

19/89

CITY COUNCIL #05-89

February 13, 1989  
7:30 p.m.

The regular meeting of City Council was held this evening when the following members were present: His Worship Mayor Phil Poirier, Aldermen C. Poirier, F. Guindon, A. Lebano, R. Lalonde, T. Green, A. Leblanc, D. Carr, T. Lalonde, G. Leger and S. Backs.

Also in attendance were the following administrative personnel: Hugh John Cook, Chief Administrative Officer, William Knight, Director of Planning and Engineer, Doug Leighton, Director of Economic Development, Frank McDonald, Director of Finance and Administration, Steve Alexander, Dave Fielding, Fern Hamelin and Richard Allaire, City Clerk.

INVOCATION - Rev. Patricia Hanna - St. John's Presbyterian Church

PRESENTATIONS

ADOPTION OF MINUTES

It was moved by Aldermen T. Lalonde and Backs that the Minutes of regular Council of January 23rd, 1989, be adopted.

CARRIED

It was moved by Aldermen R. Lalonde and Guindon that the Minutes of Special Council, Capital Budget, of January 30th, 1989, be adopted.

CARRIED

It was moved by Aldermen Leblanc and Leger that the Minutes of Special Council of January 31st, 1989, be adopted.

CARRIED

It was moved by Aldermen T. Lalonde and Green that the Minutes of Committee of Council of January 23rd, 1989, be adopted.

CARRIED

COMMITTEE OF THE WHOLE

Moved by Aldermen Lebano and Poirier that Council go into Committee of the Whole and that all delegations, resolutions, communications and by-laws be referred to that Committee and that by-laws no. 018 to 036, 1989, be given first reading.

CARRIED

BY-LAWS - First Reading

- 018 - A by-law to amend by-law 110-1983 and repeal by-law 009-1986 - Committee of Adjustment Fees.
- 019 - A by-law to authorize the acquisition of property from Trinity Anglican Church being Part 1 Ref. Pl. 52R-2954 for dedication as a highway and naming it Augustus Street.(Communication #3)
- 020 - A by-law to further amend by-law no. 139-81 of the City of Cornwall, being a by-law respecting the designation of land as a site plan control area, pursuant to section 40 of the Planning Act, R.S.O. 1980.
- 021 - A by-law to amend By-law no. 2026, 1976 - Traffic by-law for the speed limit on Boundary Road.
- 022 - A by-law to further amend by-law No. 751-69 of the City of Cornwall, being a by-law respecting the use of land and the use and location of buildings.(Rozon - B & M Meatmarket Chip Stand)
- 023 - A by-law to amend the Official Plan of the Corporation of the City of Cornwall (Official Plan Amendment No.29) for Application from John Auger to amend Mobile Home Park to Urban Residential on Southside of Tollgate Road West.
- 024 - A by-law to further amend by-law No. 751-69 of the City of Cornwall, being a by-law respecting the use of land and the use and location of buildings.(pertains to by-law 023/1989)
- 025 - A by-law to amend the Official Plan of the Corporation of the City of Cornwall (Official Plan Amendment No.30) for Application from W. Wise (formerly known as Celanese Chemicals Property).

- 026 - A by-law to further amend by-law No. 751-69 of the City of Cornwall, being a by-law respecting the use of land and the use and location of buildings.(pertains to by-law 025/1989)
- 027 - A by-law to further amend by-law no. 139-81 of the City of Cornwall, being a by-law respecting the designation of land as a site plan control area, pursuant to section 40 of the Planning Act, R.S.O. 1980.(pertains to by-law 025/1989) known as Doc's Place Subdivision.
- 028 - A by-law to amend the Official Plan of the Corporation of the City of Cornwall (Official Plan Amendment No.31) for Cornwall Indoor Tennis Club - Saunders Drive
- 029 - A by-law to further amend by-law No. 751-69 of the City of Cornwall, being a by-law respecting the use of land and the use and location of buildings.(pertains to by-law 028/1989)
- 030 - A by-law to further amend by-law no. 139-81 of the City of Cornwall, being a by-law respecting the designation of land as a site plan control area, pursuant to section 40 of the Planning Act, R.S.O. 1980.(pertains to bylaw 028/1989)
- 031 - A by-law to establish schedules of retention periods for documents, records and other papers of the Municipality of Cornwall. 45.01
- 032 - A by-law to authorize the Mayor and Clerk to enter into an Agreement of Sale for property off Lochiel St. behind Lancaster and Montcalm Court. 50.09
- 033 - A by-law to authorize the sale of land to Alan Schwartz-in-Trust. 36.20.08
- 034 - A by-law to amend Schedule "A" to By-law 019/88 a bylaw under the Building Code Act respecting permits and related matters.
- 035 - A by-law to amend Schedule "A" to By-law 020/88 a bylaw to licence, regulate and govern plumbing contractors, master plumbers and journeymen plumbers and to provide for the inspection of plumbing and sewer installations.
- 036 - A bylaw to authorize the Sale of Industrial Land to Cornwall Warehousing Limited. 36.20.08

DELEGATIONSCORNWALL JOINT HOSPITALS FUND 10.13.

