

# CITY COUNCIL #21-97

August 11, 1997  
Meeting began at 7:30 p.m.

132/97

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**PRESENT:** A regular meeting of Council was held with the following members present: Mayor Dick Aubry, Aldermen Brian Sylvester, Susan Carter, Chris Savard, Chuck Charlebois, Claude Poirier, Angelo Lebano, and Dean Hollingsworth.

**ABSENT:** Aldermen Denis Carr, Brian Lynch and Naresh Bhargava.

**IN ATTENDANCE:** Richard Allaire, Chief Administrator/Clerk, Paul Fitzpatrick, Assistant C.A.O./Manager, Economic Development, Graham Dart, Fern Hamelin, Frank McDonald, Norm Levac, Kenneth Gauthier, Sherman Goodwin, Gerry McKenna, Steve Alexander, and Diane Gilligan, Recording Secretary.

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## INVOCATION

Father Kevin Maloney, St. Columban's Church

## ADDITIONS/DELETIONS

Delegation #2, Hilbert Avenue Drainage was stricken from the agenda.

## DISCLOSURE OF INTEREST

Alderman Dean Hollingsworth declared a Pecuniary Interest on By-law 089-1997 since his wife is an employee of Don Derry's.

## PRESENTATIONS

#1. Maman Canadienne, Therese Brisebois

Mayor Aubry introduced Therese Brisebois to the audience as the 1997 Maman Canadienne. She has been selected out of five other candidates. After signing the Golden Book, Mrs. Brisebois was presented with a certificate of recognition.

#2. Cornwall Electric Application for Rate Adjustment

Mr. Ronald Bergeron led the discussion, giving a brief synopsis of the current situation with the possible de-regulation of Ontario's utilities. He then proceeded to review the Financial Statements, indicating that 81% of Cornwall Electric's expenses was energy costs. Due to contracts for energy that will soon be expiring, Cornwall Electric are requesting a rate adjustment in order to prepare for that eventuality.

It was moved by Aldermen Claude Poirier and Chris Savard that Council approve the rate structure adjustment as presented by Cornwall Electric, reflecting a 3% increase, effective September 1, 1997.

MOTION CARRIED

**ADOPTION OF MINUTES**

It was moved by Aldermen Susan Carter and Angelo Lebano that the Committee of Council minutes of July 14, 1997 be approved as presented.

MOTION CARRIED

It was moved by Alderman Chris Savard and Brian Sylvester that the City Council minutes of July 14, 1997 be approved as presented.

MOTION CARRIED

**COMMITTEE OF THE WHOLE**

It was moved by Aldermen Angelo Lebano 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 088-1997 to 111-1997 inclusive, be given first reading.

MOTION CARRIED

*Alderman Dean Hollingsworth, having declared a Pecuniary Interest on By-law 089-1997, left the room and did not take part in the discussion or vote.*

**BY-LAWS - First Reading**

088-1997      A by-law to enter into a Renewal of Lease Agreement with Candy Pollard for office space at the Kinsmen Municipal Center.

089-1997      A by-law to authorize the Mayor and Clerk to enter into an Agreement with the Cornwall Colts.

090-1997      A by-law to authorize the Mayor and Clerk to enter into an agreement with the Cornwall Police Services Board regarding School Crossing Guards.

