



**AGENDA
REGULAR MUNICIPAL COUNCIL MEETING
OF THE CITY OF WESTMOUNT
MONDAY, MARCH 18, 2024**

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 Roux

SECONDER

THAT the agenda of the regular Council sitting of March 18, 2024, be adopted with the addition of the following item under New Business:

- 49.1. Appointment - Head of division - Information systems security - Digital Information Technologies Department.

5. CONFIRMATION OF MINUTES

MOVER

Councillor Roux

SECONDER

THAT the minutes of the Demolition Committee meeting and of the regular Council sitting held on February 5, 2024, as well as of the special Council sitting held on February 26, 2024, be approved.

6. REPORTS TO COUNCIL

6.1. CORRESPONDENCE

Mayor Smith

The following documents are tabled:

- Lists of by-laws adopted at the regular meetings of the Agglomeration Council on January 25 and February 22, 2024;

- Letter from the *Service du greffe de la Ville de Montréal* with the subject line: *Assemblée du conseil d'agglomération du 25 janvier 2024 / Résolution CG24 0046 / Règlement de contrôle intérimaire - Protection des milieux humides*, as well as a copy of by-law RCG 24-008 "*Règlement de contrôle intérimaire relatif à la protection des milieux humides*" and resolution CG24 0046 adopting said by-law;
- Email from the City Clerk and Interim Assistant Director General of the City of Rivière-Rouge, with subject line: *Fermeture de l'urgence entre 20 h et 8 h à l'hôpital de Rivière-Rouge - Demande d'appui et contribution financière*, as well as a copy of resolution 037/05-02-2024 "*Hôpital de Rivière-Rouge – Opposition à la fermeture de l'urgence entre 20 h et 8 h – Demande d'appui et contribution financière*".

6.2. MINUTES OF THE GENERAL COMMITTEE OF COUNCIL

Councillor Roux

The minutes of the General Committee of Council meetings held on January 15 and February 5, 2024, are tabled and are available on the City's website.

6.3. MINUTES OF THE FINANCE AND ADMINISTRATION COMMITTEE

Councillor Shamie

The minutes of the Finance and Administration Committee meetings held on June 1, June 2, September 20, November 17, November 23, and November 30, 2023, and on February 1, 2024, are tabled.

6.4. WORKFORCE REPORT

Councillor Shamie

The workforce report for the month of January 2024, is tabled.

6.5. PAYMENT REGISTRY

Councillor D'Amico

The list of payments for the month of January 2024, is tabled.

6.6. 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 January 2024, is tabled.

6.7. LISTS OF DUTIES ON TRANSFER INVOICES

Councillor D'Amico

The lists of duties on transfers for the month of January 2024, are tabled.

6.8. TABLING OF MINUTES OF CORRECTION - RESOLUTION 2023-12-356

City Clerk

In accordance with section 92.1 of the *Cities and Towns Act*, the City Clerk tables the Minutes of correction for Resolution No. 2023-12-356.

6.9. TREASURER'S 2023 ACTIVITY REPORT

Councillor D'Amico

In accordance with Section 513 of the *Act respecting elections and referendums in municipalities* (CQLR, c. E-2.2), the Treasurer's activity report for the year 2023, is tabled.

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

MOVER

Councillor Roux

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 March 21, 2024.

8. CORRECTION OF RESOLUTION 2024-02-32 - NEGOTIATIONS - COLLECTIVE AGREEMENT BETWEEN THE CITY OF WESTMOUNT AND THE SYNDICAT DES COLS BLEUS REGROUPÉS DE MONTRÉAL (SCFP, 301)

WHEREAS, in 2021, the contract for a negotiation mandate for the renewal of the collective agreement between the City of Westmount and the *Syndicat des cols bleus regroupés de Montréal (SCFP, section locale 301)* (Request for proposals DDP-2021-033) was awarded to the firm *Les Avocats Le Corre et Associés s.e.n.c.r.l.* for a total of \$44,771.27, including taxes, for a total of 118 billable hours;

WHEREAS, on November 7, 2022, Council authorized an additional expenditure for said contract (Resolution No. 2022-11-279);

WHEREAS, on February 5, 2024, Council authorized an extra expenditure for said contract (Resolution No. 2024-02-32);

WHEREAS it is necessary to correct Resolution No. 2024-02-32 to reflect the costs incurred.

MOVER

Councillor Shamie

SECONDER

THAT the following corrections be made to the two (2) last paragraphs of Resolution No. 2024-02-32:

- "\$28,806.00" is replaced by "\$33,177.01";
- "2024-2157" is replaced by "2024-2174";

THAT the paragraphs thus corrected read as follows:

“THAT an additional expenditure be authorized in the amount of \$33,177.01, including taxes, for the negotiation mandate for the renewal of the collective agreement between the City of Westmount and the *Syndicat des Cols bleus regroupés de Montréal* (SCFP, 301) with the firm *Les Avocats Le Corre et Associés s.e.n.c.r.l.*;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2024-2174.”

9. DEFICIT IN FEDERAL INFRASTRUCTURE FUNDING IN RELATION TO DEMOGRAPHIC GROWTH

WHEREAS Canada is currently experiencing record demographic growth, with 1.25 million people newly arrived in the country in the last year alone;

WHEREAS, according to the Canada Mortgage and Housing Corporation (CMHC), we need to build at least 3.5 million additional housing units by 2030, and municipalities must improve or provide the infrastructure to absorb this growth;

WHEREAS, according to estimates by the Federation of Canadian Municipalities (FCM), the average cost of required municipal infrastructure is \$107,000 per dwelling;

WHEREAS, according to Statistics Canada, the cost of restoring existing municipal infrastructure reaches approximately \$170 billion;

WHEREAS inflation in the non-residential construction sector has reached 29% since the end of 2020 and municipalities are facing an increase in the cost of infrastructure projects that is not only meteoric, but disproportionate to the increase in revenues;

WHEREAS in recent years, unlike federal and provincial revenues, municipal tax revenues have not kept pace with inflation, economic growth or demographic growth;

WHEREAS municipalities are facing a shortfall in federal infrastructure funding at a time when the Invest in Canada Infrastructure Program has ended, the Canada Community-Building Fund otherwise known as the *Taxe sur l'essence et de la contribution du Québec* (TECQ) is being renegotiated, and the Permanent Transit Fund will not be launched until 2026;

WHEREAS the Canada Community-Building Fund (or TECQ), formerly the Gas Tax Fund, provides more than \$2 billion annually in capital directly to municipalities through a reliable allocation mechanism, and municipalities, large and small, rely on this funding to meet their commitments to the public by building and maintaining essential public infrastructure (drinking water and wastewater infrastructure, roads, public transportation, and community, cultural and recreational facilities, etc.).

MOVER
SECONDER

Councillor Peart

THAT the federal government work with municipalities and signatories to the agreement to ensure that the Canada Community-Building Fund (or TECQ) remain a direct, reliable and sustainable source of revenue for local infrastructure priorities;

THAT the federal government commit to including a new set of infrastructure programs in the 2024 budget, including a new drinking water and wastewater infrastructure program, and to increasing the Disaster Mitigation and Adaptation Fund;

THAT the federal government bring together the provinces, territories and municipalities to negotiate a "municipal growth framework" that modernizes municipal financing and promotes the country's long-term growth.

