



REGULAR COUNCIL # 34

Monday, November 26, 2001
Meeting began at 7:30 p.m.

PRESENT: A Regular Council meeting was held this evening with the following members present: Mayor Brian Sylvester, Councillors Naresh Bhargava, Denis Carr, Susan Carter, Donald Deebank, Syd Gardiner, Korey Kennedy, Claude Poirier, André Rivette, Dean Hollingsworth and Perry Lalonde.

ADMINISTRATION: Cecil Vincent, Chief Administrative Officer; Denise Labelle-Gélinas, City Clerk; and the following Management Personnel: Stephen Alexander, Barry Coleman, Glen Grant, Suzanne Carrier-Armstrong, Graham Dart, Roger Desjardins, Heather Arthur, David Dick, Debora Daigle, Dave Fielding, Paul Fitzpatrick, and Fernand Hamelin

Mayor Brian Sylvester called the meeting to order at 7:30 p.m.

INVOCATION: City Clerk ~ Denise Labelle-Gélinas

ADDITIONS/DELETIONS/CORRECTIONS

Correction: to Minutes November 13, 2001 (page 290-2001) - reverse For and Against under Recorded vote for Resolution no. 27-2001 and Resolution no 28-2001.

Addition: ▶ Under the Consent Portion - Item H. - Audit Committee Minutes
 ▶ Request for Proposal 01-R23 - Appointment of External Auditors

DISCLOSURE OF INTEREST

Councillor Claude Poirier declared an interest on Item #1 "Unfinished Business" Smoking in Public Places. Having sought and obtained legal advice that as a Manager of a licenced establishment, it would place him in a conflict of interest.

COMMITTEE OF THE WHOLE

Moved by Councillors Andre Rivette and Naresh Bhargava that Council go into the Committee of the Whole and that all Minutes, Presentation, Delegation, Resolution, Consent/Correspondence, Reports and By-law 189-2001 be referred to that Committee; and that the agenda of the Committee of the Whole for the meeting of November 26th, 2001 be approved.

Motion Carried

GENERAL CONSENT

ADOPTION OF MINUTES

1. That the Committee of Council Meeting # 23-01 dated November 13, 2001 be approved and verified correct;
2. That the Regular Council Meeting # 32-01 dated November 13, 2001 be approved and verified correct as amended.
3. That the Special Council Meeting # 33-01 dated November 19, 2001 be approved and verified correct.

PRESENTATION

DELEGATION

1. Team Cornwall

Mr. George Assaly, Chairman, appeared before City Council this evening to inform them of Team Cornwall's purpose and objective which is to act as community ambassador with a view to enhancing the City's economic growth and prosperity. Their goal is to create an organization of business and professional people with a primary purpose of promoting the Commercial, Industrial, Social and Civic interest of our community.

Team Cornwall also provides a mechanism for enhancing communication and cooperation between the City's Economic Development office and the local business and professional community.

At its conclusion, Mr. Assaly was applauded by Council for his presentation.

Motion Carried

BY-LAWS

That By-law no. 189, 2001 having been read a first time be considered as having been read a second time:

- 189-2001 A by-law to amend By-law 087-2001 known as the Proceedings of the Municipal Council By-law to include a sub-clause under Section 2.16 "Notices of Motions"

CONSENT / CORRESPONDENCE

A. 2403 S.D. & G. Army Cadet Corps

That Council approve 2403 S.D.&G. Army Cadet Corps' request to hold their annual Tag Day on April 6, 2002 from 9:00 a.m. to 5:00 p.m.

B. Service Club Day

That Council endorse the Board of Directors of the Children's Christmas Fund's request and proclaim Sunday, December 9, 2001 as Service Club Day in the City of Cornwall.

C. Respect Life Week

That Council endorse Pro-Life Cornwall Pro-Vie's request and proclaim the week of December 10 to 14, 2001 as Respect Life Week in the City of Cornwall.

D. Staff Replacement - Special Events Coordinator

SSS # 30-2001 That Council approve the replacement for a Special Events Coordinator position for the remainder of the term which ends March 31, 2002.

E. Staff Replacement - Financial Analyst - moved to Communication for Discussion

F. Staff Replacement - Machine Operator II - moved to Communication for Discussion

G. P.A.C. Report No. 10-2, November 19, 2001 - moved to Communication for Discussion

H. Audit Committee Minutes

That Council receive the minutes of Meeting 01-05 under date of November 13, 2001 and Meeting 01-06 under date of November 23, 2001.

