

CITY COUNCIL #05-96

February 12, 1996
7:30 p.m.
030/96

PRESENT

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

IN ATTENDANCE

Mr. R. Allaire, Chief Administrator / Clerk, Mr. F. Hamelin, Assistant Chief Administrator / Manager Public Works, Steve Alexander, Frank McDonald, Gerry McKenna, Brian Casselman, Rob Orchin, Dave Fielding, Bill de Wit, Natalie Fitzharris and D. Labelle-Gélinas, Deputy Clerk/Recording Secretary.

INVOCATION

Mr. Richard Allaire, C.A.O.

ADDITIONS

Moved by Aldermen Chuck Charlebois and Dick Aubry that Council approve *the addition of:*

- Resolution #05-1996, Fly Creek Reduction Project;

the deletion of:

- Communication #1 - Audit Report and;
- Communication #2 - Analysis, Parks, Recreation & Convention Services

until the regular meeting of February 26, 1996.

DISCLOSURE OF INTEREST

Alderman Chuck Charlebois declared a pecuniary interest on Communication Item #7, Solid Waste Recycling Program, Tender #61-95, and this evening's delegation #1, Laidlaw. Alderman Charlebois is employed by the Town of Alexandria as Manager of its recycling facility.

Alderman Dean Hollingsworth declared a pecuniary interest on this evening's presentation #1, Mr. G. Velema, Domtar Fine Papers. Alderman Hollingsworth indicated that he is an employee of Domtar Fine Papers.

PRESENTATION

Having declared a pecuniary interest earlier this evening, Alderman Dean Hollingsworth left the room and did not take part in any discussion or vote on this matter.

#1 - Domtar Fine Papers-Mr. G. Velema:

Mr. Velema, Manager of Land Application and Agroforestry, began his presentation by introducing members of his team, present this evening.

Mr. Velema's primary request this evening was to ask City Council for:

- continued support of its Land Application Program;
- approval to use a small portion of the City's landfill known as the Exeltherm cell as a transfer station;
- to support the Company's request to MOE to approve an expanded footprint for Big Ben.

Mr. Velema proceeded to explain Domtar's long range goals insofar as the recycling and removal of solid waste generated by the Domtar mill and was seeking Council's endorsement in assisting it to find alternate methods that would help in securing the future of the Domtar Cornwall mill operation.

In conclusion, Council Members were invited to question Mr. Velema regarding Domtar Land Application Program, transfer station and expansion of Big Ben footprint.

Moved by Alderman Denis Carr and Alderman Brian Sylvester that Council receive the presentation.

Alderman Dean Hollingsworth returned to the meeting. P.J.S.

MOTION CARRIED

#2 - Dr. A. Zalatan - The Financial & Economic Impact of Cornwall Aces:

Dr. Zalatan was invited this evening to provide Council of his findings through his study on the assessment and the economic impact of Cornwall Aces on the local economy. Dr. Zalatan explained to Council the process he undertook to complete his study and indicated that he used four methods, namely:

- public survey of spectators
- telephone survey of non-spectators
- survey of business sector
- economic impact and benefit/cost estimation.

Through the public survey, the spectators and non-spectators were asked to measure their support of the Aces and its importance to the community:

1. 8.0% indicated an importance of Aces to local economy
2. 8.4% indicated that the Aces were an inspiration to our youth
3. 8.0% indicated that the City of Cornwall should support the Aces financially.

The business community surveyed indicated:

COMMITTEE OF THE WHOLE

It was moved by Aldermen Susan Carter 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 020-1996 to 031-1996 inclusive be given first reading.

