

CITY COUNCIL #23-97

September 8, 1997
Meeting began at 7:30 p.m.

145/97

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

ABSENT: Alderman Chuck Charlebois.

IN ATTENDANCE: Richard Allaire, Chief Administrator/Clerk, Paul Fitzpatrick, Assistant C.A.O./Manager, Economic Development, Frank McDonald, Graham Dart, Fern Hamelin, Dave Fielding, Steve Alexander, Hugh O'Reilly, Mark Boileau, and Denise Labelle-Gelinas, Recording Secretary.

INVOCATION

Pastor Terry Dunlop, Knox St. Paul's United Church.

ADDITIONS/DELETIONS

By-law 121-1997, a by-law to authorize the Mayor and Clerk to enter into a Purchase Agreement with 1238603 Ontario Ltd. for the former Pancake House, be added to this evening's agenda.

DISCLOSURE OF INTEREST

PRESENTATIONS

ADOPTION OF MINUTES

It was moved by Aldermen Angelo Lebano and Susan Carter that the Committee of Council minutes of August 11, 1997 be approved as presented.

MOTION CARRIED

It was moved by Alderman Susan Carter and Naresh Bhargava that the City Council minutes of August 11, 1997 be approved as amended.

MOTION CARRIED

It was moved by Aldermen Claude Poirier and Naresh Bhargava that the Special City Council minutes of August 28, 1997 be approved as presented.

MOTION CARRIED

COMMITTEE OF THE WHOLE

It was moved by Aldermen Chris Savard and Brian Sylvester that the 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 112-1997 to 121-1997 inclusive, be given first reading.

BY-LAWS - First Reading

- 112-1997 A by-law to repeal by-law 118-1995, and to authorize the execution of a new tax arrears extension agreement with the property owner of 34 A-B-C Lauber Avenue.
- 113-1997 A by-law to authorize the acquisition of land on Eleventh Street to accommodate a right-of-way widening for the purpose of municipal services.
- 114-1997 A by-law to name and dedicate lands as a public highway under the Public Transportation and Highway Improvement Act, and name it Eleventh Street.
- 115-1997 A by-law to amend the Traffic By-law 069-1989. (Speed Limits on Cornwall Center Road, McConnell Avenue and South Branch Road).
- 116-1997 A by-law to authorize the execution of a Subdivision Agreement with Navron Developments Ltd. for Maple Grove Subdivision. (Southeast corner of Tollgate and Pitt Streets)
- 117-1997 A by-law to amend the Traffic By-law 069-1989. (Heavy Vehicles).
- 118-1997 A by-law to amend the Traffic By-law 069-1989. (Parking - Claude Avenue, Provincial Connecting Links).
- 119-1997 A by-law to authorize the execution of a Purchase/Sale Agreement for industrial land.
- 120-1997 A by-law to enter into an Agreement with the Royal Canadian Legion, Branch 297 for the use of a portion of St. Francis de Sales Park for a Horseshoe Pitch and a 2 meter expansion of the Legion Parking Lot.
- 121-1997 A by-law to authorize the Mayor and Clerk to enter into a Purchase Agreement with 1238603 Ontario Ltd. for the former Pancake House.

DELEGATIONS

#1. Rita Street Residents, Marc Bissonnette

Mr. Marc Bissonnette spoke to Council on behalf of residents of Rita Street addressing a number of concerns regarding the condition of the street. Mr. Bissonnette concluded his presentation by requesting action on the following items:

- a) Reattachment of all water run offs to new storm sewer.
- b) Refill all the existing "unwanted" ditches.
- c) Remove all the unwarranted and unwanted pipes at the north end of the street.
- d) Repair all the cracked or broken curbs at the south end.
- e) Repave the street and cup up driveways on west side and on all of the north end.
- f) Resod each cut off or affected lawns.
- g) Review the trees and lights situation on east side.
- h) Replant some new trees on west side where they were cut out.
- i) Reconstruct the end or northern edge of the street, if possible.

It was moved by Aldermen Brian Sylvester and Naresh Bhargava that Council refer this matter to Administration for review and investigation.

MOTION CARRIED

#2. Emile Martin - Licensing Issues / Enforcement

Mr. Emile Martin addressed Council this evening to bring forth some concerns he has in regards to the licensing of hot-dog carts and their subsequent enforcement. Mr. Emile proceeded to give a brief history of his experience with some of the festivals this summer and his inability to either secure a location or secure a prime location due to the set up of un-licensed hot-dog carts. Mr. Emile is requesting better enforcement of this type of vendor in order to ensure an equal playing field for all hot-dog cart owners. He also requested that Administration review the classification of hot-dog carts in order to distinguish them as separate entities from Chip Trucks, which require re-location every thirty (30) minutes.

