

CITY COUNCIL #29-90

November 13, 1990
7:30 p.m.

The regular meeting of Council was held with the following members present: His Worship Mayor Phil Poirier, Aldermen A. Lebano, G. Leger, T. Green, T. Lalonde, R. Lalonde, F. Guindon, A. LeBlanc, S. Backs and D. Carr.

Alderman C. Poirier indicated he would come to the meeting later in the evening.

Also in attendance were the following Administrative personnel: Hugh John Cook, Chief Administrative Officer; Hugh O'Reilly, Director of Community Services; Paul Fitzpatrick, Director of Economic Development; Frank McDonald, Director of Finance and Administration; James Megill, Director of Planning and Engineering; Dave Fielding, Steve Alexander, Gene Kiviaho, Fern Hamelin, Gerry McKenna, Angela Prawzick, Sherman Goodwin, Pete Champagne and Richard Allaire, City Clerk.

INVOCATION - Father Dan Howard, Trinity Anglican Church

PRESENTATIONS

1. Recognizing Youth in Government Day by the attendance of City Hall assigned students.

Mayor Poirier introduced some of the students attending the meeting who are participating with Youth in Government Day. He congratulated the Optimist Club for this endeavour and said he was looking forward to having these students spend half a day with senior staff learning about local government.

2. Operation of the Landfill Site - Gerry McKenna

Mr. McKenna presented a slide show on the status of the new landfill site and the closing of the former site. He indicated that a recycling centre will be in operation shortly.

3. Firefighters - Life Saving Exercise

Mayor Poirier expressed pleasure in acknowledging the heroic action taken by Platoon "A" who pulled a mother and her two children from a burning home on Sunday, November 4th.

The Mayor and Fire Chief Champagne praised the firefighters for the professional and team effort that resulted in three lives being saved. The platoon consists of Captain H. Graveley, Lieutenants R. Tourangeau and C. Dupuis, and firefighters A. Fraser, G. Ayotte, R. Cousins, S. O'Reilly, G. Clarke, P. Hamill and B. Cox.

ADOPTION OF MINUTES

It was moved by Aldermen S. Backs and A. Lebrano that the Minutes of regular Council of October 22nd, 1990, be adopted.

CARRIED

It was moved by Aldermen F. Guindon and G. Leger that the Minutes of Committee of Council of October 22, 1990, be adopted.

CARRIED

COMMITTEE OF THE WHOLE

Moved by Aldermen T. Green and A. LeBlanc that Council go into Committee of the Whole and that all delegations, resolutions, communications and by-laws 159 to 175, 1990, inclusive, be given first reading.

CARRIED

- 159- A bylaw to enter into a lease agreement with Jack and Joyce McGaughey for a building located behind 227, 229 and 231 Pitt St. Mall.
- 160- A bylaw to provide for paying remuneration to the Mayor of the City of Cornwall. [approved Oct. 22/90]
- 161- A By-law to authorize payment to Cornwall Gravel Company Ltd in settlement of all claims, interest and costs resulting from Tender #6-85 and District Court of Ontario action no. 21419/88.
- 162- A by-law to obtain an easement from Robert Jodoin over Part of Lot A, Concession 1, being Part 1 on Reference Plan 52R-4157.
- 163- Bylaw to further amend by-law no. 139-81, 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. {Housekeeping item} [P.A.C. 8-4]
- 164- A bylaw 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. - Temporary Uses (Ronald Theoret) [PAC #8-2]

- 165- A bylaw to further amend by-law No. 751-69, being a by-law respecting the use of land and the use and location of buildings. [Roger's Cablevision - Pitt Street]
- 166- A bylaw to further amend by-law No. 751-69, being a by-law respecting the use of land and the use and location of buildings. - Temporary use [Roger's Cablevision - Pitt Street] [PAC 8-1]
- 167- A bylaw to further amend by-law No. 751-69, being a by-law respecting the use of land and the use and location of buildings.[PAC 8-3] J.N.S. Developments
- 168- A bylaw to designate the Mayor as head of the Municipal Corporation for the purposes of the Municipal Freedom of Information and Protection of Privacy Act, 1989. [Communication # 2]
- 169- A bylaw to authorize the signing of a Correction Deed with Golden Estates Limited for Part of the #½ of Lot #2, First Concession.
- 170- A bylaw to accept a 1' reserve and a triangle on the corner of Pitt Street and South Branch Road.
- 171- A bylaw to assume municipal services constructed on Registered Plans 364 - Nemrac Developments Sunrise Acres Phase II.
- 172- A bylaw to assume municipal services constructed on Registered Plans 369 - Nemrac Developments Sunrise Acres Phase III.
- 173- A bylaw to assume municipal services constructed on Registered Plans 383 - Nemrac Developments Sunrise Acres Phase IV.
- 174- A bylaw to enter into a Lease Agreement with St. Lawrence Seaway Authority for bicycle path.
- 175- A bylaw to authorize the sale of land to Brown Customs Brokerage (1988) Ltd. (Approved September 24, 1990)

