

**REGULAR COUNCIL #09-2004**

Monday, February 9, 2004
Meeting began at 7:30 p.m.

PRESENT: Mayor Phil Poirier, Councillors Huguette Burroughs, Joël Côté, Glen G. Grant, Perry R. Lalonde, Corey J. Kennedy, Jacques Lemire, Mark A. MacDonald, Leslie O'Shaughnessy and Chris Savard

ABSENT: Councillor Naresh Bhargava

ADMINISTRATION: Cecil Vincent, Chief Administrative Officer, Denise Labelle-Gélinas, City Clerk, Graham Dart, Dave Dick, Paul Fitzpatrick, Fernand Hamelin, Debora Daigle, Stephen Wintle, Heather Arthur, Anita Roach, Ken Bedford, Morris McCormick, Enrique Kamm and Manon Poirier

Mayor Phil Poirier called the meeting to order at 7:30 p.m.

INVOCATION Tom Fanning - World Changers

NATIONAL ANTHEM Shannon Prevost

ADDITIONS / CORRECTIONS / DELETIONS

DISCLOSURE OF INTEREST ~ Nil

COMMITTEE OF THE WHOLE

Moved by Councillors Joël Côté and Glen Grant that Council go into the Committee of the Whole and that all Minutes, Presentations, Delegations, Resolutions, Consent/Correspondence, Reports and By-laws 019-2004 to 033-2004 be referred to that Committee and that the Agenda of the Committee of the Whole for the meeting of Monday, February 9, 2004, be approved.

A recorded vote resulted as follows:

For: Councillors Perry Lalonde, Chris Savard, Corey Kennedy, Glen Grant, Leslie O'Shaughnessy, Mark A. MacDonald, Joël Côté, Jacques Lemire, Huguette Burroughs and Mayor Phil Poirier

Absent: Councillors Naresh Bhargava

Motion Carried

GENERAL CONSENT**ADOPTION OF MINUTES**

1. Special Meeting of Council #03-2004, Budget Session #02 under date of January 24, 2004, as amended;
2. Regular Meeting of Council #04-2004 under date of January 26, 2004;
3. Special Meeting of Council #05-2004, Budget Session #03 under date of January 28, 2004;
4. Special Meeting of Council #06-2004, Budget Session #04 under date of February 2, 2004; and
5. Special Meeting of Council #07-2003, Budget Session #05 under date of February 4, 2004.

PRESENTATIONS**1. World Changers Project**

Charlene MacLennan of Group Renaissance provided introductions to representatives of World Changers, Mr. Gary Bodford along with students Dustin Lang, Rachael Maijala and Pastor Richard Goforth and Mr. Pierre Lefebvre of Renaissance Group.

World Changers are a religious non-profit organization that helps seniors within communities to complete work on their homes that otherwise cannot be completed. Mr. Bodford explained what World Changers are all about and their proposed 2004 project schedule. In addition, Mr. Bodford suggested to members of the Community to call the Renaissance Group if they wished to have work completed during World Changers' visit in Cornwall in July 2004.

In conclusion to the presentation, Mr. Bodford and Mr. Lefebvre presented Mayor Poirier with a T-Shirt indicative of their July 2004 event.

2. Build a House

Denis Carr, Consultant for the Eastern Ontario Training Board, made a brief presentation of Board's project called "Build a House". The Training Board, in partnership with other community leaders such as the local school boards, the Seaway Construction and Trades Association, are seeking Council's endorsement and support to the proposed project.

Designed to meet the needs expressed by local builders, the Catholic District School Board, through St. Matthew Catholic Learning Centre and the Ontario Youth Apprenticeship program, have developed a comprehensive program aimed at addressing the need for skilled trades persons. This four-stage program is also designed to take the participating students through every stage of residential home construction from the design and blueprint stage, to the construction, finish and sale. It is anticipated that this program will provide students with a solid compliment of skills needed to find entry level positions as carpenters, electricians, plumbers, heating and refrigeration technicians, siding installers, brick and stone masons, landscapers, etc.