It was moved by Aldermen Angelo Lebano and Brian Lynch that Council refer this matter to Administration for review and investigation.

MOTION CARRIED

RESOLUTIONS

#14-97 It was moved by Aldermen Brian Sylvester and Angelo Lebrano that the Council of the Corporation of the City of Cornwall provide final approval to the Plan of Subdivision on Part of Lots 8 and 9, Concession 2, City of Cornwall, Navron Developments, File No. 04T-94501 and that the Mayor and Clerk be hereby authorized to sign the final plans.

MOTION CARRIED

#15-97 It was moved by Aldermen Naresh Bhargava and Brian Sylvester that the Council of the Corporation of the City of Cornwall authorizes the Clerk and Treasurer to submit a petition for subsidy funds under the Public Transportation and Highway Improvement Act on capital expenditures of \$24,975.00 for physically disabled persons.

MOTION CARRIED

CONSENT AGENDA

It was moved by Aldermen Brian Sylvester and Brian Lynch that Council approve the Consent Agenda as presented.

MOTION CARRIED

A. CITY OF TORONTO

That Council receive a resolution regarding Canada Post Corporation, New Unaddressed Materials Policy.

B. THE CHILDREN'S AID SOCIETY

That Council proclaim the week of October 19th, 1997 as Foster Parents' Week.

C. PETITION FOR SIDEWALK

That the petition received from residents of Bedford Street, between Fourth Street and Fifth Street requesting the installation of a sidewalk, be referred to Administration.

D. PETITION - RITA STREET

That the petition from residents of Rita Street regarding the condition of the street be referred to Administration.

E. THE ROYAL CANADIAN LEGION

That Council approve the request from the Royal Canadian Legion to hold the annual Poppy Campaign on Sunday November 2, 1997.

COMMUNICATION

1. EMPLOYMENT CONTRACTS

It was moved by Aldermen Brian Sylvester and Brian Lynch that a specific notice period agreement be required for all new employees, the terms of which shall be negotiated at the time the individual is considered for the position, unless a specific notice period agreement not be recommended by administration; and that this recommendation only apply to employees hired after the date of approval of this report.

It was then moved by Aldermen Denis Carr and Angelo Lebrano that this matter be referred to Administration for further review.

MOTION CARRIED

2. STAFF REPLACEMENT - FINANCIAL ANALYST (Term Position)

It was moved by Aldermen Brian Lynch and Claude Poirier that Council authorize the filling of the term vacancy in the Financial Analyst position.

MOTION CARRIED

3. TENDER 97-T50 - Supply of Oils and Lubricants

It was moved by Aldermen Denis Carr and Angelo Lebrano that this tender be awarded as outlined in the report from the Purchasing Agent under date of August 11, 1997.

MOTION CARRIED

4. TENDER 97-T51 - Supply of Adult Incontinent System

It was moved by Aldermen Brian Lynch and Brian Sylvester that this tender be awarded to Proctor & Gamble, Toronto, Ontario for a two (2) year period at the total bid price of \$99,991.82 being the lowest bid meeting the tender specifications.

MOTION CARRIED

5. TENDER 97-T52 - Planing and asphalt resurfacing of Vincent Massey and Water Street

It was moved by Aldermen Denis Carr and Naresh Bhargava that this tender be awarded to Dibblee Construction Ltd., Cornwall, Ontario at the total bid price of \$601,348.99 being the lowest bid meeting the tender specifications.

MOTION CARRIED

6. TENDER 97-T54 - Collection and disposal of household special waste

It was moved by Aldermen Angelo Lebano and Brian Sylvester that this tender be awarded to Drain-All Ltd., Cornwall, Ontario at the total bid price of \$39,471.16 including the provisional items being the lowest bid meeting the tender specifications.

MOTION CARRIED

ADOPTION OF THE COMMITTEE OF THE WHOLE

BY-LAWS - Second Reading

It was moved by Aldermen Brian Sylvester and Susan Carter that the Committee of the Whole be adopted as reported and that by-laws 112-1997 to 121-1997, inclusive be given second reading.

MOTION CARRIED.

