

CITY COUNCIL #14-95

May 23rd, 1995

7:30 p.m.

85/95

PRESENT

A regular meeting of Council was held with the following members present: His Worship, Mayor Ron Martelle, Aldermen Denis Carr, Brian Lynch, Chuck Charlebois, Dean Hollingsworth, Claude Poirier, Naresh Bhargava, Dick Aubry, Chris Savard, and Brian Sylvester.

ABSENT

Alderman Susan Carter, arrived at 8:00 p.m.

IN ATTENDANCE

Mr. R. Allaire, Chief Administrator / Clerk, Mr. F. Hamelin, Assistance Chief Administrator / Manager Public Works, Steve Alexander, Natalie Fitzharris, Sherman Goodwin, Frank McDonald, Brian Casselman, and D.Labelle-Gélinas, Recording Secretary.

INVOCATION

Reverend Allan Groen, Immanuel Christian Reformed Church

It was moved by Aldermen Brian Sylvester and Chuck Charlebois that:

1. By-law 074-1995, a by-law to appoint Sylvain Daigneault and Lois Makariak as Municipal By-law Enforcement Officers, be added to this evening's agenda; and
2. That correspondence from St. John's Ambulance be added to this evening's agenda as Consent Item "C".

MOTION CARRIED

DISCLOSURE OF INTEREST

Alderman Claude Poirier declared a pecuniary interest on Consent Item "A", Sainte Thérèse de Lisieux, due to his employment with Nativity Hall.

PRESENTATIONS

#1 DR. N. SHAH - ORDER OF ONTARIO

Mayor Martelle and Council recognized Dr. Shah this evening for his numerous accomplishments and his dedicated work within our community and abroad. Dr. Shah was honored with the "Order of Ontario" award presented by the Lt. Governor, Hal Jackman, this past May 3rd in Toronto.

Among his many accomplishments, Dr. Shah founded Child Haven in 1985 which today operates three homes in India and one in Nepal, caring for more than 300 orphaned children.

In conclusion Dr. Shah expressed his gratitude to all who have supported his efforts over the years and indicated that the award presented to him enhanced his morale and provided him with a challenge to work harder yet towards greater accomplishments.

#2 **MIDGET GIRLS HOCKEY TEAM**

Mayor Martelle and Council recognized the Midget Girls Hockey Team, "Whirlwinds" for the second year having won the Ontario Provincial Midget "B" Champions in Ajax, Pickering.

All players were called forward to sign the Golden Book.

#3 **MEMORY LANE THEATRE**

Sharon Galt, parent and Co-director made a brief presentation this evening to raise awareness of what Memory Lane Theatre is all about and to further promote community involvement.

Memory Lane caters to youths, ages 6 years to late teens. They provide an opportunity for youngsters in the United Counties to become involved in the theatre arts by acting, dancing, singing or working backstage.

Currently Memory Lane is producing "Charlotte's Web" for an upcoming performance at General Vanier Secondary School on June 9th, 10th, and 11th, 1995.

In conclusion, Mrs. Galt extended an invitation to everyone to attend the upcoming performances.

#4 **CANADIAN CANCER SOCIETY, "ARREST WARRANT"**

John
Michael Bolton, *Kevin*
Bill Wilson, and Cathy Malyon, on behalf of the Canadian Cancer Society, made a theatrical presentation this evening dressed in Police Officer uniforms to promote the upcoming "Jail and Bail" fundraising event.

This upcoming June 1st, between the hours of 10:00 a.m. and 6:00 p.m., Mayor Ron Martelle will be arrested and jailed at the Brookdale Mall awaiting citizens to make personal pledges for his release or sentence. All monies collected will be forwarded to the Canadian Cancer Society.

ADOPTION OF MINUTES

It was moved by Aldermen Brian Lynch and Chris Savard that the regular Council minutes of May 8th, 1995 be adopted as circulated.

MOTION CARRIED

It was moved by Aldermen Naresh Bhargava and Brian Sylvester that the Committee of Council minutes of May 8th, 1995 be adopted as circulated.

MOTION CARRIED

COMMITTEE OF THE WHOLE

It was moved by Aldermen Brian Sylvester and Dick Aubry that Council go into the Committee of the Whole and that all delegations, resolutions, communications, and by-laws be referred to that Committee and that By-laws 070-1995 to 074-1995 inclusive be given first reading.

