



NATIONAL ASSEMBLY OF QUÉBEC

FIRST SESSION

FORTY-THIRD LEGISLATURE

Bill 210

(Private)

An Act respecting Ville de Blainville

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Passed in principle 4 December 2024

Passed 4 December 2024

Assented to 6 December 2024

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(Private)

AN ACT RESPECTING VILLE DE BLAINVILLE

AS it is in the interest of Ville de Blainville to have an executive committee with the decision-making powers delegated to it by the municipal council by by-law;

AS the council unanimously adopted resolution 2024-07-357;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. An executive committee composed of the mayor and the council members the mayor designates is hereby established for Ville de Blainville. The number of members so designated may not be fewer than two nor more than four.

The mayor may replace a member of the executive committee at any time.

2. The mayor is the chair of the executive committee. The mayor designates the vice-chair from among the members of the executive committee.

The mayor may also designate a member of the executive committee to act as chair and may revoke or change that designation at any time.

3. Any designated member of the executive committee may resign from the executive committee by sending a written notice to that effect, signed by the member, to the clerk. The resignation takes effect on the date the clerk receives the notice or on any later date specified in the notice.

4. The regular meetings of the executive committee are held at the place, on the days and at the times fixed by by-law of the council.

The special meetings of the executive committee are held at the place, on the days and at the times fixed by the chair.

5. The chair of the executive committee convenes and presides at meetings of the executive committee and ensures that they are properly conducted.

6. The vice-chair replaces the chair where the latter is unable to act or where the office of chair is vacant.

The chair may designate the vice-chair to preside at any meeting of the executive committee.

7. Any member of the executive committee who is not present at the place where a meeting is held may take part in the meeting by means of electronic communications equipment.

However, the communications equipment must enable every person using the equipment or participating in or attending the meeting to hear clearly everything that is said by another person in an audible and intelligible voice.

Every member participating in such manner in a meeting is deemed to be present at the meeting.

8. The meetings of the executive committee are closed to the public.

However, the executive committee sits in public

(1) in the cases provided for in a by-law of the council; and

(2) for all or part of a meeting if the committee so decides.

9. A majority of members constitutes a quorum at meetings of the executive committee.

Each member of the executive committee present at a meeting has one vote.

10. Each decision is made by a simple majority vote.

11. The executive committee exercises the responsibilities set out in section 70.8 of the Cities and Towns Act (chapter C-19) and acts for the city in all cases in which a by-law referred to in section 12 assigns the power to perform the act to the executive committee. The executive committee may grant any contract that does not involve an expenditure equal to or above the expenditure threshold for a contract that may be awarded only after a public call for tenders under section 573 of the Cities and Towns Act.

The executive committee gives the council its opinion on any matter where required do so under a provision in the by-laws, at the request of the council or on its own initiative.

The opinion of the executive committee does not bind the council. Failure to submit an opinion required under the by-laws or requested by the council does not limit the council's power to consider or to vote on the matter concerned.

12. The council may, by by-law, determine any act within its jurisdiction and which it has the power or the duty to perform that it delegates to the executive committee and prescribe the terms and conditions of the delegation.

However, the following powers may not be delegated:

(1) the power to adopt a budget, a three-year program of capital expenditures or a document required under the Act respecting land use planning and development (chapter A-19.1), the Act respecting municipal courts (chapter C-72.01), the Act respecting elections and referendums in municipalities (chapter E-2.2) or the Act respecting municipal territorial organization (chapter O-9);

(2) the power to adopt a heritage identification or recognition by-law referred to in Chapter IV of the Cultural Heritage Act (chapter P-9.002);

(3) the power to designate a person to a position that may only be held by a member of the council;

(4) the power to appoint the director general, the clerk, the treasurer and their assistants;

(5) the power to create the various departments within the city, determine the scope of their activities and appoint the department heads and assistant heads; and

(6) the power to dismiss, suspend without pay or reduce the salary of an officer or employee referred to in the second or third paragraph of section 71 of the Cities and Towns Act (chapter C-19).

The council may also, by by-law, determine any matter on which the executive committee must give its opinion to the council and prescribe the terms and conditions of consultation. The by-law may also prescribe the manner in which a member of the council may request that the executive committee report to the council on a matter within the jurisdiction of the executive committee.

13. The executive committee may adopt a by-law concerning its meetings and the conduct of its affairs.

The by-law may also, if the by-laws of the council permit, enable the executive committee to delegate to any employee of the city the power to authorize expenditures and enter into contracts on behalf of the city, on the conditions determined by the executive committee and in accordance with the rules and restrictions applicable to the city.

14. A decision by the council to delegate a power to or withdraw a power from the executive committee must be supported by a two-thirds majority vote of the council members.

15. This Act comes into force on 6 December 2024.