Mr. Harry Follon, President of the Board of Directors for The Religious Hospitallers of St. Joseph Health Centre of Cornwall and Mr. William Pickard, President of the Board of Governors for the Cornwall General Hospital presented Council with a joint appeal. The gentlemen indicated that with financing coming from the Ministry of Health, the City of Cornwall, the United Counties and the citizens of Cornwall plus a commitment of the hospitals' financial resources, the project will have cost approximately \$25,000,000.00. It was indicated that early this summer, the projects will be completed, however, both hospitals have had to borrow funds to meet their commitments. It was indicated that the City's pledge of \$1,750,000.00 will not be received in full until August, 1992. It was further indicated that by spreading the City's pledge over a five year period, it will cost the hospitals approximately \$525,000.00 in interest charges. The delegation concluded its presentation by requesting that the City Council give serious consideration to the following two proposals:

- a) that the pledge be paid in full, this year; or
- b) that the pledge be increased by \$500,000.00 over the next five years.

Once Council members had an opportunity to question the delegation, it was moved by Aldermen Leger and Lebano that the request from the Cornwall Joint Hospitals Fund be referred to Administration for a report to be considered at the next regular meeting of City Council.

CARRIEDRESOLUTIONS

#1-1989 <sup>10.10</sup> It was moved by Aldermen Green and Carr that Council support the position taken by the Association of Municipalities of Ontario for the delay of the passage of Bill 187.

CARRIED

#2-1989 <sup>10.10</sup> It was moved by Aldermen Leger and Leblanc that the Council of the Corporation of the City of Cornwall request from the Ministry of Transportation an allocation of subsidy funds in the amount of \$5,099,500. for proposed expenditures for highway improvements.

CARRIED

CONSENT AGENDA

It was moved by Aldermen T. Lalonde and Backs, that Consent Agenda be approved with the exception of Item D which becomes No. 15 under Communications and Item B which becomes No. 16 under Communications.

CARRIED

- A. Environmental Control Comm. 55.20  
That Council receive the Minutes of November 16th, 1988.
- B. Town of Paris 10.10  
See Item No. 16 of Communications.
- C. Ménard Park-Sunrise Acres 20.40.12  
That Council receive the letter from Menard Bros. Limited in concurrence with naming the park in Sunrise Acres as Menard Park.
- D. Town of Newmarket 10.10  
See Item No. 15 of Communications.
- E. PAC - 1-5 30.40.15  
That Council approve the proposed revision to change Block 182 to 3 fourplex lots on draft plan 04T-87009 on a portion of the Phase I draft approved Plan of Northdale Terrace Subdivision.
- F. Official Plan Amendments 26 & 27 30.40.25  
That Council concur with the suggested Ministry modifications to Official Plan Amendment Numbers 26 and 27 and that a resolution stating such concurrence be sent to the Ministry of Municipal Affairs.
- G. Upper Canada Playhouse 45.10  
That Council approve the request from the Upper Canada Playhouse to obtain a Bingo Lottery License to operate a bingo at the Bingo Centre in Cornwall.
- H. Environmental Control Comm. 55.20  
That Council receive the Minutes of January 18th, 1989.
- I. Township of Cornwall O.P. 30.40.01  
That the City of Cornwall advise the Minister of Municipal Affairs that its request to defer those sections of the Township of Cornwall Official Plan that apply to the Eamers Corners/Rosedale Terrace area are withdrawn.

J. Audit Committee Minutes 10.25

That Council receive the Minutes of Meeting 89-2 dated January 25th, 1989.

K. Nativity Hall Bingo 45.10

That Council approve the request to hold a super bingo on March 17th, 1989.

COMMUNICATIONS1. Landfill Site Tipping Fees 30.20.14

It was moved by Aldermen Green and Poirier that by-law 113-1980 known as the Solid Waste by-law be amended with Schedule "A" attached and that the attachments entitled:

- Operation of Landfill Site Procedures - Tipping Fee
- Residential Waste - Picked up by Private Haulers
- Credit System

Be approved.

It was then moved by Aldermen Carr and Guindon that the implementation of the Tipping Fees be delayed for one month during which time City Council would have a public meeting with those commercial haulers concerned.

