

# CITY COUNCIL #06-98

March 9, 1998  
Meeting began at 7:30 p.m.

26/98

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**PRESENT:** a regular Council meeting was held with the following members present: Mayor Brian Sylvester, Councillors Sheila Airey, Denis Carr, Perry Lalonde, Chris Savard, Korey Kennedy, Claude Poirier, André Rivette, Dean Hollingsworth, Brian Lynch and Naresh Bhargava.

**ADMINISTRATION:** Richard Allaire, Chief Administrative Officer/City Clerk, Paul Fitzpatrick, Assistant C.A.O./Manager Economic Development, Frank McDonald, Graham Dart, Fern Hamelin, Dave Fielding, Steve Alexander, Hilda Seguin, and Denise Labelle-Gelinas, Deputy Clerk/Recording Secretary.

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## INVOCATION

Reverend Katherine Gregory, Knox St. Paul's United Church.

## ADDITIONS/DELETIONS

Addition: It was moved by Councillors André Rivette and Chris Savard that Council invoke Rule 10 to permit a delegation by Shannon Arsenault from St. Lawrence College, Cornwall Campus.

Motion Carried

It was moved by Councillors Denis Carr and André Rivette that the third reading of by-law 009-1998, a by-law to amend by-law 069-1989, the Traffic By-law, pertaining to skateboarding, be added to this evening's agenda.

Motion Carried

## DISCLOSURE OF INTEREST

Nil

## PRESENTATIONS

1. Ice Storm '98 Video

Mrs. Suzanne Carrier-Armstrong played a video which was created during the 1998 Ice Storm. This video shall serve as a record of events and shall also be presented to the City's of Mississauga and Prince Edward County, who were twinned with the City of Cornwall for assistance and support.

## ADOPTION OF MINUTES

It was moved by Councillors Brian Lynch and Korey Kennedy that Council approve the minutes of the Committee of Council meeting of February 23, 1998 as presented.

Motion Carried

It was moved by Councillors André Rivette and Naresh Bhargava that Council approve the minutes of the regular City Council meeting of February 23, 1998 as presented.

Motion Carried

## COMMITTEE OF THE WHOLE

It was moved by Councillors Perry Lalonde and Claude Poirier 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 018-1998 to 021-1998 inclusive be given first reading.

Motion Carried

### BY-LAWS - First Reading

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|----------|--|
| 018-1998 | A by-law to further amend by-law 751-1969, 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. (1240 Tenth Street East) |
| 019-1998 | Official Plan Amendment #58. (Brookdale Avenue)  |
| 020-1998 | A by-law to further amend by-law 751-1969, 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. (Brookgate Subdivision)  |
| 021-1998 | A by-law to authorize the Mayor and Clerk to sign a Service Contract on behalf of the Municipality with the Ministry of Community and Social Services.   |

## DELEGATIONS

### #1. Weave Shed Arts Centre

Mr. Doug Hill and Mr. Bill Roddy, representatives of the Board of the Weave Shed Arts Centre, and Mr. Francis Lougheed, representative from Lougheed and Associates, were present this evening to provide Council with an Executive Summary in reference to a study commissioned to determine the feasibility of creating an Arts Centre in the Weave Shed building on Cornwall's waterfront.

As a result of a number of studies reviewed, it was recommended by the consultants that a 180-200 seat facility would provide for a multi-dimensional space which would allow artists to present their work.

In conclusion to the presentation, it was requested that the City formally support the project and that it become a financial partner and provide \$10,000.00 for capital improvements. There are no operating funds requested. A \$5000.00 request to support market and audience development would be requested from the Ministry of Citizenship, Culture and Recreation.

They further requested that Administration investigate the use of the City's charitable tax number until such time as this Committee will be able to confirm the Centre's charitable status.

It was moved by Councillors Claude Poirier and Sheila Airey that this matter be received and referred to Administration for future reporting.

