

CITY COUNCIL #07-96

PRESENT

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

ABSENT

Alderman Dick Aubry.

IN ATTENDANCE

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

INVOCATION

Reverend Allan Groen, Christian Reformed Church.

SUSPENSION OF RULES

It was moved by Aldermen Brian Lynch and Chuck Charlebois that Council invoke Rule 10, "Suspension of Rules", to permit Mr. Mike Oliver, Regional Vice-President of OPSEU to address City Council.

A recorded vote resulted as follows:

FOR THE MOTION:

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

MOTION CARRIED

It was then moved by Aldermen Denis Carr and Susan Carter that Mr. Oliver's presentation be heard as #1 on the agenda under Delegation.

MOTION CARRIED

DISCLOSURE OF INTEREST

Alderman Chuck Charlebois declared a pecuniary interest to this evening's scheduled delegations from Laidlaw Waste Systems and HGC Management Inc. and Communication #1, Tender #61-95, Solid Waste Recycling, due to his employment with the Town of Alexandria as Manager of its recycling facilities.

PRESENTATION

ADOPTION OF MINUTES

It was moved by Aldermen Claude Poirier and Brian Lynch that the Committee of Council minutes, as amended, of February 12, 1996, be adopted as circulated.

MOTION CARRIED

It was moved by Aldermen Naresh Bhargava and Chuck Charlebois that the regular Council minutes, as amended, of February 12, 1996, be adopted as circulated.

MOTION CARRIED

It was moved by Aldermen Chuck Charlebois and Chris Savard that the Special Council minutes of February 20, 1996, be adopted as circulated.

MOTION CARRIED

COMMITTEE OF THE WHOLE

It was moved by Aldermen Brian Lynch 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 032-1996 to 037-1996 inclusive be given first reading.

MOTION CARRIED

BY-LAWS - First Reading

- 032-1996 A by-law to authorize the reconstruction on Pitt Street from Fifth Street to Sixth Street.
- 033-1996 A by-law to authorize the reconstruction on Pitt Street from Sixth Street to Seventh Street.
- 034-1996 A by-law to authorize the reconstruction on Pitt Street from First Street to Water Street.

- 035-1996 A by-law to authorize the construction of a sidewalk on Third Street from St. Felix Street to Glengarry Boulevard; and on McConnell Avenue from Twelfth Street to Lemay Avenue.
- 036-1996 A by-law to authorize the construction of a Flood Reduction System on Eleventh Street from Captain MacDonald Road to 30 metres east of Hebert Street.
- 037-1996 A by-law to authorize the construction of a storm sewer on Part of Lot 10, Concession 1, City of Cornwall, County of Stormont, designated as Lamoureux Park, from Water Street to 200 metres south of Water Street.

DELEGATIONS

#1. Mr. M. Oliver, Regional Vice-President, OPSEU:

Mr. Mike Oliver, Regional Vice-President of the Ontario Public Service Employees Union was before Council this evening, in representation of about two thousand workers within the City of Cornwall. Mr. Oliver indicated that the Union members that he represents were angered and embarrassed by the letter that Mayor Martelle sent to the President, Leah Casselman, dated February 8th, while their Union and the Government were involved in delicate negotiations over a contract offer.

Mr. Oliver continued to indicate that the Mayor should have written his letter on his own paper and should not have signed as Mayor of Cornwall because some members of Council stated that the letter was the Mayor's personal opinion.

In conclusion, Mr. Oliver requested that Council disassociate itself from the Mayor's personal opinion.

Following opinions by members of Council, Mayor Martelle stated his position on this matter and indicated that he had no intention of remaining silent and will continue to speak out on issues that are of concerns to this municipality and that affect the citizens of our community.

It was moved by Aldermen Susan Carter and Chuck Charlebois that Council receive Mr. Oliver's presentation.

It was then moved by Aldermen Brian Lynch and Claude Poirier that Council disassociate itself from the views expressed by the Mayor in his letter dated February 8, 1996 to Leah Casselman.

A recorded vote resulted as follows:

FOR

Alderman Claude Poirier
Alderman Brian Lynch

AGAINST

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

MOTION DEFEATED 8-2

A recorded vote on the main motion to receive the delegation resulted as follows:

FOR

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

AGAINST

UNANIMOUS

Having declared a pecuniary interest, on Delegations #2 & #3, Alderman Chuck Charlebois left the room and did not take part in any discussion or vote in reference to Delegations #2 and #3.

#2. Mr. R. Beaudoin, Laidlaw Waste Management

Mr. Wayne Beaudoin, Manager of Government Relations and Major Accounts with Laidlaw Waste Management was again before Council this evening to re-establish his Company's position in regards to Tender #61-95 for Solid Waste Recycling and furthermore that Laidlaw could save an additional \$66,069.00 over the next three years should it be given the contract under the tender before Council this evening.