10. CREATION AND APPOINTMENTS - COMMITTEE ON ACCESS TO INFORMATION AND THE PROTECTION OF PERSONAL INFORMATION

WHEREAS the *Act respecting Access to documents held by public bodies and the Protection of personal information* (CQLR, chapter A-2.1) came into force in September 2022;

WHEREAS Section 8.1 of said Act stipulates that a committee on access to information and the protection of personal information is responsible for supporting the City in the exercise of its responsibilities and the performance of its obligations under said Act;

WHEREAS Section 8.1 of said Act also stipulates that said Committee is composed of the person in charge of access to documents, the person in charge of the protection of personal information and any other person whose expertise is required, including, if applicable, the person responsible for information security and the person responsible for document management.

MOVER

Councillor Shamie

SECONDER

THAT the Committee on Access to Information and the Protection of Personal Information be created;

THAT the mandate of said Committee be to:

- support the City in exercising its responsibilities and fulfilling its obligations;
- define and approve guidelines for the protection of personal information;
- approve the rules of governance;
- give recommendations and suggest protection measures for any project involving the acquisition, development or restructuring of information systems, including video surveillance and the introduction of new technology;
- plan and carry out training activities;
- promote the guidelines, directives and decisions formulated by the *Commission d'accès à l'information*; and
- evaluate the level of protection of personal information on an annual basis;

THAT the composition of said Committee be as follows:

- Division Chief – Archives and Records Management, responsible for document management;
- One (1) representative of the Legal Services and City Clerk's Office;
- One (1) representative of the Public Safety Department;
- One (1) representative of the Information Technologies Department;
- One (1) representative of Hydro Westmount
- One (1) representative of the Human Resources Department;
- One (1) representative of the Sports and Recreation Department;

THAT the following persons be appointed as members representing their respective Department:

- Division Chief – Archives and Records Management;
- Director and Assistant Director, of the Legal Services and City Clerk's Office;
- Director and Assistant Director, of the Public Safety Department;
- Director and Head of Division – Information Systems Security, of the Information Technologies Department;
- Assistant Director and Division Chief – Customer Service, of Hydro Westmount;
- Director and Human Resources Advisor, of the Human Resources Department;
- Director and Administrative Officer, of the Sports and Recreation Department.

11. APPROVAL OF GRANTS FOR NON-PROFIT ORGANIZATIONS - GREENE NEIGHBOURHOOD'S MERCHANTS ASSOCIATION AND WESTMOUNT VICTORIA VILLAGE MERCHANTS ASSOCIATION

WHEREAS pursuant to section 91 of the *Municipal Powers Act* (CQLR c. C-47.1), a local municipality may grant financial assistance to promote the well-being of its population;

WHEREAS having prosperous economic sectors is essential to the well-being of Westmount's population;

WHEREAS the City of Westmount wishes to support two non-profit organizations created in October 2018, namely the Greene neighbourhood's Merchants Association and the Westmount Victoria Village Merchants Association;

WHEREAS the Director of Finance and Treasurer recommends that an amount of \$40,000 be granted to each of these associations for the 2024 fiscal year, for a total amount of \$80,000.

MOVER

Councillor Aronson

SECONDER

THAT a grant of \$40,000 be approved for each of the following merchants' associations for the 2024 fiscal year: the Greene neighbourhood's Merchants Association and the Westmount Victoria Village Merchants Association, for a total amount of \$80,000, following the fulfillment of the following conditions;

- Having provided their financial statements for the past year, i.e. the year ending in 2023;
- Having provided a breakdown of the allocation of the grant funds;

THAT the financial assistance for the year 2024 be granted for the last time and not on a recurring basis;

THAT this expenditure be allocated in accordance with the financial information included in the decision-making file No. 2024-2215.

12. APPROPRIATION - REBALANCING OF SURPLUS ACCOUNTS

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

WHEREAS funds are available in the unappropriated surplus account;

WHEREAS amounts are available in the "Covid-19" appropriated surplus account;

WHEREAS the rebalancing of surplus accounts must be authorized by Council;

WHEREAS the appropriation to the 2023 results must be made prior to the completion of the audit work for fiscal year 2023.

MOVER

Councillor D'Amico

SECONDER

THAT an amount of \$10,000,000, from the unappropriated surplus, be allocated to the "PAYG Projects" account for the 2023 fiscal year;

THAT an amount of \$1,827,056, from the "Covid-19" appropriated surplus, be allocated to the "PAYG Projects" account for the 2023 fiscal year;

THAT an amount of \$6,016,600 be allocated to the results for the fiscal year ending December 31, 2023;

THAT the aforementioned allocations be to finance capital projects.

13. AUTHORIZATION - STATEMENT OF OFFENCE - CODE OF PENAL PROCEDURE

WHEREAS Section 147 of the *Code of Penal Procedure* (CQLR, c. C-25.1) prescribes that a person must be authorized in writing by the prosecutor to issue a statement of offence;

WHEREAS on January 1, 2002, *An Act to reform the municipal territorial organization of the metropolitan regions of Montréal, Québec and the Outaouais* (SQ 2000, c. 56), created a new city called Ville de Montréal;

WHEREAS pursuant to Section 6 of the *Charter of Ville de Montréal* (2000, c. 56, annexe 1), the authorizations to issue statements of offence enacted by by-law, resolution or other act by each of the municipalities mentioned in Section 5 of the *Charter of Ville de Montréal* remain in force in the territory until they are fulfilled or until they are replaced or repealed;

WHEREAS pursuant to *An Act respecting the exercise of certain municipal powers in certain urban agglomerations* (SQ 2004, c. 29), the City of Westmount is reconstituted as of January 1, 2006;

WHEREAS as a reconstituted municipality, the City of Westmount is the prosecutor within the meaning of the *Code of Penal Procedure* (CQLR, c. C-25.1) for offences under its jurisdiction;

WHEREAS it is necessary for the City of Westmount to issue certain authorizations to complete the existing authorizations in order to ensure compliance with all applicable regulations for its territory following its reconstitution.

MOVER
SECONDER

Councillor Kez

1° to authorize, for the territory of the City of Westmount, all peace officers and all police cadets employed by the *Service de police de la Ville de Montréal* to issue, for and in the name of the City of Westmount, a statement of offence for any violation of any by-law, resolution or ordinance adopted by the City of Westmount before January 1, 2002 and in force on its territory by virtue of section 6 of the *Charter of Ville de Montréal* (2000, c. 56, Schedule 1), for any violation of a by-law, resolution or ordinance of Ville de Montréal adopted by the City Council, the Executive Committee or the Westmount City Council, for any violation of a by-law adopted by the City of Westmount since its reconstitution, or any violation of the *Highway Safety Code* (RLRQ, c. C-24.2) or any of the regulations adopted under its authority, or for any violation of a law or regulations adopted under its authority, when the City of Westmount is the prosecutor;

2° to authorize, for the territory of the City of Westmount, all prosecutors, team-leader prosecutors and the chief prosecutor of the *Direction des poursuites pénales et criminelles* of the Ville de Montréal to issue, for and in the name of the City of Westmount, a statement of offence for any violation of any of the by-laws, resolutions or ordinances adopted by the City of Westmount before January 1, 2002 and which are in force on its territory by virtue of section 6 of the *Charter of Ville de Montréal* (2000, c. 56, Schedule 1), for any violation of a by-law, resolution or ordinance of Ville de Montréal adopted by the City Council, the Executive Committee or the Westmount City Council, for any violation of a by-law adopted by the City of Westmount since its reconstitution, or any violation of the *Highway Safety Code* (RLRQ, c. C-24.2) or any of the regulations adopted under its authority, or for any violation of a law or regulations adopted under its authority, when City de Westmount is the prosecutor;

