

CITY COUNCIL #18-96

PRESENT: A regular meeting of Council was held with the following members present: His Worship, Mayor Ron Martelle, Aldermen Naresh Bhargava, Denis Carr, Dean Hollingsworth, Brian Lynch, Susan Carter, Dick Aubry, Claude Poirier, Chris Savard, and Brian Sylvester.

ABSENT: Alderman Chuck Charlebois.

IN ATTENDANCE: Richard Allaire, C.A.O./Clerk, Paul Fitzpatrick, Assistant C.A.O./Manager of Economic Development, Steve Alexander, Dave Fielding, Fern Hamelin, Natalie Fitzharris, Frances Lafave, Frank McDonald, Gerry McKenna, Hilda Seguin, Graham Dart, and D. Labelle-Gélinas, Deputy Clerk/Recording Secretary.

INVOCATION

Father Jacques Labelle, St.Columban's Parish

ADDITION

A request to declare the week of September 23rd, 1996 Navy Week from Navy Veteran's Association, was added to this evening's agenda as Consent Item "D".

DISCLOSURE OF INTEREST

Alderman Dean Hollingsworth declared a Pecuniary Interest on By-law 100-1996, a by-law to authorize the Corporation of the City of Cornwall to enter into an Agreement with Cornwall Colts Hockey Club Inc., as his wife is an employee of the Owner, Don Derry.

PRESENTATION

#1. St. Lawrence Parks Corporation

Mr. Frank Shaw, General Manager of the Parks of the St. Lawrence, appeared before Council this evening to provide them and our citizens with a review of their corporate direction for future business development. The corporate plan of action focuses on developments for the next five years. Mr. Shaw indicated that their primary objective of the planning initiative was to increase revenues through tourism activity, stimulated economic development in Eastern Ontario, and reduce dependency on Provincial operating payments, as well as strengthen community partnerships in tourism.

In conclusion, it was moved by Aldermen Brian Sylvester and Denis Carr that Council receive this presentation.

MOTION CARRIED

ADOPTION OF MINUTES

It was moved by Aldermen Brian Lynch and Susan Carter that Committee of Council minutes of August 12, 1996 be adopted as circulated.

MOTION CARRIED

It was moved by Aldermen Naresh Bhargava and Brian Sylvester that the Council minutes of August 12, 1996 be adopted as circulated.

MOTION CARRIED

COMMITTEE OF THE WHOLE

It was moved by Aldermen Brian Sylvester and Denis Carr that Council go into the Committee of the Whole and that all delegations, resolutions, communications, and by-laws be referred to that Committee and that By-laws 098-1996 to 102-1996 inclusive be given first reading.

MOTION CARRIED

BY-LAWS - First Reading

- 098-1996 A by-law to authorize the Corporation of the City of Cornwall to dedicate lands as Brookdale Avenue.
- 099-1996 A by-law to authorize the Corporation of the City of Cornwall to enter into an Encroachment Agreement with the Estate of George Bateman to accommodate an existing verandah at 402 Pitt Street.
- 100-1996 A by-law to authorize the Corporation of the City of Cornwall to enter into an Agreement with Cornwall Colts Hockey Club Inc.
- 101-1996 A by-law relating to the licensing, regulating and governing of lodging houses and the keepers of lodging houses.
- 102-1996 A by-law to enter into a Service Extension Agreement with Centra Gas for roadway widening on Brookdale Avenue.

DELEGATIONS

RESOLUTIONS

#16-1996 It was moved by Aldermen Dick Aubry and Brian Sylvester that:

WHEREAS the Corporation of the City of Cornwall wishes to establish an account at the Canadian Imperial Bank of Commerce for the sole purpose of transferring funds electronically for the G.W.A. program; and

WHEREAS the Corporation of the City of Cornwall appoints the Manager, Social Services and the Manager, Finance as signing officers of the G.W.A. account and on behalf of the Corporation from time to time to electronically transfer funds.

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the City of Cornwall appoints the Manager, Social Services and the Manager, Finance as signing officers for the G.W.A. Direct Deposit Program.

MOTION CARRIED

CONSENT AGENDA

It was moved by Aldermen Brian Sylvester and Brian Lynch that the Consent Agenda be approved.

MOTION CARRIED

A. **PERMIT FOR OVERSIZED VEHICLE**

That correspondence received from W.A. Thompson requesting permission to move the described vehicle within City limits at night be referred to Administration.

B. **PETITION**

That a petition from residents of Laflin and Oran Street regarding traffic concerns in that area be referred to Administration.

C. **TOWN OF FERGUS**

That Council receive the resolution from the Town of Fergus regarding a section of the Municipal Act which disqualifies a person from holding office on a municipal council if they are a person who is an undischarged bankrupt or insolvent.

D. **NAVY VETERANS ASSOCIATION**

That Council declare the week of September 23rd, 1996 as Navy Week.

COMMUNICATION

1. USER FEE POLICY

It was moved by Aldermen Dick Aubry and Susan Carter that Council approve the User Fee Policy as submitted on June 25, 1996.

