

CITY COUNCIL #22-95

July 10th, 1995
7:30 p.m.
120/95

PRESENT

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

ABSENT

Mayor Ron Martelle, Aldermen Susan Carter and Dick Aubry.

IN ATTENDANCE

Mr. R. Allaire, Chief Administrator / Clerk, Mr. F. Hamelin, Assistance Chief Administrator / Manager Public Works, Steve Alexander, Dave Fielding, Natalie Fitzharris, Sherman Goodwin, Frank McDonald, Gerry McKenna, Hugh O'Reilly, Hilda Seguin, Brian Casselman, Russell Newton, Roger Desjardins, and D.Labelle-Gélinas, Recording Secretary.

INVOCATION

Elder Bert Branchaud, Church of Jesus Christ of Latter Day Saints

It was moved by Aldermen Brian Sylvester and Naresh Bhargava that Council approve the following:

1. The addition of By-law 114-1995, a by-law to authorize the signing of an acknowledgement to Cadillac Fairview Plan of Compromise and Arrangement Ground Lease - Cornwall Square; and
2. The addition of Consent Item "D" regarding a request from The Religious Hospitallers of St. Joseph Health Centre of Cornwall to proclaim the week of August 1st to the 7th, 1995 as "World Breast-feeding Week"; and
3. The addition of Consent Item "E" regarding a request from Papa Gedoro's and The Town Hall for a temporary extension of their liquor license to coincide with Jazzfest '95; and
4. The addition of Communication Item 4b, the Cornwall Colts Contract; and
5. The addition of tender #45-1995, four door sedan automobile.

MOTION CARRIED

It was moved by Aldermen Brian Lynch and Claude Poirier to invoke Rule #10 to allow Ms. Rosemary Helmer an opportunity to speak on the 1701 Second Street West expropriation.

A recorded vote resulted as follows:

FOR

Alderman Brian Sylvester
Alderman Denis Carr
Alderman Brian Lynch
Alderman Naresh Bhargava

AGAINST

Alderman Chris Savard
Alderman Chuck Charlebois
Alderman Claude Poirier
Alderman Dean Hollingsworth

For want of a majority of
two-thirds of the whole
Council.
MOTION DEFEATED 4-4

DISCLOSURE OF INTEREST

Alderman Dean Hollingsworth declared a Pecuniary Interest on Communication Item #4b, Cornwall Colts Contract, because the Cornwall Colts is owned by Mr. Don Derry and due to the fact that Mr. Derry is also owner of Derry's Funeral Home, and his wife is an employee of this funeral home.

Alderman Claude Poirier declared a Pecuniary Interest on Consent Item "B", St. Croix Parish, because the bingo is to be held at Nativity Hall where he is an employee.

Alderman Chuck Charlebois declared a Pecuniary Interest on Communication Item #7, Solid Waste Recycling, because he is employed in this field and will be tending on recycling for the City of Cornwall.

PRESENTATIONS

#1 French Canadian Mother, Therese Samson

Acting Mayor Chuck Charlebois recognized Mrs. Therese Samson this evening upon being named Maman Canadienne for 1995 marking the annual celebrations of La Semaine Francaise.

Mrs. Samson is the mother of three grown children and has been involved in a number of community organizations over the past many years.

Acting Mayor Charlebois presented Mrs. Samson with a gift and invited her to sign the Golden Book.

ADOPTION OF MINUTES

It was moved by Aldermen Brian Lynch and Chris Savard that the regular Council minutes of **June 26th, 1995** be adopted as circulated.

MOTION CARRIED

COMMITTEE OF THE WHOLE

It was moved by Aldermen Naresh Bhargava and Brian Sylvester 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 106-1995 to 114-1995 inclusive be given first reading.

