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 May 2, 2022, be adopted.

5. CONFIRMATION OF MINUTES

MOVER Councillor Shamie
SECONDER
THAT the minutes of the regular Council sitting held on April 19, 2022, be approved.

6. REPORTS TO COUNCIL

6.1. CORRESPONDENCE Mayor Smith

The following document is tabled:

- Resolution No. 2022-04-68 of the Town of Baie-D’Urfé entitled "Resolution on CN’s spraying of chemical herbicides";
- Resolution No. 2022-04-158 of the Ville de Sainte-Anne-des-Plaines entitled "Appui à la MRC Thérèse-De Blainville - Mise au point quant au Projet de règlement 21-02 amendant le Schéma d'aménagement et de développement 2005 afin de modifier les aires d'affectation relative à la Place Rosemère et à l'ancien site du golf de Rosemère";
- Public notice of the Ville de Montréal concerning the notice of public consultation to be held on Wednesday, May 4, 2022;
- By-law P-RCG 14-029-4 of the Ville de Montréal entitled "Règlement modifiant le schéma d'aménagement et de développement de l'agglomération de Montréal (RCG 14-029)";
- By-law P-RCG 14-029-5 of the Ville de Montréal entitled "Règlement modifiant le schéma d'aménagement et de développement de l'agglomération de Montréal (RCG 14-029)".

6.2. MINUTES OF THE GENERAL COMMITTEE OF COUNCIL

Councillor Shamie

The minutes of the General Committee meeting of Council held on April 4, 2022, are tabled and are available on the City's website.

6.3. WORKFORCE REPORT

Councillor Shamie

The workforce report for the month of March 2022, is tabled.

6.4. PAYMENT REGISTRY

Councillor D'Amico

The list of payments for the month of March 2022, 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 March 2022, is tabled.

6.6. LIST OF DUTIES ON TRANSFER INVOICES

Councillor D'Amico

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

6.7. TABLING OF THE FINANCIAL REPORT FOR THE 2021 FISCAL YEAR

Councillor D'Amico

In accordance with Section 105.1 of the Cities and Towns Act (CQLR, chapter C-19), Councillor D’Amico to confirm that the Treasurer has tabled the Financial Report and the Auditor’s Report for the 2021 fiscal year, and that said documents will be forwarded to the Ministre des Affaires municipales et de l’Habitation.
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 Urban Agglomeration Council meeting to be held on May 19, 2022.

8. **GRANT APPLICATION FOR 2022-2023 PROJECTS - MINISTÈRE DE LA CULTURE ET DES COMMUNICATIONS DU QUÉBEC**

WHEREAS the Ministère de la Culture et des Communications du Québec offers grants to improve library collections.

**MOVER**
Councillor Roux

**SECONDER**
THAT, in order to expand the existing collections of the Westmount Public Library, its director be authorized to submit an application for financial assistance to the Ministère de la Culture et des Communications du Québec (Ministère) under the Project Assistance Program - Appel de projets en développement des collections des bibliothèques publiques autonomes pour l’exercice financier 2022-2023;

THAT the City of Westmount commit to funding the eligible acquisition expenditures listed in the application for project assistance that will be submitted to the Ministère for a grant;

THAT the Director of the Westmount Public Library and Community Events be authorized to sign any necessary document for and on behalf of the City.

9. **REVISION - PHYSICAL ACTIVITY ALLOWANCE**

WHEREAS the City of Westmount grants up to $180 annually for any physical activity for employees working a minimum of 21 hours per week on an annual basis;

WHEREAS the City wishes to reposition itself in terms of Health and Wellness for its employees;

WHEREAS the City wishes to adjust the amount allocated for physical activity.

**MOVER**
Councillor Shamie

**SECONDER**
THAT Council authorize an increase of $70, for a total amount of $250, per employee, annually, for the reimbursement of any physical activity.
10. **GROUP PURCHASE - PROFESSIONAL SERVICES OF A CONSULTANT IN GROUP INSURANCE FOR MUNICIPALITIES AND ORGANIZATIONS, AS PART OF A GROUP PURCHASE BY THE UMQ**

WHEREAS the Union des municipalités du Québec (UMQ) wishes to form, on its behalf or on behalf of several municipalities, a group to retain the professional services of a consultant in group insurance for municipalities and organizations;

WHEREAS in accordance with Section 29.9.1 of the Cities and Towns Act (CQLR, chapter C-19), a municipality may enter into an agreement with the Union des municipalités du Québec, for the awarding of an insurance contract or a contract for the supply of services in the name of the municipality;

WHEREAS the City of Westmount wishes to take part in this group purchase with the UMQ;

WHEREAS on April 11, 2022, the UMQ launch a public call for tenders for the professional services of a consultant in group insurance for municipalities and organizations, as part of a group purchase by the UMQ.