MOTION CARRIED

BY-LAWS - First Reading

- 020-1996 A by-law to designate the property known municipally as 1128-1130 Captain MacDonald Road as of Architectural, Historical and Contextual Value or interest.
- 021-1996 A by-law to further amend By-law 751/69, the zoning by-law as amended of the City of Cornwall being a by-law respecting the use of land and the use and location of buildings. (to allow semi-detached dwellings on smaller lots which must include an attached garage in Maple Grove Plan of Subdivision - PAC #1-1)
- 022-1996 A by-law to amend the Official Plan to add a site specific policy in the Industrial Designation Section which allows for the establishment of an orthopaedic clinic and related office on property known as 1500 Power Dam Drive. (PAC #2-2)
- 023-1996 A by-law to further amend By-law 751/69, the zoning by-law as amended of the City of Cornwall being a by-law respecting the use of land and the use and location of buildings. (to allow an orthopaedic clinic/office, a private storage/maintenance facility for antique and classic vehicles, and a technical school for heavy equipment mechanics - PAC #2-2)
- 024-1996 A by-law to further amend By-law 751/69, the zoning by-law as amended of the City of Cornwall being a by-law respecting the use of land and the use and location of buildings. (to rezone municipal address 2093 Pitt Street North from Residential 15 to Residential 20 and to allow a triplex on a small lot frontage and area than required by By-law. (PAC #3-3)
- 025-1996 A by-law to further amend By-law 139, 1981, of the City of Cornwall, being a by-law respecting the designation of land as a site plan control area, pursuant to Section 41 of the Planning Act, R.S.O. 1990. (Cameron rezoning at 2093 Pitt Street, PAC #3-3)
- 026-1996 A by-law to amend By-law 110, 1983, as amended. (a by-law to increase fees for the administration of site plan control).
- 027-1996 A by-law to repeal By-law #019, 1996, and to replace with By-law #027-1996, to authorize the borrowing of \$9,185,000 upon a ten year instalment debenture towards the cost of certain general undertakings.
- 028-1996 A by-law to authorize the sale of Part of Lot 1, Concession 1, City of Cornwall, now designated as Parts 1, 3, 5, 24, 7, 9, 11, 21, 19, 17, 28, 15, 26 and 13 on Reference Plan 52R-5000. (T-Mag Marketing Inc.)
- 029-1996 A by-law to authorize a change in Scheduled Fees for various services provided by the Public Works Department.
- 030-1996 A by-law to appoint Allan Smith and Doreen Peace as Parking By-law Enforcement Officers for property owned and operated by the Bank of Montreal.

031-1996 A by-law to accept a parcel of land along McKenzie Street granted to the City of Cornwall through Committee of Adjustment Application.

DELEGATIONS

Having declared a pecuniary interest earlier this evening, Alderman Chuck Charlebois left the room and did not take part in any discussion or vote on this matter.

#1 Mr. R. Beaudoin, Mr. Atoul Nanda - Laidlaw Waste Systems:

Both Mr. Beaudoin and Mr. Nanda presented their arguments to City Council in reference to the recommendations presented to Council on the approval of Tender #61-95 under Communication #7 on this evening's agenda. It was indicated that Laidlaw personnel believed that the tendering process did not represent a true or fair level of comparison insofar as the tender document requiring specific costs for performing the recycling services in administration fee, collection fee, and processing and marketing fee.

It was indicated that the tender had asked for a net price/metric tonne that the Company could currently be able to market the recyclables for and no efforts were made to inflate these prices. The key issue, as indicated by Laidlaw representatives, was that pricing did change and that Laidlaw Systems can market the recyclables every bit as well as the competitor and that if Council chose to award this tender to the competitor HGC, the City would over spend approximately \$22,223.

Due to the fact that this delegation was directly associated with Mr. McKenna's report on Solid Waste Recycling/Tender #61-95 on this evening's agenda under Communication #7, it was moved by Alderman Dean Hollingsworth and Alderman Claude Poirier that Communication #7 be brought forward immediately to discuss in conjunction with the delegation.

MOTION CARRIED

Following a lengthy discussion between Council, Laidlaw Waste Management and City administration, it was moved by Alderman Dick Aubry and Alderman Claude Poirier that this matter be referred to Administration for further study and that a report be returned to Council.

MOTION CARRIED

Alderman Chuck Charlebois returned to the meeting at this point 9:50 p.m.

#2 - Mrs. Heather Megill, Recreation Advisory Committee:

Mrs. Megill, on behalf of the Cornwall Recreation Advisory Committee was present this evening to provide Council the Committee's concerns on the privatization proposal from R.S.I. Mrs. Megill proceeded to detail their efforts to address the issue of privatization and their findings after meeting with R.S.I.

