

MINUTES
REGULAR COUNCIL MEETING

NOVEMBER 26, 2018
8:00 p.m.

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

Present: Mr. Beny Masella, Mayor
Mr. Dino Mazzone, Councillor
Ms. Colleen Feeney, Councillor
Ms. Maria Torres, Councillor

Absent: Ms. Elizabeth Ulin, 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.

Ten (10) residents and visitors were in attendance.

1. Opening of the Meeting

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

That the Meeting be declared open.

Carried unanimously
#20181126-001

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

2. Acknowledgement of Visitors

Mayor Masella greeted and welcomed Commandant Luis Oliveira from the Montréal Police Department (Neighbourhood Police Station 9).

3. Adoption of the Agenda

It was moved by Councillor Colleen Feeney, seconded by Councillor Maria Torres and resolved:

To adopt the Agenda of the Regular Meeting of Monday, November 26, 2018 modified as follows:

- deferring item 13 b): **Planning Advisory Committee**.

Carried unanimously
#20181126-002

4. Approval of the Minutes

It was moved by Councillor Maria Torres, seconded by Councillor Colleen Feeney and resolved:

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

- Regular Meeting of October 29, 2018;
- Special Meeting of November 9, 2018.

Carried unanimously
#20181126-003

5. Correspondence

There was nothing under this item.

6. Report of the Mayor

Mayor Masella noted that the CP Holiday Train will be in Montreal West tomorrow night. He extended the invitation to everyone and encouraged food and money donations that will be collected on that occasion for those in need. He also asked people to notice that the level crossing will be closed to vehicle traffic during that time. On another point, he took the opportunity to thank Joan Forster, Federal Minister Marc Garneau, Quebec MNA Kathleen Weill, Commandant Luis Oliveira, the Fire Department, the religious institutions in town, the Rotary Club, the Civic Recreation the Curling Club, and of course the army veterans and current force members, and all the persons who were involved in the ceremonies on Remembrance Day at the War Memorial. Finally, he said the next Coffee with the Mayor will only be January 24.

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.

Michael Shinder asked for precisions regarding traffic directions during the time when the CP Holiday Train will be in town. Having been invited by the Mayor to comment, Mr. Demetrios Georgiou, Public Security Lieutenant clarified a few points, and Commandant Oliveira offered to call back the resident after talking to Lieutenant Fred Jennings.

Norbert Bedoucha wanted to know if there are plans to increase the remuneration of Council members due to changes in tax laws, like in other municipalities, and if there will be a consultation before a decision is made. The Mayor answered that Council would follow the requirements of law, meaning that a draft by-law would be tabled at a council meeting and a public notice posted, so that it is made available to the public before its adoption at a subsequent meeting. On another topic, the resident discussed the current survey being conducted on seniors' needs and expectations. Councillor Feeney said that this survey is specifically to inquire about the most important of these needs, like on housing. She invited him to convey his concerns if he thinks some are not addressed.

Ian Robinson contended that the parking of cars on the East side close to Sherbrooke makes it difficult for drivers to turn left when coming down Ballantyne. The Mayor took note of his remark. On another topic, he said he had an issue concerning his water tax bill. Having been invited by the Mayor to comment, the Director General told him to make an appointment by letting her know of his availabilities. Concerning the remuneration of Council members, he criticized the idea of an increase that would be linked to the change of fiscal rules and challenged the Council to go to the people before making a decision. The Mayor stated that the public would be informed in advance because a decision like this is carried out through a by-law change process. Councillor Mazzone added that the rule in Quebec is for municipal councils to have a minimum of seven members, while Montreal West only has five members, for historical reasons. In any case, the decision will be transparent.

David Superstein also commented the survey on seniors. He noted that the questionnaires come in two language sets, and that they should have been printed recto-verso English and French, to avoid that some people fill two forms. Councillor Feeney thanked him for this remark. She said this possibility had been foreseen but it seemed unlikely that many people would take twice half an hour to complete the survey. The Mayor added that the forms are not numbered, so it could even be possible to photocopy and fill several of them, but again that seems unlikely.

