



## Minutes Cornwall City Council

**Meeting ID:** 2009-05  
**Meeting Date:** Mon February 23, 2009 07:00 PM  
**Location:** Council Chambers  
**Chair:** Bob Kilger, Mayor  
**Prepared By:** Denise Labelle-Gelinas, City Clerk

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**Attendance Committee Members:**

Bob Kilger, Mayor  
Denis Thibault, Councillor  
Denis Carr, Councillor  
Mark MacDonald, Councillor  
Elaine MacDonald, Councillor  
Glen Grant, Councillor  
Kim Baird, Councillor  
Bernadette Clément, Councillor  
André Rivette, Councillor  
Syd Gardiner, Councillor  
Mary Ann Hug, Councillor

**Attendance Staff:**

Paul W. Fitzpatrick, Chief Administrative Officer  
Manon L. Poirier, Deputy Clerk  
Donna Derouchie, Manager Glen-Stor-Dun Lodge  
Doris MacLean, Division Manager  
Enrique Figueredo Kamm, Transportation Engineer  
Maureen Adams, G.M., Financial Services  
Myles Cassidy, Manager Emergency Services  
Norm Levac, G.M., Infrastructure and Municipal Works  
Robert Menagh, Manager Human Resources  
Stephen Alexander, G.M. Planning, Parks and Recreation - Secretary of the Planning and Advisory and Hearing Committee  
Tracey Bailey, Accounting Supervisor / Deputy Treasurer

### IN-CAMERA SESSION

An In-Camera meeting was held at 5:00 p.m. to discuss matters that fell under the Municipal Act, 2001, c.23 s.239:

- 2 (a) the security of the property of the municipality or local board;
- 2 (b) personal matters about an identifiable individual, including municipal or local board employees;
- 2 (c) a proposed or pending acquisition or disposition of land by the municipality or local board;
- 2 (e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;
- 3.1 (1) The meeting is held for the purpose of educating or training the members.

**ROLL CALL**

Mayor Bob Kilger called the meeting to order at 7:00 p.m.

**INVOCATION**

Reverend Jessica Worden  
Trinity Anglican Church

**NATIONAL ANTHEM**

Assembly

**ADDITIONS, DELETIONS OR AMENDMENTS**

All matters listed under General Consent, save and except "Delegations" are considered to be routine and will be enacted by one motion. Should a Council member wish an alternative action from the proposed recommendation, the Council member shall request that this matter be moved to "Communications" at this time.

Addition of Resolution 2009-09 - Port Theatre Parking Lot

**DISCLOSURE OF INTEREST**

There were no disclosures of interest.

**COMMITTEE OF THE WHOLE**

Motion that Council go into Committee of the Whole and that all Minutes, Presentations, Delegations, Consent/Correspondence, Resolutions, Reports and By-laws 017 to 023 of 2009 shall be considered and referred to that Committee.

Moved By: André Rivette, Councillor  
Seconded By: Bernadette Clément, Councillor

**MOTION CARRIED**

**GENERAL CONSENT**

*CONSENTEMENT GÉNÉRAL*

**ADOPTION OF MINUTES**

The following Minutes were presented for adoption. There being no corrections noted, the Minutes are approved as presented

**1 February 5, 2009 Cornwall City Council Meeting**

Click for detail --> 

**2 February 9, 2009 Cornwall City Council Meeting**

Click for detail --> 

Motion to endorse the Minutes of Council as presented.

Moved By: Mary Ann Hug, Councillor

Seconded By: Kim Baird, Councillor

**MOTION CARRIED**

**PASSING OF THE BY-LAWS - FIRST AND SECOND READINGS**

The following By-laws were presented to Council for passing and it was recommended that By-laws 017 to 023 of 2009 inclusive be read a first time and be considered as read a second time.