Motion Carried

### #2. Shannon Arsenault, St. Lawrence College, Cornwall Campus

Ms. Shannon Arsenault, Vice-President of the Cornwall Campus, Student Life Council, appeared before Council requesting their support in fighting cutbacks and the future of St. Lawrence College here in Cornwall. Students of the College believe that they are picking up the tab for years of bad management and they are seeking the community's support for future preservation.

In conclusion, Ms. Arsenault asked for Council's support in providing a resolution which would be presented to the Board of Governors at hearing to be held in Brockville on March 10, 1998.

It was moved by Councillors Denis Carr and André Rivette that City Council support the efforts of St. Lawrence College students, and that a clear message be sent to the Board of Governors of St. Lawrence College that they maintain and enhance services being provided at St. Lawrence College, Cornwall Campus; and that Mayor Brian Sylvester deliver their message during his address to the Board at a meeting to be held on Tuesday, March 10, 1998 in Brockville, Ontario.

Motion Carried

## RESOLUTIONS

02-98 It was moved by Councillors Naresh Bhargava and Perry Lalonde that:

**WHEREAS** the Recycling Council of Ontario (RCO) is coordinating a multi-stakeholder process to develop options for funding sustainable blue box programs, one of which would have the Province of Ontario implement a deposit refund system for wine and spirit containers in the waste stream; and

**WHEREAS** the current costs to Ontario municipalities to manage the 70,000 tonnes of wine and spirit containers in the waste stream is in excess of \$10 million annually, or about \$142 a tonne; and

**WHEREAS** studies show that an LCBO deposit refund system, when compared to managing containers in blue box programs, would cost less per tonne to operate, would recover twice as much material and would shift the waste management costs from the general taxpayer to the consumers of the products; and

**WHEREAS** there is widespread public support for a deposit refund system for LCBO containers that includes resolutions adopted by the Association of Municipalities of Ontario, the Federation of Canadian Municipalities, Ontario's Environmental Commissioner and over eighty Ontario municipalities representing 5.5 million Ontarians; and

**WHEREAS** a deposit refund system for LCBO containers would provide the necessary infrastructure to allow companies to recover a portion of these containers for reuse and refill, thus benefitting the environment by moving these containers up the 3R's hierarchy.

**NOW THEREFORE BE IT RESOLVED THAT** the City of Cornwall petition the Minister of Consumer and Commercial Relations, and the Minister of the Environment, to have the Province of Ontario implement a deposit refund system for spirit and wine containers sold through the LCBO and other retail outlets immediately.

Motion Carried

## CONSENT AGENDA

Councillor Dean Hollingsworth requested that Consent Item "C" be moved to Communications as Item #16.

It was moved by Councillors André Rivette and Korey Kennedy that Council approve the Consent Agenda as amended.

Motion Carried

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A. **Stormont, Dundas & Glengarry Highlanders**

That Council approve the request from the Stormont, Dundas and Glengarry Highlanders to conduct a Tag Day on Saturday, April 11, 1998 in the City of Cornwall.

B. **Elimination of Racial Discrimination**

That Council approve the request to declare March 21, 1998 as the International Day for the Elimination of Racial Discrimination in the City of Cornwall.

C. **Township of Hagarty and Richards**

Moved to Communications as Item #16.

D. **Audit Committee**

That Council receive the Audit Committee minutes of February 9, 1998.

E. **Children's Hospital Foundation**

That Council approve the request to declare Friday, May 29, 1998 as CHEO's Wear Your Bear Day in the City of Cornwall.

F. **Cornwall Disaster Relief Committee**

That Council approve the request to declare the week of March 22 to 28, 1998 as "Disaster Relief Week" in the City of Cornwall.

## COMMUNICATION

1. **BARRIER CONTROLS**

It was moved by Councillors Denis Carr and Sheila Airey that Council receive the report from the Manager, Public Works under date of March 4, 1998.

Motion Carried

2. **STAFF REPLACEMENT**

It was moved by Councillors Chris Savard and Perry Lalonde that Council approve the filling of the Coach Attendant position.

Motion Carried

3. **ICE STORM CLEAN-UP AND INFRASTRUCTURE COSTS**

It was moved by Councillors Brian Lynch and Denis Carr that Council receive the report from the Manager, Finance under date of March 3, 1998.

