

MINUTES
REGULAR COUNCIL MEETING

SEPTEMBER 26, 2018
8:00 p.m.

Minutes of the Regular Meeting of the Council of Montreal West held on September 26, 2018 at the Town Hall located at 50 Westminster Avenue South.

Present: Mr. Beny Masella, Mayor
Mr. Dino Mazzone, Councillor
Ms. Elizabeth Ulin, Councillor
Ms. Colleen Feeney, Councillor

Absent: Ms. Maria Torres, Councillor

Also present: Me Raffaele Di Stasio, Director General
Me Claude Gilbert, Town Clerk

Mayor Beny Masella acted as chairperson of the meeting.
Mr. Claude Gilbert, Town Clerk, acted as secretary of the meeting.

Thirteen (13) residents and visitors were in attendance.

1. Opening of the Meeting

It was moved by Councillor Colleen Feeney, seconded by Councillor Elizabeth Ulin and resolved:

That the Meeting be declared open.

Carried unanimously
#20180926-001

The Mayor called the Meeting to order at 8:00 p.m.

2. Acknowledgement of Visitors

Mayor Masella greeted and welcomed Lieutenant Fred Jennings from the Montréal Police Department (Neighbourhood Police Station 9).

3. Adoption of the Agenda

It was moved by Councillor Colleen Feeney, seconded by Councillor Elizabeth Ulin and resolved:

To adopt the Agenda of the Regular Meeting of Wednesday, September 26, 2018 as presented.

Carried unanimously
#20180926-002

4. Approval of the Minutes

It was moved by Councillor Elizabeth Ulin, seconded by Councillor Colleen Feeney and resolved:

To approve the Minutes of the Council Meetings held on the following dates:

- Regular Meeting of August 27, 2018;
- Special Meeting of September 7, 2018.

Carried unanimously
#20180926-003

5. Correspondence

There was nothing under this item.

6. Report of the Mayor

Mayor Masella commented the budgetary process at the Agglomeration's level. He noted that almost half of the operating budget of de-merged municipalities goes to paying their share to the central municipality, yet they are not involved in the preparation of the latter's budget. He remarked that calculating these shares solely on the basis of real estate value is not fair on all counts. For instance, with respect to police services, Westmount will pay more because it is richer, while it actually does not have more needs than others. He expressed the hope that the next increase with the agglomeration's bill will not exceed the cost of living. The Mayor also mentioned that the Town received a delegation of visitors from Cameroon, elected officials and officers in local government who were interested to learn about administrative policies and practices in Canadian municipalities, for the purpose of a project supervised by the École nationale d'administration publique. On another point, he said that the CP Holiday Train will be back again this year on November 26 around 6 p.m. On this occasion, people are invited to make donations to the NDG Food Bank. Finally, he said the next Coffee with the Mayor will be October 25.

7. First Public Question Period

The Mayor announced the beginning of the First Public Question Period at 8:05 p.m.

Residents were invited to ask the Mayor and Councillors questions concerning matters of general interest.

Norbert Bedoucha made comments about the work of the neighborhood committee chaired by the Ministry of Transport concerning the Turcot project. He said he considered it was good at first. At its last meeting, however, there were no questions raised by Montreal West residents that were addressed. He wondered what Council could do about it. Concerning the idea of a new arena, he asked Council to consider a smaller scale project than what has been promoted until recently. The Mayor, on this last question, explained that the Town is not in a position to negotiate with the government regarding the size of the project. Rather, it has been processed as an application for a grant under a subsidy program. He took note of the resident's suggestion to evaluate other options for a different kind of a project, adding that if it resulted in drastic changes, the community would be consulted before going further.

Susan Barwick asked if the Town has contacted the developer of the future housing complex under construction in NDG near Brock South. Mayor Masella said that there had been a meeting two days before, between civil servants of Montréal and Montreal West and the said developer. It is clear that the Town would not accept that Ronald Drive be used as an access road to this place.