**2009-017 A Bylaw to amend Bylaw 164-2005 being a Bylaw to Govern the Proceedings of the Council of The Corporation of the City of Cornwall.**

Click for detail --> 

**2009-018 A by-law to authorize the execution of a tax arrears extension agreement for roll number 0402 030-002-07700 pursuant to section 378 of the Municipal Act, 2001**

Click for detail --> 

**Exp-018 Explanation of Purpose and Effect of By-law No. 018, Tax Extension Agreement**

Click for detail --> 

**2009-019 A Bylaw to amend the Traffic and Parking By-law to impose Parking Restrictions on Glengarry Blvd.**

Click for detail --> 

**Exp-019 Explanatory Note to Bylaw 019 - Traffic and Parking By-law amendment. Glengarry Blvd. Parking Restrictions.**

Click for detail --> 

**2009-020 Traffic and Parking By-law amendment - Metered Parking**

Click for detail --> 

**Exp-020 Amendment - Traffic and Parking By-law 069-1989**

Click for detail --> 

**2009-021 A Bylaw to further amend Bylaw 751-1969, the Zoning Bylaw as amended of The Corporation of the City of Cornwall, being a Bylaw respecting the use of land and the use and location of buildings for land situated on the west side of Sydney Street and south of Second Street, municipally known as 126 Sydney Street.**

Click for detail --> 

**Exp-021 Explanation of Purpose and Effect for Site Specific Rezoning for 126 Sydney Street**

Click for detail --> 

**2009-022 A By-law authorizing The Corporation of the City of Cornwall to enter into various Heart of the City (HOTC) Program 2: Building Restoration and Improvement Program Funding Agreements**

Click for detail --> 

**Exp-022 Explanation of Purpose and Effect of Bylaw 022, for HOTC Applications approved on February 17, 2009 PAC**

Click for detail --> 

**2009-023 A Bylaw to enter various Outlet Agreements to carry on the business of public transit and the sale of monthly bus passes.**

Click for detail --> 

## **CONSENT/CORRESPONDENCE**

### **1 Proclamation and Tag Day**

Click for detail --> 

#### Action Recommended

1. That Council declare December 6-12, 2009 as English as a Second Language week in the City of Cornwall.
2. That Council declare June 24, 2009 at St. John Ambulance day to commemorate their 125th anniversary.
3. That Council permit the S.D. & G. Army Cadets to hold a Tag Day on Saturday, April 4, 2009.

### **2 PAC Report #06-2009, Cornwall Planning Programs Evaluation Committee (CPPEC) Funding Allocations/Approvals (Consent Agenda)**

Click for detail --> 

**Action Recommended**

That Council endorse the following PAC recommendations:

(a) File HOTC #06-08 (Addendum) - 35 Second St E -Susan & Chris Martin, applicant

That HOTC #06-08 - 35 Second St E request be approved as follows:

Program 8 - Energy Conservation Grant - \$10,000.00

(b) File HOTC #09-08 (Addendum) - 9-11 Fourth St E -Ubonone Sattaboot, applicant

That HOTC#09-08 9-11 Fourth St E request be approved as follows:

Program 8 - Energy Conservation Grant - \$2,950.00

(c) File HOTC #03-09 (New) - 20 Seventh St W - Lahaie & Sullivan Cornwall Funeral Homes, applicant

That HOTC #03-09 - 20 Seventh St W request be approved as follows:

Program 2 - Building Restoration and Improvement Program - \$25,000.00

Program 3- Project Feasibility Study Grant - \$3,000.00

Program 4 - Heritage Sign Grant - \$2,000

Program 5 - Municipal Planning / Development Fees Grant Program -actual

Program 6 - Discretionary Municipal Tipping Fees Grant - Actual

Program 8 - Energy Conservation Grant - \$10,000.00

(d) File HOTC #04-09 (New) - 614 First St E - Lahaie & Sullivan Cornwall Funeral Homes, applicant

That HOTC #04-09 - 614 First St E request be approved as follows:

Program 2 - Building Restoration and Improvement Program - \$25,000.00

Program 3- Project Feasibility Study Grant - \$3,000.00

Program 4 - Facade and Heritage Sign Grant - \$11,000

Program 5 - Municipal Planning / Development Fees Grant Program - Actual

Program 6 - Discretionary Municipal Tipping Fees Grant - Actual

Program 8 - Energy Conservation Grant - \$10,000.00

**3 Payment of Indigent Funerals**

Click for detail --> 

**Action Recommended**

That Council endorse the Resolution presented by the Untied Counties of Stormont, Dundas and Glengarry in petitioning the Ministry of Community and Social Services to request a review and appropriate adjustment of the recommended rates for indigent funerals on behalf of the Consolidated Municipal Service Manager (CMSM) for the City of Cornwall and United Counties of Stormont, Dundas and Glengarry.