MOTION CARRIED

BY-LAWS - First Reading

- 070-1995 A by-law of the Corporation of the City of Cornwall respecting noise.
- 071-1995 A by-law to appoint Alderman Chuck Charlebois to the Airport Commission.
- 072-1995 A by-law involving Ridgewood Industries for a Release of Restrictions which form part of a Transfer/Deed of Land involving their property in the Industrial Park.
- 073-1995 A by-law to enter into an Agreement with Robert Michael Cummins for a Jet Ski Rental Facility in Lamoureux Park.
- 074-1995 A by-law to appoint Sylvain Daigneault and Lois Makariak as Municipal By-law Enforcement Officers.

DELEGATIONS

#1 Arts & Culture Centre Feasibility Study Final Report

Mr. Robert Jones, Consultant, presented a final report on the Arts and Culture Feasibility Study. The Study was conducted to examine all the aspects of the feasibility of the construction and operation of an Arts and Culture Center at the Cotton Mills Complex. It examines the practical feasibility of creating such a center based on needs and the characteristics of existing space, the physical ability of the Cotton Mills to accommodate such a facility, capital cost, and operating costs, as well as how such a complex would be managed.

Alderman Susan Carter arrived at the meeting at the hour of 8:00 p.m.

Mr. Jones indicated that the location and site selected for the Arts and Culture Center was one of the nicest locations he has seen throughout his 20 years as a consultant.

In conclusion, it was moved by Aldermen Brian Lynch and Chuck Charlebois that Council receive the study.

MOTION CARRIED

#2 Cornwall Regional Visitor & Convention Bureau

Mr. Dick Mulligan, President of the Cornwall Regional Visitor and Convention Bureau, was provided an opportunity to address Council this evening to bring them up to date on the progress of the Joint Liaison Tourism Committee.

The Committee's goal has been to merge the two existing organizations in the Cornwall and the Seaway Valley region into one strong, united tourism organization to promote and expand the tourism industry in the United Counties of S.D. & G. and the City of Cornwall.

To date, a framework report has been prepared and approval in principle has been received from the Board of Directors to the Cornwall Regional Visitor and Convention Bureau, Seaway Valley Tourism, the United Counties of S.D. & G., Council, and the membership of the Seaway Valley Tourism and Cornwall Regional Visitor and Convention Bureau.

The purpose here this evening is to request Council's endorsement in passing a resolution "approving the framework report in principle".

In conclusion, Council members expressed reservations in approving the request this evening without having had the report long enough to have had an opportunity to study it thoroughly.

It was moved by Aldermen Denis Carr and Claude Poirier that Council approve the "Framework in principle" with the exception of the budget and make-up of Board members, until Council have had an opportunity to review the report and that this matter be re-tabled for the June 12th, 1995 regular meeting.

MOTION CARRIED

#3 Photocopy Equipment

Mr. Phil Poirier, owner of Poirier Business Machines, requested that his Solicitor, Mr. Swabey, be permitted to speak on his behalf in an effort to provide Council with what he believed to be inequities with the Municipal tendering process.

Mr. Swabey proceeded to read a prepared statement declaring what his client's concerns were to the awarding of tender #07-1995, photocopy equipment.

In conclusion, Mr. Swabey indicated that Mr. Poirier's position with regards to this matter, could be summarized as:

1. Toshiba of Canada Ltd. was not, in fact, one of the seven companies which submitted bids for this contract in response to the call for tenders.
2. In awarding this contract to Toshiba of Canada Ltd., Council was misinformed by City Administration that Toshiba of Canada Ltd. was the second lowest bidder for the contracts.
3. Poirier Office Systems Specialists stands prepared to enter into this contract with the City for a total price of \$16,185.29 which is \$7,209.51 under the price of Toshiba of Canada Ltd.
4. In the event that a contract is not yet signed with Toshiba of Canada Ltd., Council should either rescind award of the contract to Toshiba of Canada Ltd. and award the contract to Poirier Office Systems Specialists or direct that the contract be re-tendered.

Following the delegations, it was moved by Aldermen Naresh Bhargava and Brian Sylvester that Council receive the information.

MOTION CARRIED

RESOLUTIONS

#19-1995

It was moved by Aldermen Susan Carter and Chuck Charlebois that Council appoint two elected officials to the Ontario Municipal Social Services Association.