- 091-1997 A by-law to authorize the Mayor and Clerk to sign all necessary documents to effectively complete the land transaction on Eleventh Street East.
- 092-1997 A by-law to name and dedicate lands as Eleventh Street East.
- 093-1997 A by-law to enter into an Encroachment Agreement with the property owners of 319 Eleventh Street East.
- 094-1997 A by-law to amend the Waterworks By-law, 024-1987 as amended.
- 095-1997 A by-law to authorize the asphalt resurfacing and concrete work on various City streets in 1996.
- 096-1997 A by-law to authorize the asphalt resurfacing and concrete work on various City streets in 1997.
- 097-1997 A by-law to authorize the borrowing of \$400,000.00 to provide for the financing for the construction of a storm sewer with all applicable restoration on Eleventh Street from McConnell Avenue to Sydney Street; on Rita Street from Eleventh Street to Twelfth Street; on Brock Street from Eleventh Street to Vimy Avenue; and on Larin Avenue from Eleventh Street to 60 meters north.
- 098-1997 A by-law to authorize the borrowing of \$250,000.00 to provide financing towards the improvements of a highway and the construction of a storm drainage system on Ninth Street from Pitt Street to Sydney Street.
- 099-1997 A by-law to authorize the borrowing of \$610,000.00 to provide financing for the reconstruction of a highway, and the reconstruction of existing watermain, storm and sanitary sewer services on Pitt Street from Seventh Street to Ninth Street.
- 100-1997 A by-law to authorize the borrowing of \$950,000.00 to provide financing for the construction of a flood reduction system, complete with sewers, ditch inlets, sanitary sewer reinstatement, watermain reinstatement, road reinstatement, and all associated restorations and appurtenances on Brookdale Avenue at the intersection of Ninth Street.
- 101-1997 A by-law to authorize the purchase of five (5) transit coaches for Cornwall Transit.
- 102-1997 A by-law to authorize the borrowing of \$368,000.00 to obtain financing for the purchase of transit coaches.
- 103-1997 A by-law to authorize the borrowing of \$92,500.00 to obtain financing for the undertaking of the Waterfront Development Rotary Project.
- 104-1997 A by-law to authorize the construction of the Waterfront Rotary Project.
- 105-1997 A by-law to authorize the undertaking of facilities upgrade at various City buildings.

- 106-1997 A by-law to authorize the borrowing of \$133,000.00 to obtain financing for the facilities upgrade at various City buildings
- 107-1997 A by-law to authorize the borrowing of \$675,000.00 to provide asphalt resurfacing and concrete work on various City streets in 1996.
- 108-1997 A by-law to authorize the borrowing of \$1,297,000.00 to provide asphalt resurfacing and concrete work on various City streets in 1997.
- 109-1997 A by-law to vary the rates with Cornwall Street Railway Light and Power Company Ltd.
- 110-1997 A by-law to further amend 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. (1201 Pitt Street)
- 111-1997 A by-law to further amend 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. (700 and 710 Campbell Street)

*Alderman Dean Hollingsworth returned to the meeting.*

## **DELEGATIONS**

### **#1. Cornwall Regional Art Gallery**

Mr. Roy Perkins began by introducing the Cornwall Regional Art Gallery Board. It is the Art Gallery's wish to relocate in the lower level of the new library. Mr. Perkins then went into the tremendous benefits of such a venture, including the possibility of sharing services and resources with the Library. Mr. Rick Taylor proceeded to speak on the feasibility and attractiveness of locating there. It was indicated that Phase I of this project would require an initial investment of \$250,000.00 to accommodate this move and a further investment of \$250,000.00 for Phase II.

Mayor Dick Aubry thanked the Cornwall Regional Art Gallery for providing this information to Council. Questions ensued from members of Council on this proposal.

It was then moved by Aldermen Claude Poirier and Angelo Lebano that Council receive this presentation.

MOTION CARRIED

## **RESOLUTIONS**

## CONSENT AGENDA

It was moved by Aldermen Chris Savard and Brian Sylvester that the Consent Agenda be approved as presented.

MOTION CARRIED

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### A. CATHOLIC WOMEN'S LEAGUE OF CANADA

That Council approve a request to sell raffle tickets in the City of Cornwall, draw to be held on September 28, 1997.

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*Alderman Chuck Charlebois left the meeting at 8:45 p.m.*

## COMMUNICATION

### 1. HILBERT AVENUE AREA REAR YARD DRAINAGE PROBLEM

It was moved by Aldermen Claude Poirier and Brian Sylvester that Council approve the proposal contained in the report including expending reserve funds if the project exceeds the \$2000.00 departmental budget.

MOTION CARRIED

### 2. COUNTY ROAD NO.2 DESIGNATION

It was moved by Aldermen Claude Poirier and Susan Carter that the proposed alignment for County Road No.2 be approved, as indicated on Attachment No.2 of the report from the Traffic Engineer under date of July 21, 1997.

MOTION CARRIED

### 3. INCREMENTAL SALARY INCREASE POLICY

It was moved by Aldermen Claude Poirier and Brian Sylvester that City Council receive the report from the Manager, Human Resources under date of July 18, 1997; and that City Council approve the attached policy dealing with incremental salary increases.

MOTION CARRIED

4. PERFORMANCE APPRAISALS

It was moved by Aldermen Brian Sylvester and Chris Savard that City Council approve the attached policy dealing with performance appraisals.

