

REGULAR COUNCIL #17-99

Monday, April 12, 1999
Meeting began at 7:30 p.m.

074-1999

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

ADMINISTRATION: David Fielding, Assistant Chief Administrative Officer / Manager, Engineering and Environmental Services, Hilda Seguin, Frank McDonald, Graham Dart, and Denise Labelle-Gélinas, Deputy Clerk / Recording Secretary.

INVOCATION Pastor Rejean Vautour, Worldwide Church

ADDITIONS / DELETIONS Nil

DISCLOSURE OF INTEREST Nil

PRESENTATIONS

#1. St. Lawrence College (Cornwall Campus)

Mr. Dan Corbett, President of St. Lawrence College, Cornwall Campus and Mr. Wilsie Hatfield were present this evening to present a St. Lawrence College update, its economic impact, and a three year development plan, and its urban/rural dilemma in its funding formula. In conclusions, Mr. Corbett requested Council's support in becoming a partner and that it contribute \$50,000 to help them move a High Tech Project forward for the 1999 enrolment.

It was moved by Councillors Denis Carr and Brian Lynch that this matter be referred to Administration for a report at the next meeting of Council on April 26, 1999.

Motion Carried

ADOPTION OF MINUTES

It was moved by Councillors Brian Lynch and Korey Kennedy that the Council minutes, meeting #14-99 dated March 22, 1999 be approved.

Motion Carried

COMMITTEE OF COUNCIL

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 027-1999 to 033-1999 inclusive be given first reading.

Motion Carried

BY-LAWS - First Reading

- 027-1999 A by-law to release a right-of-way in favour of Noyar Developments.
- 028-1999 A by-law to authorize the execution of a tax arrears extension agreement pursuant to Section 8 of the Municipal Tax Sales Act, 1990, R.S.O. 1990, c.60.
- 029-1999 A by-law authorizing the release of the re-purchase option from Textile Laminates Limited as set out in Instrument Number 128300 dated June 15, 1978.
- 030-1999 A by-law authorizing the release of the re-purchase option from Cornwall Spinners Limited as set out in Instrument Number 95481 dated June 19, 1974.
- 031-1999 A by-law to enter into a Consolidated Municipal Services Management Agreement with the Corporation of the United Counties of Stormont, Dundas and Glengarry.
- 032-1999 A by-law to authorize the signing of an Employment Benefits and Support Measures Contract with Human Resources Development Canada.
- 033-1999 A by-law to enter into new lease agreements in Chesterville and Alexandria and a renewal of the lease with Public Works Canada at 111 Water Street to include additional office space for Social Services facilities.

DELEGATIONS Nil

RESOLUTIONS

#06-1999 It was moved by Councillors Naresh Bhargava and Korey Kennedy that:

WHEREAS Tuesday, May 25, 1999 is scheduled for a regular meeting of Council as indicated by the Procedural By-law; and

WHEREAS the Chief Administrator is scheduled to be away during the week of May 23, 1999 in order to attend the yearly convention of International Clerks and Professional Municipal Managers (IIMC); and

WHEREAS the Deputy Clerk is scheduled to be away during the week of May 23, 1999 in order to attend the yearly convention of Municipal Managers, Clerks and Treasurers of Ontario (AMCTO); and

WHEREAS this IIMC/AMCTO Convention has been combined for the first time ever and scheduled to be held in the City of Ottawa beginning May 22 to May 28, 1999 inclusive; and

WHEREAS both the Chief Administrator and Deputy Clerk will be assisting the City of Ottawa to host this convention.

NOW THEREFORE BE IT RESOLVED That the regularly scheduled meeting of Tuesday, May 25, 1999 be rescheduled for Monday, May 31, 1999.

Motion Defeated for Want of
A Majority

CONSENT AGENDA

It was moved by Councillors André Rivette and Brian Lynch that Council approve the consent Agenda as presented.

Motion Carried

A. Ontario Good Roads Association

That Council approve the fees of \$565.00 for the City's 1999 membership to the Ontario Good Roads Association.

B. Club Optimiste de la Région de Cornwall

That Council approve the request to sponsor a youth rally on June 12, 1999 and that this event be coordinated through the local Police Services Department.

C. Cornwall Lions Club Inc.

That Council approve the request from the Cornwall Lions Club Inc. to hold their annual Lions Club Carnival at the Fifth Wheel Truck Stop from June 1 to June 6, 1999.