MOTION CARRIED

CONSENT AGENDA

It was moved by Aldermen Brian Sylvester and Dean Hollingsworth that the Consent Agenda, items A through C inclusive, be approved as presented.

MOTION CARRIED

A. SAINTE THÉRESE DE LISIEUX

That Council approve the request to conduct a Monster Bingo on March 30, 1996.

B. KIWANIS CLUB OF CORNWALL

That Council approve the request to conduct a Tag Day on Saturday June 3, 1995.

C. ST.JOHN'S AMBULANCE

That Council proclaim the week of May 28th to June 4th, 1995 as "St.John Week".

COMMUNICATION

1. NEW OPTIMIST BUILDING

It was moved by Aldermen Denis Carr and Naresh Bhargava that:

i) Council approve the Optimist Club of Cornwall Project as outlined in the report of May 18th, 1995; and

ii) That Council authorize Administration to enter into a Financial Agreement with the Optimist Club of Cornwall, in accordance with the existing Council's approved criteria and procedures, which will allow the Optimist Club to reimburse the City of Cornwall its \$65,000.00 contribution to this project over a 5-year period; and

iii) That Council authorize Administration to proceed with funding of this Project only after the grant funding has been secured and the building design details completed.

MOTION CARRIED

2. **P.A.C. - LAY MEMBERS REVIEW**

That Council receive the report from the Manager, Planning Services dated May 10, 1995.

MOTION CARRIED

3. **IMAGE ENHANCEMENT COMM.**

It was moved by Aldermen Brian Sylvester and Chuck Charlebois that the Image Enhancement Committee be comprised of Aldermen Brian Lynch, Chris Savard, Susan Carter, and Stephen Alexander, Natalie Fitzharris, Paul Fitzpatrick.

MOTION CARRIED

4. **NOISE BY-LAW**

*alderman Nease indicated that he had not
seconded the motion.*

It was moved by Aldermen Chuck Charlebois and Dean Hollingsworth that Council approve by-law #070-1995, the Noise Control By-law, and that the Clerk's Department be authorized to periodically publish excerpts of this by-law for public awareness.

MOTION CARRIED

5. **STAFF REPLACEMENT** - Parks, Recreation & Convention Services

It was moved by Aldermen Chris Savard and Dick Aubry that Council approve the replacement of Secretary to the Manager.

MOTION CARRIED

6. **STAFF REPLACEMENT** - Parks, Recreation & Convention Services

It was moved by Aldermen Brian Lynch and Dick Aubry that Council approve the replacement of Head of Security for the Parks, Recreation and Convention Services Department.

MOTION CARRIED

7. **STAFF REPLACEMENT** - Public Works

It was moved by Aldermen Dick Aubry and Dean Hollingsworth that Council approve the replacement of a Waterworks Pipefitter I and a Sign Installer.

MOTION CARRIED

8. **JUSTICE BUILDING RENOVATIONS**

It was moved by Aldermen Brian Sylvester and Brian Lynch that Council authorize the allocation of \$35,000.00 from the Justice Building Renovation Project for the modifications to the Air Distribution System including air balancing of the building as described in this report.

MOTION CARRIED

9. **STREET CLOSURE**

It was moved by Aldermen Chris Savard and Brian Sylvester that:

i) Council approve the street closure of Pitt Street, between First and Second Streets, beginning Friday June 30th, 1995 at 6:00 p.m. until Sunday July 2nd, 1995 at 12:00 midnight for Canada Day celebrations subject to the six (6) provisions as outlined in the report of May 17, 1995; and

ii) That Council approve the street closure of Pitt Street, between First and Second Streets, between the hours of 6:00 p.m. to 12:00 midnight on Thursday July 6th, Friday July 7th, and Saturday July 8th, 1995 for Worldfest celebrations subject to the six (6) provisions as outlined in the report of May 17, 1995.

MOTION CARRIED

10. **TENDER #35-95** - Refurbishing of four (4) Transit Buses

It was moved by Aldermen Chuck Charlebois and Denis Carr that this tender be awarded to Ontario Truck Division, Hamilton, Ontario at the total bid price of \$398,383.00 including all taxes being the low bid meeting the tender specifications.