In conclusion, it was moved by Aldermen Claude Poirier and Susan Carter that this presentation be received.

MOTION CARRIED

#3. Mr. H. Lambacher, HGC Management Inc

Mr. H. Lambacher, President of HGC Management Inc., a competitor to Laidlaw Waste Systems, was also present this evening to respond to several issues discussed by Laidlaw during its last presentation to Council concerning the recycling tender, method of evaluation. Mr. Lambacher proceeded to offer comments on a number of issues raised by Laidlaw Waste Systems.

In conclusion, Mr. Lambacher indicated that HGC Management was recognized as leaders in the Province in adding new items to the blue box and developing markets for them.

It was moved by Aldermen Brian Sylvester and Naresh Bhargava that Council receive the delegation.

MOTION CARRIED

RESOLUTIONS

#06-96 Moved by Aldermen Brian Lynch and Brian Sylvester:

THAT Council for the Corporation of the City of Cornwall authorizes the Application to the Canada/Ontario Infrastructure Works Program for the reconstruction of Pitt Street from Seventh Street to Ninth Street.

MOTION CARRIED

Alderman Chuck Charlebois returned to the meeting.

#07-96 It was moved by Aldermen Brian Sylvester and Brian Lynch that:

WHEREAS ScotiaMcLeod Inc. has acted as the City of Cornwall's Fiscal Agent since 1977 and the current Fiscal Agent Agreement has expired, the City of Cornwall respectfully requests that ScotiaMcLeod Inc. be appointed to act as Fiscal Agent (the Agent) for the City; and

WHEREAS the Agent will market all Canadian public issues and private placements for the City as required; and

WHEREAS the Agent will advise the City on its financing program and marketing of its debentures given the City's financing requirements as approved by City Council. The Agent agrees to make themselves available to address Council should the need arise; and

WHEREAS the Agent will provide the City with economic reports and financial market information on an ongoing basis; and

WHEREAS the City shall have the right to change the composition, structure, and/or participants within the fiscal agency as its sole discretion upon sixty (60) days written notice. Notwithstanding the foregoing either the City or the Agent may cancel the agreement on sixty (60) days written notice; and

WHEREAS in the event of a merger, acquisition, or dissolution of the Agent named in the Agreement, the City shall have the sole right of determining whether the acquiring or merging firms shall continue as Fiscal Agent. The City's decision shall be final; and

WHEREAS the authority of the Agreement shall become effective on the date of signing of the Agreement by a duly authorized Officer and will expire on January 30, 1999.

NOW THEREFORE BE IT RESOLVED that the City shall enter into an agreement with ScotiaMcLeod Inc. to act as Fiscal Agent for the City for a period of three years.

MOTION CARRIED

CONSENT AGENDA

It was moved by Aldermen Brian Sylvester and Denis Carr that Consent Item B. City of Brampton, be removed from the Consent Agenda and inserted as Item #9 in the Communication Section.

MOTION CARRIED

A. City of Toronto

That Council receive the Resolution from the City of Toronto expressing concern to Premier Harris with respect to the elimination of Crown Attorney Positions in the Province of Ontario.

B. City of Brampton

Moved to Communications as Item #9.

C. St. Lawrence College

That Council refer this matter to the Manager of Transit to be included in his upcoming report on fare increases scheduled for April 22, 1996.

D. Newspapers in Education

That Council approve its request to declare the month of March as Newspaper in Education Month.

E. FCM Resolution

That Council approve its request to declare March 21, 1996, as International Day for the Elimination of Racial Discrimination.

COMMUNICATION

Having declared a pecuniary interest in Communication Item #1, Tender #61-95, Solid Waste Recycling, Alderman Chuck Charlebois left the room and took no part in any discussion or voting on this item.

1. TENDER #61- SOLID WASTE RECYCLING

It was moved by Aldermen Dean Hollingsworth and Denis Carr that the recommended motion for Tender #61-95, be separated into two (2) separate motions and that they be identified as weekly collection or by-weekly collection.

MOTION CARRIED

It was then moved by Aldermen Dean Hollingsworth and Denis Carr that the City continue its weekly recycling collection. A recorded vote resulted as follows:

FOR

Mayor Martelle
Alderman Denis Carr
Alderman Susan Carter
Alderman Claude Poirier
Alderman Dean Hollingsworth

AGAINST

Alderman Brian Sylvester
Alderman Chris Savard
Alderman Brian Lynch
Alderman Naresh Bhargava

MOTION CARRIED 5-4

It was moved by Aldermen Susan Carter and Dean Hollingsworth that City Council approve the lowest tender meeting tender specifications under bid price being Laidlaw Waste Systems.

It was then moved by Aldermen Denis Carr and Claude Poirier that this matter be postponed to no later than March 11, 1996, at which time Administration will provide a recommendation and report on the CUPE 234 correspondence.