Motion Carried

4. **CORNWALL ELECTRIC SALE - PROCESS COSTS**

It was moved by Councillors Sheila Airey and Denis Carr that Council receive the report from the Manager, Finance under date of March 3, 1998.

Motion Carried

5. **ONTARIO SENIOR GAMES, YEAR 2000**

It was moved by Councillors Korey Kennedy and Brian Lynch that staff be directed to forward a letter of interest to host the year 2000 Ontario Senior Games; and that a community group be formed to prepare the bid.

Motion Carried

6. **PROJECT 2000 UPDATE AND FUNDING ISSUES**

It was moved by Councillors Denis Carr and Brian Lynch that Council receive the report from the Manager, Planning and Recreation Services under date of March 5, 1998 pertaining to Project 2000 funding issues; and that the Committee be authorized to use the facility reserve to fund work which cannot be completed by expertise on the Project 2000 Committee.

Motion Carried

7. **1997 REMUNERATION AND EXPENSES**

It was moved by Councillors Brian Lynch and André Rivette that Council approve the Statement of Remuneration and Expenses for 1997 which would also include \$4,509.97 from Alderman Angelo Lebano and also an additional \$1,081.00 for Alderman Chris Savard for a trip taken on October 1997 to Baltimore.

Motion Carried

8. **APPOINTMENT OF AUDITORS**

It was moved by Councillors Denis Carr and Perry Lalonde that the firm of Johnston Beaudette be appointed municipal auditors for the City of Cornwall for the reporting year 1997.

Motion Carried

9. **EQUAL BENEFITS - SAME SEX SPOUSE**

It was moved by Councillors Korey Kennedy and Dean Hollingsworth that Human Resources proceed to have Employee Benefit Plans amended to include same-sex spousal relationships and this change be communicated to all employees.

Motion Carried

10. **TENDER 98-T02** - Supply of Plants & Hanging Baskets

It was moved by Councillors Sheila Airey and Denis Carr that this tender be awarded to Freeland Flowers, Maxville, Ontario at the total bid price of \$15,413.74 being the lowest bid meeting the tender specifications. Item #3 will not be awarded.

Motion Carried

11. **TENDER 98-T03** - Supply, plant and maintain trees and shrubs at the Rotary Eco-Garden

It was moved by Councillors André Rivette *and Perry Lalonde P.L.* that this tender be awarded to MacDonell's Garden Centre, Cornwall, Ontario at the total bid price of \$73,102.05 being the only bid meeting the tender specifications.

Motion Carried

12. P.A.C. 1-1

It was moved by Councillors Denis Carr and André Rivette that the property be rezoned from Manufacturing 30 (MFR 30) to Manufacturing 20 (MFR 20) with an exception to the zone to legalize the existing uses of white goods recycling operation and commercial garage conditional on the following:

- i) That adequate screening be introduced through the Site Plan Control process and that the applicant be given one year to erect the fence; and
- ii) That Building Permit orders be corrected to the satisfaction of the Chief Building Official; and
- iii) That the Third Reading of a By-law Amendment not be given by Council until item ii) is addressed, to the satisfaction of the Municipality.

Motion Carried

13. P.A.C. 1-2

It was moved by Councillors Denis Carr and Korey Kennedy that the following redesignations and/or rezonings be approved conditional on future development being subject to Site Plan Control:

- i) On parts of New Block 91 - from Urban Residential (U.RES) designation and Residential 20 (RES 20) zone to Highway Commercial / Community Commercial (H.C./CC.) Designation and corresponding zone (note: the Highway Commercial designation will be predominant on-site); and
- ii) On New Blocks 92-94 inclusive - from Residential 20 (RES 20) zone to Residential 30 (RES 30) zone; and
- iii) On New Block 94 - from Highway Commercial / Community Commercial (H.C./C.C.) designation and corresponding zone to Urban Residential (U.RES) designation and Residential 30 (RES 30) zone; and
- iv) On a subject portion of the Union Gas (formerly Centra Gas) property - from Urban Residential (U.RES) designation and Residential 20 (RES 20) zone to Highway Commercial / Community Commercial (C.H./C.C.) Designation and corresponding zone.