General Consent Motion

Moved by Councillors Dean Hollingsworth and Naresh Bhargava that all items listed under the General Consent portion of this agenda be approved as presented.

Motion Carried

RESOLUTIONS / BUSINESS ARISING FROM NOTICE OF MOTION

29-2001 Notices of Motion - Proceedings of Council

Moved by Councillors Denis Carr and Syd Gardiner that all notices of motion presented to the Clerk in accordance to subclauses (a) (b) and (c) shall include a seconder to the motion prior to it being received and read by the Clerk.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Denis Carr, Susan Carter, Don Deebank, Syd Gardiner, André Rivette and Perry Lalonde
Against: Councillors Dean Hollingsworth, Claude Poirier, Korey Kennedy and Mayor Brian Sylvester

Motion Carried

REPORTS from UNFINISHED BUSINESS

Having previously declared a previous interest, Councillor Poirier left the room and did not take part in the discussion surrounding Item #1.

1. Smoking in Public Places - Unfinished Business no. 009

Moved by Councillors Syd Gardiner and Susan Carter:

1. That Council approve the Draft By-laws as presented in report PHS # 32-2001, and that they be brought forward as two official by-laws at the next regular meeting of December 10th; and
That the status of private clubs as identified in Appendix "D" be approved and that it form part of the smoking in public places by-law as an exemption; and
2. That Council adopt the enforcement strategies, costs and timelines contained in this report.

It was then moved by Councillors Andre Rivette and Perry Lalonde that this matter be deferred until clarification on enforcement cost from both the Eastern Ontario Health Unit and the Cornwall Police Department have been identified.

A recorded vote on the deferral resulted as follows:

PHS
For: → Councillors Naresh Bhargava, Susan Carter, Don Deebank, Dean Hollingsworth, Syd Gardiner and Mayor Brian Sylvester
Against: → Councillors Denis Carr, André Rivette, Perry Lalonde, Korey Kennedy
Absent: Councillor Claude Poirier

Motion to Defer DEFEATED

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

For: Councillors Naresh Bhargava, Susan Carter, Don Deebank, Dean Hollingsworth, Syd Gardiner and Mayor Brian Sylvester
Against: Councillors Denis Carr, André Rivette, Perry Lalonde, Korey Kennedy
Absent: Councillor Claude Poirier

Main Motion CARRIED

Councillor Claude Poirier returned to the ongoing meeting

2. Allocation of Office Space

Moved by Councillors Denis Carr and Perry Lalonde that Council receive the Chief Administrative Officer's report # 08-2001 and confirm that the location of the Fire Chief's office will remain at the Fire Station Headquarters.

Motion Carried

3. Team Cornwall and Cornwall & Seaway Valley Tourism (CSVT)

Moved by Councillors Naresh Bhargava and Syd Gardiner that the Department of Economic Development provide Secretarial Services to Team Cornwall.

Motion Defeated

4. Highway 401 Information Kiosk

Moved by Councillors Denis Carr and Perry Lalonde that Council receive report FI # 115-2001 and defer any financial decision until the 2002 budget deliberations commence.

Motion Carried

5. Municipal Vehicles Usage

Moved by Councillors Naresh Bhargava and Don Deebank that Council receive report MWS # 35-2001 on municipal vehicle usage.

It was then moved by Councillors Denis Carr and Syd Gardiner that this matter be deferred to the Chief Administrative Officer and Manager of Municipal Works and Services for additional information that would include:

1. Justify the use of all municipal vehicles, cars and vans
2. Can we extend the present lease at present rate
3. Review the need to take vehicles at employees home at lunch or end of day
4. Can the employees use their own personal vehicles and be re-imbursed for cost versus corporate owned vehicles.

Motion Carried

COMMUNICATIONS/REPORTS

1. Economic Development Strategic Plan

Moved by Councillors Denis Carr and Andre Rivette that Council approve the issuing of a "Request for Proposal" for an Economic Development Strategic Plan using the Terms of Reference attached to report no. 29-2001 and that a Steering Committee be established to work on this project.

Motion Carried

2. Background Information for RFP 01-R20 - Supply and Installation of a Security System at the Civic Complex

Moved by Councillors Andre Rivette and Don Deebank that Council receive report # 32-2001.