3° to authorize, for the territory of the City of Westmount, all directors, assistant directors, division heads and section heads of each of its departments to issue, for and in the name of the City of Westmount, a statement of offence for any violation of one of the by-laws, resolutions or ordinances adopted by the City of Westmount prior to January 1, 2002 and which are in force on its territory by virtue of section 6 of the *Charter of Ville de Montréal* (2000, c. 56, Schedule 1), for any violation of a by-law, resolution or ordinance of Ville de Montréal adopted by the City Council, the Executive Committee or the Westmount City Council, for any violation of a by-law adopted by the City of Westmount since its reconstitution, or for any violation of a law or regulations adopted under its authority, when City de Westmount is the prosecutor;

4° to authorize, for the territory of the City of Westmount, any firefighter, prevention inspector, prevention officer, liaison officer of the *Service de sécurité incendie de Montréal* or any other person whose duties consist, in whole or in part, in ensuring compliance with the laws or regulations relating to buildings or fire prevention to issue, for and in the name of the City of Westmount, a statement of offence for any violation of one of the by-laws, resolutions or ordinances adopted by the City of Westmount prior to January 1, 2002 and which are in force on its territory by virtue of section 6 of the *Charter of Ville de Montréal* (2000, c. 56, Schedule 1), for any violation of a by-law, resolution or ordinance of Ville de Montréal adopted by the City Council, the Executive Committee or the Westmount City Council, for any violation of a by-law adopted by the City of

Westmount since its reconstitution, or for any violation of a building law or regulations adopted under its authority, when City de Westmount is the prosecutor;

5° to authorize, for the territory of the City of Westmount, any agent, public safety officer, inspector, officer, patrol officer, sergeant, lieutenant, captain, person in charge, chief, community safety officer or any other person who performs duties consisting of ensuring public safety on its territory, regardless of the title used to describe the duties performed by this person to issue, for and in the name of the City of Westmount, a statement of offence for any violation of one of the by-laws, resolutions or ordinances adopted by the City of Westmount prior to January 1, 2002 and which are in force on its territory by virtue of section 6 of the *Charter of Ville de Montréal* (2000, c. 56, Schedule 1), for any violation of a by-law, resolution or ordinance of Ville de Montréal adopted by the City Council, the Executive Committee or the Westmount City Council, for any violation of a by-law adopted by the City of Westmount since its reconstitution, or for any violation of a law or regulations adopted under its authority, when City de Westmount is the prosecutor;

6° to authorize, for the territory of the City of Westmount, any agent, parking agent, parking inspector, clerk, parking attendant, towing attendant, inspector, manager or superintendent, whose duties consist, in whole or in part, in ensuring compliance with parking legislation on its territory, regardless of the title used to describe the duties performed by this person, to issue, for and in the name of the City of Westmount, a statement of offence for any violation of one of the by-laws, resolutions or ordinances adopted by the City of Westmount prior to January 1, 2002 and which are in force on its territory by virtue of section 6 of the *Charter of Ville de Montréal* (2000, c. 56, Schedule 1), for any violation of a by-law, resolution or ordinance of Ville de Montréal adopted by the City Council, the Executive Committee or the Westmount City Council, for any violation of a by-law adopted by the City of Westmount since its reconstitution, or for any violation of a law or regulations adopted under its authority, when City de Westmount is the prosecutor;

7° to authorize, for the territory of the City of Westmount, any planner, coordinator, supervisor, foreman, assistant foreman, municipal engineer, civil engineer, project engineer, municipal architect, inspector, public domain inspector, arboriculture inspector, horticulture and arboriculture inspector, park warden, superintendent, patrol officer, investigator, agent, urban planning agent, environmental health agent, attendant, supervisor, senior inspector, team leader, inspector, or liaison officer of the Public Works Department or Engineering Department of the City of Westmount to issue, for and in the name of the City of Westmount, a statement of offence for any violation of one of the by-laws, resolutions or ordinances adopted by the City of Westmount prior to January 1, 2002 and which are in force on its territory by virtue of section 6 of the *Charter of Ville de Montréal* (2000, c. 56, Schedule 1), for any violation of a by-law, resolution or ordinance of Ville de Montréal adopted by the City Council, the Executive Committee or the Westmount City Council, for any violation of a by-law adopted by the City of Westmount since its reconstitution, or for any violation of a law or regulations adopted under its authority, when City de Westmount is the prosecutor;

8° to authorize, for the territory of the City of Westmount, any coordinator, project coordinator, supervisor, urban planning officer, inspector, senior inspector, chief inspector, urban planning inspector, superintendent, patrol officer, investigator, officer, environmental health officer, attendant, supervisor, team leader or liaison officer of the Urban Planning Department of the City of Westmount to issue, for and in the name of the

City of Westmount, a statement of offence for any violation of one of the by-laws, resolutions or ordinances adopted by the City of Westmount prior to January 1, 2002 and which are in force on its territory by virtue of section 6 of the *Charter of Ville de Montréal* (2000, c. 56, Schedule 1), for any violation of a by-law, resolution or ordinance of Ville de Montréal adopted by the City Council, the Executive Committee or the Westmount City Council, for any violation of a by-law adopted by the City of Westmount since its reconstitution, or for any violation of a law or regulations adopted under its authority, when City de Westmount is the prosecutor;

9° to authorize, for the territory of the City of Westmount, any animal handler, animal control officer, dog or animal patrol officer, dog or animal patrol supervisor, patrol officer, agent, public safety officer or any other person who performs animal control duties on its territory, regardless of the title used to describe the duties performed by this person to issue, for and in the name of the City of Westmount, a statement of offence for any violation of one of the by-laws, resolutions or ordinances adopted by the City of Westmount prior to January 1, 2002 and which are in force on its territory by virtue of section 6 of the *Charter of Ville de Montréal* (2000, c. 56, Schedule 1), for any violation of a by-law, resolution or ordinance of Ville de Montréal adopted by the City Council, the Executive Committee or the Westmount City Council or for any violation of a law or one of the regulations adopted under its authority, when the City of Westmount is the prosecutor.

14. APPOINTMENT - ASSISTANT TREASURER

WHEREAS under Section 97 of the *Cities and Towns Act* (CQLR, chapter C-10), the Council must have an officer or employee of the municipality, called treasurer, who is the collector and custodian of all the money of the municipality;

WHEREAS under Section 106 of the *Cities and Towns Act* (CQLR, chapter C-10), in the absence or in case of vacancy in the office of treasurer, the assistant treasurer shall perform all the powers of the office of treasurer, with the rights, duties, privileges, obligations and penalties attached to such office;

WHEREAS on August 21, 2023, Council appointed Mr. Frédéric Thifault to the position of Assistant Director of the Finance Department (Resolution No. 2023-08-224);

WHEREAS the Treasurer recommends that Mr. Frédéric Thifault, Assistant Director of the Finance Department, be appointed as Assistant Treasurer to act in the absence or incapacity of the Treasurer.

MOVER

Councillor D'Amico

SECONDER

THAT Mr. Frédéric Thifault, Assistant Director of the Finance Department, be appointed Assistant Treasurer.

