



CANADA
PROVINCE OF QUEBEC
COUNTY OF ARGENTEUIL
MUNICIPALITY OF THE TOWNSHIP OF GORE

BY-LAW NUMBER 225-3

MODIFYING BY-LAW 225-1 ON CONTRACT
MANAGEMENT

WHEREAS By-law number 225-1 on contract management was adopted by the Municipality on April 6, 2020, in accordance with article 938.1.2 of the Municipal Code of Québec (hereinafter referred to as the "MC");

WHEREAS the *Act to amend the Act respecting municipal taxation and other legislative provisions (S.Q. 2023, chapter 33)*, assented to on December 8, 2023 (Bill 39), as well as the *Act to enact the Act to protect elected municipal officials and to promote the unhindered exercise of their functions and to amend various legislative provisions concerning municipal matters (S.Q. 2024, chapter 24)*, assented to on June 6, 2024 (Bill 57), amend certain provisions of the MC or the CTA relating to certain measures that may be adopted by Municipalities or Cities in their contract management by-law;

WHEREAS it is necessary to amend this Contract Management By-law to add the provisions made mandatory by these laws.

WHEREAS a notice of motion was given, and a draft by-law was tabled and presented at the regular meeting of November 11, 2024.

THEREFORE

IT IS **MOVED** BY: Councillor Sakina Khan

SECONDED BY: Councillor Alain Giroux

AND **RESOLVED** unanimously by Councillors (6):

THAT the present by-law be adopted.

1. Insertion of Article 10.1 on Measures that Favour Certain Goods and Services, Suppliers, Insurers and Contractors for Certain Types of Contracts

By-law number 225-1 on contract management is amended by inserting, after article 10, the following article number 10.1:

"10.1 Measures that favor certain goods and services, suppliers, insurers and contractors for certain types of contracts

When possible and in the interest of the Municipality, Québec or other Canadian goods and services, as well as businesses with an establishment in Québec or elsewhere in Canada, are preferred over any other competitor when awarding a contract by mutual agreement or when



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sending a written invitation to tender when the amount of the expenditure is below the threshold determined by the Minister, who is obliged to proceed by public call for tenders.

For contracts by mutual agreement, the Municipality prioritizes sending requests for quotations to companies in Québec or elsewhere in Canada over any other competitor, when justified. In the event of equal prices, quality of services, or any comparable offer on essential elements between a Québec company and a Canadian company, the Municipality favors awarding the contract to the Québec company.

For contracts awarded following a written invitation to tender, if it is not possible or if it is not in its interest to limit itself to these persons, the Municipality shall review its need to determine whether new wording may make it possible to favour them prior to the sending of invitations to tender.

If, despite this review, it remains necessary or in the interest of the Municipality to include persons who do not meet the objective of the first paragraph, the Municipality may revise its contractual strategy to consider awarding the contract by mutual agreement, when it is permitted to do so.

Where circumstances do not permit or justify favouring such undertakings, the Municipality may enter into a contract with another competitor. »

2. Insertion of Article 10.2 on Rotation of Suppliers Targeted by Article 10.1

By-law number 225-1 on contract management is amended by inserting, after article 10.1, the following article number 10.2:

"10.2 Rotation of suppliers targeted by Article 10.1

When the municipality uses the measure set out in article 10.1 of this by-law, it shall rotate the contracting parties when awarding contracts by mutual agreement or inviting persons to tender, if possible and in its interest. This rotation must be done according to the same criteria as those already developed for the rotation of suppliers who are awarded contracts by mutual agreement above the monetary threshold of \$25,000 under the provisions of this contract management by-law, with the necessary modifications."

3. Amendment of Article "12. Measures »

Article 12 of By-law No. 225-1 respecting contract management is amended by inserting, after point (d), the following point (e):

"(e) Measures that favour certain goods and services, suppliers, insurers and contractors for certain types of contracts

→ Measures provided for in Article 10.1



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4. Coming into effect

This by-law comes into effect in accordance with the law and is published on the Municipality's website. In addition, a copy of this by-law is sent to the Ministry of Municipal Affairs and Housing (MAMH).

Adopted at Gore, this 9th day of December 2024.

Scott Pearce
Mayor

Sarah Channell
Clerk-Treasurer

Notice of Motion:	November 11, 2024
Presentation of the draft regulation:	November 11, 2024
Adoption of the by-law:	December 9, 2024
Notice of Promulgation:	December 10, 2024
Transmission to the MAMH:	December __, 2024



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