**MOVER**

Councillor Shamie

**SECONDER**

THAT the City of Westmount confirm its adherence to the group formed by the UMQ to retain the professional services of a consultant in collective insurance for the municipalities and organizations, as part of a group purchase;

THAT the City of Westmount entrust the UMQ with the process leading to the awarding of the contract for the common acquisition of group insurance for its active and retired employees;

THAT the contract awarded will be for a period of one (1) year, renewable each year for a maximum of five (5) years;

THAT the City agree to pay the UMQ the management fees of 1.15% of the total premiums paid by the City; and

THAT the Director General be authorized to sign any and all other documents necessary and/or required to give effect to the foregoing resolution.

11. **MODIFICATION TO A CONTRACT - PURCHASE OF MICROSOFT 365 SUITE LICENCES - CENTRE D’ACQUISITIONS GOUVERNEMENTALES**

WHEREAS, on March 21, 2022, the City of Westmount confirmed its participation in the purchase agreement with the Centre d’acquisitions gouvernementales (CAG) for the purchase of Microsoft 365 Suite licences for a three (3) year period, for a maximum amount of $57,430.17, including taxes (Resolution No. 2022-03-57);

WHEREAS the maximum amount of $57,430.17, including taxes, only represents the value of the purchase agreement with the CAG for the purchase of Microsoft 365 Suite licences, for the current year;
WHEREAS the estimated total cost for the purchase agreement with the CAG for the purchase of Microsoft 365 Suite licences for a three (3) year period, is $325,979.70, including taxes.

MOVER  Councillor Shamie
SECONDER  
THAT the purchase agreement with the Centre d'acquisitions gouvernementales (CAG) for the purchase of Microsoft 365 Suite licences for a three (3) year period (Resolution No. 2022-03-57) be modified and increased to a maximum amount of $325,979.70, including taxes;

THAT Council authorize an expenditure in the amount of $57,878.89, for the 2022 fiscal year, for the purchase agreement with the CAG for the purchase of Microsoft 365 Suite licences for a three (3) year period;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2022-1551;

THAT a purchase order be issued to cover the above-mentioned expenses and that the Purchasing Manager be authorized, for and on behalf of the City, to sign all documents required to give full effect to this resolution.

12. CALL FOR TENDERS BY INVITATION - MAINTENANCE OF CLAY TENNIS COURTS IN THE CITY OF WESTMOUNT - 2022 SEASON (INV-2022-005)

WHEREAS tenders were publicly opened on February 23, 2022, for the maintenance of clay tennis courts in the City of Westmount - 2022 season (Tender by invitation No. INV-2022-005), and minutes prepared by the City Clerk’s Office are submitted to this meeting;

WHEREAS, following the analysis of the opened tenders, Terrassements Jopat 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 $51,319.99, including tax credits, for the maintenance of clay tennis courts in the City of Westmount - 2022 season (Tender by invitation No. INV-2022-005);

To award to Terrassements Jopat inc. the contract for this purpose at its bid price, for a maximum amount of $56,202.08, including taxes, the whole in conformity with the contractual documents of the call for tenders by invitation INV-2022-005;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2022-1552.

WHEREAS tenders were publicly opened on April 22, 2022, for the reconstruction of Lexington Avenue and Devon Avenue (between Lexington Avenue and Summit Crescent), including the replacement of public water services between Edgehill Road and Sunnyside Avenue (Tender No. PUB-2022-003), and minutes prepared by the City Clerk’s Office are submitted to this meeting;

WHEREAS, following the analysis of the opened tenders, Cojalac 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 Peart

**SECONDER**

To authorize an expenditure in the amount of $6,062,490.77, including tax credits, for the reconstruction of Lexington Avenue and Devon Avenue (between Lexington Avenue and Summit Crescent), including the replacement of public water services between Edgehill Road and Sunnyside Avenue (Tender No. PUB-2022-003);

To award to Cojalac inc. the contract for this purpose at its bid price, for a maximum amount of $6,639,217.77, including taxes, the whole in conformity with the contractual documents of the call for tenders PUB-2022-003;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2022-1550.

14. **CALL FOR PUBLIC TENDERS - WATER MAIN REHABILITATION BY STRUCTURAL LINING IN THE CITY OF WESTMOUNT (PUB-2022-004)**

WHEREAS tenders were publicly opened on April 8, 2022, for the water main rehabilitation by structural lining in the City of Westmount (Tender No. PUB-2022-004), and minutes prepared by the City Clerk’s Office are submitted to this meeting;

WHEREAS, following the analysis of the opened tenders, Foraction 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 Bostock

**SECONDER**

To authorize an expenditure in the amount of $2,827,060.67, including tax credits, for the water main rehabilitation by structural lining in the City of Westmount (Tender No. PUB-2022-004);

To award to Foraction inc. the contract for this purpose at its bid price, for a maximum amount of $3,096,000.01, including taxes, the whole in conformity with the contractual documents of the call for tenders PUB-2022-004;
To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2022-1544.

