

CITY COUNCIL #08-96

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

Absent: Alderman Naresh Bhargava

In Attendance: Mr. F. Hamelin, Assistant Chief Administrator / Manager of Public Works, Steve Alexander, Gerry McKenna, Natalie Fitzharris, Frank McDonald, Bill deWitt and D. Labelle-Gelinas, Deputy Clerk / Recording Secretary.

INVOCATION

Mr. Mark Goldhammer, Jewish Community.

DISCLOSURE OF INTEREST

1. Mayor Ron Martelle declared a pecuniary interest under Communication #7, P.A.C. 2-3, Truck Terminal Tollgate/McConnell as it could possibly be perceived as a conflict of interest by certain parties.
2. Alderman Chuck Charlebois declared a pecuniary interest under Communication #2, Tender 61-95 Solid Waste Recycling tender due to his employment as manager of the Recycling Plant in the Town of Alexandria.
3. Alderman Dean Hollingsworth declared a pecuniary interest under Delegation #1 and Communication #1, Domtar Specialty Papers due to the fact that he is an employee at Domtar Fine Papers and the Domtar landfill site is imperative to the Company's long term viability.
4. Alderman Dick Aubry declared a pecuniary interest under Communication #9, Advertising / Public Notices due to the fact that one of the firms identified in the report is Seaway News and Alderman Aubry has an employment contract with Seaway News.
5. Alderman Chris Savard declared a pecuniary interest under Delegation #2 and Communication Item #5, Planning Advisory Committee report 2-1 - Chamber of Commerce, where both items deal with a waterfront plan proposal to construct a building in Lamoureux park by his employer, the Cornwall Chamber of Commerce.

PRESENTATION

1. Mr. Ron Eamer, Enviro-Health Committee, Ecology Park

Mr. Eamer's presentation this evening was to introduce "The Enviro-Health Committee" comprised of members of the District Health Council, Transport Canada Training Institute, Ministry of Natural Resources, Kiwanis Club, City's Environmental Services Department and Planning Department, La Cite Collegiale, Centre de Sante Communautaire, Partir d'un bon pas, St. Lawrence River Institute, Domtar, Parks Canada, Mayor's Task Force and the Cornwall's Energy Efficiency Team. Mr. Eamer provided a history of the members of the Committee and their purpose. On behalf of the Committee, Mr. Eamer introduced a project called "*The Ecology Park*" with specific site location and design. The value of the project to the community, citizens, schools and groups alike would be next to none.

The construction of this project would be done by volunteers, local businesses, established groups, and Youth Service Canada in co-ordination with the Mayor's Task Force. Cornwall's Energy Efficiency team has received a government grant to be placed towards this project, therefore the cost of the project would be minimal.

In conclusion, Mr. Eamer requested Council's seal of approval and its continued efforts in supporting the City's new image as "*Canada's Environmentally Friendly and Energy Efficient City*" and approve the project for an early spring start.

It was then moved by Alderman Chuck Charlebois and Alderman Claude Poirier that this presentation be referred to Administration for a report and that it be returned for consideration at the next regular meeting of April 8, 1996.

Motion Carried

ADOPTION OF MINUTES

It was moved by Alderman Brian Sylvester and Alderman Dick Aubry that the Committee of Council minutes of February 26, 1996 be adopted as circulated.

Motion Carried

It was moved by Alderman Susan Carter and Alderman Chris Savard that the Special Committee of Council minutes of March 4, 1996 be adopted as amended.

Motion Carried

It was moved by Alderman Brian Lynch and Alderman Claude Poirier that the regular Council minutes of February 26, 1996 be adopted as circulated.

Motion Carried

COMMITTEE OF THE WHOLE

It was moved by Alderman Brian Lynch and Alderman Susan Carter 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 038-1996 to 040-1996 inclusive be given first reading.

Motion Carried

038-1996 A by-law to authorize the temporary closing of Pitt Street between Third and Fifth Streets for the purpose of construction repairs and improvements.

039-1996 A by-law of the Corporation of the City of Cornwall for requiring buildings and yards to be put in a safe condition and concerning waste and debris and the filling, draining, cleaning, and clearing of grounds, yards and vacant lots. (Known as the Clean Yard By-law).

040-1996 A by-law of the Corporation of the City of Cornwall to establish standards for the maintenance and occupancy of property in the City of Cornwall. (Known as the Property Standards By-law).

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.

DELEGATIONS

1. Domtar Expanding Big Ben

Mrs. Mary Lynn Armstrong addressed Council this evening on her concerns in reference to Domtar's request to expand the size of Big Ben. Mrs. Armstrong felt morally bound to give a different perspective in so far as what she believed to be so basic to the many problems that Cornwall is presently experiencing. She proceeded to indicate that the "hostile environment" of Cornwall was its smell and the eye sores such as Big Ben. She continued to state that Cornwall's image to the outsider was that negative aspects overpowered the positive aspects.