It was believed, by the Committee, that R.S.I. had not investigated their market properly and provided no solid answers, a number of inconsistencies in the replies to the basic questions posed, and rather a generalized approach to answering questions. In conclusion, Mrs. Megill indicated that the Recreation Advisory Committee was not in favour of privatization of the Parks, Recreation and Convention Services Department and were not supportive of the unsolicited proposal by R.S.I.

It was then moved by Alderman Dick Aubry and Alderman Chuck Charlebois that this delegation be received.

MOTION CARRIED

RESOLUTIONS

#003/96 Moved by Alderman Denis Carr and Alderman Chuck Charlebois that Council reconsider its motion under Resolution #002/96, of January 22, 1996, that tabled any action on the hockey contract with the Cornwall ACES until March of 1996.

A recorded vote resulted as follows:

FOR THE MOTION

AGAINST THE MOTION

Mayor Ron Martelle
Alderman Naresh Bhargava
Alderman Denis Carr
Alderman Susan Carter
Alderman Chuck Charlebois
Alderman Dean Hollingsworth
Alderman Brian Lynch
Alderman Claude Poirier
Alderman Chris Savard
Alderman Brian Sylvester

Dick Aubry



MOTION CARRIED

It was then moved by Alderman Denis Carr and Chuck Charlebois that:

WHEREAS the City of Cornwall entered into an agreement with le Club de Hockey Les Nordiques, Société en Commandite and Comsat Video Enterprises Inc.;

AND WHEREAS Section 10.02 of the Agreement provides for the City to terminate the option years no later than seven (7) days after the last 1995-1996 AHL regular season game;

AND WHEREAS the City of Cornwall is desirous of terminating the option years of this agreement;

NOW THEREFORE BE IT RESOLVED that the City of Cornwall notify Comsat Video Enterprises Inc. that it is terminating the option years of the Agreement as per Clause 10:02.

MOTION CARRIED

#004/96 Moved by Alderman Denis Carr;
Seconded by Alderman Claude Poirier;

THAT the Council of the Corporation of the City of Cornwall authorizes the Clerk and Treasurer to submit a petition for subsidies under the Public Transportation and Highway Improvement Act for expenditures made during the year 1995.

MOTION CARRIED

#005/96 Moved by Alderman Claude Poirier;
Seconded by Alderman Naresh Bhargava;

WHEREAS in 1992, the City of Cornwall, the Ministry of Natural Resources, and Jobs Ontario formed a partnership to undertake the Fly Creek Flood Reduction Project;

AND WHEREAS since the cost of this project exceeded \$13,000,000, it was agreed that this project would be multi-phased over several years;

AND WHEREAS 1996 would represent the last phase of this multi-phase project;

AND WHEREAS this last phase allows the City to redirect into the Fly Creek Reduction Project two large trunk storm sewers from the City's combined sewer system which overflows into the St. Lawrence River;

AND WHEREAS this redirection of storm water is a recommendation of the Pollution Control Planning Study which the Provincial and Federal Governments and the City of Cornwall formed a partnership;

AND WHEREAS this project will help promote construction jobs and the local economy within the City of Cornwall;

THEREFORE BE IT RESOLVED THAT the City of Cornwall strong supports the Raisin Region Conservation Authority's request of the continued funding for the final phase of the Fly Creek Flood Reduction Project, therefore, this Resolution should be forwarded to the Minister of Natural Resources and our local M.P.P.'s, Mr. John Cleary and Mr. Noble Villeneuve.

MOTION CARRIED

CONSENT AGENDA

It was moved by Aldermen Denis Carr and Susan Carter that the Consent Agenda be approved as presented:

MOTION CARRIED

A. Tenants, 540 Adolphus St:

Alderman Brian Lynch requesting that this item be moved for discussion under Communication #14 on this evening's agenda.

B. **Township of Elizabethtown:**

That Council receive the resolution from the Township of Elizabethtown asking the Minister of Municipal Affairs to review the operation of the Ontario Municipal Board.

C. **Kiwanis Club Cornwall Inc:**

That Council approve its request to declare the month of March as Easter Seal Month.