15. APPOINTMENT - ASSISTANT CITY CLERK - LEGAL SERVICES AND CITY CLERK'S OFFICE

WHEREAS pursuant to Section 85 of the *Cities and Towns Act* (CQLR, c. C-19), the council shall always have an officer or employee of the municipality as keeper of its office and archives, who shall be styled the clerk;

WHEREAS pursuant to Section 96 of the said Act, in the case of a vacancy in the office of the clerk, the assistant clerk shall perform the duties of the office of clerk, with the same rights, powers and privileges, and under the same obligations and penalties, until the vacancy is filled;

WHEREAS on February 26, 2024, Council appointed Ms. Paule Geoffroy Béliveau to the position of Assistant Director of the Legal Services and City Clerk's Office (Resolution No. 2024-02-24);

WHEREAS the Director of Legal Services and City Clerk as well as the Interim Director of Human Resources recommend the appointment of Ms. Paule Geoffroy Béliveau to the position of Assistant City Clerk.

MOVER

Councillor Shamie

SECONDER

THAT Ms. Paule Geoffroy Béliveau be appointed to the position of Assistant City Clerk, under the same terms and conditions listed in Resolution No. 2024-02-42.

16. RENEWAL OF GENERAL INSURANCE COVERAGE 2024-2025 (BLOC A AND BLOC B)

WHEREAS, pursuant to Sections 29.9.1 of the *Cities and Towns Act* (CQLR, c. C-19) and 14.7.1 and following of the *Municipal Code of Québec* (CQLR, c. C-27.1), the City of Westmount is party to the *Entente du regroupement Municipalités de l'Île de Montréal relativement à l'achat en commun d'assurances de dommages et de services de consultant et de gestionnaire de risques 2024-2028*;

WHEREAS pursuant to this agreement, the *Union des municipalités du Québec* (UMQ) is mandated to proceed with the collective call for tenders and the awarding and renewal of contracts for property, liability, and automobile insurance on behalf of all the parties of the group;

WHEREAS pursuant to Section 573.1.2. of the *Cities and Towns Act* (CQLR, c. C-19), an insurance contract awarded by tender for a period of less than five (5) years may, at its expiry, be renewed without a call for tenders for one or more periods which, when added to the period provided for at the time of the award, do not exceed five (5) years;

WHEREAS the firm Fidema Consulting Group Inc. has analyzed the terms of renewal.

MOVER

Councillor Shamie

SECONDER

THAT the amount of \$176,538.37, including taxes, be paid to BFL Canada Risk and Insurance Services Inc. for the property and casualty insurance premium and the brokerage fees (Block A) for the period from January 1, 2024 to January 1, 2025;

THAT the amount of \$446,270.76, including taxes, be paid to BFL Canada Risk and Insurance Services Inc. for the insurance premium for comprehensive general liability, umbrella liability, municipal liability insurance, and the brokerage fees (Block B) for the period from January 1, 2024 to January 1, 2025;

THAT a total expenditure of \$622,809.13, including taxes, be authorized to cover these payments, in accordance with the financial information included in the decision-making file No. 2024-2219;

THAT the Director of Legal Services and City Clerk be authorized to sign any and all documents required to give effect to the present resolution.

17. COLLECTIVE PURCHASING GROUP - LIABILITY INSURANCE FOR SKATE PARKS, BMX TRACKS, AND SIMILAR FACILITIES 2024-2029 - UMQ

WHEREAS in accordance with sections 29.9.1 of the *Cities and Towns Act* (RLRQ, chapter C-19) and 14.7.1 and following of the *Municipal Code* (RLRQ, chapter C-27.1), the City of Westmount wishes to join the *Union des municipalités du Québec* and its group purchasing of liability insurance for skate parks, BMX trails, and similar facilities for the 2024-2029 period.

MOVER

Councillor Gallery

SECONDER

THAT the City of Westmount hereby join the purchasing group of the *Union des municipalités du Québec* (hereinafter, "UMQ"), for the purpose of awarding a contract for liability insurance for skate parks, BMX tracks and similar facilities located in the City, for the period from June 1, 2024 to May 31, 2029;

To authorize the Mayor and the Director of Legal Services and City Clerk to sign, for and on behalf of the City, the agreement entitled "*Entente de regroupement de municipalités au sein de l'Union des municipalités du Québec relativement à l'achat en commun d'assurances responsabilité pour les parcs de rouli-roulant, pistes de BMX et aménagements semblables 2024-2029*", submitted and attached hereto to form an integral part hereof as if read in its entirety.

In accordance with the law, the City accepts that a municipality that does not currently participate in the group may request, during the course of the contract, by resolution, that it join this group on the condition that the UMQ authorizes it and that the municipality wishing to join the group undertakes to respect each and every one of the conditions set out in the specifications, the fees required by the UMQ and the insurance contract and the consultant's mandate, awarded accordingly. And that the merger must not be carried out if it distorts the main elements of the call for tenders, the contract, or the mandate in question.

18. AGREEMENT - BUSINESS INTERNET SERVICE

WHEREAS the City wishes to update its Wi-Fi antenna technology that powers the Summit Circle surveillance cameras;

WHEREAS Bell Canada is the only provider that allows the installation of a fibre service without incurring construction costs.

MOVER

Councillor Shamie

SECONDER

THAT Council authorize the implementation of a new Internet service and approve the three (3) year agreement with Bell Canada;

THAT the Director of the Information Technologies Department be authorized to sign, for and in the name of the City, the *Annexe du service internet d'affaires* and any other document required to give full effect to the agreement.

**19. REQUEST FOR PROPOSALS - MANDATES FOR ENGINEERING SERVICES
(PUB-2022-009, PUB-2023-007, PUB-2023-046)**

WHEREAS a request for proposals was sent for the three (3) mandates for engineering services, 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 at this meeting;

WHEREAS, following the analysis of the received proposals, *Groupe Civitas inc.* is the selected bidder.

MOVER

Councillor Peart

SECONDER

To authorize an expenditure in the amount of \$52,434.69, including tax credits, for three (3) mandates for engineering services, for the following projects:

- Renovation of the boiler room at Victoria Hall - Phase 2 (PUB-2022-009);
- Westmount Library - Creation of a cultural space (PUB-2023-007); and
- Modification of the S-08 system of the kitchen at Victoria Hall (PUB-2023-046);

To award to *Groupe Civitas inc.* the contract for this purpose in accordance with its proposal, for a maximum amount of \$57,422.83, including taxes, the whole in conformity with the contractual documents of the request for proposals;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2024-2201.

**20. REQUEST FOR PROPOSAL - PURCHASE OF 23 DISCONNECT SWITCHES
400 AMP.7.8KV MCGR-FW4A1**

WHEREAS a request for proposals was sent for the purchase of 23 disconnect switches 400 AMP.7.8KV MCGR-FW4A1, 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 at this meeting;

WHEREAS, following the analysis of the received proposals, *Distribution Limotrique inc.* is the selected bidder.

MOVER

Councillor Shamie

SECONDER

To authorize an expenditure in the amount of \$79,051.00, including tax credits, for the purchase of 23 disconnect switches 400 AMP.7.8KV MCGR-FW4A1;

To award to *Distribution Limotrique inc.* the contract for this purpose in accordance with its proposal, for a maximum amount of \$90,888.89, including taxes, the whole in conformity with the contractual documents of the request for proposals;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2024-2213.