Nigel Dove commented the Meadowbrook file. He said he appreciated the fact that some of the cross-connections will be repaired when the Town carries out rehabilitation work on given streets. He also praised the steps taken at this time by the City of Côte Saint-Luc, which is completing its investigations, and wondered where Montreal West is with its own. The Director General, being invited by the Mayor to answer this question, said 95% of the planned tests will be completed by the end of this year. One should notice that Côte Saint-Luc has been doing smoke tests, which should be followed by flush tests, while Montreal West is about to finish with flush tests. The Mayor added that the City of Montreal has applied to the Ministry of Environment to be authorized to implement a temporary measure that would stop the contamination of the river in the open, until the contamination is eliminated upstream.

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

8. Contracts and Town Clerk's Office

a) City of Côte Saint-Luc – by-law regulating the traffic of trucks and tool vehicles

WHEREAS the City of Côte Saint-Luc has adopted a by-law regulating the traffic of trucks and tool vehicles in its territory;

WHEREAS this by-law requires the approval of the Quebec Ministry of Transportation;

WHEREAS the City, in order to obtain this approval, has notified the neighboring municipalities and boroughs of the content of this by-law;

WHEREAS the Town's administrative services are of the opinion that this by-law does not prejudice the interests of Montreal West in any way;

THEREFORE:

It was moved by Councillor Dino Mazzone, seconded by Councillor Maria Torres and resolved:

That the Town of Montreal West inform the City of Côte Saint-Luc that it has no objection to its By-Law No. 2517.

Carried unanimously
#20181126-004

b) Union des municipalités du Québec (UMQ) – intervention before the Supreme Court of Canada

WHEREAS on September 6, 2018, the Supreme Court of Canada authorized the City of Montreal to appeal the judgment Ville de Montréal vs. Octane Stratégie Inc. (2018 QCCA 223);

WHEREAS the judgment Ville de Montréal vs. Octane Stratégie Inc. has a significant impact in regards to the awarding of contracts, endangering clear rules of public order provided for by the Cities and Towns Act (CQLR c. C-19);

WHEREAS the Director of Legal Affairs and Chief Counsel of the City of Montreal is interested in having other municipalities support this recourse by adopting a resolution to this effect and by asking the UMQ to intervene in the case;

WHEREAS it is in the interest of the Town of Montreal West, which is a member of the UMQ, that the Supreme Court of Canada render a decision on the question of the application of section 1699 of the Civil Code of Quebec in matters of awarding municipal contracts, which are of public order;

THEREFORE:

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

1) That the Town of Montreal West support the proceedings of the City of Montreal in the case Ville de Montréal vs. Octane Stratégie inc., which it appealed before the Supreme Court of Canada.

2) That the Town support the UMQ in its undertaking to be recognized as an intervener before the Supreme Court of Canada in the said case.

Carried unanimously
#20181126-005

9. Administration and finances

a) Approval of disbursements – October 24 to November 21, 2018

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

That the list of accounts payable from October 24 to November 21, 2018 totaling \$991,697.55 be approved and paid as listed.

Carried unanimously
#20181126-006

b) Delegation of powers for the month of November 2018

It was moved by Councillor Maria Torres, seconded by Councillor Dino Mazzone 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 November 2018.

Carried unanimously
#20181126-007

10. Urban Department

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

It was moved by Councillor Colleen Feeney, seconded by Councillor Maria Torres and resolved:

1) To acknowledge receipt of the minutes of a meeting held by the Planning Advisory Committee (PAC) on November 21, 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
214 Westminster N. 116 Easton	Replacement of four windows and front door; Replacement of eleven 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
308-310 Westminster N. 28 Crestwood	Replacement of fifteen windows and two doors; Construction of a garden shed in the back yard.

Carried unanimously
#20181126-008

b) Minor exemption request – 60 Banstead

NOTE Councillor Colleen Feeney summarized the issues involved in the following matter. He also noted that it had been advertised in the newspaper. No comments were received since the publication (and none were made after these explanations).