Nigel Dove introduced himself as a member of Les Amis de Meadowbrook (LAM) and commented the contamination file of the Toe-Blake storm sewer. Mayor Masella said that some of the information the Town received from LAM about places in the Town where cross connections were allegedly found is not accurate. He added that the Town is conducting its own assessment. The resident added that LAM would prefer that the solution to contamination in the Meadowbrook golf course be something else than burying the St. Pierre river. He also asked if Montreal West is in contact with Montreal about this file. The Mayor said yes.

Cynthia Nichols handed an invitation to Council members to attend an event.

Louise Chenevert asked a question about ash trees in a park. The Mayor said that most are dead already and the Town must wait until the period when they may be legally felled. The resident recommended a tree species in replacement. The Mayor said that there should be more than one to foster diversity and improve chances for preservation. Also, the resident asked why unleashed dogs have been banned from Sheraton Park. The Mayor explained that nearby residents complained because many users of the new Côte Saint-Luc dog park ended up there too.

Norbert Bedoucha said he was not satisfied with the way police officers manage traffic at the train crossing. The Mayor answered that Lieutenant Jennings of the SPVM just heard that comment. He agreed that not every agent does this job with the same zeal.

The First Question Period ended at 8:30 p.m.

8. Contracts and Town Clerk's Office

a) Agreement with the Fédération Québécoise des municipalités (FQM) in order to benefit from a supply and services contract for LED lamp posts

WHEREAS article 29.9.1 of the Cities and Town Act provides that a municipality can conclude with the Fédération québécoise des municipalités (FQM) an agreement aiming at the purchase of equipment or materials, the carrying out of work or the awarding of an insurance or service contract by the FQM on behalf of the said municipality;

WHEREAS the FQM has adopted a contract management policy for the awarding of contracts within the scope of purchasing groups as in the case in point;

WHEREAS in accordance with its contract management policy, the FQM issued a call for tender for the awarding of a supply contract of LED lamp posts, including the installation as well as services of eco-energy analysis and design (hereafter the "Call for tenders") to the benefit of municipalities;

WHEREAS the tender submitted by Énergère inc. obtained the highest score and was awarded a contract following the terms and conditions of the Call for tenders, the FQM being responsible for the monitoring of this contract (hereafter the "Contract");

WHEREAS to benefit from the terms and conditions of the Contract, the Town must conclude an agreement with the FQM;

WHEREAS the Town wishes to benefit from the terms and conditions of the Contract between the FQM and Énergère:

WHEREAS the FQM agrees to sign an agreement with the Town so that the latter can benefit from the Contract;

THEREFORE:

It was moved by Councillor Colleen Feeney, seconded by Councillor Elizabeth Ulin and resolved:

- 1) That the Town agree to participate to the call for tenders launched by the FQM in order to benefit from the terms and conditions of the Contract.
- 2) That Me Raffaella Di Stasio, Director General, be authorized to sign an agreement with the FQM allowing the Town of Montreal West to benefit from the Contract.
- 3) That the Director General be authorized to request, on behalf of the Town, that the analysis of opportunity and, if necessary, the analysis of feasibility provided for in the Call for tenders be carried out.
- 4) That the Director General or any person designated by her be authorized to forward any required document or to accomplish any formality resulting from the agreement to be signed with the FQM, from the Call for tenders or from the Contract.

Carried unanimously
#20180926-004

b) Declaration concerning improved protection of communities against crimes committed with handguns, assault rifles and semi-automatic firearms

WHEREAS the City Council of Toronto, on July 23, and of Montreal, on August 20, adopted a motion requesting that the Government of Canada prohibit, for the general public, the "availability, sale, possession and use of handguns, assault rifles and semi-automatic firearms in Canada, with the exception of the Canadian Armed Forces, police services or other entity that is authorized to possess firearms within legal obligations imposed by the municipal, provincial and federal governments";

WHEREAS assault rifles or handguns were used in the attacks perpetrated against the École Polytechnique in 1989, Concordia University in 1992, Dawson College in 2006 and the Québec City mosque in 2017;

WHEREAS Bill C-71, tabled on March 20, 2018 in the House of Commons, does not prohibit the private possession of assault rifles or handguns;