21. REQUEST FOR PROPOSALS - UPGRADING OF WORKING EQUIPMENT

WHEREAS a request for proposals was sent for the upgrading of working equipment, 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 at this meeting;

WHEREAS, following the analysis of the received proposals, A.S.N. Inc. is the selected bidder.

MOVER

Councillor Shamie

SECONDER

To authorize an expenditure in the amount of \$82,043.95, including tax credits, for the upgrading of working equipment;

To award to A.S.N. Inc. the contract for this purpose in accordance with its proposal, for a maximum amount of \$89,848.82, including taxes, the whole in conformity with the contractual documents of the request for proposals;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2024-2169.

22. REQUEST FOR PROPOSALS - GIS DATA CATALOGUE SOLUTION

WHEREAS a request for proposals was sent for the GIS data catalogue solution, 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 at this meeting;

WHEREAS, following the analysis of the received proposals, *Isogeo* is the selected bidder.

MOVER

Councillor Shamie

SECONDER

To authorize an expenditure in the amount of \$36,430.66, including tax credits, for the 2024 fiscal year, for the GIS data catalogue solution;

To award to *Isogeo* the contract for this purpose, for a period of three (3) years, in accordance with its proposal, for a maximum amount of \$90,600.30, including taxes, the whole in conformity with the contractual documents of the request for proposals;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2024-2176.

23. CALL FOR TENDERS BY INVITATION - DRINKING WATER SAMPLING AND ANALYSIS SERVICE (INV-2024-001)

WHEREAS tenders were publicly opened on January 24, 2024, for the drinking water sampling and analysis service (Tender by invitation No. INV-2024-001), and minutes prepared by the City Clerk's Office are submitted to this meeting;

WHEREAS, following the analysis of the opened tenders, Eurofins Environment Testing Canada, Inc. is the lowest conforming bidder as it appears from the report prepared by the Purchasing Division, which is submitted at this meeting.

MOVER
SECONDER

Councillor Peart

To authorize an expenditure in the amount of \$78,559.21, including tax credits, for the drinking water sampling and analysis service (Tender by invitation No. INV-2024-001);

To award to Eurofins Environment Testing Canada, Inc. the contract for this purpose at its bid price, for a maximum amount of \$86,032.57, including taxes, the whole in conformity with the contractual documents of the call for tenders by invitation INV-2024-001;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2024-2170.

24. CALL FOR TENDERS BY INVITATION - EMERGENCY TREE MAINTENANCE (INV-2024-003)

WHEREAS tenders were publicly opened on February 14, 2024, for emergency tree maintenance (Tender by invitation No. INV-2024-003), 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 Division, which is submitted at this meeting.

MOVER
SECONDER

Councillor Gallery

To authorize an expenditure in the amount of \$91,207.89, including tax credits, for emergency tree maintenance (Tender by invitation No. INV-2024-003);

To award to *Arbo-Design inc.* the contract for this purpose at its bid price, for a maximum amount of \$99,884.53, including taxes, the whole in conformity with the contractual documents of the call for tenders by invitation INV-2024-003;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2024-2192.

25. CALL FOR TENDERS BY INVITATION - MAINTENANCE OF CLAY TENNIS COURTS - 2024 SEASON (INV-2024-005)

WHEREAS tenders were publicly opened on February 21, 2024, for the maintenance of clay tennis courts - 2024 season (Tender by invitation No. INV-2024-005), 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 Division, which is submitted at this meeting.

MOVER

Councillor Gallery

SECONDER

To authorize an expenditure in the amount of \$58,420.29, including tax credits, for the maintenance of clay tennis courts - 2024 season (Tender by invitation No. INV-2024-005);

To award to *Terrassements Jopat inc.* the contract for this purpose at its bid price, for a maximum amount of \$63,977.84, including taxes, the whole in conformity with the contractual documents of the call for tenders by invitation INV-2024-005;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2024-2193.

26. CALL FOR TENDERS BY INVITATION - MAINTENANCE OF PLAYING FIELDS (INV-2024-008)

WHEREAS tenders were publicly opened on February 28, 2024, for the maintenance of playing fields (Tender by invitation No. INV-2024-008), and minutes prepared by the City Clerk's Office are submitted to this meeting;

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

MOVER

Councillor Gallery

SECONDER

To authorize an expenditure in the amount of \$87,138.16, including tax credits, for the maintenance of playing fields, Option 2 (Tender by invitation No. INV-2024-008);

To award to *Pelouse Santé inc.* the contract for this purpose at its bid price, for a maximum amount of \$95,427.64, including taxes, the whole in conformity with the contractual documents of the call for tenders by invitation INV-2024-008;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2024-2194.

27. CALL FOR PUBLIC TENDERS - PURCHASE OF TWO 4X4 CREW CAB UTILITY PICK-UPS WITH GAS ENGINE, YEAR 2023 OR LATER (PUB-2023-058)

WHEREAS tenders were publicly opened on January 26, 2024, for the purchase of two 4x4 crew cab utility pick-ups with gas engine, year 2023 or later (Tender No. PUB-2023-058), and minutes prepared by the City Clerk's Office are submitted at this meeting;

WHEREAS, following the analysis of the opened tenders, *Garage P. Venne inc.* is the lowest conforming bidder as it appears from the report prepared by the Purchasing Division, which is submitted at this meeting.

MOVER

Councillor D'Amico

SECONDER

To authorize an expenditure in the amount of \$147,008.75, including tax credits, for the purchase of two 4x4 crew cab utility pick-ups with gas engine, year 2023 or later (Tender No. PUB-2023-058);

To award to *Garage P. Venne inc.* the contract for this purpose at its bid price, for a maximum amount of \$160,993.74, including taxes, the whole in conformity with the contractual documents of the call for tenders PUB-2023-058;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2024-2162.

28. CALL FOR PUBLIC TENDERS - CANCELLATION OF THE CALL FOR PUBLIC TENDERS PUB-2024-001

WHEREAS a publicly opening of tenders was held on February 23, 2024, for the replacement of the water tower at the Recreation Centre (Tender No. PUB-2024-001), and minutes prepared by the City Clerk's Office are submitted to this meeting;

WHEREAS, following the analysis of the opened tender, the price is deemed too high.

MOVER

Councillor Gallery

SECONDER

THAT the only tender submitted as a result of the call for tenders bearing number PUB-2024-001 for the contract for the replacement of the water tower at the Recreation Centre, be rejected on the basis that the price received is too high;

THAT a new call for tenders be initiated to obtain new prices.

29. CALL FOR PUBLIC TENDERS - WATER MAIN REHABILITATION BY STRUCTURAL LINING (PUB-2024-002)

WHEREAS tenders were publicly opened on February 23, 2024, for the water main rehabilitation by structural lining (Tender No. PUB-2024-002), and minutes prepared by the City Clerk's Office are submitted at 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 Division, which is submitted at this meeting.

MOVER
SECONDER

Councillor Peart

To authorize an expenditure in the amount of \$2,029,073.49, including tax credits, for the water main rehabilitation by structural lining (Tender No. PUB-2024-002);

To award to *Foraction inc.* the contract for this purpose at its bid price, for a maximum amount of \$2,222,100.00, including taxes, the whole in conformity with the contractual documents of the call for tenders PUB-2024-002;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2024-2214.