Motion Carried

14. P.A.C. 1-3

It was moved by Councillors Denis Carr and Korey Kennedy that Council approve the two recommendations as outlined in the P.A.C. report 1-3.

Motion Carried



15. P.A.C. 1-4

It was moved by Councillors Denis Carr and André Rivette that the application dated December 17, 1997 from Noyar Development Inc., to subdivide Part of Lot 4, Concession 1, City of Cornwall, as indicated on a plan by M.S. Thompson and Associates Limited, dated February 1998, be given draft approval subject to the conditions contained in Appendix "A" to the February 12, 1998 P.A.C. report.

Motion Carried

16. TOWNSHIP OF HAGARTY AND RICHARDS

It was moved by Councillors Dean Hollingsworth and Brian Lynch that Council endorse the resolution from the Township of Hagarty and Richards dealing with requiring manufacturers to initiate a deposit and refund system for items sold in containers.

Motion Carried

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

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

It was moved by Councillors Brian Lynch and Perry Lalonde that the Committee of the Whole be adopted as reported and that by-laws 018-1998 to 021-1998 inclusive be given second reading.

Motion Carried

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

It was moved by Councillors Dean Hollingsworth and Sheila Airey that third reading of by-law 009-1998 be postponed indefinitely.

Motion Carried

It was moved by Councillors André Rivette and Denis Carr that by-laws 019-1998 to 021-1998 inclusive be taken as read a third time and finally passed.

Motion Carried

## REPORTS FROM AD HOC COMMITTEES OF COUNCIL

Councillor Chris Savard indicated that the Waterfront Development Committee has met and that Chuck Charlebois has been re-appointed as the Chairman. Councillor Savard went on to say that there are a number of capital projects being recommended for the 1998 budget.

## NOTICES OF MOTION

It was moved by Councillors Chris Savard and Claude Poirier that:

BE IT RESOLVED that the title of Elected Officials be changed from Councillor back to Alderman, and

BE IT FURTHER RESOLVED that Administration provide Council with all relevant legislation to adequately deal with this issue; and

BE IT FURTHER RESOLVED that this matter be dealt with at the regular City Council meeting of March 23, 1998.

## UNFINISHED BUSINESS

001/98, Justice Building Renovation

## NEW BUSINESS

### #1. Fair Municipal Finance Act

It was moved by Councillors Claude Poirier and Chris Savard that:

WHEREAS the passing of the Fair Municipal Finance Act means that Council will be faced with a number of important and difficult decisions regarding issues such as, but not limited to, the elimination of the Business Occupancy Tax (BOT) and the setting of tax rates.

THEREFORE BE IT RESOLVED THAT the Mega Week Committee be charged with properly researching and debating this issue and that the Committee place before Council a report outlining options available and the Committee's recommendations.

Motion Carried

#2. L.C.B.O.

It was moved by Councillors Claude Poirier and Perry Lalonde that:

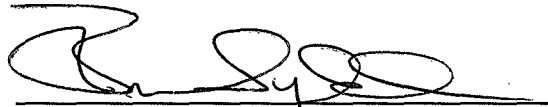
WHEREAS the recently announced closure of the Montreal Road outlet of the L.C.B.O. will have a detrimental effect on the Le Village Business area.

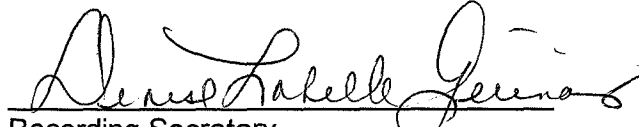
THEREFORE BE IT RESOLVED THAT City Council support the Le Village Business area in their efforts to request the L.C.B.O. to review this decision in light of the negative effect it will have in this business area and the customers it serves.

Motion Carried

Adjournment : 8:25 p.m.

  
Clerk

  
Mayor

  
Recording Secretary