WHEREAS according to Statistics Canada, violent crimes involving firearms have increased by 33% between 2013 and 2016, and 60% of those crimes involve handguns;

WHEREAS according to police and provincial authorities across the country, legal firearms, either stolen from legal owners or illegally resold, are now the source of the majority of weapons seized in criminal investigations (a British Columbia *Illegal Firearms Task Force* report published this past November states that this phenomenon is in part the result of a lack of controls over arms sales);

WHEREAS a Statistics Canada report published on November 22, 2017 indicates that both the number and rate of homicides committed with a firearm have increased for a third consecutive year in Canada;

WHEREAS the *Service de police de la Ville de Montréal* and the Canadian Association of Chiefs of Police have historically taken a stance in favor of enhanced gun control in Canada;

WHEREAS survivors of the Québec City mosque attack have recently joined forces with survivors of the Dawson College and École Polytechnique tragedies to request that the federal government prohibit possession by the general public of weapons intended to kill human beings;

THEREFORE:

It was moved by Councillor Elizabeth Ulin, seconded by Councillor Colleen Feeney and resolved:

- 1) That the Town Council of Montreal West request that the Government of Canada reinforce Bill C-71, namely by prohibiting the private possession of handguns, assault rifles and semi-automatic firearms, with an exception provided for members of the Canadian Armed Forces, police services and other entities authorized to possess firearms under legal obligations imposed by municipal, provincial and federal governments.
- 2) That the Town Council of Montreal West also request that the Government of Canada strengthen eligibility criteria for private citizens seeking to purchase a firearm so as to prevent cases in which clearly at-risk individuals have been authorized to possess firearms.
- 3) That a certified copy of this resolution be forwarded to the federal Minister of Justice, the Minister of Public Security, local MP Marc Garneau, to the City of Montreal, the City of Toronto, and to the other municipalities of the Agglomeration.

Carried unanimously
#20180926-005

c) Order to sell immovables for non-payment of taxes

WHEREAS section 484 of the Cities and Towns Act (C.Q.L.R., chapter C-19) provides that arrears of municipal taxes shall be prescribed by three years;

WHEREAS the Treasury Department drew up, in accordance with section 511 of the Act, a statement showing one immovable on which the taxes assessed for 2016 have not been paid as of September 26, 2018;

WHEREAS in July and August 2018, the Treasury Department sent to the owners of this immovable, on which the taxes are still unpaid for 2016, two notices to inform them that their property could be sold for non-payment of taxes in accordance with the law;

WHEREAS section 512 of the Cities and Towns Act provides that the Council, having taken cognizance of the statement filed by the Treasurer, may order the Town Clerk to sell such immovables at public auction;

THEREFORE:

It was moved by Councillor Elizabeth Ulin, seconded by Councillor Colleen Feeney and resolved:

- 1) That the Council order the Town Clerk to sell at public auction the immovables mentioned on the attached list for non-payment of taxes, on November 13, 2018, at 2:00 p.m. in the Music Room, at the Town Hall located at 50 Westminster Avenue South, Montreal West.
- 2) That the Town Clerk be authorized to undertake the proceedings required to give effect to this resolution.
- 3) That the Treasurer be authorized to bid on behalf of the Town, for the amount of arrears in real estate taxes, plus interests and costs.

Carried unanimously
#20180926-006

d) Small claims court – general mandate

It was moved by Councillor Colleen Feeney, seconded by Councillor Elizabeth Ulin and resolved:

1) That the Director of Public Works, Mr. Rylan Wadsworth, and the Assistant Director of Public Works, Mr. Allen M. Idle, be authorized and instructed to represent the Town before the Small Claims Division of the Court of Québec, in every instance where Montreal West is sued for reasons related to the operations of the Public Works Department.

2) That resolution #20180129-006 (2) be repealed.

Carried unanimously
#20180926-007

NOTE Councillor Dino Mazzone joined the meeting at 8:40 p.m.

9. Administration and finances

a) Approval of disbursements – August 11 to September 17, 2018

It was moved by Councillor Colleen Feeney, seconded by Councillor Dino Mazzone and resolved:

That the list of accounts payable from August 11 to September 17, 2018 totaling \$866,948.06 be approved and paid as listed.