**4 Staff Replacement - Full Time Chef**

Click for detail --> 

**Action Recommended**

Council approve the replacement of one (1) Full-Time Chef, at the Glen-Stor-Dun Lodge, effective February 28, 2009.

**5 Staff Replacement - Full Time Health Care Aide**

Click for detail --> 

Action Recommended

That Council approve the replacement of one (1) Full-Time Health Care Aide.

**6 Replacement of Building Permits and Bylaw Clerk in the Building and Bylaw Division**

Click for detail --> 

Action Recommended

That staff be authorized to fill the vacant position of Building Permits and Bylaw Clerk within the Building and Bylaw Division.

**GENERAL CONSENT**

Motion that all items listed under the General Consent portion of this Agenda be adopted as presented.

Moved By: Bernadette Clément, Councillor

Seconded By: Syd Gardiner, Councillor

**MOTION CARRIED**

**RESOLUTIONS / BUSINESS ARISING FROM NOTICE OF MOTION**

**2009-06 Amending Procedural Bylaw 164-2005**

Click for detail --> 

**WHEREAS** Procedural Bylaw 164-2005, under Section 20.5 provides an opportunity for Council Members to introduce New Business motions at any given public meeting, which is also read during the public meeting; and

**WHEREAS** the Procedural Bylaw 164-2005 under Section 16.8 provides Members of Council an opportunity to introduce a Notice of Motion during a public meeting, which is read and included in the minutes of that public meeting; and

**WHEREAS** with the new E-Genda process, requires all submissions to be included to the Agenda prior to its final publication; and

**WHEREAS**, there also exists a need to review all information provided, with sufficient lead time to properly handle the request prior to it being introduced to the public.

**NOW THEREFORE BE IT RESOLVED** That the Procedural Bylaw be amended to reflect the following:

1. That section 16.4.1 **Notice of Motion** be amended as follows:

"A Member may introduce a "Notice of Motion" for an upcoming meeting that would not otherwise be considered by Council at such meeting, by delivering a written copy of the motion, either in person or by electronic means, signed and/or endorsed by the mover and seconder of the proposed motion, to the Clerk no later than Wednesday prior to the upcoming Public Meeting, and where the motion, once reviewed by the Mayor, CAO and Clerk and shall be added to the published Agenda."

2. That the following words at the end of Section 16.8 be deleted: "...Or be read at the end of a regularly scheduled meeting of the Council."

3. Add Section 16.9 to read as follows:

"Should the Notice of Motion not be delivered to the Clerk on the Wednesday prior to the Agenda being published and there exist a time sensitive emergency situation arising, requiring the Council's immediate attention and that falls under the "Notice of Motion" criteria, the Clerk, after reviewing its content with the Mayor and CAO, may introduce the matter at the Council meeting that best addresses the time sensitive issue."

4. That section 20.5 **New Business**, be deleted and replaced as follows:

"Motions of a new business nature filed after the Agenda has been published for any given meeting, shall be introduced to the next regularly published agenda and shall be read during the New Business section of the Council.

5. Add Section 20.8 to read as follows:

"Should a matter which falls under the New Business criteria not be delivered to the Clerk on the Wednesday prior to the Agenda being published and there exist a time sensitive emergency situation arising, requiring the Council's immediate attention, the Clerk, after reviewing its content with the Mayor and CAO, may introduce the matter at the Council meeting that best addresses the time sensitive issue."

6. And that Council endorse By-law no. 017 of 2009 relative to these changes.

That the Procedural Bylaw be amended to reflect changes with respect to Notices of Motions and New Business items and the time frame for submission.