MOTION CARRIED

Alderman Chuck Charlebois returned to the meeting.

2. **AUDIT COMMITTEE, (MINUTES OF MEETING #7)**

It was moved by Aldermen Denis Carr and Brian Sylvester that Council endorse the recommendations contained in the Audit Committee minutes #7, under date of February 1, 1996.

MOTION CARRIED

3. **ANALYSIS/PARKS, RECREATION, CONVENTION SERVICES**

It was moved by Alderman Brian Lynch and Chuck Charlebois that Council receive the Manager's report.

MOTION CARRIED

4. **COUNCIL WRITE-OFFS ADJUSTMENTS**

It was moved by Aldermen Brian Sylvester and Naresh Bhargava that Council authorize the tax write-offs adjustments in the amount of \$2,581 as presented by the Manager of Finance, under date of February 20, 1996.

MOTION CARRIED

5. PROPERTY STANDARDS REVIEW

It was moved by Aldermen Claude Poirier and Susan Carter:

- i) That the City move to a two by-law system (Property Standards and Clean Yards) drawing authority from the Planning Act, and the Municipal Act. With respect to the "Clean Yards" problem, timeliness will be reduced for notice and enforcement; and
- ii) That the City institute a procedure to have contractors enter onto a site and take corrective action when orders and other tools within the by-law are not having the desired effect. Costs for such work can be recovered through billing or eventually through adding to the tax bill; and
- iii) That City continue to monitor cost recovery mechanisms being introduced by some larger municipalities, and that further consideration be given to creating "set fines" or a ticketing system for some property standards matters.

MOTION CARRIED

6. PARKS, RECREATION & CONVENTION SERVICES, STAFF REPLACEMENT

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

MOTION CARRIED

7. 1996 PROJECTS TO BE DEBENTURED

It was moved by Alderman Chuck Charlebois and Brian Sylvester that Council approve the following 1996 projects to be debentured:

Roadway reconstruction on:

- Pitt from Fifth to Sixth;
- Pitt from Sixth to Seventh;
- Pitt from First to Water;
- Sidewalk on Third from St. Felix to Glengarry and on McConnell Avenue from Twelfth to Lemay;
- Flood Reduction System on Eleventh from Captain MacDonald Road to 30 metres east of Hebert Street;
- Storm sewer on Part of Lot 10, Concession 1, designated as Lamoureux Park from Water Street to 200 metres south of Water Street.

MOTION CARRIED

8. TENDER #7-96, SECURITY SERVICES, REFUSE DISPOSAL SITE

It was moved by Aldermen Brian Sylvester and Chris Savard that Council approve the recommendation of the Purchasing Agent, not to award tender #7-96, security services at the refuse disposal site as none of the bidders met tender specifications and that Administration be directed to re-tender.

MOTION CARRIED

9. CITY OF BRAMPTON

It was moved by Aldermen Denis Carr and Brian Sylvester that Council endorse the City of Brampton's Resolution with respect to the proposed construction of a future National Memorial to all Canadians killed in the Korean War from 1950-1953.

MOTION CARRIED

ADOPTION OF THE COMMITTEE OF THE WHOLE

BY-LAWS **Second Reading**

It was moved by Aldermen Chris Savard and Brian Lynch that the Committee of the Whole be adopted as reported and that by-laws 032-1996 to 037-1996, inclusive, be given second reading.

MOTION CARRIED

BY-LAWS **Third Reading**

It was moved by Aldermen Denis Carr and Brian Sylvester that by-laws 032-1996 to 037-1996, be taken as read a third time and finally passed.

MOTION CARRIED

REPORTS FROM AD HOC COMMITTEES OF COUNCIL

ECONOMIC DEVELOPMENT COMMITTEE:

At the February 8, 1996 meeting, the Economic Development Committee, chaired by Alderman Naresh Bhargava, reviewed the draft report on Economic Development. At the conclusion of the meeting, the Committee was of the opinion that because of the present uncertainty created with the approval of Bill 26 which will result in a possible reorganization in local municipal governments, it would be most appropriate to delay further discussions for at least two (2) months at which time the Committee would review the options to be taken and report back to Council.

NOTICES OF MOTION

UNFINISHED BUSINESS

NEW BUSINESS

FOUR-WAY STOP, QUEEN/ROBERTSON:

1. Proposed by: Alderman Dean Hollingsworth
Seconded by: Alderman Claude Poirier

WHEREAS the City of Cornwall is committed to the safe movement of traffic throughout the City;
and


WHEREAS stop signs are one of the tools used to maintain the safe traffic movement;

THEREFORE BE IT RESOLVED THAT Council request the Traffic Department to investigate the possibility of a four way stop at the corner of Queen and Robertson.

MOTION CARRIED

Adjournment: 9:55 p.m.

Clerk


Recording Secretary

Mayor