It was then moved by Aldermen Chris Savard and Susan Carter that where the existing fees listed exceeds the cost to operate the program, that the fee be reduced to reflect the cost of the program in order to make the user fee policy more equitable.

MOTION CARRIED

It was moved by Aldermen Naresh Bhargava and Susan Carter that the department evaluate the cost of each program annually and make adjustments if necessary.

MOTION CARRIED

It was then moved by Aldermen Dick Aubry and Dean Hollingsworth that the adult subsidy of 10% be eliminated and where monies saved, be transferred to the youth subsidy.

MOTION DEFEATED

It was then moved by Aldermen Denis Carr and Dean Hollingsworth that recommendation #5 on the report dated September 4, 1996 reading "That the additional 20% per person/program of the resident base rate to a maximum of \$100.00 charged to non-residents of the City of Cornwall be deleted.

MOTION CARRIED

A recorded vote on the main motion as amended resulted as follows:

FOR

Alderman Brian Sylvester
Alderman Denis Carr
Alderman Susan Carter
Alderman Chris Savard
Alderman Dick Aubry
Alderman Brian Lynch
Alderman Naresh Bhargava

AGAINST

Mayor Ron Martelle
Alderman Claude Poirier
Alderman Dean Hollingsworth

**MAIN MOTION CARRIED
AS AMENDED 7-3**

2. **TAX PHASE-IN**

It was moved by Aldermen Denis Carr and Dean Hollingsworth that Council reconsider its motion of May 27, 1996 approving a Phase-In Program for Commercial sector tax, based on the 1992 Market Value Assessment.

The Chair asked the Clerk what constituted a two thirds vote. Mr. Allaire indicated that prior Parliamentary procedures have designated 8 votes as being two thirds. The Chair challenged the interpretation asking the assembly to determine whether two thirds represented 8 or 7 votes.

It was then moved by Aldermen Chris Savard and Susan Carter that two thirds of the whole Council constituted eight (8) members.

MOTION DEFEATED

Therefore, it was determined that seven (7) members of the whole Council represented two thirds vote.

A recorded vote on the main motion resulted as follows:

FOR

Mayor Ron Martelle
Alderman Denis Carr
Alderman Claude Poirier
Alderman Dick Aubry
Alderman Dean Hollingsworth
Alderman Brian Lynch
Alderman Naresh Bhargava

AGAINST

Alderman Brian Sylvester
Alderman Susan Carter
Alderman Chris Savard

MAIN MOTION CARRIED

7-3

It was moved by Aldermen Denis Carr and Brian Sylvester that Council discuss only those Commercial Sectors who experienced a tax decrease through the 1992 Market Assessment and that they further discuss methods of assisting them with the Tax Phase-In Program, *and that Administration and the Assessment Office meet with those owners affected*

MOTION CARRIED

3. **VIDEO LOTTERY TERMINALS**

It was moved by Aldermen Brian Lynch and Claude Poirier that Council revisit its original motion of August 12, 1996 that City Council oppose the introduction of Video Lottery Terminals into licensed bars and restaurants and, further, that a copy of the motion be forwarded to the Standing Committee on the Administration of Justice, and to Cornwall M.P.P., John Cleary.

MOTION DEFEATED

4. 1997 MUNICIPAL ELECTIONS

It was moved Aldermen Denis Carr and Susan Carter that Council endorse the technical analysis and authorize the Clerk's Department, in conjunction with other area municipalities, to enter into negotiations with Global Election Systems Inc. for the purposes of automating the vote tabulation process for the 1997 Municipal elections; and that the award of a contract to Global Election Systems Inc. be subject to a further report to Council detailing a cost and implementation analysis of the project.

MOTION CARRIED

5. CORNWALL CENTRE ROAD / BROOKDALE AVENUE WATERMAIN

It was moved by Aldermen Brian Sylvester and Claude Poirier that the City of Cornwall be responsible for the construction of the watermain on Cornwall Centre Road at a cost of approximately \$18,000.00.; and that the \$18,000.00 be funded through the Industrial Lands Reserve Fund which shall be replenished in the 1997 Waterworks Capital Budget.

MOTION CARRIED

6. LODGING HOUSES

It was moved by Aldermen Claude Poirier and Brian Sylvester that Council approve having the Eastern Ontario Board of Health license and enforce the Lodging Home By-law; and that the Board of Health establish the licensing fee; and that Schedule 9 of By-law 050-1994, as amended, be further amended by by-law 101-1996 and adopted.

MOTION CARRIED

7. HOUSEHOLD HAZARDOUS WASTE DEPOT

It was moved by Aldermen Susan Carter and Claude Poirier that:

- i) Council increase the annual HHW Diversion Program operating budget from the level of \$24,000.00 to \$45,000.00 as part of the 1997 operating budget. All required additional funding would be reallocated from tipping fees; and
- ii) that Council authorize Administration to proceed with all the necessary approvals associated with the establishment of the proposed HHW depot; and
- iii) that Council authorize Administration to proceed with the tender process associated with the capital construction of the proposed HHW depot. Capital funding has been approved as part of the 1996 budget deliberations; and
- iv) that Council authorize Administration to initiate discussions with neighboring municipalities regarding cooperative efforts in the operation of the City's HHW depot on an equitable basis.