15. **CALL FOR PUBLIC TENDERS - STRUCTURAL REINFORCEMENT OF THE SUMMIT LOOKOUT (PUB-2022-007)**

WHEREAS tenders were publicly opened on April 8, 2022, for the structural reinforcement of the Summit Lookout (Tender No. PUB-2022-007), and minutes prepared by the City Clerk’s Office are submitted to this meeting;

WHEREAS, following the analysis of the opened tenders, *Consultants NCP 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 Peart

**SECONDER**

To authorize an expenditure in the amount of $271,917.63, including tax credits, for the structural reinforcement of the Summit Lookout (Tender No. PUB-2022-007);

To award to *Consultants NCP inc.* the contract for this purpose at its bid price, for a maximum amount of $297,785.25, including taxes, the whole in conformity with the contractual documents of the call for tenders PUB-2022-007;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2022-1543.

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

WHEREAS the Planning Advisory Committee held a special meeting on April 12, 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 special Planning Advisory Committee meeting held on April 12, 2022.

17. **TABLING OF THE PLANNING ADVISORY COMMITTEE MINUTES - MINOR EXEMPTION**

WHEREAS the Planning Advisory Committee held a special meeting pertaining to minor exemptions, on March 22, 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 special Planning Advisory Committee meeting held on March 22, 2022.

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

WHEREAS the minutes of the special meeting of the Planning Advisory Committee held on April 12, 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 special meeting held on April 12, 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.

MOVER Councillor Peart
SECONDER

THAT the Municipal Council act on the opinions of the Planning Advisory Committee (PAC) as set out in the minutes of the special meeting held on April 12, 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:

- CCUS 22-04-12.01, CCUS 22-04-12.02, CCUS 22-04-12.03, CCUS 22-04-12.04, CCUS 22-04-12.06, CCUS 22-04-12.08, CCUS 22-04-12.11, CCUS 22-04-12.12, and CCUS 22-04-12.13 of the agenda of the special PAC meeting held on April 12, 2022.

19. MINOR EXEMPTION APPLICATION - 4309 MONTROSE

WHEREAS the City of Westmount’s *By-law 1576 on minor exemptions* was adopted on September 20, 2021;
WHEREAS a minor exemption can only be granted if the application of the zoning or subdivision by-law would cause serious prejudice to the person requesting it;

WHEREAS a minor variance may not be granted if it would adversely affect the enjoyment of the property rights of the owners of neighbouring properties or if it would have the effect of aggravating public safety or health hazards or adversely affect the quality of the environment or the general well-being;

WHEREAS a minor exemption must respect the objectives of the City of Westmount’s Master Plan;

WHEREAS the application for a minor exemption for the property located at 4309 Montrose Avenue is to allow the extension of the building towards the rear beyond the 3.5-metre maximum depth stipulated in Section 5.3.6 of Zoning By-law 1303;

WHEREAS the proposed expansion would not exceed the depth of the side wall of the adjacent building;

WHEREAS the proposed extension would change the depth of the rear yard from 24.3 metres to 19.4 metres, while the required rear setback is only 7.6 metres;

WHEREAS the proposed expansion would change the percentage of land use from 22.9% to 26.9%, while the maximum permitted is 36.8%;

WHEREAS the impact of such an expansion on the neighbourhood is negligible;

WHEREAS Section 5.3.6 of Zoning By-law 1303 needs to be re-evaluated;

WHEREAS a public notice was published on April 14, 2022;

WHEREAS the Planning Advisory Committee has issued opinions regarding this request, as stated in the minutes of its special meeting held on March 22, 2022;

WHEREAS any interested person have been given an opportunity to be heard with regard to this application.

MOVER
Councillor Peart

SECONDER
THAT the preamble be an integral part of this resolution;

THAT Council approve the application for a minor exemption for the building located at 4309 Montrose Avenue, to allow the extension of the semi-detached single family building to the rear by 4.85 metres, exceeding by 1.35 metres the requirements of Section 5.3.6 of the City of Westmount’s Zoning By-law 1303 limiting the rearward extension of an existing attached or semi-detached building to a maximum of 3.50 metres beyond the face of the existing rear wall on July 9, 1993.

20. NEW BUSINESS

21. SECOND QUESTION PERIOD
22. CLOSING OF THE SITTING