DELEGATIONS1. Mr. Etienne St.Aubin -- LEGAL AID CLINIC / Montreal Road.

Mr. St. Aubin indicated that Council is being asked to consider the approval of an encroachment agreement in front of 26 Montreal Road in order to build an access ramp for disabled persons. This would provide access with ease and dignity to the legal advice and help of the Legal Clinic as well as medical services located in this building.

The two reasons brought forward by City staff to reject the request are wrong according to Mr. St. Aubin. He suggests that there is ample room for snow removal and sanding and secondly no one presently uses the rear entrance to the building as is being suggested.

After accepting questions from Council, it was indicated to the delegation that this matter would be discussed at Communication item no. 1.

2. Cornwall Builders Association - re By-law 163-1990

Mr. Richard Markell, President, expressed concern with the City's proposed By-law 163-1990, dealing with Site Plan Control. His association's concerns include the possibility that additional expenses will arise as a result of this legislation and possibly jeopardize construction and sales.

He concluded by asking that his association be given an opportunity to discuss this by-law with City staff being that the notice of hearing was not circulated to the membership after it had been received from the City. Mr. Markell was advised that this matter would be further discussed under Communications #8.

3. Cornwall and District Real Estate Board - By-law 163-1990

Mr. Terence Landon, President, supports good site planning but expressed concern that proposed By-law 163-1990, might impose controls for all sites and for all purposes. He indicated that, while legally, the City was not required to serve notice on his organization, that morally it should have been consulted before Council makes a final decision. He requested that this issue be deferred until his group and the builders association has had an opportunity to discuss the proposed by-law with City staff. Mr. Landon was also advised that this matter would be discussed under Communication #8.

RESOLUTIONSCONSENT AGENDA

Moved by Aldermen F. Guindon and A. LeBlanc that Consent Agenda be approved.

CARRIED

A. Lions Club of Cornwall

That the request to hold their annual Carnival on May 29th until June 2nd, 1991, be approved.

B. S.D.& G. Cornwall Shrine Club

That the request to hold their annual Circus on Tuesday, August 20th, 1991, at the Brookdale Mall be approved.

C. Francophone Scouts

That the request to continue the sale of nevada tickets at 815 York Street during the year 1991, be approved.

D. Mount Carmel House

That the request to conduct non-profit, charitable bingos at the Cornwall Bingo Centre throughout 1991, be approved.

E. City of Orillia

That the request from the City of Orillia for Council's support in urging the Provincial and Federal governments to increase funding for shelters and mental health clinics and whatever steps are necessary to better educate the public be received.

F. Big Brothers & Big Sisters

That the request to sell nevada tickets at 35 Marlborough Street - MacMillan convenience store be approved.

G. Glengarry Old Time Fiddler's

That the request to sell raffle tickets in the Brookdale Mall on December 1st, 1990, be approved.

COMMUNICATIONS1. Access to Disabled Persons

It was moved by Aldermen A. LeBlanc and T. Green that Council defer this item until Administration has met with Mr. St. Aubin and Mr. Dubuc, proprietor, and report back to Council within one month.

CARRIED

2. Municipal Freedom of Information

It was moved by Aldermen T. Green and A. LeBano that City Council, delegate all powers and duties under the Municipal Freedom of Information and Protection of Privacy Act, 1989 to the City Clerk.