In conclusion to his presentation, Mr. Carr requested Council's support to the project, that a listing of city-owned lots be made available to the Eastern Ontario Training Board and that representation of a municipal employee, as resource person, be appointed to the Eastern Ontario Training Board.

Moved by Councillors Perry Lalonde and Leslie O'Shaughnessy that this matter be referred to Administration for report.

A recorded vote resulted as follows:

For: Councillors Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Leslie O'Shaughnessy, Mark A. MacDonald, Joël Côté, Jacques Lemire Huguette Burroughs and Mayor Phil Poirier

Absent: Councillor Naresh Bhargava

Motion Carried

DELEGATIONS

BY-LAWS

- 019-2004 A By-law to enter into a Lease Agreement with the Township of North Glengarry for property legally described as Lot 14, Plan 131, (formerly the Township of Kenyon) Township of North Glengarry, County of Glengarry (Land Ambulance Base);
- 020-2004 A By-law to pass Official Plan Amendment 72 to change the Land Use designation at Brookdale Avenue and Tollgate Road West to permit the establishment of a Home Depot and seasonal outdoor garden centre (Home Depot Holdings Inc. and Cartwave Realty Inc.);
- 021-2004 A By-law further amend By-Law 751-1969, the Zoning By-law as amended of The Corporation of the City of Cornwall, being a By-law respecting the use of land and the use and location of buildings (Home Depot Holdings Inc. and Cartwave Realty Inc.);
- 022-2004 A By-law to further amend By-law 173-2003 being a By-law to appoint members of Council to Local Boards, Committees and Commissions for this term beginning December, 2003, to November, 2006;
- 023-2004 A By-law directing and enacting the manner in which the 2004 interim levy authorized by Section 317 of the Municipal Act, 2001;

- 024-2004 A By-law to appoint various members as Council Representatives to Local Boards, Committees and Commissions for the term beginning January, 2004, to November 30, 2006;
- 025-2004 A By-law authorizing The Corporation of the City of Cornwall to enter into the Service Contracts for the Child Care Services for the year 2004;
- 026-2004 A By-law authorizing The Corporation of the City of Cornwall to discharge its Lien under the Renaissance Housing Renovations Program for Lands on Part of Lot 6, South Side of Third Street, City of Cornwall, County of Stormont, as described in Instrument No. 230493; and a second Lien under the Renaissance Housing Renovations Program for lands on Part of Lot 20, Plan 155, City of Cornwall, County of Stormont, as described in Instrument No. 219928;
- 027-2004 A By-law to authorize The Corporation of the City of Cornwall to enter into a Lease Agreement with the Federal Department of Fisheries and Oceans Canada for Marina 200 for the period of January 1, 2004, to December 31, 2004 (as per Report EDRS #44-2003 prepared by Christine Lefebvre, Recreation Supervisor under date of December 2, 2003);
- 028-2004 A By-law to authorize the sale of lands legally described as Part of Lot 24, North Side of First Street to He Huang;
- 029-2004 A By-law to declare certain real property as surplus which land is legally described as Part of Lot 15, North Side of Second Street, City of Cornwall, County of Stormont, and more particularly described as Parts 1, 2 and 3 on Reference Plan 52R-3041 (former King George site);
- 030-2004 A By-law to declare certain real property as surplus which land is legally described as Part of lot 15, South Side of Third Street, City of Cornwall, County of Stormont, and more particularly described as Parts 1 and 2 on Reference Plan 52R-1668 (235 Pitt Street);
- 031-2004 A By-law to declare certain real property as surplus which land is legally described as Part of Lot 15, South Side of Third Street, City of Cornwall, County of Stormont (249 Pitt Street);
- 032-2004 A By-law to declare certain real property as surplus which land is legally described as Part of Lots 17 and 18, South Side of Second Street and Part of Lots 17 and 18, North Side of First Street, City of Cornwall, County of Stormont, and more particularly described as Parts 1 on Reference Plan 52R-3552 (former Cornwallis site);
- 033-2004 A By-law to appoint Pierre Emond as By-law Enforcement Officer for the Eastern Ontario Health Unit to enforce the Smoking By-laws.