MOTION CARRIED

ADOPTION OF THE COMMITTEE OF THE WHOLE

BY-LAWS

Second Reading

It was moved by Aldermen Brian Sylvester and Naresh Bhargava that the Committee of the Whole be adopted as reported and that by-laws 070-1995 to 074-1995 inclusive, be given second reading.

MOTION CARRIED

BY-LAWS

Third Reading

It was moved by Aldermen Chuck Charlebois and Chris Savard that by-laws 070-1995 to 072-1995 inclusive and by-law 074-1995 be taken as read a third time and finally passed.

MOTION CARRIED

(By-law 073-1995 did not received third reading.)

REPORTS FROM AD HOC COMMITTEES OF COUNCIL

Alderman Chuck Charlebois, Chairman of the Waterfront Development Committee, informed Council that the Waterfront Development Committee were holding an information meeting on June 7th, 1995 at 7:30 p.m. at the Civic Complex, and invited the citizens of Cornwall to come forward and provide them with their ideas of how they envision the development of the waterfront.

NOTICES OF MOTION

UNFINISHED BUSINESS

NEW BUSINESS

#1 PHOTOCOPY REQUIREMENTS

It was moved by Aldermen Dick Aubry and Susan Carter that:

WHEREAS the City of Cornwall has recently tendered for its photocopy requirements; and

WHEREAS a small administration error was made in confusing Toshiba of Canada Ltd. and its local dealer, Future Office Products; and

WHEREAS this error had no effect in evaluation the tenders.

THEREFORE BE IT RESOLVED THAT, notwithstanding the presentation by the Solicitor of Poirier Business Machines, the Council hereby confirms its award of the photocopy tender to Toshiba of Canada Ltd.

MOTION CARRIED

#2 HOCKEY FRANCHISE COMMITTEE

It was moved by Aldermen Denis Carr and Chuck Charlebois that:

WHEREAS the future of the Quebec Nordiques hockey operations in Canada is uncertain; and

WHEREAS the contractual agreement between the City and the Nordiques for the operation of an A.H.L. franchise would be impacted by any change in ownership.

THEREFORE BE IT RESOLVED THAT a Committee of Council be formed immediately to identify the options available to the City with respect to the operations of a hockey franchise at the Civic Complex; and

THAT the Committee be comprised of two (2) members of Council, three (3) members of Administration including Mr. Russell Newton, and one (1) member from the Cornwall Aces Advisory Committee.

MOTION CARRIED

#3 COMMITTEES OF COUNCIL

It was moved by Aldermen Denis Carr and Chuck Charlebois that:

Members of Council and Administration have many varied committee responsibilities. So that we might better understand the demands these committees make on the time and availability of staff,

BE IT RESOLVED THAT Administration detail to Council the following:

1. The number of committees presently in place and the purpose of the committee.

2. The frequency of meetings.
3. The membership of the committee.
4. Does the committee take minutes and to whom do they report.

MOTION CARRIED

#4 ROLLERBLADE PROGRAM

It was moved by Aldermen Chuck Charlebois and Dean Hollingsworth that the Parks, Recreation & Convention Services Department and the Recreation Advisory Committee review the need for a rollerblade program and rollerblade facility, that capital and operating costs be identified, that partnerships with the private sector be researched, that an appropriate fee structure be suggested, and that a consultation with residents of Cornwall and those residents who signed the petition.

MOTION CARRIED

#5 PURCHASING DEPARTMENT / TENDERING PROCESS

It was moved by Aldermen Chuck Charlebois and Chris Savard that our Purchasing Department plan an open house for business people in Cornwall and area who would like to get information on how the Department works and how they can get some business if they meet criteria and prices. And that a press release, outlining this information, be prepared and distributed to all media sources.

MOTION CARRIED


#6 PLANNING ADVISORY COMMITTEE

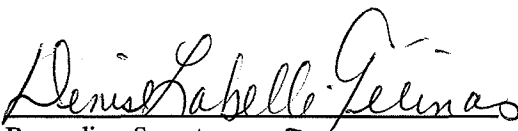
It was moved by Aldermen Susan Carter and Claude Poirier that membership of P.A.C. include all members of City Council, plus two (2) lay appointments.

MOTION DEFEATED

Adjournment: 10:40 p.m.


Clerk


Mayor


Recording Secretary