MOTION CARRIED

BY-LAWS - First Reading

- 106-1995 A by-law to amend the Zoning By-law to rezone 232 Eleventh Street West to permit a retail shop, business and professional offices.
- 107-1995 A by-law to authorize the improvements of a highway, intersection, and curb and gutter, and reconstruction of a watermain on Boundary Road, from Second Street East to Montreal Road.
- 108-1995 A by-law to provide for the borrowing of \$140,000.00 to provide financing for roadway and watermain improvements to Boundary Road from 170 metres north of Second Street East to Montreal Road.
- 109-1995 A by-law to enter into a renewal of a Lease Agreement with Candy Pollard for rental of office space at the Kinsmen Municipal Center for the duration of one year commencing on September 1, 1995.
- 110-1995 A by-law to authorize the temporary closing of Pitt Street between Third and Fifth Streets for the purpose of construction repairs and improvements.
- 111-1995 A by-law to amend by-law 069-1989, as amended to introduce parking restrictions on Fourteenth Street West.
- 112-1995 A by-law to declare certain real property surplus.
- 113-1995 A by-law to expropriate lands being part of Lot 19, Concession 1, City of Cornwall, County of Stormont designated as Part 3, Plan 52R-3976. (1701 Second Street West)
- 114-1995 A by-law to authorize the signing of an acknowledgement to Cadillac Fairview Plan of Compromise and Arrangement Ground Lease - Cornwall Square.

DELEGATIONS

RESOLUTIONS

#25-1995

It was moved by Aldermen Brian Sylvester and Dean Hollingsworth that Aldermen Susan Carter, Claude Poirier, and Naresh Bhargava, and Richard Allaire, Chief Administrator, be the official voting delegates at the Association of Municipalities of Ontario conference to be held August 20th to the 23rd, 1995.

MOTION CARRIED

CONSENT AGENDA

Alderman Claude Poirier having declared a Pecuniary interest, left the room and did not take part in the discussion or vote.

It was moved by Aldermen Chris Savard and Denis Carr that Consent Items "A" through "E" inclusive be approved as presented.

A. TOWN OF NEWMARKET

That Council endorse the correspondence from the Town of Newmarket regarding the Provincial Gasoline Tax.

B. ST. CROIX PARISH

That Council approve the request to conduct a Monster Bingo on December 3rd, 1995.

C. CATHOLIC WOMEN'S LEAGUE - St. Andrew's West

That Council approve the request to conduct a raffle on a quilt in the City of Cornwall during the months of August, September, and October.

D. RELIGIOUS HOSPITALLERS OF ST. JOSEPH HEALTH CENTRE OF CORNWALL

That Council proclaim the week of August 1st to the 7th, 1995 as "World Breast-feeding Week" in the City of Cornwall.

E. PAPA GEDORO'S & THE TOWN HALL

That Council approve the requests from Papa Gedoro's and The Town Hall for a liquor license extension for August 13th to the 19th inclusive, to coincide with Jazzfest '95.

COMMUNICATION

1. AGAPÈ CENTER

It was moved by Aldermen Claude Poirier and Brian Lynch that any decision on the Agapè Center be postponed until August 14th, 1995 in order to allow Administration an opportunity to review the Agapè Center report on "Life Project, Linking and Integrating for Empowerment" and to receive the Audited Financial Statement and that they review it, together with the Agapè Center, in preparation of a report.

MOTION CARRIED

2. ECONOMIC IMPACT - CORNWALL ACES

It was moved by Aldermen Denis Carr and Claude Poirier that Council approve the terms of reference for the Economic Impact Study; and that Council authorize Administration to enter into an agreement with Dr. Antoine Zalatan to prepare an Economic Impact Study of the Cornwall Aces at a cost not to exceed \$8500.00 and be part of the Aces operating budget.

MOTION CARRIED

3. CORNWALL SEA LIONS - USER FEES

It was moved by Aldermen Chris Savard and Naresh Bhargava that the rental fee for the Sea Lions be phased in over a three year period as outlined in the report of June 26, 1995 by the Manager Parks, Recreation and Convention Services; and that in the spring of 1997 the fees be reviewed again for the years 1998, 1999, and 2000.