CONSENT

1. **Proclamation - Kinsmen and Kinettes Week - Kinsmen and Kinettes Day**
That Council approve the request made by The Kinette Club of Cornwall and that the week of February 15 to 21, 2004, be declared as "Kinsmen and Kinettes Week" and that Friday, February 20, 2004, be declared as Kinsmen and Kinettes Day.
2. **Tag Day - Save the Children**
That Council approve the request made by Save the Children Canada, Cornwall Branch, to hold its annual Tag Day on Saturday, June 12, 2004.
3. **OSTAR Funding**
That Council support the Resolution of The Corporation of the County of Oxford of December 10, 2003, received from regarding OSTAR Funding.
4. **Omitted Assessments**
That Council receive the Resolution of The Municipality of West Elgin of January 8, 2004, regarding the omitted assessments for trailers.
5. **Safe Drinking Water**
That Council support the Resolution of The Corporation of The Nation Municipality of January 12, 2004, regarding safe drinking water.
6. **Planning Advisory and Hearing Committee (moved for discussion)**
7. **Planning Advisory and Hearing Committee**
 - (a) That the existing Draft Plan approval dated March 1998 and associated Draft Plan Conditions dated February 26, 1998 be rescinded in their entirety by Resolution of Council under Section 51 (59) of the Planning Act;
 - (b) That the Draft Plan and Conditions, as noted in item i.) be replaced with a new Draft Plan approval associated with the drawing dated January 7, 2004 and the Conditions as outlined in Technical Report "A" attached to this report dated January 8, 2004; and
 - (c) That Block "B" be included as part of the Draft Plan of Subdivision.

as per PAC Report No. 1-2-04 prepared by Stephen Alexander, Manager, Planning and Housing Services, under date of January 19, 2004.
8. **Staff Replacement - Transit Coordinator**
That Council authorize the replacement of the Transit Coordinator position as per Report MWS #04-2004 prepared by Fernand Hamelin, Manager, Municipal Works and Services, under date of January 28, 2004.

9. Staff Replacement - Clerk/Typist for Environmental Services Department

That Council approve the replacement of Clerk/Typist for the Environmental Services Department as per Report EECS #05-2004 prepared by Bill de Wit, Supervisor Water Purification Plant, under date of January 28, 2004.

ADOPTION OF GENERAL CONSENT

Moved by Councillors Leslie O'Shaughnessy and Joël Côté that all items listed under the General Consent portion of this Agenda be adopted as presented.

A recorded vote resulted as follows:

For: Councillors Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Leslie O'Shaughnessy, Mark A. MacDonald, Joël Côté, Jacques Lemire Huguette Burroughs and Mayor Phil Poirier

Absent: Councillor Naresh Bhargava

Motion Carried

RESOLUTIONS / BUSINESS ARISING FROM NOTICE OF MOTION**01-2004 PAC Composition** (*Notice of Motion January 26, 2004*)

Moved by Councillors Mark A. MacDonald and Leslie O'Shaughnessy

WHEREAS the Planning Act provides for an appointment of a P.A.C. composed of "such persons as the Council may determine"; and

WHEREAS it is the desire of Council to have a Planning Advisory Committee composed of some lay members.

NOW THEREFORE be it resolved that Council appoint *6 members* of Council and *5 members* of the community to the Committee, and that Notices for lay appointments for the P.A.C. be published in the newspaper and be subject to review and recommendations by the Lay Appointments Committee; and

NOW THEREFORE be it further resolved that Planning staff be directed to draft a revised set of operating procedures for the new P.A.C. to address the issue of Council being required to hold the Public Meeting.