30. CALL FOR PUBLIC TENDERS - PLANTING AND HORTICULTURAL MAINTENANCE (PUB-2024-004)

WHEREAS tenders were publicly opened on February 23, 2024, for the planting and horticultural maintenance (Tender No. PUB-2024-004), and minutes prepared by the City Clerk's Office are submitted at this meeting;

WHEREAS, following the analysis of the opened tenders, *9190-8673 Québec inc. (Les Entreprises Rose Neige)* is the lowest conforming bidder as it appears from the report prepared by the Purchasing Division, which is submitted at this meeting.

MOVER
SECONDER

Councillor Gallery

To authorize an expenditure in the amount of \$243,118.50, including tax credits, for the planting and horticultural maintenance (Tender No. PUB-2024-004);

To award to *9190-8673 Québec inc. (Les Entreprises Rose Neige)* the contract for this purpose at its bid price, for a maximum amount of \$266,246.46, including taxes, the whole in conformity with the contractual documents of the call for tenders PUB-2024-004;

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2024-2195.

31. MODIFICATION TO A CONTRACT - BANK OF HOURS FOR PROFESSIONAL SERVICES - EXTERNAL SUPPORT FOR LEGAL SERVICES AND CITY CLERK'S OFFICE

WHEREAS on September 9, 2021, Council awarded the contract for a bank of hours for professional services - external support for the Legal Services and City Clerk's Office (request for proposals No. DDP-2021-034) to *Bélanger Sauvé, S.E.N.C.R.L.* (Resolution No. 2021-09-207);

WHEREAS on December 18, 2023, Council authorized an additional expenditure in the amount of \$91,980.00, including taxes, for said contract (Resolution No. 2023-12-347);

WHEREAS additional expenses have been incurred.

MOVER
SECONDER

Councillor Shamie

THAT a further additional expenditure be authorized in the amount of \$14,946.75, including taxes, for the bank of hours for professional services - external support for the Legal Services and City Clerk's Office with *Bélanger Sauv , S.E.N.C.R.L.* (Resolution No. 2021-09-207);

To allocate this expenditure in accordance with the financial information included in the decision-making file No. 2024-2178.

32. MODIFICATION TO A CONTRACT - MONITORING SERVICES AND SECURITY INFORMATION AND EVENT MANAGEMENT

WHEREAS, December 5, 2022, the Mayor of the City of Westmount reported having authorized the awarding of a contract due to irresistible force to 9366-6501 Qu bec Inc. (VARS Corporation) for computer system services, in accordance with the provisions of Section 573.2 of the *Cities and Towns Act* (CQLR, c. C-19);

WHEREAS, on December 4, 2023, Council authorized the renewal of the contract awarded to 9366-6501 Qu bec Inc. (VARS Corporation) for monitoring services and security information and event management, for a period of (1) year, for a maximum amount of \$72,637.64, including taxes (Resolution No. 2023-12-320);

WHEREAS the estimated total cost for said contract is \$84,710.02, including taxes.

MOVER
SECONDER

Councillor Shamie

THAT the contract awarded to 9366-6501 Qu bec inc. (La Soci t  VARS) for the monitoring services and security information and event management (Resolution No. 2023-12-320) be modified and increased to a maximum amount of \$84,710.02, including taxes;

THAT an additional expenditure be authorized in the amount of \$12,072.38, including taxes, for said contract;

To allocate this expenditure in accordance with the financial information included in the decision-making files Nos. 2023-2091 and 2024-2168.

33. MODIFICATION TO A CONTRACT - APPROVAL OF SAFETY FENCING AROUND 4030 DORCHESTER BOULEVARD

WHEREAS a notice of deterioration has been registered in the land register for the immovable located at 4030 Dorchester Boulevard (Resolution No. 2019-02-29);

WHEREAS Council awarded a contract to Scaffolds Plus (Laval) Inc. and authorized additional expenditures for the rental of protective fencing on Weredale Park (Resolutions Nos. 2021-04-82, 2021-09-213, 2022-03-69, 2023-03-63, and 2023-1945);

WHEREAS it is necessary to maintain the protective fence in place.

MOVER
SECONDER

Councillor Kez

THAT an additional expenditure be authorized in the amount of \$1,705.96, including taxes, for the rental of the protective fencing with Scaffolds Plus (Laval) Inc.;

To allocate this expenditure in accordance with the financial information included in the decision-making files Nos. 2021-1209, 2021-1316, 2022-1510, 2023-1830, 2023-1945, and 2024-2182.

34. RENEWAL OF A CONTRACT - CLEANING OF CATCH BASINS IN THE CITY OF WESTMOUNT (PUB-2022-017)

WHEREAS, following the call for public tenders PUB-2022-017, the Municipal Council awarded the contract for the cleaning of catch basins in the City of Westmount to 9363-9888 Québec Inc. (Sanivac Montréal) (Resolution No. 2022-06-142);

WHEREAS the contract includes the option to renew it twice, at the discretion of the City;

WHEREAS on March 20, 2023, Council authorized the renewal of said contract, for the period from April 1 to December 31, 2023 (Resolution No. 2023-03-74);

WHEREAS the Director of Public Works recommends further renewing the contract for the period from April 1 to December 31, 2024.

MOVER
SECONDER

Councillor Aronson

To authorize the renewal of the contract awarded to 9363-9888 Québec Inc. (Sanivac Montréal), for the cleaning of catch basins in the City of Westmount, as part of the call for public tenders PUB-2022-017 (Resolution No. 2022-06-142) for the period from April 1 to December 31, 2024, for a maximum amount of \$69,889.89, including taxes;

To authorize an expenditure in the amount of \$63,818.78, including tax credits, for the purpose of this contract, the whole in conformity with the contractual documents of the call for tenders PUB-2022-017;

To allocate this expenditure in accordance with the financial information included in the decision-making files Nos. 2022-1583 and 2024-2167.

35. NOTICE OF MOTION - BY-LAW 1615 AMENDING BY-LAW 1612 TO ESTABLISH TARIFFS FOR THE 2024 FISCAL YEAR

NOTICE OF MOTION

Councillor D'Amico to give notice of the intention to submit for adoption at a subsequent meeting of Council, By-law No. 1615 entitled *By-law amending By-law 1612 to establish tariffs for the 2024 fiscal year*.

Councillor D'Amico to table the draft of said by-law.

OBJECT

The object of this by-law is to make corrections to the administrative procedures related to tariffs for applications for plan review.

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

36. NOTICE OF MOTION AND ADOPTION OF THE DRAFT - BY-LAW 1616 FURTHER AMENDING THE PLANNING PROGRAMME OF THE CITY OF WESTMOUNT - URBAN HEAT ISLANDS

NOTICE OF MOTION

Councillor Aronson to give notice of the intention to submit for adoption at a subsequent meeting of Council, By-law No. 1616 entitled *By-law further amending the Planning Programme of the City of Westmount - Urban heat islands*.

OBJECT

The object of this by-law is to identify any part of Westmount that is lightly vegetated and subject to the urban heat island phenomenon, and to define measures to mitigate its undesirable effects.

MOVER

Councillor Aronson

SECONDER

THAT the draft of By-law No. 1616 entitled *By-law further amending the Planning Programme of the City of Westmount - Urban heat islands*, be adopted for submission to public consultation in accordance with the provisions of the *Act respecting Land Use Planning and Development* (CQLR, chapter A-19.1); and

THAT a public consultation meeting be held in the Council Chamber of Westmount City Hall on April 16, 2024, at 7:00 p.m., in accordance with the provisions of said Act.