Motion Carried

3. Reciprocal Mutual Aid Agreement with Neighbouring U.S. Communities.

Moved by Councillors Naresh Bhargava and Susan Carter that Council authorize Administration to investigate the development of a draft Mutual Aid Agreement with the neighbouring communities in the U.S. together with the creation of a Joint commission to prepare, plan and ensure the continuity of such an agreement and that final endorsement be provided by by-law. (Report EPS # 02-2001)

Motion Carried

4. Prisoner Transportation

Moved by Councillors Denis Carr and Perry Lalonde that Council receive the report dealing with the purchase of an appropriate prisoner transport vehicle and staffing and that a letter be sent to the appropriate Ministry voicing the municipality's concerns on additional funding and new costs being downloaded onto municipal taxpayers to provide this service.

Motion Carried

5. Mandatory Literacy Testing and Training Initiative

Moved by Councillors Andre Rivette and Claude Poirier that Council support the implementation of the Mandatory Literacy Testing and Training in February 2002, and that the proposal be forwarded to the Ministry of Community and Social Services for approval. (Report SSS # 31-2001)

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Denis Carr, Don Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester
Against: Councillor Susan Carter

Motion Carried

6. Restructuring of Land Ambulance Division

Moved by Councillors Claude Poirier and Don Deebank:

1. That Council approve the amended organizational chart;
2. That Council approve the recruitment of four non-union team leaders;
3. That Council approve this restructuring conditional on the Counties endorsing the plan. (Approved by County Council (report LA #16-01))

It was then moved by Councillors Dean Hollingsworth and Susan Carter that this matter be deferred until Budget 2002.

Motion to Defer DEFEATED
The Main Motion CARRIED

7. Council Write-Offs/Adjustments

Moved by Councillors Denis Carr and Syd Gardiner that Council authorize tax write-offs/ adjustments as per listing. FI # 114-2001

Motion Carried

8. Supplemental Taxes

Moved by Councillors Perry Lalonde and Naresh Bhargava that Council receive the report on supplemental taxes. FI # 118-2001

Motion Carried

TENDER and REQUEST FOR PROPOSAL BLOCK

Moved by Councillors Naresh Bhargava and Perry Lalonde that Council adopt the requests for proposal listed within this block:

➡ **Request for Proposal No. 01-R19 - Waste Water Treatment Plant Optimization & Upgrade Investigation**

That RFP No. 01-R19 be awarded to Hydromantis Inc., Cambridge, Ontario, at the total bid price of \$104,753 being the bid meeting the specifications.

➡ **Request for Proposal No. 01-R20 - Supply, Installation/Upgrade and Monitoring of Security System - Civic Complex**

That R.F.P. 01-R20 be awarded to Ranguard Security, Cornwall, Ontario at the total bid price of \$43,986.70.

➡ **Request for Proposal No. 01-R23 - Appointment of External Auditors**

That Council authorize the appointment of the firm of Craig Keen Despatie Markell as Municipal Auditors for the Corporation for a term of five (5) years.

Motion to adopt the Tender and R.F.P. Block **Carried**

➡ **Tender 01-T63 - Lease of Window Van**

Moved by Councillors Denis Carr and Dean Hollingsworth that Tender 01-T63 be deferred until the Chief Administrator and Manager of Municipal Works and Services bring forward a detailed report as requested under report of Communication.

Motion CARRIED

**ITEMS SEPARATED FOR
DISCUSSION**

Consent Item:

A. Tax Holiday for Ontario Residents (moved from General Consent Nov. 13, for discussion)

Moved by Councillors Denis Carr and Andre Rivette that Council receive Toronto City Council's request to endorse a motion requesting that the Provincial and Federal governments suspend collection of PST and GST on all clothing items below \$75 and school supplies below \$20 including Canadian books in November and August.

Motion Carried

E. Staff Replacement - Financial Analyst - moved from Consent for Discussion

Moved by Councillors Claude Poirier and Andre Rivette that Council approve the hiring of a Financial Analyst in the Budget Section within the Department of Financial Services.

Motion CARRIED

F. Staff Replacement - Machine Operator II - moved from Consent for Discussion

Moved by Councillors Perry Lalonde and Andre Rivette that Council approve the replacement of one Machine Operator II position.

Motion CARRIED

G. P.A.C. Report No. 10-2, November 19, 2001 - moved from Consent for Discussion

Moved by Councillors Claude Poirier and Perry Lalonde that the City of Cornwall not proceed with further objection to C.R.T. constructing a replacement transmission line.