It was then moved by Aldermen Claude Poirier and Denis Carr that the main motion be amended in that the rental fee for the Sea Lions be set at \$9.00 for year one and that increases for year two and three be discussed at the 1996 budget deliberations.

MOTION CARRIED AND

MAIN MOTION CARRIED AS
AMENDED

4. ROLLERBLADE PROGRAM / FACILITY

It was moved by Aldermen Denis Carr and Brian Lynch that Council receive this interim report, assess the private operation of this facility after this summer, and address the issue at Strategic Planning in the fall of 1995.

MOTION CARRIED

4.b. **CORNWALL COLTS CONTRACT**

Alderman Dean Hollingsworth left the room and did not take part in the discussion or vote.

It was moved by Alderman Claude Poirier and Chris Savard that the Colts rental fee be increased from \$337.00 to \$425.00 per game for the 95/96 hockey season, all other terms and conditions will remain the same as 93/94; and that a new contract be negotiated after the 95/96 season.

MOTION CARRIED

5. **TENDER #6-95** - Reconstruction of Pitt Street from Third to Fifth Street

It was moved by Aldermen Chris Savard and Brian Sylvester that this tender be awarded to Cornwall Gravel Co. Ltd., Cornwall, Ontario at the total bid price of \$1,020,561.31 including all taxes being the low bid meeting the tender specifications; and that this tender be awarded conditional upon receiving funding from the Federal Government under the Infrastructure Program.

MOTION CARRIED

6. **TENDER #41-95** - Diesel Loader

It was moved by Aldermen Brian Lynch and Chris Savard that this tender be awarded to Sheridan Equipment, Ottawa, Ontario at the net price of \$183,938.33 including all taxes, being the low bid meeting the tender specifications based on the 10 year cost of ownership.

MOTION CARRIED

7. **SOLID WASTE RECYCLING**

Acting Mayor Chuck Charlebois, having declared a pecuniary interest, turned the Chair to Alderman Denis Carr. He left the room and did not take part in the discussion or vote.

It was moved by Aldermen Brian Lynch and Claude Poirier that

1. Council reduce the current IC&I "user-pay" recyclables collection fee from \$20.00 per stop to \$0.00 per stop subject to periodic review; and
2. That Council authorize Administration to levy IC&I waste haulers a processing for non-lucrative recyclable solid waste deposited at the City's Waste Recycling Facility based on actual processing cost subject to period review. Current levy to commence at \$24.00 per tonne.
3. That Council authorize Administration to accept standard blue box recyclables from sources outside the City and to levy a fee based on the actual processing cost plus \$10.00 per tonne. Levies are subject to periodic review. Current levy to commence at \$34.00 per tonne.

MOTION CARRIED

8. **PROJECT TO BE DEBENTURED**

It was moved by Aldermen Claude Poirier and Chris Savard that Council approve the report from the Manager, Engineering Services dated June 28, 1995 regarding roadway and watermain improvements on Boundary Road, from Second Street East to Montreal Road.

MOTION CARRIED

9. **LAND EXPROPRIATION** - 1701 Second Street West

It was moved by Aldermen Chris Savard and Claude Poirier that the City of Cornwall approve the expropriation of property at 1701 Second Street West.

MOTION CARRIED

10. **STAFF REPLACEMENT** - Public Works

It was moved by Aldermen Brian Sylvester and Brian Lynch that Council approve the replacement of a Duty Sub-foreman and a Waterworks Pipefitter II.

MOTION CARRIED

11. **P.A.C. 6-2** - Eleventh St. West

It was moved by Aldermen Brian Sylvester and Naresh Bhargava that the request to rezone the subject site for an exception to the Manufacturing 10 (MFR 10) zone to permit retail sales, professional and business offices be approved.