Moved By: Denis Thibault, Councillor  
Seconded By: Syd Gardiner, Councillor

**MOTION DEFEATED**

**2009-07 Cornwall Regional Art Gallery**

Click for detail --> 

**WHEREAS** The Cornwall Regional Art Gallery is in need of additional space; and

**WHEREAS** the Cornwall Public Library has ample space in its basement to house the Art Gallery, Heritage and Cultural Groups; and

**WHEREAS** the design plans were prepared by the Thompson Rosemount Group 12 years ago; and

**WHEREAS** the federal government has identified \$60 million dollars designated to heritage, culture and libraries in its recent budget; and

**WHEREAS** the City of Cornwall has moved in the direction of placing our offices in city owned buildings.

**NOW THEREFORE BE IT RESOLVED** That Council instruct Administration to try to access monies from the federal infrastructure budget and that Administration be directed to conduct a feasibility study, and cost study to move CRAG to the Library and to include Heritage and Cultural Groups under one roof.

Motion to approve the recommendation as presented.

Moved By: Syd Gardiner, Councillor  
Seconded By: Glen Grant, Councillor

Motion to defer and refer to Administration for additional information on costs involved in pursuing this recommendation.

Moved By: Syd Gardiner, Councillor  
Seconded By: Denis Carr, Councillor

**MOTION to DEFER**

**CARRIED**

**2009-08 Condominium Draft Approval - 710 Cotton Mill Street**

Click for detail --> 

**WHEREAS** as application was submitted for Draft Plan Approval of a Condominium located at 710 Cotton Mill Street, for the development of 60 units, composed of 48 one-bedroom units and 12 two-bedroom units, in a 5 storey condominium building. The building is located at the north east corner of Cotton Mill Street and McConnell Avenue and was the former Cotton/Finishing Mill, legally described as Part of Lot 7, Concession 1 and Part of Lot 150 Registered Plan No.16.

**NOW THEREFORE** the Council of the Corporation of the City of Cornwall enacts that the application dated January 9, 2009 from R.M.P Construction, to develop the condominium on Part of Lot 7, Concession 1 and Part of Lot 150 Registered Plan No. 16, as indicated on a Plan by André Barrette, O.L.S dated January 9, 2009, be given draft approval, subject to the satisfaction of staff that conditions dated February 6, 2009 contained in Appendix "A" to the Planning Advisory Committee's technical report dated February 11, 2009, have been completed, and furthermore, that the Mayor and Clerk are hereby authorized to sign the final version of the Registered Condominium Plans upon satisfactory completion of the Condominium Agreement and Draft Plan conditions.

Motion to approve the recommendation as presented.

Moved By: Bernadette Clément, Councillor  
Seconded By: Denis Carr, Councillor

**MOTION CARRIED**



**2009-09 Port Theatre Parking Lot**

Click for detail --> 

**WHEREAS** Le Village BIA Wishes to host its annual festivities entitled "Cabane a Sucre" beginning Friday April 3rd to Sunday April 5th, 2009; and

**WHEREAS** there is not sufficient time provided from the next regular Council meeting of March 23rd to the dates selected for these festivities; and

**WHEREAS** these festivities require a parcel of land that will assist them to display the temporary erection of various venues and where the Port Theatre Parking Lot is the preferred site to host the temporary venues; and

**WHEREAS**, the City of Cornwall is the Lessee of this parcel of land and permission is requested for the use by Le Village BIA organizing Committee.

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF CORNWALL ENACTS AS FOLLOWS:**

That The Council of The Corporation of the City of Cornwall provide permission for Le Village BIA Organizing Committee to make use of the Port Theatre Parking Lot, beginning Thursday April 2nd up to and including Sunday April 5, 2009; and

**Be It Further Resolved** that Le Village BIA Organizing Committee provide proper media notice that this facility will be in use for other than public parking.

Motion to approve the recommendation as presented.

Moved By: Mark MacDonald, Councillor  
Seconded By: André Rivette, Councillor

**MOTION CARRIED**

**REPORTS FROM UNFINISHED BUSINESS**

**COMMUNICATIONS / REPORTS**

**1 Ambulance Vehicle Replacement**

Click for detail --> 

Action Recommended

That Council approve the purchase three (3) replacement ambulances to be delivered mid year of 2009.