37. NOTICE OF MOTION - BY-LAW 1617 CONCERNING WASTE MANAGEMENT

NOTICE OF MOTION

Councillor Aronson to give notice of the intention to submit for adoption at a subsequent meeting of Council, By-law No. 1617 entitled *By-law concerning waste management*.

Councillor Aronson to table the draft of said by-law.

OBJECT

The object of this by-law is to ensure compliance between the regulatory provisions and the new contract for the collection and transport of household waste and food waste, which will come into effect on May 1, 2024.

This by-law repeals *Waste Management By-law 1425*.

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

38. NOTICE OF MOTION - BY-LAW 1618 TO ESTABLISH RATES AND CERTAIN CONDITIONS FOR THE SUPPLY OF ELECTRICITY FOR THE YEAR 2024-2025

NOTICE OF MOTION

Councillor Shamie to give notice of the intention to submit for adoption at a subsequent meeting of Council, By-law No. 1618 entitled *By-law to establish rates and certain conditions for the supply of electricity for the year 2024-2025*.

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

OBJECT

The object of this by-law is to establish the electricity rates for Hydro Westmount customers, as of April 1, 2024.

The object of this by-law is also to establish certain conditions respecting the supply of electricity for the year 2024-2025.

This by-law repeals *By-law 1597 to establish the rates and certain conditions for the supply of electricity for the year 2023-2024*.

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

39. NOTICE OF MOTION - BY-LAW 1619 TO ESTABLISH THE CONDITIONS GOVERNING THE SUPPLY OF ELECTRICITY

NOTICE OF MOTION

Councillor Shamie to give notice of the intention to submit for adoption at a subsequent meeting of Council, By-law No. 1619 entitled *By-law to establish the conditions governing the supply of electricity*.

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

OBJECT

The object of this by-law is to establish the conditions governing the supply of electricity.

This by-law repeals *By-law 1603 to establish the conditions governing the supply of electricity*.

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

40. NOTICE OF MOTION - BY-LAW 1620 AUTHORIZING A LOAN OF \$7,137,426.38 FOR THE RECONSTRUCTION WORK ON UPPER LANSDOWNE AVENUE AND THE REPLACEMENT OF THE WATER MAIN

NOTICE OF MOTION

Councillor D'Amico to give notice of the intention to submit for adoption at a subsequent meeting of Council, By-law No. 1620 entitled *By-law authorizing a loan of \$7,137,426.38 for the reconstruction work on Upper Lansdowne Avenue and the replacement of the water main*.

Councillor D'Amico to table the draft of said by-law.

OBJECT

The object of this by-law is to provide funding for capital works on Upper Lansdowne Avenue.

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

41. ADOPTION - BY-LAW 1607 TO ESTABLISH WESTMOUNT'S LOCAL HERITAGE COUNCIL

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 allow the establishment of a local heritage council to perform the duties entrusted to it by section 154 of the *Cultural Heritage Act*.

AMENDMENTS

The City Clerk to report that an amendment has been made to the draft by-law:

- In Schedule "A", under "Link to a project", the words "Planning Advisory" have been deleted.

A copy of this modification is available for public reference.

Mayor Smith

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

MOVER

Councillor Peart

SECONDER

THAT By-law No. 1607 entitled *By-law to establish Westmount's Local Heritage Council* be adopted.

Declaration

Mayor Smith

THAT By-law No. 1607 entitled *By-law to establish Westmount's Local Heritage Council* having been duly adopted; it is ordered that notices be given as required by law.

42. ADOPTION - BY-LAW 1608 AMENDING BY-LAW 1575 TO ESTABLISH A PLANNING ADVISORY COMMITTEE

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 amend certain provisions relating to the establishment and role of the Planning Advisory Committee.

Mayor Smith

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

MOVER

Councillor Peart

SECONDER

THAT By-law No. 1608 entitled *By-law amending By-Law 1575 to establish a Planning Advisory Committee* be adopted.

Declaration

Mayor Smith

THAT By-law No. 1608 entitled *By-law amending By-Law 1575 to establish a Planning Advisory Committee* having been duly adopted; it is ordered that notices be given as required by law.

43. ADOPTION - BY-LAW 1609 CONCERNING THE DEMOLITION OF BUILDINGS

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 repeal the current demolition by-law No. 1317 entitled *By-Law concerning demolition* and to replace it in order to comply with Bill 16 entitled *An Act to amend the Cultural Heritage Act and other legislative provisions*, and thereby modify certain provisions to better fulfill Westmount's heritage protection mission.

Mayor Smith

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

MOVER

Councillor Peart

SECONDER

THAT By-law No. 1609 entitled *By-law concerning the demolition of buildings* be adopted.

Declaration

Mayor Smith

THAT By-law No. 1609 entitled *By-law concerning the demolition of buildings* having been duly adopted; it is ordered that notices be given as required by law.

44. TABLING OF THE PLANNING ADVISORY COMMITTEE MINUTES

WHEREAS the Planning Advisory Committee (PAC) held the regular meeting on January 30 and February 1, 2024, as well as a special meeting pertaining to minor exemption applications on January 30, 2024, and minutes are submitted to this Council sitting;

WHEREAS the main role of the PAC 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) 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 Planning Advisory Committee (PAC) minutes for the regular meeting held on January 30 and February 1, 2024, and for the special meeting pertaining to minor exemption applications, held on January 30, 2024.

45. APPOINTMENT - WESTMOUNT'S LOCAL HERITAGE COUNCIL

WHEREAS in accordance with Section 154 of the *Cultural Heritage Act* (CQLR, c. P-9.002), a municipality may establish a local heritage council to perform the duties entrusted to local heritage councils by said Act;

WHEREAS at the present sitting, Council adopted *By-law 1607 to establish Westmount's Local Heritage Council*;

WHEREAS the Urban Planning Department and the Urban Planning Committee recommend the creation of a local heritage council and recommend the appointment of members.

MOVER

Councillor Shamie

SECONDER

THAT Ms. Carole Scheffer be appointed President of Westmount's Local Heritage Council;

THAT Councillor Elisabeth Roux be appointed member of Westmount's Local Heritage Council for the duration of her term as Councillor;

THAT Councillor Mary Gallery be appointed substitute member of Westmount's Local Heritage Council for the duration of her term as Councillor;

THAT Mayor Christina M. Smith be appointed *ex officio* member of Westmount's Local Heritage Council for the duration of her term as Mayor;

THAT Ms. Louise Carpentier, Mr. Clément Demers and Mr. David Hanna be appointed as members of Westmount's Local Heritage Council;

THAT all the above-mentioned appointments be for a term not exceeding two (2) years and effective as of the date of coming into force of *By-law 1607 to establish Westmount's Local Heritage Council*.

46. APPROVAL OF SITE PLANNING AND ARCHITECTURAL INTEGRATION PROGRAMMES (S.P.A.I.P.)

WHEREAS the minutes of the regular meeting of the Planning Advisory Committee (PAC) held on January 30 and February 1, 2024, were tabled at this sitting;

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

WHEREAS the PAC has issued recommendations regarding these applications, as stated in the minutes of said meeting.