A recorded vote on this matter resulted as follows:

For: Councillors Leslie O'Shaughnessy, Mark A. MacDonald, Huguette Burroughs

Against: Councillors Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Joël Côté, Jacques Lemire and Mayor Phil Poirier

Absent: Councillors Naresh Bhargava

Motion Defeated

It was then moved by Councillors Chris Savard and Mark A. MacDonald that Administration be directed to provide a report that would explore the feasibility of adding Lay Members to the Planning Advisory Committee.

A recorded vote on this matter resulted as follows:

For: Councillors Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Leslie O'Shaughnessy, Mark A. MacDonald, Joël Côté, Jacques Lemire Huguette Burroughs and Mayor Phil Poirier

Absent: Councillor Naresh Bhargava

Motion Carried

02-2004 Council Expense Report (*Notice of Motion January 26, 2004*)

Moved by Councillors Chris Savard and Perry Lalonde

WHEREAS there continues to be much public scrutiny with respect to the Expense Accounts of the Mayor and Members of Council; and

WHEREAS the public has the right to know and see a full public disclosure of all of these expenses on a regular basis.

NOW THEREFORE be it resolved that, beginning at the Regular Council Meeting of February 23, 2004, the Manager of Finance prepare a Monthly Report to be included in the Consent Section of the Council Agenda, detailing a full disclosure of the expenses incurred by all eleven (11) Members of Council for the current month and the year-to-date position; and

NOW THEREFORE be it resolved that the February 2004 Report include a detailed summary of all expenses since November 10, 2003; and

NOW THEREFORE be it further resolved that the Members of Council's Expense Claims follow the same reporting procedures as outlined in City Policy for staff.

A recorded vote on this matter resulted as follows:

For: Councillors Perry Lalonde, Chris Savard, Corey Kennedy, Glen Grant, Leslie O'Shaughnessy, Mark A. MacDonald, Joël Côté, Jacques Lemire, Huguette Burroughs and Mayor Phil Poirier

Absent: Councillor Naresh Bhargava

Motion Carried

03-2004 Personnel Committee (*Notice of Motion January 26, 2004*)

Moved by Councillors Leslie O'Shaughnessy and Glen Grant

WHEREAS all committees of Council are appointed by By-law; and

WHEREAS Council has several committees that deal with personnel issues; and

WHEREAS Council currently does not have a Council committee process to review matters affecting negotiations, employee benefit issues and other Human Resources matters; and

WHEREAS Council will recognize that the desired continuity required to be fair and consistent with all personnel is not possible within the present committee structure; and

WHEREAS members of Council have the experience and ability to deal with these issues and report back to Council in a responsible manner; and

WHEREAS these members of Council should have the opportunity to provide input in developing the criteria that will identify their area of involvement with personnel.

NOW THEREFORE be it resolved that a new Committee of Council be created and is to be named the Personnel Committee; and

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NOW THEREFORE be it further resolved that Administration prepare a Report and the corresponding By-law for Council's review at the next regular meeting; and

NOW THEREFORE be it further resolved that the initial members of this new Committee be Councillors Chris Savard, Glen Grant and Naresh Bhargava and the CAO along with other members of administration as may be required from time to time by this Committee; and

NOW THEREFORE be it further resolved that this Committee and the CAO meet as soon as possible after the passing of the required By-law to develop the areas of participation that this committee will undertake in dealing with personnel issues and return it to Council for consideration as soon as possible.

A recorded vote on this matter resulted as follows:

For: Councillors Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Leslie O'Shaughnessy, Mark A. MacDonald, Joël Côté, Jacques Lemire Huguette Burroughs and Mayor Phil Poirier

Absent: Councillors Naresh Bhargava

Motion Carried

04-2004 Draft Plan Approval

Moved by Councillors Glen Grant and Mark A. MacDonald

WHEREAS an application was submitted to withdraw an existing Draft Plan of Subdivision Brookgate Subdivision and replace it with a new Draft Plan for a development of fifty-five (55) single family lots, one commercial block and parkland block(s). The property is situated at the southeast corner of Brookdale Avenue and Tollgate Road. The property is legally described as Part of Lot 12, Concession 2, City of Cornwall.