MOTION CARRIED

8. **ONTARIO WORKS FOR WELFARE**

It was moved by Aldermen Susan Carter and Denis Carr that Council endorse the Business Plan subject to any revisions that may be made by the Ministry of Community and Social Services.

MOTION CARRIED

9. **COMPLETE PURCHASING SERVICES**

It was moved by Aldermen Denis Carr and Naresh Bhargava that Council endorse and authorize the Administrator/Manager of the Glen Stor Dun Lodge to purchase dietary products from Complete Purchasing Services.

MOTION CARRIED

10. **TENDER #40-96** - Supply of one (1) Aluminum Bodied Diesel Van

It was moved by Aldermen Denis Carr and Claude Poirier that this tender be awarded as follows: Plan 2 to Cornwall Freightliner at a bid price of \$112,252.65 including all taxes being the low bid meeting the tender specifications.

MOTION CARRIED

11. **TENDER #41-96** - Supply of one (1) Diesel Truck with Dump/Stake Body

It was moved by Aldermen Denis Carr and Brian Lynch that this tender be awarded as follows: Plan 2 to Cornwall Truck Centre, Cornwall, Ontario, at a bid price of \$59,219.25 including all taxes being the low bid meeting the tender specifications.

MOTION CARRIED

12. **TENDER #42-96** - Disposal of surplus equipment for Public Works Garage

It was moved by Aldermen Dean Hollingsworth and Naresh Bhargava that this tender not be awarded.

MOTION CARRIED

13. **COUNCIL WRITE-OFFS / ADJUSTMENTS**

It was moved by Aldermen Denis Carr and Brian Sylvester that Council authorize the tax write-offs / adjustments as outlined in the report from the Manager, Finance under date of August 29, 1996.

MOTION CARRIED

ADOPTION OF THE COMMITTEE OF THE WHOLE

BY-LAWS - Second Reading

It was moved by Aldermen Brian Sylvester and Susan Carter that the Committee of the Whole be adopted as reported and that by-laws 098-1996 to 102-1996 inclusive, be given second reading.

MOTION CARRIED

Having declared a Pecuniary Interest to by-law 100-1996, Alderman Dean Hollingsworth left the room and did not take part in the discussion or vote.

BY-LAWS - Third Reading

It was moved by Aldermen Brian Sylvester and Naresh Bhargava that by-laws 098-1996 to 102-1996 inclusive, be taken as read a third time and finally passed.

MOTION CARRIED

Alderman Dean Hollingsworth returned.

REPORTS FROM AD HOC COMMITTEES OF COUNCIL

NOTICES OF MOTION

UNFINISHED BUSINESS

NEW BUSINESS

1. **BILL 60**

It was moved by Aldermen Brian Lynch and Brian Sylvester that:

WHEREAS Ontario construction workers and building contractors have limited access to construction jobs and projects in Quebec because of Quebec regulations; and

WHEREAS Quebec construction workers and building contractors continue to work freely in Ontario.

NOW THEREFORE BE IT RESOLVED That Cornwall City Council support Bill 60 introduced by Prescott-Russell M.P.P. Jean-Marc Lalonde which proposed to eliminate unfair practices in the construction industry, and further that copies of this resolution be forwarded to Prescott-Russell M.P.P. Jean-Marc Lalonde and Cornwall M.P.P. John Cleary.

MOTION CARRIED

2. **JAIL**

It was moved by Aldermen Brian Lynch and Brian Sylvester that:

WHEREAS the Ontario Government is planning changes to the corrections system; and

WHEREAS the Cornwall Jail needs to be replaced; and

WHEREAS the construction of a new jail in Cornwall would protect the existing jobs and create new construction jobs giving a boost to the local economy.

NOW THEREFORE BE IT RESOLVED That City Council request the Provincial Government build a new jail in the City of Cornwall, and further that copies of this resolution be forwarded to Ontario Solicitor, Robert Runciman and Cornwall M.P.P., John Cleary.

MOTION CARRIED

3. **LACROSSE TOURNAMENT**

It was moved by Aldermen Susan Carter and Chris Savard that the City of Cornwall offer our congratulations to our neighbors on Akwesasne for hosting a successful Presidents Cup Lacrosse Tournament during the Labour Day weekend.

MOTION CARRIED

4. **SHARING SERVICES**

It was moved by Aldermen Claude Poirier and Dick Aubry that:

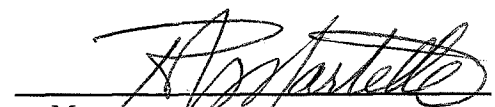
WHEREAS there may be mutual benefits with the City of Cornwall sharing municipal services with our neighboring municipalities.


NOW THEREFORE BE IT RESOLVED That our neighboring municipalities be advised that the City of Cornwall is open to discussions regarding the sharing of municipal services where there is mutual benefit to do so.

MOTION CARRIED

The meeting adjourned at 10:05 p.m.


Clerk


Mayor


Recording Secretary