unfavourable opinion of the Planning Advisory Committee (PAC), as set out in the minutes of the meeting held on January 25, 2022, in item CCU 22-01-25.01 of the agenda of said meeting.

27. NEW BUSINESS

28. SECOND QUESTION PERIOD

29. CLOSING OF THE SITTING

The Mayor declares the sitting closed.