NOW THEREFORE the Council enacts that the existing Draft Plan approval dated March 1998 and the associated Draft Plan conditions dated February 26, 1998 be rescinded in their entirety and that an application dated November 26, 2003 from Cartwave Realty, to subdivide Part of Lot 12, Concession 2, as indicated on a plan by MHBC Planning Consultants, dated January 7, 2004, be given draft approval, subject to the approvals of the Rezoning and Official Plan Amendment being dealt with in Planning Application Z-01-04 and to conditions contained in Appendix "A" to the January 8, 2004 Planning Advisory Committee's technical report. Approval will also be subject to the Plan being modified to show the inclusion of Block B in the Draft Plan.

A recorded vote on this matter resulted as follows:

For: Councillors Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Leslie O'Shaughnessy, Mark A. MacDonald, Joël Côté, Jacques Lemire, Huguette Burroughs and Mayor Phil Poirier

Absent: Councillors Naresh Bhargava

Motion Carried

**REPORTS from
UNFINISHED BUSINESS**

1. Motorized Wheelchairs and Scooters *(Item #101-2003 from Unfinished Business Listing) (see page 87)*

Moved by Councillors Joël Côté and Jacques Lemire that

- (a) Council approve Option 3 of this Report in that Council endorse the proposed By-law amendment to regulate wheelchairs operation upon City highways including sidewalks. At this time, with the limitations discussed before, it is believed that the proposed By-law amendment to the Traffic & Parking By-law 069-1989 would help to improve the safe operation of the wheelchairs and also provide certain consistency throughout the City. It would also create a starting framework for future improvement. In addition, the disabled community will have a tool to provide guidance to wheelchair users as to indicate to them the basic rules to drive more safely within the City. It would also help preventing the usage of medical wheelchairs as toys or recreational vehicles upon City's highways by non-disabled persons. However, in the City's solicitor opinion, this would automatically increase the City's liability; and
- (b) That other municipalities be requested to endorse the City of Cornwall's position and that they petition both levels of governments to recognize the need for stronger legislation on motorized wheelchairs and scooters upon city streets and sidewalks.

as discussed before as per Report EECS #06-2004 prepared by Enrique Kamm, Transportation Engineer, under date of February 2, 2004.

A recorded vote on this matter resulted as follows:

For: Councillors Perry Lalonde, Chris Savard, Corey Kennedy, Glen Grant, Leslie O'Shaughnessy, Mark A. MacDonald, Joël Côté, Jacques Lemire, Huguette Burroughs and Mayor Phil Poirier

Absent: Councillor Naresh Bhargava

Motion Carried

2. Community Bus Service *(Item #117-2003 from Unfinished Business Listing) (see page 97)*

Moved by Councillors Perry Lalonde and Huguette Burroughs that Council receive Report MWS #03-2004 prepared by Fernand Hamelin, Manager, Municipal Works and Services, under date of January 28, 2004 and that a one year review on this service be provided.

It was then moved by Councillors Corey Kennedy and Mark A. MacDonald that this matter be deferred until such time as additional information could be provided for Budget discussions.

A recorded vote on the deferral resulted as follows:

For: Councillors Chris Savard, Corey Kennedy, Mark A. MacDonald, Joël Côté,

Against: Councillors Perry Lalonde, Huguette Burroughs, Glen Grant, Leslie O'Shaughnessy Jacques Lemire and Mayor Phil Poirier

Absent: Councillor Naresh Bhargava

Motion to Defer Defeated

A recorded vote on the main motion resulted as follows:

For: Councillors Perry Lalonde, Chris Savard, Glen Grant, Leslie O'Shaughnessy, Mark A. MacDonald, Jacques Lemire Huguette Burroughs and Mayor Phil Poirier

Against: Councillors Corey Kennedy and Joël Côté

Absent: Councillor Naresh Bhargava

Motion Carried

3. City Purchasing Policy

(City Hall Office Equipment) (Item #006-2004 from Unfinished Business Listing) (see page 100)

Moved by Councillors Leslie O'Shaughnessy and Glen Grant that Council offer the Request for Proposal on furniture to the Mayor's Office to the Low Bidder being Future Office Products.