After much debate a recorded vote was requested on both the amendment and the main motion. The votes resulted as follows:

<u>For</u>	<u>Against</u>
Alderman T. Lalonde	Mayor Poirier
Alderman Lebano	Alderman R. Lalonde
Alderman Guindon	Alderman Backs
Alderman Carr	Alderman Poirier
Alderman Leblanc	Alderman Green
	Alderman Leger

Amendment was DEFEATED 6 - 5

<u>For</u>	<u>Against</u>
Mayor Poirier	Alderman T. Lalonde
Alderman R. Lalonde	Alderman Lebano
Alderman Backs	Alderman Guindon
Alderman Poirier	Alderman Carr
Alderman Leger	Alderman Leblanc
Alderman Green	

Main Motion was CARRIED 6 - 5

2. Solid Waste Management 30.20.14

It was moved by Aldermen Green and Poirier that Council authorize Administration to incorporate the attached list of projects in the Agenda and Appendix in Section 11 of the Capital Forecast.

CARRIED

3. Proposed Legion Baseball Diamond 20,40,12

It was moved by Aldermen Poirier and T. Lalonde to receive the Report prepared by the Chief Administrative Officer dated February 13th, 1989.

CARRIED

It was then moved by Aldermen Lebano and R. Lalonde that the Royal Canadian Legion be advised that their proposal to construct four minor baseball diamonds in the area north-east of the Civic Complex be approved, subject to approval by Public Works Canada on any leasing arrangement and subject to the completion of a satisfactory Site Plan Agreement.

CARRIED

4. Trinity Anglican Church 30.08.08

It was moved by Aldermen T. Lalonde and Backs that Council approve the land acquisition of Part 1 of Reference Plan 52R-2954 for the consideration of \$1.00 plus legal fees; and that council pass a bylaw to dedicate the property acquisition for highway purposes under the provisions of the Transportation Highway Improvements Act and name it Augustus Street (By-law 019-1989).

CARRIED

5. Office Space Accomodation 25.09.01

It was moved by Aldermen Carr and Leblanc that the Report from the Director of Planning & Engineer dated January 31st, 1989, on Office Space Accomodation be received.

CARRIED

It was then moved by Aldermen Carr and Lebano that the City approach the Provincial Government to determine if a commitment can be obtained to have the province provide a government facility to house the provincial courts, a police station and perhaps other government agencies.

CARRIED

6. Tender #70-88 30.20.07

It was moved by Aldermen T. Lalonde and R. Lalonde to approve Recommendations A and C and defer Item B of Tender #70-88 for the supply of automobile and truck tires and tubes as follows:

Schedule "A" - Supply and installation of tires and tubes to be awarded to the low bid for each item, installed or not installed.

SCHEDULE "C" - That this section be awarded to the low bid for each item.

CARRIED

7. No Smoking Signs 45.10

It was moved by Aldermen Leblanc and T. Lalonde that Council support the action taken by the City Clerk's Department as per the Recommendation from the Environmental Control Committee that at the point of issuing a license or renewing a license that the proprietor be given a number of "No Smoking" signs and remind him of his responsibility to post same as set out in By-Law No. 186, 1986.

CARRIED

8. PAC - 1-1 30.40.15

It was moved by Aldermen Poirier and Leblanc that Council approve the Application from Stephane Rozon for a zoning by-law amendment to allow for an exception to the Manufacturing 20 (MFR20) zone at 800 Cumberland St. and that the operation be allowed to operate from May 1st to October 31st, for a maximum of three years through a temporary use by-law.

CARRIED

9. PAC - 1-2 30.40.15

It was moved by Aldermen Carr and Leger that Council approve the Application from John Auger for an Official Plan Amendment and a zoning by-law amendment (Tollgate Road West) which will allow for low to medium density residential development as follows:

1. That this site be redesignated to Urban Residential and rezoned to Residential 20 (RES 20)
2. That the staging of Development in the interior of the lot be changed to Stage 3 from Stage 2.
3. That Negotiations be entered into between the developer and the City to ensure that adequate parkland is dedicated to the municipality at time of severance of the frontage lots along Tollgate Road.

CARRIED

10. PAC - 1-3 30.40.15

It was moved by Aldermen Lebano and Guindon that Council approve the Application from W. Wise for an Official Plan Amendment and a zoning by-law amendment to allow for a mixed use commercial/residential plaza on land being described as the west half of Lot C, Concession 1. The property is bounded to the north by Second Street East, to the east by Boundary Road and the south by Montreal Road as follows:

1. That the Official Plan be amended from Urban Residential to General Commercial for the North Block,
2. That the north block be rezoned from RES 20 to COM 51.
3. That the south block be rezoned from RES 20 to RES 40; and
4. That both blocks be subject to Site Plan Control.