MOTION CARRIED

5. CONFLICT OF INTEREST

It was moved by Aldermen Claude Poirier and Susan Carter that City Council approve the attached "Conflict of Interest" policy.

MOTION CARRIED

6. EMPLOYMENT CONTRACTS

It was moved by Aldermen Claude Poirier and Brian Sylvester that City Council approve the use of the Employment Contract presented to them at the June 23, 1997 Council Meeting, as a model for all future Employment Contracts.

MOTION CARRIED

7. ASPHALT RESURFACING AND CONCRETE WORK ON VARIOUS CITY STREETS  
IN 1996

It was moved by Aldermen Angelo Lebano and Brian Sylvester that Council approve the report from the Manager, Engineering and Environmental Services under date of July 17, 1997.

MOTION CARRIED

8. ASPHALT RESURFACING AND CONCRETE WORK ON VARIOUS CITY STREETS  
IN 1997

It was moved by Aldermen Susan Carter and Angelo Lebano that Council approve the report from the Manager, Engineering and Environmental Services under date of July 17, 1997.

MOTION CARRIED

9. HOUSEHOLD SPECIAL WASTE DEPOT

It was moved by Aldermen Claude Poirier and Dean Hollingsworth that Council approve the use of the Household Special Waste Depot for residents of neighboring municipalities for a fee of \$25.00 per vehicle; and that the fee be reviewed on a semi-annual basis and adjustments be made accordingly.

MOTION CARRIED

10. RFP 97-R07 - SCADA / Instrumentation Maintenance Contract.

It was moved by Aldermen Chris Savard and Angelo Lebano that this RFP be awarded to TRG Intelicon Inc., Cornwall, Ontario until December 1998 at the total bid price of \$1,959.17 per month including taxes.

MOTION CARRIED

11. TENDER 97-T48 - Supply and installation of four passenger shelters.

It was moved by Aldermen Brian Sylvester and Claude Poirier that this tender be awarded to Daytech Mfg. Ltd., Downsview, Ontario at the total bid price of \$12,171.60 being the lowest bid meeting the tender specifications.

MOTION CARRIED

12. P.A.C. 5-1 - 1201 Pitt Street

It was moved by Aldermen Susan Carter and Dean Hollingsworth that the subject site at 1201 Pitt Street be rezoned from Residential 20 (RES 20) with exception to Commercial 51 (COM 51) subject to the following:

1. That a six foot high privacy fence be constructed on the eastern property boundary should parking be expanded on-site.

MOTION CARRIED

13. P.A.C. 5-2 - Marguerite D'Youville & Easton Avenue

It was moved by Aldermen Brian Sylvester and Susan Carter that the request to rezone the subject property on the east side of the future Marguerite D'Youville be denied.

MOTION CARRIED

14. P.A.C. 5-3 - Navron Developments Ltd.

It was moved by Aldermen Angelo Lebano and Susan Carter that the application dated May 30, 1997 from Norvan Grant to subdivide Part Lot 9, Concession 2, City of Cornwall as indicated on plan by K.L. Stidwill dated June 1997 be given draft approval subject to the conditions contained in Appendix "A" to this technical report; and that Appendix "A" (Conditions) be amended to read as follows:

17. That the subdivision agreement and Offer of Purchase and Sale agreement include the following statement for properties abutting the stormwater retention pond:

"Purchasers are advised that the stormwater retention / water quality pond at the north end of the subdivision is to remain naturalized. It should be understood that only necessary, periodic maintenance will be provided by the City, with the lands growing in a mature and natural state."

MOTION CARRIED

15. P.A.C. 5-4 - Menard Structures Ltd.

It was moved by Aldermen Brian Sylvester and Angelo Lebano that the Manufacturing 40 (MFR 40) zone be amended by adding the use of "Trade and Technical School" to section 04-4-2 (MFR 40) Permitted Uses of the Comprehensive Zoning By-law.

MOTION CARRIED

16. P.A.C. 5-5 - Jean Clement (In Trust)

It was moved by Aldermen Brian Sylvester and Chris Savard that the application dated January 22, 1997 from Jean Clement to convert the 18 residential apartments into condominiums at 1107 Gretchen Court, City of Cornwall, as indicated on a plan by Annis, O'Sullivan, Vollebek, dated February 4, 1997, be given draft approval subject to the conditions contained in Appendix "A" to this technical report.