A recorded vote on the purchase of the desk resulted as follows:

- For:** Councillors Chris Savard, Korey Kennedy, Glen Grant, Leslie O'Shaughnessy and Mark A. MacDonald,
- Against:** Councillor Perry Lalonde, Jacques Lemire, Huguette Burroughs and Joël Côté,
- Abstained:** Mayor Phil Poirier
- Absent:** Councillors Naresh Bhargava

Motion Defeated

It was then Moved by Councillors Chris Savard and Perry Lalonde that Council receive Report FS #04-2004 prepared by David Dick, Manager, Financial Services, under date of February 2, 2004 and that it allow all prospects to bid on the revised specifications which would include those bidders who did not bid on the original specifications.

A recorded vote on this matter resulted as follows:

- For:** Councillors Perry Lalonde, Chris Savard, Mark A. MacDonald, Joël Côté, Jacques Lemire, Huguette Burroughs
- Against:** Councillors Korey Kennedy, Glen Grant and Leslie O'Shaughnessy
- Abstained:** Mayor Phil Poirier
- Absent:** Councillors Naresh Bhargava

Motion Carried**COMMUNICATION //REPORTS****1. Taxi By-law**

Moved by Councillors Jacques Lemire and Mark A. MacDonald

- (a) That Council receive Report PHS #04-2004 prepared by Stephen Alexander, Manager, Planning and Housing Services, under date of January 27, 2004; and
- (b) That Council give further direction to staff on whether Council is prepared to review the shifting of the Taxi By-law and its administration from the Police Services Board and its staff to the City and its staff.

A recorded vote on this matter resulted as follows:

- For:** Councillors Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Leslie O'Shaughnessy, Mark A. MacDonald, Joël Côté, Jacques Lemire Huguette Burroughs and Mayor Phil Poirier
- Absent:** Councillors Naresh Bhargava

Motion Carried**2. Space Accommodation Study - Cornwall Land Ambulance Base**

Moved by Councillors Mark A. MacDonald and Perry Lalonde that Council defer Report PS.Land #02-2004 prepared by Heather Arthur, Division Manager, Land Ambulance, under date of February 4, 2004 to Capital Budget Deliberations

A recorded vote on the deferral resulted as follows:

- For:** Councillors Perry Lalonde, Chris Savard, Glen Grant, Mark A. MacDonald, Joël Côté, Jacques Lemire, Huguette Burroughs and Mayor Phil Poirier
- Against:** Councillors Korey Kennedy and Leslie O'Shaughnessy
- Absent:** Councillors Naresh Bhargava

Motion Carried

TENDER and REQUEST FOR PROPOSAL BLOCK

1. Tender No. 04-T04 - Disposal of Surplus Equipment

It was then moved by Councillors Jacques Lemire and Mark A. MacDonald that Tender 04-T04 be awarded as follows

Item 1 to Champion Road Machinery Sales at the total bid price offered of \$6,200.00;
Item 2, 3, 6 and 9 to Wayne Cooper at the total bid price offered of \$1,935.00; Item 4 and 5 to Tom McGillis at the total bid price offered of \$620.00, and
Items 7 and 8 to Mr. Radiator at the total bid price offered of \$6,050.00.

plus applicable taxes being the best bids offered as per Report PU #07-2004 prepared by Paulette Heard, Purchasing Agent, under date of January 27, 2004.

A recorded vote on Tender 04-T04 resulted as follows:

For: Councillors Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Leslie O'Shaughnessy, Mark A. MacDonald, Joël Côté, Jacques Lemire, Huguette Burroughs and Mayor Phil Poirier

Absent: Councillor Naresh Bhargava

Motion Carried

2. Request for Proposal No. 03-R17 - Redesign of the City of Cornwall Website

Moved by Councillors Chris Savard and Glen Grant that RFP 03-R17 be deferred until additional information may be provided for Council's review. Report PU #07-2004 prepared by Paulette Heard, Purchasing Agent, under date of January 30, 2004.