D. **Parking Restriction, Valecrest Drive:**

That Council receive the petition from residents on Valecrest Drive requesting parking restrictions and that this petition be referred to the Traffic Engineer for a report back to Council.

COMMUNICATION

1. **AUDIT COMMITTEE:**

Deleted.

MOTION CARRIED

2. **ANALYSIS/PARKS, RECREATION, CONVENTION SERVICES:**

Deleted.

MOTION CARRIED

3. **PAC 1-1 - MAPLE GROVES ESTATE:**

It was moved by Alderman Denis Carr and Claude Poirier that the subject application for minimum lot frontage of 15.24m and lot area of 520m² for semi-detached development in Maple Grove Estates be approved.

MOTION CARRIED.

4. **PAC 2-2 - 1500 POWER DAM DRIVE, ORTHOPAEDIC CLINIC/OFFICE:**

It was moved by Aldermen Susan Carter and Brian Lynch that the application for an Official Plan Amendment for property at 1500 Power Dam Drive be approved with the following conditions:

The orthopaedic clinic/office does not occupy more than 3000 sq. feet of the existing building and that a maximum of three orthopaedic surgeons and related support staff occupy the clinic/office.

The storage and maintenance of classic and antique cars for private use only and that no Commercial garage or sale display of new or used vehicles takes place;

The site be subject to the Site Plan Control including a requirement to pave the parking lot and driveway (s) in a phased manner, install a drainage system of the paved area, to the satisfaction of the Engineering Services staff, and install a screening fence on the south side of the property.

MOTION CARRIED.

5. **P.A.C. 3-3 - 2093 PITT STREET (RESIDENTIAL 15 TO RESIDENTIAL 20):**

It was moved by Aldermen Susan Carter and Chris Savard:

That the subject property be rezoned from Residential 15 to Residential 20 with exception to allow a triplex on a lot of 17.8 m of frontage and area of 675.5m²;

That the City's Site Plan Control By-law be amended to include the subject property.

MOTION CARRIED

6. **SECOND STREET STOPPING RESTRICTION IN METERED AREAS:**

It was moved by Aldermen Chris Savard and Naresh Bhargava that Council receive this report.

MOTION CARRIED

7. **SOLID WASTE RECYCLING TENDER #61-95:**

See delegation.

8. **WASTE WATER TREATMENT PLANT (THREE CAPITAL PROJECTS):**

It was moved by Aldermen Susan Carter and Naresh Bhargava that

Council approve the upgrade of the compressor system at a cost of \$70,000;

Council approve the upgrade of the heating system at a cost of \$100,000.00;

Council approve the reallocation of funds from the compressor project and the heat project to the replacement of the chain collector system.

MOTION CARRIED.

9. **1995 REMUNERATION/EXPENSES:**

It was moved by Alderman Denis Carr and seconded by Brian Sylvester that Council approve the Statement of Remuneration and Expenses for 1995.

MOTION CARRIED.

10. **NEW INFRASTRUCTURE PROGRAM:**

It was moved by Aldermen Denis Carr and Dean Hollingsworth that Council authorize Administration to prepare a letter to our Member of Parliament strongly supporting a second phase of the Infrastructure Program and encourage our Member of Parliament to promote the new Infrastructure Program on the City's behalf.

MOTION CARRIED.

11. **G.S.T. REBATE:**

It was moved by Aldermen Chuck Charlebois and Brian Sylvester that Council support F.C.M. in its attempt to maintain the G.S.T. rebate for municipalities.

MOTION CARRIED.

12. **PARKS RECREATION & CONVENTION SERVICES STAFF REPLACEMENT (SECRETARY):**

It was moved by Aldermen Brian Sylvester and Brian Lynch Council approve the replacement of Secretary to the Manager.

MOTION DEFEATED

It as then moved by Aldermen Chuck Charlebois and Susan Carter that this request be postponed to the next regularly scheduled

MOTION CARRIED

13. **TIMING OF BLOCK GRANT PAYMENTS:**

It was moved by Aldermen Brian Sylvester and Brian Lynch that Council support A.M.O. in its discussions with the Province to speed up the payment of Block Funding Grants.