Carried unanimously
#20180926-008

b) Delegation of powers for the month of September 2018

It was moved by Councillor Dino Mazzone, seconded by Councillor Colleen Feeney and resolved:

To approve the report of the Director General concerning the exercise of powers delegated under By-Law No. 2005-002 for the month of September 2018.

Carried unanimously
#20180926-009

10. Urban Department

a) Site Planning Projects and Architectural Integration Programs (SPAIP)

It was moved by Councillor Colleen Feeney, seconded by Councillor Elizabeth Ulin and resolved:

1) To acknowledge receipt of the minutes of a meeting held by the Planning Advisory Committee (PAC) on September 19, 2018.

2) To approve as presented under the SPAIP the following plans submitted to this meeting, in accordance with the recommendations of the PAC as outlined in the minutes:

Address	Project
99-101 Bedbrook	Replacement of the garage door;
305 Brock N.	Demolition of a deck in the back yard, extension of the basement underneath the front sunroom, and replacement of 39 windows and three doors;
151 Brock N.	Replacement of cladding material on the rear basement entrance, sixteen windows and a back door;
337 Brock N.	Replacement of three basement windows and addition of two basement windows.

3) To approve with conditions under the SPAIP the following plans submitted to this meeting, in accordance with the recommendations of the PAC as outlined in the minutes:

Address	Project
151 Brock N.	Construction of a detached garage in the back yard;
26 Westland	Replacement of asphalt shingles.

4) To defer the examination of the following plans to a next meeting of this Council, in accordance with the recommendations of the PAC as outlined in the minutes:

Address	Project
305 Brock N.	Reinforcing the posts supporting the second floor existing extension in the back yard, and extension of the mudroom and porch on the left side of the house.

Carried unanimously
#20180926-010

11. Public Works

a) Garbage collection contract – renewal

WHEREAS the current contract was awarded to RCI Environnement Inc. by Resolution #20151130-014 for a period of three years ending December 31, 2018 with two renewal options of one year each;

WHEREAS the tender document provides that the applicable price during the optional year is to be increased from the previous year following the Consumer Price Index (CPI) for Montreal in the preceding twelve months;

THEREFORE:

It was moved by Councillor Dino Mazzone, seconded by Councillor Colleen Feeney and resolved:

- 1) That the contract for the collection and transportation of garbage on Fridays of RCI Environnement Inc. be extended for another year starting January 1 and ending December 31, 2019 for a price of \$153,453.76 before taxes, to be indexed following the Montreal CPI.
- 2) That this expense be charged to budget code 02-420-00-491.
- 3) That the Mayor and the Town Clerk be authorized to execute any contract and other documents required to implement this resolution, as the case may be.

Carried unanimously
#20180926-011

b) Organic waste collection contract – renewal

WHEREAS the current contract was awarded to Rebutis Solides Canadiens Inc. by Resolution #20151130-015 for a period of three years ending December 31, 2018 with two renewal options of one year each;

WHEREAS the tender document provides that the applicable price during the optional year is to be increased from the previous year following the Consumer Price Index (CPI) for Montreal in the preceding twelve months;

THEREFORE:

It was moved by Councillor Elizabeth Ulin, seconded by Councillor Dino Mazzone and resolved:

- 1) That the contract for the collection and transportation of organic waste on Tuesdays of Rebutis Solides Canadiens Inc. be extended for another year starting January 1 and ending December 31, 2019 for a price of \$88,882.97 before taxes, to be indexed following the Montreal CPI.
- 2) That this expense be charged to budget code 02-470-00-490.
- 3) That the Mayor and the Town Clerk be authorized to execute any contract and other documents required to implement this resolution, as the case may be.

Carried unanimously
#20180926-012

12. Human Resources

a) Collective agreement – SCFP (blue collars)

It was moved by Councillor Colleen Feeney, seconded by Councillor Elizabeth Ulin and resolved:

- 1) That the Town of Montreal West agree to the terms and conditions of the collective agreement negotiated with the Syndicat des Cols Bleus Regroupés de Montréal – SFCP (Local Section 301).
- 2) That the said collective agreement be deemed effective since January 1, 2016 and extend until December 31, 2023.
- 3) That the Mayor and the Director General be authorized to sign this collective agreement on behalf of the Town of Montreal West.