MOTION CARRIED

17. P.A.C. 5-6 - Historic Designation, Cornwall Public Library

It was moved by Aldermen Susan Carter and Brian Sylvester that the Historic Designation of the Cornwall Public Library be supported and that Council proceed with the Designation process.

MOTION CARRIED

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### **ADOPTION OF THE COMMITTEE OF THE WHOLE**

*Having declared a Pecuniary Interest on By-law 089-1997, Alderman Dean Hollingsworth left the room and did not take part in the discussion or vote.*

#### **BY-LAWS - Second Reading**

It was moved by Aldermen Chris Savard and Angelo Lebano that the Committee of the Whole be adopted as reported and that by-laws 088-1997 to 111-1997, inclusive be given second reading.

MOTION CARRIED

#### **BY-LAWS - Third Reading**

It was moved by Aldermen Chris Savard and Brian Sylvester that by-laws 088-1997 to 111-1997, inclusive be taken as read a third time and finally passed.

MOTION CARRIED

*Alderman Dean Hollingsworth returned to the meeting.*



## REPORTS FROM AD HOC COMMITTEES OF COUNCIL

### NOTICES OF MOTION

### UNFINISHED BUSINESS

### NEW BUSINESS

1. St. Lawrence Seaway Authority

It was moved by Aldermen Brian Sylvester and Susan Carter that:

WHEREAS the Federal Government may resume debate on legislation to privatize management of the St. Lawrence Seaway Authority; and

WHEREAS any changes to this legislation responsible for the administering and operating of the Canadian portion of the Seaway will, or could, affect Cornwall.

THEREFORE BE IT RESOLVED THAT the City of Cornwall immediately begin dialogue in person and in writing with our M.P., Mr. Bob Kilger, and any other pertinent parties, to secure our best interests in keeping the Authority offices here and to capitalize on any restructuring that may take place.

MOTION CARRIED

2. Employee Insurance Needs

*Alderman Brian Sylvester declared a Pecuniary Interest on New Business Item #2, because he is a self-employed licensed Insurance Agent.*

*Having declared a Pecuniary Interest, Alderman Brian Sylvester left the room and did not take part in the discussion or vote.*

It was moved by Aldermen Claude Poirier and Susan Carter that:

WHEREAS the City of Cornwall Employee's Insurance Carrier has not been reviewed for the past number of years.

THEREFORE BE IT RESOLVED THAT Administration prepare a report for the next Council meeting on how best we should tender the Employee Insurance needs.

MOTION CARRIED

*Alderman Brian Sylvester returned to the meeting.*

3. "Who Does What" Transfer

It was moved by Aldermen Claude Poirier and Chuck Charlebois that:

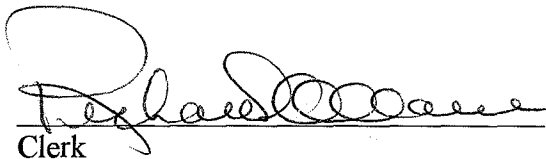
WHEREAS the Minister of Municipal Affairs, during the week of August 6<sup>th</sup>, released the allocation of program cost coinciding with the transfers related to Who Does What; and

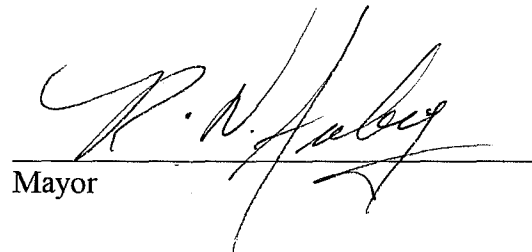
WHEREAS these figures fail to account for the loss of Municipal Support Grants, fail to provide community by community impacts nor the assumptions used to estimate these transfers, fail to explain on how individual municipalities will be able to access the transition funds that will be set aside for municipalities in need.

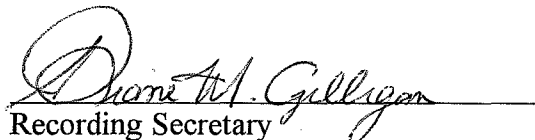
THEREFORE BE IT RESOLVED THAT the Council of the City of Cornwall state its disappointment in not having receiving from the Government of Ontario clear and precise cost that Cornwall can be expected to pay as a result of who does what, and respectfully request that the Government provide us with those numbers.

MOTION CARRIED

The meeting adjourned at 9:44 p.m.

  
Clerk

  
Mayor

  
Recording Secretary