MOTION CARRIED

12. **P.A.C. 6-3** - Parking Standards

It was moved by Aldermen Denis Carr and Claude Poirier that staff proceed to circulate proposed parking changes to various interest groups for input; and that a revised report to the Planning Advisory Committee detailing public input be presented at a subsequent public meeting.

MOTION CARRIED

13. **P.A.C. 6-4** - North American Life Assurance

It was moved by Aldermen Brian Sylvester and Claude Poirier that the application dated March 20, 1995 from North American Life Assurance (Jean Clément agent) to subdivide Part of the East Half of Lot 7 and Part of the West Half of Lot 7, Concession 2, City of Cornwall as indicated on a plan by Dutrisac and Johnson Inc. dated May 11, 1995 be given draft approval, subject to the conditions contained in Appendix "A" to this technical report.

MOTION CARRIED

14. P.A.C. 6-5 - Nottingham Estates Subdivision

It was moved by Aldermen Brian Lynch and Dean Hollingsworth that a report to seek consent from the Ministry of Municipal Affairs to remove Draft Plan Approval and close their file, and for the applicant to proceed through the Municipal Draft Plan Approval process be approved.

MOTION CARRIED

15. TENDER #45-95 - 4-door Sedan Automobile (Fire Department)

It was moved by Aldermen Claude Poirier and Brian Lynch that this tender be awarded to Brookshell Pontiac Buick GMC Ltd., Cornwall, Ontario at a total bid price of \$17,000.00 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 Lynch and Brian Sylvester that the Committee of the Whole be adopted as reported and that by-laws 106-1995 to 114-1995 inclusive, be given second reading.

MOTION CARRIED

BY-LAWS Third Reading

It was moved by Aldermen Denis Carr and Naresh Bhargava that by-laws 106-1995 to 114-1995 inclusive, be taken as read a third time and finally passed.

MOTION CARRIED

REPORTS FROM AD HOC COMMITTEES OF COUNCIL

Alderman Denis Carr reported on the Audit Committee and its position as to the Parks, Recreation and Convention Services audit. Council will be provided additional information at the August 14th, 1995 meeting.

Alderman Chuck Charlebois indicated that the Waterfront Development Committee will be holding a public meeting in September with an open house format, all day.

NOTICES OF MOTION

UNFINISHED BUSINESS

NEW BUSINESS

1. TRAILER - SEA-DOO RENTALS SITE

It was moved by Aldermen Chris Savard and Chuck Charlebois that staff be authorized to modify the agreement with the Cummin's group to allow for a trailer to be parked on site of present sea-doo rentals. This agreement will also state that the trailer will be removed each day and the area in question will be cleaned at the end of each business day. It is understood that staff will also be reviewing this activity at the end of this summer and will prepare for next year accordingly.

MOTION CARRIED

2. CONCESSIONS

It was moved by Aldermen Denis Carr and Chris Savard that:

WHEREAS the concessions generated at the Si Miller Arena are given consideration when determining the charges for ice rental.

NOW THEREFORE BE IT RESOLVED THAT the same principles be applied to the hockey operations at the Civic Complex (Aces) and a report be prepared for Council detailing this application.

MOTION CARRIED

3. SIGNING OF GOLDEN BOOK

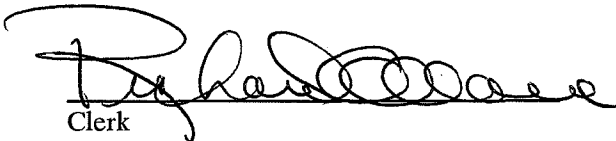
It was moved by Aldermen Denis Carr and Chris Savard that:


WHEREAS the City Council, from time to time, have prestigious persons, groups, and organizations sign the City's Golden Book.

NOW THEREFORE BE IT RESOLVED THAT a suitable pen be purchased for such occasions.

MOTION CARRIED

Adjournment: 9:20 p.m.


Clerk


Mayor
ACTING

Recording Secretary