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

That the plans and request submitted to the October 24, 2018 meeting of the Planning Advisory Committee be approved, in accordance with By-Laws 2010-002 and G-18-0005, for the following minor exemption from section 3.2.2 of the Zoning By-Law, regarding the immovable located at 60 Banstead in zone RA-3 to:

- Allow that the front setback of the existing building be 3.62 metres from the property line, while the minimum setback is 4.57 metres, the consequence being to reduce this requirement by 0.95 metre.

Carried unanimously
#20181126-009

11. Public Works

a) Supply of road salt

WHEREAS the City of Montreal issued a public call for tender for the purpose of awarding a supply contract for road salt for the winter season 2018-2019;

WHEREAS this call for tender was conducted on behalf of the boroughs and all reconstituted municipalities, including the Town of Montreal West;

THEREFORE:

It was moved by Councillor Maria Torres, seconded by Councillor Dino Mazzone and resolved:

1) That this supply contract be awarded to Mines Seleine, division de K+S Sel Windsor Ltée, being the lowest conforming bidder, on the basis of a price of \$100.71 per metric ton including delivery costs (plus taxes).

2) That this expense be charged to budget code 02-330-00-629.

Carried unanimously
#20181126-010

12. **Human Resources**

a) **Permanent appointment – general and cleanliness worker**

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

That Mr. David Ciambella be appointed general and cleanliness worker (Class 3) as of November 22, 2018.

Carried unanimously
#20181126-011

13. **Appointments**

a) **Designation of the Pro-Mayor**

NOTE The last persons who held the office of Pro-Mayor, starting with the most recent incumbent, were Councillors Maria Torres, Elizabeth Ulin, Dino Mazzone and Colleen Feeney.

It was moved by Councillor Maria Torres, seconded by Councillor Dino Mazzone and resolved:

1) That Councillor Colleen Feeney be appointed Pro-Mayor for the months of December 2018, and January, February and March 2019.

2) That Councillor Colleen Feeney be designated to replace Mayor Beny Masella on the Agglomeration Council as necessary, and that a copy of this resolution be forwarded, if needed, to the Agglomeration Council.

3) That this appointment take effect on December 1, 2018.

Carried unanimously
#20181126-012

b) **Planning Advisory Committee**

This item was deferred to another meeting.

14. **Councillors' Reports**

a) **Seat Number 4**

Councillor Maria Torres reported on matters pertaining to Environment, Public Works and Buildings.

b) **Seat Number 1**

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

c) **Seat Number 2**

In the absence of Councillor Elizabeth Ulin, Mayor Masella read her report on matters pertaining to Communications, Recreation and Culture.

d) **Seat Number 3**

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

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. 405-40 – By-Law Amending Traffic By-Law No. 405**

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 Maria Torres and resolved:

That By-Law No. 405-40 entitled “By-Law Amending Traffic By-Law No. 405” be adopted.

Carried unanimously
#20181126-013

b) **Notice of Motion and Deposit of Draft By-Law for a By-Law concerning an amendment to By-Law No. 2007-005 relating to tariffs**

Mayor Masella gave notice of motion that it is intended at a subsequent Meeting of Council to submit for adoption a “By-Law concerning an amendment to By-Law No. 2007-005 relating to tariffs”.

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 wondered if something else than road salt could be used on streets, considering the huge price increase this year. He also wanted to know the quantities ordered. Mayor Masella said the annual estimate for road salt in Montreal West is 1200 metric tons. On another topic, the resident asked why plastic bags cannot be used for compost pickups. Councillor Mazzone noted that another resident asked the same question some time ago. Councillor Torres said that the company is instructed to ignore plastic bags because they would not be accepted at the processing center.

18. **Termination of the Meeting**

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

It was moved by Councillor Maria Torres, seconded by Councillor Colleen Feeney and resolved:

That the Meeting be terminated.

Carried unanimously
#20181126-014

Beny Masella
Mayor

Claude Gilbert
Town Clerk

*The annexes mentioned above are deposited
in the municipal archives in File Archives-20181126*