Carried unanimously
#20180926-013

13. Appointments

a) Amendment to Resolution #20161219-017 (2) – Planning Advisory Committee

WHEREAS the Planning Advisory Committee (PAC) is made of six regular members and four alternate members, plus the Councillor responsible for Urban Planning;

WHEREAS Ms. Gem Silver, regular member, and Mr. Pierre Brideau, alternate member, have resigned;

THEREFORE:

It was moved by Councillor Elizabeth Ulin, seconded by Councillor Colleen Feeney and resolved:

That Resolution #20161219-017 (2), which was already amended by Resolution #20170418-004 and Resolution #20171114-014, be amended again to appoint the following persons on the Planning Advisory Committee:

- Mr. Pietro Palanca as alternate member;
- Mr. Rami Dimitri as regular member.

Carried unanimously
#20180926-014

14. Councillors' Reports

a) Seat Number 1

Councillor Dino Mazzone reported on matters pertaining to Public Security and to Special Projects Fundraising.

b) Seat Number 2

Councillor Elizabeth Ulin reported on matters pertaining to Communications, Recreation and Culture.

c) Seat Number 3

Councillor Colleen Feeney reported on matters pertaining to Urban Planning, Finance, Administration and Human Resources.

d) Seat Number 4

In the absence of Councillor Maria Torres, there was no report on matters pertaining to Environment, Public Works and Buildings.

15. Deposit of Documents

There was nothing under this item.

16. Notice of Motion, Reading and Adoption of By-Laws

a) Adoption of By-Law No. 2018-006 – By-Law Amending By-Law No. 2012-006 Enacting a Code of Ethics and Professional Conduct for Municipal Employees

WHEREAS a copy of this By-Law in draft version was previously tabled at a Council meeting and made available in accordance with the law;

WHEREAS the purpose and scope of this by-law were summed up at the present meeting;

THEREFORE:

It was moved by Councillor Dino Mazzone, seconded by Councillor Colleen Feeney and resolved:

That By-Law No. 2018-006 entitled "By-Law Amending By-Law No. 2012-006 Enacting a Code of Ethics and Professional Conduct for Municipal Employees" be adopted.

Carried unanimously
#20180926-015

b) Notice of Motion and Deposit of Draft By-Law for a By-Law Amending By-Law No. 456 Concerning Nuisance, Noise and Public Security

Mayor Masella gave notice of motion that it is intended at a subsequent Meeting of Council to submit for adoption a "By-Law Amending By-Law No. 456 Concerning Nuisance, Noise and Public Security".

The said By-Law, in draft version, was tabled with Council and made available to the public.

c) Notice of Motion and Deposit of Draft By-Law for a By-Law Amending Traffic By-Law No. 405

Mayor Masella gave notice of motion that it is intended at a subsequent Meeting of Council to submit for adoption a "By-Law Amending Traffic By-Law No. 405".

The said By-Law, in draft version, was tabled with Council and made available to the public.

17. Second Public Question Period

The Mayor announced the beginning of the Second Public Question Period at 9:05 p.m.

Residents were invited to ask the Mayor and Councillors questions concerning the matters on the agenda of this meeting.

Norbert Bedoucha asked a question about the organic waste collection. He said that paper bags do not hold enough, and that plastic bags should be allowed. Councillor Ulin said that plastic bags are not accepted at the regional deposit; it is not a matter between the Town and the contractor that they can decide themselves.

18. Termination of the Meeting

At 9:10 p.m., no other questions being asked,

It was moved by Councillor Elizabeth Ulin, seconded by Councillor Dino Mazzone and resolved:

That the Meeting be terminated.

Carried unanimously
#20180926-016

Beny Masella
Mayor

Claude Gilbert
Town Clerk

*The annexes mentioned above are deposited
in the municipal archives in File Archives-20180926*