MOVER

Councillor Peart

SECONDER

THAT the Municipal Council act on the recommendations of the Planning Advisory Committee (PAC) as set out in the minutes of the regular meeting held on January 30 and February 1, 2024, and approve, with respect to each of them, the plans and permit conditions attached to items listed below, as assessed in accordance with *By-law 1305 on Site Planning and Architectural Integration Programmes*:

CCU – 30 JANVIER ET 1^{ER} FÉVRIER 2024 – RECOMMANDATIONS FAVORABLES PAC – JANUARY 30 AND FEBRUARY 1, 2024 – FAVORABLE RECOMMENDATIONS				
Numéro d'item d'ordre du jour / Agenda Item Number	Numéro de demande / Application Number	Emplacement/ Location		Type de demande de permis / Type of Permit Application
		Numéro civique / Civic Number	Voie publique / Public Way	
CCU 24-01.02	2023-00299	527	PRINCE-ALBERT	Rénovations extérieures Exterior renovations
CCU 24-01.04	2023-00727	5002	SHERBROOKE OUEST	Enseigne Signage
CCU 24-01.05	2023-00732	66	FORDEN	Fenêtres et portes Windows and doors
CCU 24-01.08	2023-00927	325	METCALFE	Agrandissement jusqu'à 40 mètres carrés Addition up to 40 square metres
CCU 24-01.10	2023-00995	543	LANSDOWNNE	Rénovations extérieures Exterior renovations
CCU 24-01.12	2023-01125	21	BURTON	Fenêtres et portes Windows and doors
CCU 24-01.14	2023-01142	40	FORDEN	Rénovations extérieures Exterior renovations
CCU 24-01.16	2023-01146	4050	STE-CATHERINE OUEST	Enseigne Signage
CCU 24-01.18	2023-01157	14	HUDSON	Mur de soutènement Retaining wall

CCU 24-01.19	2023-01168	11	ANWOTH	Aménagement paysager Landscaping
CCU 24-01.20	2023-01173	120	COTE-ST-ANTOINE	Fenêtres et portes Windows and doors
CCU 24-01.21	2023-01175	26	MELBOURNE	Rénovations extérieures Exterior renovations
CCU 24-01.22	2023-01207	4371	MONTROSE	Fenêtres et portes Windows and doors
CCU 24-01.24	2023-01230	691	VICTORIA	Toiture Roof
CCU 24-01.27	2023-01241	8	INGLESIDE	Fenêtres et portes Windows and doors
CCU 24-01.28	2023-01246	5	GROVE PARK	Rénovations extérieures Exterior renovations
CCU 24-01.29	2023-01253	4435	SHERBROOKE OUEST	Fenêtres et portes Windows and doors
CCU 24-01.30	2023-01265	71	HOLTON	Fenêtres et portes Windows and doors
CCU 24-01.31	2023-01272	342	VICTORIA	Rénovations extérieures Exterior renovations
CCU 24-01.32	2023-01278	384	OLIVIER	Fenêtres et portes Windows and doors
CCU 24-01.33	2023-01294	664	BELMONT	Fenêtres et portes Windows and doors
CCU 24-01.35	2023-01324	3306	CEDAR	Fenêtres et portes Windows and doors
CCU 24-01.36	2023-01328	18	ARLINGTON	Fenêtres et portes Windows and doors
CCU 24-01.38	2024-00005	54	BRUCE	Fenêtres et portes Windows and doors
CCU 24-01.39	2023-01150	365	MELVILLE	Toiture Roof
CCU 24-01.40	2023-01011	580	GROSVENOR	Fenêtres et portes Windows and doors
CCU 24-01.41	2024-00060	488	VICTORIA	Fenêtres et portes Windows and doors

47. MINOR EXEMPTION APPLICATION - 70 BELVEDERE PLACE

WHEREAS the City of Westmount's *By-law 1576 on minor exemptions* was adopted on September 20, 2021;

WHEREAS a minor exemption must comply with the objectives of the Planning Programme;

WHEREAS the exemption shall be considered minor, in quantitative terms, in terms of environmental impact, and architectural terms;

WHEREAS the application of the regulatory provisions targeted by the application shall cause serious harm to the person requesting the minor exemption;

WHEREAS the exemption shall not hinder the owners of neighbouring properties in the enjoyment of their right of ownership;

WHEREAS the exemption shall not exacerbate safety or public health risks or affect the quality of the environment or general well-being;

WHEREAS the minor exemption application is to allow the construction of a retaining wall in the front yard, the location of which is not in compliance with current regulations;

WHEREAS the Planning Advisory Committee (PAC) is of the opinion that the construction of a retaining wall in the front yard is necessary to ensure positive drainage of water on the lot and thus protect the property's foundations due to the particular topological situation of this lot.

MOVER
SECONDER

Councillor Peart

THAT the preamble be an integral part of this resolution;

THAT Council approve the minor exemption application to allow the construction of a retaining wall located less than one (1) metre from the sidewalk, despite the fact that subdivision 6.2.8 of *Zoning By-law 1303* stipulates that: "No retaining wall shall be erected within 3.28 feet (1.00 metre) of the sidewalk, or in the absence of a sidewalk, from the street curb.";

THAT the application be approved with the following condition:

- Vegetation shall be provided in front of the retaining wall in accordance with the revised planting strategy dated 15 January 2024, proposed by the applicant. These plantings must be resistant to winter conditions and salt. The height at maturity should remain modest, such as the retaining wall, to avoid creating the effect of a green wall in front of the property.

All as demonstrated in the plans and technical details prepared and submitted by RobitailleCurtis Inc. (Plan P2.00 and 4 detail sheets, submitted for coordination on January 15, 2024).

48. APPROVAL OF A SITE PLANNING AND ARCHITECTURAL INTEGRATION PROGRAMME (S.P.A.I.P.) - 70 BELVEDERE PLACE

WHEREAS the minutes of the special meeting of the Planning Advisory Committee (PAC), pertaining to minor exemption applications, held on January 30, 2024, were tabled at this sitting;

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

WHEREAS the PAC has issued recommendations regarding these applications, as stated in the minutes of said meeting.

MOVER

Councillor Peart

SECONDER

THAT the Municipal Council act on the recommendations of the Planning Advisory Committee (PAC) as set out in the minutes of the special meeting of January 30, 2024, pertaining to minor exemption applications, and approve, with respect to each of them, the plans and permit conditions attached to item CCUDM 24-01-30.02 of the agenda of said meeting.

49. NEW BUSINESS

49.1. APPOINTMENT - HEAD OF DIVISION - INFORMATION SYSTEMS SECURITY - DIGITAL INFORMATION TECHNOLOGIES DEPARTMENT

WHEREAS according to Section 71 of the *Cities and Towns Act* (CQLR, c. C-19), the council shall appoint by resolution such officers and employees as it deems necessary for the administration of the city, and shall fix their salaries;

WHEREAS on April 1, 2019, the Municipal Council adopted the *Working Conditions and Remuneration of Management Personnel*;

WHEREAS Mr. Francis St-Yves was appointed to the position of Head of Division - Information Systems Security of the Information Technologies Department, on a contractual basis;

WHEREAS the Interim Director of Human Resources recommends the permanent appointment of Mr. St-Yves to the position of Head of Division - Information Systems Security of the Information Technologies Department.

MOVER

Councillor Shamie

SECONDER

THAT Mr. Francis St-Yves be appointed to the position of Head of Division - Information Systems Security of the Information Technologies Department, grade 6, on a permanent basis, effective March 19, 2024, in accordance with the salary recommendation stipulated in the decision-making file No. 2024-2220 and according to the terms provided for in the *Working Conditions and Remuneration of Management Personnel*.

50. SECOND QUESTION PERIOD

51. CLOSING OF THE SITTING

The Mayor declares the sitting closed.