MOTION CARRIED

14. **TENANTS, 540 ADOLPHUS STREET (TRANSIT INCREASES):**

It was moved by Aldermen Brian Lynch and Chuck Charlebois that Council receive this petition and further that a report be prepared by Mr. Goodwin, Transit Manager, within the next two months identifying the impact to the transit service due to the new bus fare increases.

It was then moved by Alderman Brian Sylvester and Alderman Brian Lynch that Council reconsider its decision on bus fare increases made in January 1996, in order that Mr. Goodwin proceed with the preparation of a report.

A recorded vote resulted as follows:

FOR THE MOTION

AGAINST THE MOTION

Mayor Martelle
Alderman B. Sylvester
Alderman D. Carr
Alderman S. Carter
Alderman C. Savard
Alderman C. Charlebois
Alderman C. Poirier
Alderman D. Aubry
Alderman D. Hollingsworth
Alderman B. Lynch
Alderman N. Bhargava

•MOTION CARRIED

**•THE MAIN MOTION CARRIED AS
PRESENTED**

ADOPTION OF THE COMMITTEE OF THE WHOLE

BY-LAWS **Second Reading**

It was moved by Aldermen Susan Carter and Denis Carr that the Committee of the Whole be adopted as reported and that by-laws 020, 1996 to 031, 1996, inclusive, be given second reading.

MOTION CARRIED

BY-LAWS **Third Reading**

It was moved by Aldermen Brian Sylvester and Denis Carr that by-laws 020-1996 to 031-1996, be taken as read a third time and finally passed.

MOTION CARRIED

REPORTS FROM AD HOC COMMITTEES OF COUNCIL

Alderman Dick Aubry provided Council with a verbal report, as a Board Member of Cornwall Electric and their recent presentation to the McDonald Commission in Toronto. Alderman Aubry indicated that their presentation was based on alternative ways of providing electricity.

NOTICES OF MOTION

UNFINISHED BUSINESS

NEW BUSINESS

Alderman Dean Hollingsworth declared a pecuniary interest as an employee of Domtar Fine Papers. He left the room and did not take part in any discussion or vote on this matter.

DOMTAR SOIL CONDITION:

1. Proposed by: Alderman Chuck Charlebois
Seconded by: Alderman Claude Poirier

THAT our Departments of Environmental Services and Parks, Recreation and Convention Services continue to look into using the material to be generated by Domtar and use this product as a mix or replacement of our top soil needs;

The intent would be to save dollars by purchasing less top soil or reduce our cost by mixing this product with our annual top soil needs (cost of one material as opposed to another).

In our negotiations with Domtar, we could eliminate our total cost as an exchange for privilege of using our site.

MOTION CARRIED

LE VILLAGE PARKING:

2. Proposed by: Alderman Chris Savard
Seconded by: Alderman Susan Carter

WHEREAS parking and physical space in Le Village is limited; and

WHEREAS employees of the businesses in the area occupy the few convenient places which would otherwise be available for customers; and

WHEREAS parking is not restricted on Arthur Street and the introduction of enforced time limitations on parking on the street would allow for more convenient parking for customers;

THEREFORE BE IT RESOLVED THAT administration prepare a report for Council's consideration which would evaluate the feasibility of implementing fifteen (15) minute parking meters on the west side of Arthur Street between Montreal Road and Lennox Street.

MOTION CARRIED

MR. MIKE OLIVER, PRESIDENT, OPSEU:

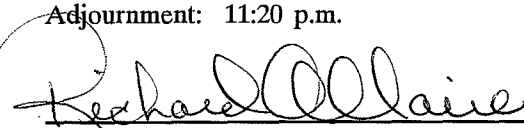
3. Proposed by: Alderman Denis Carr
Seconded by: Alderman Susan Carter

Further to the letter from Mr. Oliver concerning the Mayor's letter to the President of Ontario Public Service Employees Union and his request to make presentation to Council;

BE IT RESOLVED that Mr. Oliver be invited to meet with the Mayor who was expressing his views as he states in his letter and not necessarily the views of City Council.

MOTION CARRIED.

Adjournment: 11:20 p.m.


Clerk


Mayor


Recording Secretary