Motion to approve the recommendation as presented.

Moved By: André Rivette, Councillor  
Seconded By: Denis Thibault, Councillor

**MOTION CARRIED**

## **2 Traffic and Parking Committee Resolutions**

Click for detail --> 

### **Action Recommended**

That Council approve the following recommendations:

1. That all current short term parking rates be maintained during 2009 and be reviewed only in 2010.
2. That the set fines for expired meters, no parking ticket displayed, and similar metered parking related fines be increased to \$20.00 from the current \$10.00.
3. That the Parking Monthly Passes be increased to \$50.00 per month from the current \$34.20. This increase will be made in three steps; increase to \$40.00 per month effective July 1, 2009; to \$45.00 effective January 1, 2010; and the final increase to \$50.00 per month effective on January 1, 2011. The increased rates will also be subject to the existing long term pass discount policy.
4. That the City continue to lease the 'Port Theatre' parking lot and continue to monitor the same.

Motion to approve the recommendation as presented.

Moved By: André Rivette, Councillor

Seconded By: Glen Grant, Councillor

Motion to amend Resolution 2009-02 "Traffic and Parking Committee Resolutions" under Section 1 to remove at the end of sentence no. 1 "and be reviewed only in 2010" and be replaced by "to evaluate a new rate for January 2010."

Moved By: Denis Thibault, Councillor

Seconded By: Kim Baird, Councillor

**AMENDING MOTION CARRIED  
MAIN MOTION CARRIED AS AMENDED**

## **3 Request for Funding - La Citadelle Secondary School**

Click for detail --> 

### **Action Recommended**

That Council support the transfer of up to a maximum of \$2,000.00 to offset costs for Transit charter and room rental of Civic Complex for the 6th annual franco-ontarien provincial festival; and that the one time transfer be taken from profits made through the recent Conference of Association of Francophone Municipalities of Ontario.

Motion to approve the recommendation as presented.

Moved By: Syd Gardiner, Councillor

Seconded By: Bernadette Clément, Councillor

**MOTION CARRIED**

#### **4 Traffic and Safety Analysis - Glengarry Boulevard**

Click for detail --> 

##### **Action Recommended**

That Council approve the following:

1. That after the Courtaulds Spur project, from Marleau Av. to Second St.E., is completed and in full operation, the City undertakes a traffic volume and speed analysis as well as pedestrian movement and crossing study on Glengarry Blvd., between Second St. and St. Felix church.
2. That the construction of a sidewalk on the east side of Glengarry Blvd., between Second St.E. and Third St. be considered for the 2009 capital budget (value \$24,000).
3. That only after recommendation number 1 above is completed, the construction of a sidewalk on the east side of Glengarry Blvd., between Third St. and Dundas Ct., be assessed, based on the results of the pedestrian and traffic analysis.
4. That the implementation of a signalized pedestrian crossing not be considered at this time.

Motion to approve the recommendation as presented.

Moved By: André Rivette, Councillor

Seconded By: Mark MacDonald, Councillor

Motion to postpone Resolution 03-2009 to future a meeting and that Administration review the costs of installing a Crosswalk or Stop Signs.

Moved By: Mark MacDonald, Councillor

Seconded By: André Rivette, Councillor

**MOTION to DEFER**

**CARRIED**

#### **TENDERS AND REQUESTS FROM PROPOSAL**

##### **1 Tender No. 09-T01 Supply of High Performance Cold Mix Asphalt**

Click for detail --> 

##### **Action Recommended**

That Tender 09-T01 be awarded for a one (1) year period to Tech-Mix, div. de Beau-Val inc., Varennes, Quebec.

Motion to approve the recommendation as presented.