D. Shortage of Family Physicians

That Council support the resolution from the Town of Grimsby requesting the Province of Ontario to take steps to limit the exodus of newly educated doctors from the Province and to recognize the human resources available among immigrant doctors.

COMMUNICATIONS

1. Procedural Bylaw - Notice of Motion

It was moved by Councillors Claude Poirier and Naresh Bhargava that by-law 014-1999, Section 2.15 be amended to include Sub-section (e) which would read as follows: *"No report will be required until after the Notice of Motion has been seconded and voted upon by Council."*

Motion Carried

2. Tobacco By-law

It was moved by Councillors Brian Lynch and Sheila Airey that Council approve a change in the no-smoking legislation as follows:

1. That effective May 31, 2000 50% of the total seating area of Restaurants, Bingo Halls, Bowling Centres and Billiard / Pool Halls be provided for non-smokers.
2. That all Municipal buildings and Municipal fleets be 100% smoke free, effective May 31, 1999.
3. That effective January 1, 2000 workplaces be 100% smoke free and that employers may establish a "designated ventilated smoking area" within the workplace that is no more than 10% of the workplace area.
4. That Public Places be 100% smoke free effective May 31, 1999.

It was then moved by Councillors Chris Savard and Dean Hollingsworth that these matters be voted on separately.

It was further moved by Councillors Denis Carr and Perry Lalonde that this report be tabled until further clarification be provided for the following issues:

- Define workplaces.
- How many fines have been issued under the present no-smoking by-law?
- How many complaints have be received?
- Municipal businesses affected by the proposed legislation be contacted for input.

Motion Carried

3. Tender 99-T12 - Maintenance Contract for Two-Way Radio Equipment

It was moved by Councillors Chris Savard and Korey Kennedy that tender 99-T12 be awarded to IES Communications Ltd for a two (2) year period as: Item 1 @ \$4,458, Item 2 @ \$1,568, Item 3 @ \$3,756, and Item 4 @ \$9,264 plus applicable taxes being the only bid received meeting the tender specifications.

Motion Carried

4. **Tender 99-T13 - Replacement of Sludge Collector System**

It was moved by Councillors Brian Lynch and André Rivette that tender 99-T13 be awarded to Polychem Corp. Phoenixville, PA at the total bid price of \$77,963.60 excluding GST being the lowest bid meeting the tender specifications.

Motion Carried

5. **Tender 99-T16 - Pavement Markings, Intersections & Special Markings**

It was moved by Councillors Perry Lalonde and Naresh Bhargava that this tender be awarded for a two (2) year period to Trillium Pavement Marking Ont. Ltd., Ottawa, Ontario at the total bid price of \$31,672.00 (1999) and \$32,899.15 (2000) being the lowest bid meeting the tender specifications.

Motion Carried

6. **Freezer Replacement - Civic Complex**

It was moved by Councillors Claude Poirier and Perry Lalonde that Council authorize the use of the Civic Complex food services equipment reserve to replace the walk in freezer.

Motion Carried

7. **Software, Recreation Services**

It was moved by Councillors Perry Lalonde and Claude Poirier that the City purchase the "Class" software recreation program from Escom at a total cost of \$55,097.00 plus \$2,600 annual maintenance in year one and \$5,800 in subsequent years.

Motion Carried

8. **1999 Capital Budget**

It was moved by Councillors André Rivette and Perry Lalonde that Council re-allocate \$550,000 from the Cumberland Street, from Eleventh Street to Thirteenth Street Watermain project to the Eamers Corners Storm Sewer project; and that Council allocate \$311,000 from which remains unallocated in the Capital Budget to the Vincent Massey Drive project, from 1800 Vincent Massey Drive to Tollgate Road.

Councillor Chris Savard requested that the items be voted on separately.

1. That Council re-allocate \$550,000 from the Cumberland Street, from Eleventh Street to Thirteenth Street Watermain project to the Eamers Corners Storm Sewer project.

Motion Carried

2. That Council allocate \$311,000 from which remains unallocated in the Capital Budget to the Vincent Massey Drive project, from 1800 Vincent Massey Drive to Tollgate Road.

Motion Carried

9. **1999 Budget Summary**

It was moved by Councillors Perry Lalonde and Brian Lynch that Council receive the report from the Manager, Finance under date of April 7, 1999.

Motion Carried

ADOPTION OF THE COMMITTEE OF THE WHOLE

By-laws - Second Reading

It was moved by Councillors André Rivette and Korey Kennedy that the Committee of the Whole be adopted as reported and that by-laws 027-1999 to 033-1999 be given second reading.