BY-LAWS - Third Reading

It was moved by Aldermen Denis Carr and Naresh Bhargava that by-laws 112-1997 to 121-1997, inclusive be taken as read a third time and finally passed.

MOTION CARRIED.

REPORTS FROM AD HOC COMMITTEES OF COUNCIL

NOTICES OF MOTION: Submitted by Alderman Brian Lynch:

WHEREAS the Association of Municipalities of Ontario as its recent annual meeting passed a resolution asking Ontario municipalities to put the following question on the ballot at the time of November 10th municipal election — “Do you agree that the costs of welfare, social services, and social housing should be downloaded by the province onto the municipal property taxpayer?”; and

WHEREAS programs which redistribute income such as welfare, social assistance, child care, and social housing should be funded by the province from the income tax not by the municipalities through property taxes which are regressive; and

WHEREAS the costs of downloading of social housing and other social services onto the municipalities are enormous and will result in higher municipal property taxes and/or reduced services.

THEREFORE BE IT RESOLVED THAT Cornwall City Council approve the following question to be put on the ballot at the time of the November 10th, 1997 municipal election — “Do you agree that the costs of welfare, social services, and social housing should be downloaded by the province onto the municipal property taxpayer? Yes or No?”.

UNFINISHED BUSINESS

Item #028, Employee Insurance Needs

NEW BUSINESS

1. Withdrawal of Bill 136

It was moved by Aldermen Brian Lynch and Angelo Lebano that:

WHEREAS the Association of Municipalities of Ontario at its recent annual meeting passed a resolution asking the provincial government to withdraw Bill 136; and

WHEREAS Bill 136 takes away the right to strike by public sector unions during first contract negotiations and removes fair, independent arbitration for those public sector workers deemed essential who cannot strike; and

WHEREAS Bill 136 removes free collective bargaining for public sector unions involved in the amalgamation of municipalities, hospitals, and school boards and imposes contracts; and

WHEREAS Bill 136 will create unrest and confrontation between labor and management.

NOW THEREFORE BE IT RESOLVED THAT Cornwall City Council ask the provincial government to withdraw Bill 136 and give the Ontario Labor Relations Board additional powers to handle amalgamations.

A recorded vote resulted as follows:

FOR

Alderman Brian Sylvester
Alderman Denis Carr
Alderman Susan Carter
Alderman Chris Savard
Alderman Claude Poirier
Alderman Angelo Lebano
Alderman Dean Hollingsworth
Alderman Brian Lynch
Alderman Naresh Bhargava

AGAINST

Mayor Dick Aubry

MOTION CARRIED 9-1

#2. WHO DOES WHAT EXERCISE / COSTS

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

WHEREAS the Province of Ontario indicated at the A.M.O. Conference that Officials of the Ministry of Municipal Affairs and Housing would be meeting with Municipal Officials regarding the cost of down-loading within the next few weeks; and

WHEREAS this information is crucial for the City of Cornwall to assess the cost of the "Who Does What" exercise.

NOW THEREFORE BE IT RESOLVED THAT we contact the Ministry of Municipal Affairs and Housing to set up this meeting at the earliest date possible.

MOTION CARRIED

#3. REVIEW ONE-WAY STREETS

It was moved by Aldermen Denis Carr and Susan Carter that:

WHEREAS as the One-Way Street system in the City of Cornwall has not been subject to an extensive review; and

WHEREAS as there have been many changes to traffic patterns in the Municipality over the past few years.

NOW THEREFORE BE IT RESOLVED THAT the Traffic Engineer review the present system and prepare a report for Council detailing his findings and any modifications or changes he would propose.

MOTION CARRIED

#4. SKATEBOARDING

It was moved by Aldermen Dean Hollingsworth and Susan Carter that:

WHEREAS the City of Cornwall is committed to recreation for all residents; and

WHEREAS skateboarding is a legitimate recreation activity; and

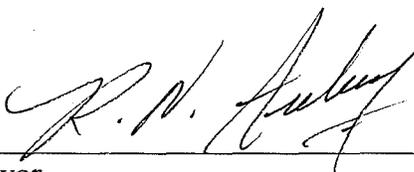
WHEREAS skateboarding is prohibited in all City parks.

NOW THEREFORE BE IT RESOLVED THAT City Administration consider a schedule of areas within the city limits where skateboarding would be allowed.

MOTION CARRIED

The meeting adjourned at 8:50 p.m.


Clerk


Mayor

Recording Secretary