A short history and description from her perspective was provided on the Big Ben Ski hill and she continued to give Council an "outsider's" thoughts on the subject.

In conclusion to her presentation, Mrs. Armstrong encouraged Council to deny Domtar's request and take the first step in turning Cornwall's image around towards "*Growth, Prosperity and Quality of Life*".

It was then moved by Alderman Susan Carter and Alderman Chuck Charlebois that Council receive the delegation.

Motion Carried

Alderman Dean Hollingsworth returned to the meeting at this point.

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

2. Chamber of Commerce - Sheila Pearl

Mrs. Sheila Pearl, spoke to Council as a concerned citizen and questioned the Cornwall Chamber of Commerce on its proposal to construct a Tourist and Visitor Information Center and Chamber office within Lamoureux Park. Mrs. Pearl was interested in knowing what the Chamber did other than promote the City of Cornwall.

In conclusion to her presentation, it was moved by Alderman Chuck Charlebois and Alderman Claude Poirier that this delegation be received.

Motion Carried

Alderman Chris Savard returned to the meeting at this time.

RESOLUTIONS

#08-96 It was moved by Alderman Brian Sylvester and Alderman Brian Lynch 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 for public transportation for physically disabled persons.

Motion Carried

#09-96 It was moved by Alderman Brian Sylvester and Alderman Brian Lynch 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 for public transportation.

Motion Carried

CONSENT AGENDA

Alderman Brian Lynch requested that Item "B" be moved to Communications as Item #11.

It was moved by Alderman Brian Sylvester and Alderman Chuck Charlebois that the Consent Agenda be approved.

Motion Carried

A. CHEO

That Council receive the resolution declaring May 31, 1996 as CHEO's "Wear Your Bear Day".

B. City of St. Catharines

Moved to Communications as Item #11 for discussion.

COMMUNICATIONS

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 Specialty Papers

It was moved by Alderman Chuck Charlebois and Alderman Chris Savard that:

- Council support Domtar's continuing Land Application Program; and
- That Council approve the use of exeltherm cell in the City's landfill as a transfer station subject to M.O.E.E. approval; and
- That Council support a 30 meter expansion to the footprint of Domtar's Big Ben Landfill site subject to M.O.E.E. approval, including approval of the use of the City landfill site, as a transfer station subject to successful negotiations; and
- That M.O.E.E. be advised of the comments contained in this report for inclusion in the Certificate of Approval.

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 Dick Aubry
Alderman Brian Lynch

AGAINST THE MOTION

Motion Carried - unanimously

Alderman Dean Hollingsworth returned to the meeting at this time.

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.

2. **Tender #61-95, Solid Waste Recycling**

It was moved by Alderman Brian Lynch and Alderman Dean Hollingsworth that Council award Tender #61-95, Solid Waste (Blue Box) Recycling Program, based on a weekly collection frequency for the three year contract term whereby the successful contractor assumes ownership of the City's three collection vehicles, to Laidlaw Waste Systems at a projected net annual cost of \$190,225.47.

Motion Carried

Alderman Chuck Charlebois returned to the meeting at this time.

3. **Marina 200 Security**

It was moved by Alderman Chris Savard and Alderman Denis Carr that Council reinstate night security at Marina 200 in approving the following recommendation that fees to boaters using our facility increase by \$2.00 / foot for 1996. This will increase revenues by \$2500.00. The Executive Director of the Chamber will work with the Department and apply for a grant to cover the cost of an employee at the Marina. This will be in addition to the other initiatives taken by the Chamber to assist in the marketing of our facility.

Motion Carried

4. **Jet-Ski Rental / Lamoureux Park**

It was moved by Alderman Chuck Charlebois and Alderman Chris Savard that the City of the Cornwall and the Waterfront Development Committee continue to actively encourage and promote the involvement of the private sector in the provision of recreational / leisure services or other amenities appropriate to Cornwall's waterfront; and that the City of Cornwall enter into a contractual agreement, based upon the previous 1995 agreement with Splash Watersports but with the suggested changes in regards to the charging of a monthly fee, with Mr. Robert Butcher and Ms. Joan Delaney for the 1996 summer season only.

Motion Carried

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

5. **P.A.C. 2-1, Chamber of Commerce**

1. It was moved by Alderman Brian Lynch and Alderman Brian Sylvester that the application for a Zoning By-law Amendment from Open Space 10 (OSP 10) zone to Open Space 10 (OSP 10) with an exception to permit the construction of a Tourist and Visitor Information Center and Chamber office within Lamoureux Park, be denied.
2. It was then moved by Alderman Chuck Charlebois and Alderman Susan Carter that this matter be referred to the Planning Advisory Committee's April meeting and that the Committee speak to the Chamber of Commerce on the proposed sites and re-discuss the whole project again.
3. It was then moved that the motion to refer be *amended* to include that sites one (1) and two (2) be excluded from the discussions.