CARRIED

3. Tender #73-90 -Five (5) Public Transit Vehicles

It was moved by Aldermen T. Green and A. LeBlanc that the Allison VR731 retarder equipped transmission be deleted and replaced with a V731 transmission at a savings of \$4,029.00 per bus and that the Motorola radios be deleted and the radios in the existing buses be utilized for a saving of \$1,498.00 per bus for a total deduction of \$27,635.00 and that this tender be awarded to Motor Coach Industries Ltd at a revised bid price of \$1,133,285.00 all taxes included being the low and sole bidder meeting the tender specifications.

CARRIED

At the hour of 9:25 p.m., Alderman C. Poirier joined Council.

4. Tax Write-Offs

It was moved by Aldermen S. Backs and R. Lalonde that Council approve the tax write-offs as per the report dated October 23, 1990.

CARRIED

5. P.A.C. - 8-1 - Roger's Cable T.V.

It was moved by Aldermen F. Guindon and T. Green that:

(1) A parking lot for the operations of Roger's Cable T.V. and a one-storey office building measuring a maximum of 38 ft. from the westerly property line and occupying a maximum of 10% of the subject property, be permitted on property described as Part of Lot 14, South Sixth Street, being the westerly 90 ft. of the former Whitham Lawn Bowling property and;

(2) That a Temporary use by-law be passed, as permitted through section 38 of the Planning Act, to allow for the establishment, for a maximum of three years from the date of passing the by-law, of an equipment trailer as well as an office trailer to be occupied during construction.

CARRIED

6. P.A.C. 8-2 - R. Theoret

It was moved by Aldermen A. LeBlanc and R. Lalonde that a temporary use by-law be instituted to permit the continuation of an existing auto body and repair shop for an additional three year period in a Residential 20 zone located at 1610 Brookdale Avenue.

CARRIED

7. P.A.C. 8-3 - J & S Development

It was moved by Aldermen G. Leger and C. Poirier that:

(1) the application to rezone and redesignate the Glengarry Gates property to Community Commercial with certain exception, be denied; and

(2) that the highway commercial zone be further amended to permit a Pharmacy/Drug Store for this site.

CARRIED

8. P.A.C. 8-4 - Site Plan

It was moved by Aldermen T. Green and T. Lalonde that this item be deferred until a meeting is held between the Planning Department and the Cornwall Builders Association and the Cornwall & District Real Estate Board and a report presented to Council.

CARRIED

9. 911 Emergency Telephone Service

It was moved by Aldermen T. Lalonde and D. Carr that the Report from the Mayor's Task Force on the 911 Emergency Telephone Service for citizens of the City of Cornwall be referred to Budget Deliberations.

CARRIED

10. Ontario Heritage Foundation

It was moved by Aldermen A. Lebano and R. Lalonde that Council appoint Steve Alexander, Manager Planning Services, Gary Villeneuve from Heritage Cornwall and Aldermen A. Lebano and D. Carr with Aldermen F. Guindon and T. Green as alternatives, respectively, as per the letter from the Ministry of Culture and Communications to appoint representatives for the feasibility study of the Cornwall Capitol Theatre.

CARRIED

11. Enforcement Officers

It was moved by Aldermen S. Backs and G. Leger that Council receive the letter from Police Commission Chairman, relative to enforcement of municipal by-laws.

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 readings of by-laws and recommendations for enactment.

ADOPTION OF COMMITTEE OF THE WHOLE

It was moved by Aldermen R. Lalonde and F. Guindon that the Committee of the Whole be adopted.

CARRIED

BYLAWS - Third Reading

It was moved by Aldermen A. LeBlanc and A. Lebano that Bylaws 159 to 162, and 165 to 175 inclusive as listed for a third reading be taken as read a third time and finally passed.

CARRIED

NOTICES OF MOTION

UNFINISHED BUSINESS

NEW BUSINESS

1. Handicapped accessibility - City Hall

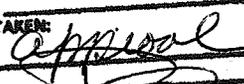
It was moved by Aldermen S. Backs and R. Lalonde that Administration prepare a report for Council on the costs of providing accessibility to the handicapped at City Hall.

CARRIED

ADJOURNMENT: 10:15 p.m.


Clerk


Mayor

Council Date (D/M/YR)	26/11/90
Regular <input checked="" type="checkbox"/>	Closed <input type="checkbox"/>
ITEM NO.	
ACTION TAKEN:	
Clerk	