Motion CARRIED

NEW BUSINESS

1. Signage on Highway 401

Moved by Councillors Denis Carr and Perry Lalonde that the City of Cornwall work with our elected colleagues in S.D. & G. and with both administrations to develop better signage on Highway 401 that reflects the population of both of our communities.

Motion Carried

2. Personnel Hiring Freeze

Moved by Councillors Dean Hollingsworth and Andre Rivette that:

WHEREAS the City of Cornwall may face difficult budget deliberations in 2002; and

WHEREAS personnel have a large impact on budgets;

THEREFORE Be it resolved that Administration report on the feasibility of a hiring freeze until after completion of 2002 budget deliberations.

Motion CARRIED

BY-LAWS - Third and Final Reading

Moved by Councillors Andre Rivette and Naresh Bhargava that By-law 189, 2001 listed on the Agenda for third reading is taken as read a third time and finally passed.

Motion Carried

NOTICE OF MOTION

Moved by Councillor Korey Kennedy that:

WHEREAS, members of Cornwall City Council have openly stated that they will refuse to support any motion(s) I (Councillor Korey Kennedy) present to the Council table, no matter how positive the motion may be towards this community and its citizens, due to the fact that I (Councillor Korey Kennedy) am the one presenting the motion; and

WHEREAS, certain members of Council have failed over the last year in following through on their electoral promise(s) by presenting their idea(s) and platform to the Council table; and

WHEREAS, the ultimate objective of an elected body is to present motions to the Council table for discussion, and to provide the best form of representation and leadership to its citizenry; and

WHEREAS, many members of this present Council have failed to bring forward any motions to this Council table that have benefitted the lives of the constituents in our municipality, if any at all; and

WHEREAS, no member of Council can solely deliver change for Cornwall; and

WHEREAS, certain members of Cornwall City Council are continuously stating that we must develop a better sense of teamwork in order to provide the best form of leadership; and

WHEREAS, in order to implement change in our municipality it must take the fullest commitment of every member of this elected Council to contribute as many motions as possible.

NOW Therefore Be It Resolved that in order to ensure that the municipality of Cornwall is successful in exploiting its potential to become the premier city throughout Canada, Cornwall City Council must adopt the following policy:

That every member of Council must present a minimum of five (5) motions annually to the regular Council meeting under Notice of Motion, and that each member of Council must present a minimum of fifteen (15) motions, under the heading of Notice of Motion, in their 3 year term on Cornwall City Council.

Furthermore, Be It Resolved that this policy come into effect immediately and that members of this Cornwall City Council shall present a minimum of 10 motions over the remaining two years of this term.

Suspend the Rules to debate Notice of Motion

It was moved by Councillor Korey Kennedy and Andre Rivette that Council Invoke Rule 10 to suspend the rules and that this Notice of Motion be debated this evening.

A recorded vote on Invoking Rule 10 resulted as follows:

For: Councillors Don Deebank, Denis Carr, Perry Lalonde, Korey Kennedy, Claude Poirier, Andre Rivette, Dean Hollingsworth, Syd Gardiner and Mayor Brian Sylvester

Against: Councillors Susan Carter and Naresh Bhargava

Motion CARRIED

The Notice of Motion was then seconded by Councillor Denis Carr and debated.

A recorded vote on the adoption of this Notice of Motion resulted as follows:

For: Councillor Corey Kennedy

Against: Councillors Naresh Bhargava, Denis Carr, Susan Carter, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

Motion DEFEATED

UNFINISHED BUSINESS LISTING

Summit of the Americas

Moved by Councillors Claude Poirier and Denis Carr that Mayor Brian Sylvester send another letter to the Prime Minister's office along with our local M.P. Mr. Bob Kilger urging them to review our request for funding reimbursement.


Motion Carried

CONFIRMING BY-LAW

Moved by Councillors Corey Kennedy and Claude Poirier that By-law 190-2001 being a by-law to confirm the proceedings of the Council of the Corporation of the City of Cornwall at its meeting held on Monday, November 19 and Monday, November 26, 2001 having been read a first, second and third time be now taken as read and passed.

Motion Carried

ADJOURNMENT: 11:00 p.m.


Denise Labelle-Gélinas
City Clerk


Brian Sylvester
Mayor