Motion to amend was
Defeated

A recorded vote to refer (2) resulted as follows:

FOR THE MOTION

Mayor Ron Martelle
Alderman Susan Carter
Alderman Chuck Charlebois

AGAINST THE MOTION

Alderman Brian Sylvester
Alderman Denis Carr
Alderman Claude Poirier
Alderman Dick Aubry
Alderman Dean Hollingsworth
Alderman Brian Lynch

Motion Defeated (6/3)

A recorded vote on the original motion (1) to deny, resulted as follows:

FOR THE MOTION

Alderman Brian Sylvester
Alderman Denis Carr
Alderman Claude Poirier
Alderman Dick Aubry
Alderman Dean Hollingsworth
Alderman Brian Lynch

AGAINST THE MOTION

Mayor Ron Martelle
Alderman Susan Carter
Alderman Chuck Charlebois

Motion Carried (6/3)

Alderman Chris Savard returned to the meeting at this time.

6. **P.A.C. 2-2, Notice Procedures**

It was moved by Alderman Susan Carter and Alderman Claude Poirier that Option #2, as described in the February 6, 1996 Planning staff report be implemented on a six month basis; and that a follow-up report be presented to P.A.C. regarding the effectiveness of the modified Notice Procedure.

Motion Carried

Having declared a pecuniary interest earlier this evening, Mayor Ron Martelle left the room and did not take part in any discussion or vote on this matter. Alderman Susan Carter took the Chair.

7. **P.A.C. 2-3, Truck Terminal Tollgate / McConnell**

It was moved by Alderman Chuck Charlebois and Alderman Dean Hollingsworth that the Planning staff report dated February 15, 1996 be adopted; and that staff prepare a report with recommendations to deal with use of trailers for signed, offices, etc.

Motion Carried

Mayor Ron Martelle resumed the Chair.

8. **Parking Restriction, Valecrest Drive**

It was moved by Alderman Chris Savard and Alderman Brian Sylvester that parking be prohibited at all times on the west side of Valecrest Drive, from Ridgewood Drive to a point 25 meters further south.

Motion Carried

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

9. **Advertising / Public Notices**

It was moved by Alderman Brian Sylvester and Alderman Chris Savard that Council approve the use of all media in our advertising / public notice program and that Administration be directed to finalize negotiations with providers and report to Council before the end of April.

Motion Carried

Alderman Dick Aubry returned to the meeting at this time.

10. **Tender #08-96**

It was moved by Alderman Brian Lynch and Alderman Claude Poirier that this tender be awarded to Scugog Signs, Nestleton, Ontario at the total bid price of \$16,400.44 including taxes being the low bidder meeting the tender specifications.

Motion Carried

11. **City of St. Catharines** (Consent B)

It was moved by Alderman Brian Lynch and Alderman Claude Poirier that the resolution requesting the provincial government not implement tax cuts which would be financed by increasing the deficit or by cutting essential services be endorsed by this Council.

Motion Defeated

ADOPTION OF THE COMMITTEE OF THE WHOLE

By-laws - Second Reading

It was moved by Alderman Brian Sylvester and Alderman Dean Hollingsworth that the Committee of the Whole be adopted as reported and that by-laws 038-1996 to 040-1996 inclusive, be given second reading.

Motion Carried

By-laws - Third Reading

It was moved by Alderman Dick Aubry and Alderman Brian Sylvester that by-laws 038-1996 to 040-1996 inclusive, be taken as read a third time and finally passed.

Motion Carried

REPORTS FROM AD HOC COMMITTEES OF COUNCIL

NOTICES OF MOTION

UNFINISHED BUSINESS

- Alderman Denis Carr requested that Administration provide Council with a report detailing Administration, Unions and Associations efforts in eliminating the 2% (\$500,000.00) increase within the 1996 budget.
- Alderman Chris Savard indicated that a new business introduced on the 12th of February "*Le Village Parking*" was omitted from the listing.

NEW BUSINESS

1. Request for Proposals vs Tendering

Moved by Alderman Claude Poirier and Alderman Denis Carr that:

Whereas the request for proposal process shares the advantages of the tendering process, with none of the disadvantages; and

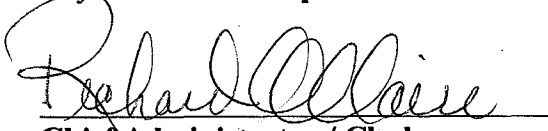
Whereas the request for proposals does not create the same legal obligations to conclude an agreement, which the tender process requires; and

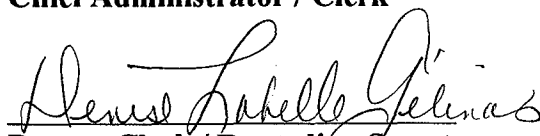
Whereas the request for proposal is broader permitting a consideration of alternate methods and systems without cost being the dominant criteria.

Therefore be it Resolved that municipal departments be asked to review the request for proposal options, prior to asking for tender calls on City business.

Motion Carried

Adjournment: 9:40 p.m.


Chief Administrator / Clerk


Deputy Clerk / Recording Secretary


Mayor