Moved By: Denis Carr, Councillor

Seconded By: Syd Gardiner, Councillor

**MOTION CARRIED**

## **PRESENTATIONS**

### **1 PRESENTATION - Cornwall Carbon Reduction Initiative**

Click for detail --> 

Mr. Naresh Bhargava, Chair of Cornwall Carbon Reduction Initiative was accompanied by Jennifer Mattice, Project Coordinator. Mr. Bhargava provided an annual review of the Committee's work and their ongoing efforts to reduce carbon within our community. The Committee's objectives are to provide outreach and education activities about our climate change; promote long-term behavioural change as well as direct measurable actions to reduce emissions.

Current activities entertained by the Committee are trade shows, solar car challenge, speaker's forum, website information, outreach at fairs and events as well as supporting other agencies delivering energy conservation messages. Mr. Bhargava further provide information, through comparative charts in so far as electrical consumption by residential units as well as non-residential units; natural gas consumption and carbon equivalent emissions within the City of Cornwall. In conclusion, Mr. Bhargava requested Council to create a departmental challenge to reduce energy consumption and set a community carbon reduction goal to be achieved by 2020.

## **DELEGATIONS**

None

## **NEW BUSINESS**

None

## **PASSING OF BY-LAWS - THIRD AND FINAL READING**

1. That By-laws 2009-018, 2009-019, 2009-021, 2009-022 and 2009-023 listed on the Agenda for third reading be taken as read a third time and finally passed.

Moved By: Glen Grant, Councillor  
Seconded By: Syd Gardiner, Councillor

**MOTION CARRIED**

2. That By-law 2009-017 not be given third reading

3. That By-law 2009-020 be taken as read a third time and finally passed.

Moved By: Mark MacDonald, Councillor  
Seconded By: André Rivette, Councillor

**MOTION CARRIED**

## **REPORTS FROM AD HOC COMMITTEES OF COUNCIL**

### **1. Winterfest 2009**

Councillor Kim Baird thanked the Volunteers and Staff of the Planning, Parks and Recreation Department for the excellent job done on Winterfest 2009.

### **2. Business Excellence Award**

Mayor Bob Kilger congratulated the Chamber of Commerce on its Business Excellence Award evening this past Saturday and also congratulated Tom and Gail Kaneb on their Citizen of the Year award.

## **NOTICES OF MOTION**

### **1 Courtaulds Property - Shovel Ready**

Click for detail --> 

### **2 Multi-Sport Centre - Design Project**

Click for detail --> 

## **UNFINISHED BUSINESS LISTING**

The Unfinished Business Listing was presented and no discussion ensued.

### **1 Unfinished Business for February 23, 2009**

Click for detail --> 

## **CONFIRMING BY-LAW**

### **FIRST, SECOND AND THIRD READINGS**

That By-law 2009-024, 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, February 23 2009, having been read a first, second and third time, be now taken as read and passed.

**2009-024 A By-law to adopt, ratify and confirm the proceedings of the Council of The Corporation of the City of Cornwall at its meetings held on Thursday February 5 and Monday February 9, 2009.**

Click for detail --> 

Motion to endorse

Moved By: Bernadette Clement, Councillor

Seconded By: Mary Ann Hug, Councillor

**MOTION CARRIED**

**ADJOURNMENT**

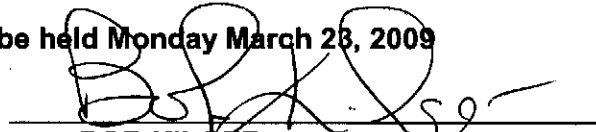
Motion to adjourn the Regular Council Meeting of Monday, February 23, 2009 at 8:45 p.m.

Moved By: André Rivette, Councillor  
Seconded By: Denis Carr, Councillor

**MOTION CARRIED**

**NEXT REGULAR MEETING OF COUNCIL to be held Monday March 23, 2009**

  
DENISE LABELLE-GELINAS  
CLERK

  
BOB KILGER  
MAYOR

  
MANON POIRIER  
DEPUTY CLERK

Motion to endorse the Minutes of Council as presented.

Motion to move discussions to an In-Camera meeting in order to discuss matters that fall under the Municipal Act, 2001, c.23 s.239, as previously indicated.

Moved By: Denis Thibault, Councillor  
Seconded By: Glen Grant, Councillor

**MOTION CARRIED**