Motion to Defer Carried

ITEMS SEPARATED FOR DISCUSSION

CONSENT

3. Planning Advisory and Hearing Committee (moved for discussion)

- (a) That the subject lands described legally as Part of Lot 12, Concession 2, City of Cornwall, lying in the southeast quadrant of Brookdale Avenue and Tollgate Road be re designated in the Official Plan from Urban Residential (U.RES) to a mixed Highway Commercial (H.C.)/Community Commercial (C.C.) designation;
- (b) That the subject lands, as described above, be rezoned from Residential 20 (RES 20) and Residential 30 (RES 30) zones to Highway Commercial (C.H.) with an exception to also permit Community Commercial (C.C.) uses;
- (c) That the lands which are to be dedicated to the City as parkland not be redesignated or rezoned;
- (d) That the proposed Home Depot development and ancillary commercial block be subject to the Site Plan Control process and that matters, as described in Section H to this report, be addressed to the satisfaction of the City. This is not considered an all-inclusive list and may be altered based on revisions to the development proposal;
- (e) That an appropriate Agreement, as determined by the City, be entered into between the proponent and Municipality identifying any and all off-site infrastructure improvement needs resultant from the Home Depot project. The costs of implementing such improvements will be borne solely by the development proponent;

- (f) That to implement the proposed O.P. and zoning changes, PAC adopt the recommendations in the accompanying report on the subdivision and rescind Draft Plan of Subdivision No. 04T-89004 commonly referred to as the draft Brookgate Subdivision;
- (g) That sound levels continue to be monitored to ensure they are in compliance with MOE standards. In the event such noise levels are not in compliance the Municipality will take appropriate action(s) to ensure the Home Depot development meets said standards;
- (h) That negotiations commence immediately with the appropriate landowner to construct Emma Avenue between Cumberland Street and Tollgate Road; and
- (i) That a Holding "H" category be applied to the front portion of Block "A" fronting on Brookdale Avenue, currently shown as being a sodded area in the Draft Site Plan.

as per PAC Report No. 1-1-04 prepared by Stephen Alexander, Manager, Planning and Housing Services, under date of January 19, 2004.

A recorded vote resulted as follows:

For: Councillors Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Leslie O'Shaughnessy, Mark A. MacDonald, Joël Côté, Jacques Lemire Huguette Burroughs and Mayor Phil Poirier

Absent: Councillors Naresh Bhargava

Motion Carried

NEW BUSINESS

PASSING OF BY-LAWS - Third and Final Reading

It was moved by Councillors Leslie O'Shaughnessy and Perry Lalone that By-law 033-2004 be deferred until additional information may be provided on the appointment of By-law Enforcement for Smoking Issues.

Motion Carried

Moved by Councillors Leslie O'Shaughnessy and Glen Grant that By-laws 019-2004 to 032-2004 inclusive, listed on the Agenda for third reading be taken as read a third time and finally passed.

A recorded vote resulted as follows:

For: Councillors Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Leslie O'Shaughnessy, Mark A. MacDonald, Joël Côté, Jacques Lemire Huguette Burroughs and Mayor Phil Poirier

Absent: Councillor Naresh Bhargava

Motion Carried

NOTICE OF MOTION

Monday, February 9, 2004


UNFINISHED BUSINESS LISTING

CONFIRMING BY-LAW

Moved by Councillors Joël Côté and Huguette Burroughs that By-law 034-2004 being a By-law to confirm the proceedings of the Council of The Corporation of the City of Cornwall at its meetings held on Monday, February 9, 2004, 2004, having been read a first, second and third time be now taken as read and passed.

Adjourned at 9:30 p.m.


DENISE LABELLE-GÉLINAS
CLERK


PHIL POIRIER
MAYOR