CARRIED



11. PAC - 1-4 30.40.15

It was moved by Aldermen Carr and T. Lalonde that Council approve the Application from Tom Kaneb for an Official Plan Amendment and a zoning by-law amendment to allow for an exception to the Urban Residential designation to Residential 10 (Holding) zone or an open space designation and zone for an Indoor Tennis facility (Saunders Drive) as follows:

1. That the site be redesignated to Commercial Open Space (C.O.S.) and rezoned to Open Space Commercial (OSP-C) zone with exceptions for the indoor tennis club and special setback and lot area requirements; and
2. That the proposed frontage of the lot be increased by 6 metres (20 ft.) to accommodate adequate sideyard setbacks.

CARRIED

12. Domtar Landfill Project 10.02

It was moved by Aldermen T. Lalonde and Carr that a member of Council be appointed as the representative for City Council on the Committee of the Domtar Landfill Project.

CARRIED

It was then moved by Aldermen Leger and Backs that Alderman Claude Poirier be appointed as City Council's representative on the Domtar Landfill Project.

CARRIED

13. Audit Comm. Recommendations 10.25

It was moved by Aldermen Carr and T. Lalonde that the City request proposals for the carrying out of the comprehensive audits of Parks and Recreation and the Civic Complex.

CARRIED

14. Wyatt Recommendations 40.08

Before any discussion could be held on this matter, Alderman Lebano declared a conflict of interest, being that his son is a Regional Manager for London Life in the London-ThunderBay area. Alderman Lebano refrained from discussing or voting on this matter and left the room during this discussion.

It was moved by Aldermen Poirier and R. Lalonde that Council adopt the report.

It was then moved by Aldermen Guindon and Leblanc that Administration review the group insurance program in two years and that a report be placed before Council for its consideration.

The amendment CARRIED and the motion CARRIED as amended.

15. Town of Newmarket 10.10

It was moved by Aldermen Green and Poirier that City Council advise the Town of Newmarket that City Council does not support the Town of Newmarket's Resolution supporting the principle that candidates for Municipal Council should post a deposit as a condition of nomination for Municipal Council.

CARRIED

16. Town of Paris 10.10

It was moved by Aldermen Carr and Green that City Council support the Town of Paris' recommendation that the Minister of Municipal Affairs add a clause to the Municipal Clause requiring Cable T.V. companies to pay a gross receipt tax based on an appropriate formula to the municipalities in which they are located.

CARRIED

REPORTS FROM AD HOC COMMITTEES OF COUNCIL

C O U N C I L

The Chairman of the Committee of the Whole reported to Council the actions of the Committee including the second reading of the By-Laws and recommendation for enactment.

Committee of the Whole

Moved by Aldermen Leger and Leblanc that the Committee of the Whole be adopted.

CARRIED

BY-LAWS - Third Reading

Moved by Aldermen Leger and Green that By-Law 014-1989, and By-Laws 018 to 036, 1989, as listed for third reading be taken as read a third time and finally passed.

CARRIED

NOTICES OF MOTION

UNFINISHED BUSINESS

NEW BUSINESS

10.08.01

1. It was moved by Aldermen Lebano and Guindon that a special "information meeting" be called at the Civic Complex before our next Council meeting.

That all builders, commercial, industrial or other interested parties be invited to give Council suggestions or any other input for the proposed tipping fees at our dump area that are to be imposed.

A recorded vote was requested on this new business item which resulted in the following vote:

Motion was defeated 7 - 4

For  
Alderman T. Lalonde  
Alderman Lebano  
Alderman Guindon  
Alderman Leblanc

Against  
Mayor Poirier  
Alderman R.Lalonde  
Alderman Backs  
Alderman Poirier  
Alderman G. Leger  
Alderman Carr  
Alderman Green

2. It was moved by Aldermen Lebano and Carr that Council reconsider the Capital Budget with particular reference to New Sidewalk Construction and the \$50,000.00 allocated for that purpose.

Council voted in favour of the motion having reached the required 2/3 vote.


CARRIED

It was then moved by Aldermen Guindon and Leblanc that the monies allocated for the construction of a new sidewalk in Riverdale be allocated to a sidewalk on Reneal Street from 13th Street to Sunnyside Avenue.


It was then moved by Aldermen Poirier and Green that this matter be deferred to the next meeting of City Council in order for Administration to prepare an appropriate Report.

CARRIED

Meeting adjourned at 10:40 p.m.

  
Clerk

COUNCIL ACTION  
COMMUNICATIONS (REG)   
COMMUNICATIONS (CONSENT)   
COMMUNICATIONS (CLOSED)   
APPROVED   
RECEIVED   
FILED   
DEFER   
COMMENTS \_\_\_\_\_

Feb 27 1989  
  
Mayor

CLERK  