Motion Carried

BYLAWS - Third Reading

It was moved by Councillors Perry Lalonde and André Rivette that by-laws 027 -1999 to 033-1999 inclusive be given third reading and adopted.

Motion Carried

REPORTS FROM AD HOC COMMITTEES OF COUNCIL

NOTICE OF MOTION

1. **Quebec Construction Workers** (Proposed by Councillor Brian Lynch)

WHEREAS Ontario construction workers and building contractors have limited access to construction jobs and projects in Quebec because of Quebec regulations; and

WHEREAS Quebec construction workers and building contractors have had free access to jobs and contracts in Ontario; and

WHEREAS the Government of Ontario, as of April 1, 1999, has prohibited Quebec companies from bidding on Ontario construction contracts and plans to introduce additional job protection measures when the Ontario legislature resumes after April 22; and

WHEREAS, Cornwall City Council, as recently as September 9, 1996, supported Bill 60 introduced by MPP Jean Marc Lalonde to eliminate unfair practices in the construction industry.

NOW THEREFORE BE IT RESOLVED That Cornwall City Council likewise prohibit Quebec companies from bidding on City of Cornwall capital projects until such time as the government of Quebec removes its barriers to out of province construction workers and building contractors.

NEW BUSINESS

1. **Unconditional Grant (\$1M)**

It was moved by Councillor Claude Poirier and Mayor Brian Sylvester that:

WHEREAS the Province of Ontario was recently awarded a \$1 million dollar unconditional grant; and

WHEREAS this loss of assessment in 1998 resulted in a tax increase for most ratepayers.

BE IT RESOLVED THAT the sum of \$671,000 be utilized to bring the total budget reduction to 4% for 1999, giving further relief to our ratepayers;

AND BE IT FURTHER RESOLVED that the balance of this sum being \$329,000 be set aside for tax stabilization for further tax relief in the year 2000.

It was then moved by Councillors Naresh Bhargava and Brian Lynch that Council refer this matter to Administration and that they investigate the long term impact for Economic Development for tax reductions in 1999, creating additional reductions in the year 2000 and on, and that the savings, if any, would assist in creating a full solution to chronic problems.

Motion Defeated

A recorded vote on the main motion resulted as follows:

	YEA	NAY
Mayor Brian Silvester	✓	
Sheila Airey		✓
Denis Carr		✓
Perry Lalonde	✓	
Chris Savard	✓	
Korey Kennedy		✓
Claude Poirier	✓	
Andre Rivette	✓	
Dean Hollingsworth		✓
Brian Lynch		✓
Naresh Bhargava		✓
	5	6

Motion Defeated

2. **Provincial Downloading**

Councillor Brian Lynch requested that the motion be split.

It was proposed by Councillors Claude Poirier and Denis Carr that:

WHEREAS the Province of Ontario will announce shortly details for "Special Circumstance" funds in 1999; and

WHEREAS the shortfall of the downloading exercise in 1999 after adjustments to the Community Reinvestment Fund will still be in the amount of \$1.2 million dollars.

THEREFORE BE IT RESOLVED That the City make application for the full amount of this shortfall; and

Motion Carried

BE IT FURTHER RESOLVED That any funds awarded be set aside for capital projects.

Motion Defeated

3. **Social Housing**

It was moved by Councillors Brian Lynch and Naresh Bhargava that:

WHEREAS the Provincial Government downloading of responsibilities onto municipalities has never been revenue neutral; and

WHEREAS the City of Cornwall's shortfall in 1998 was \$1.4 million and in 1999 is \$1.17 million; and

WHEREAS the City of Cornwall's shortfall in 2000 will total \$2.17 million as a result of the elimination of the special transition funding of \$900,000; and

WHEREAS income redistribution programs such as social housing with their open ended costs should be funded by the province from the income tax, not by municipal property taxes; and

WHEREAS the cost of social housing to the City of Cornwall in 1999 is \$2,318 million.

THEREFORE BE IT RESOLVED THAT Cornwall City Council request the Government of Ontario to take back responsibility for social housing, thereby making the provincial government downloading revenue neutral and fairer to municipal property taxpayers; and

FURTHER That copies of this resolution be forwarded to local M.P.P.'s John Cleary and Noble Villeneuve.

Motion Carried

4. **Tollgate Road Traffic**

It was moved by Councillors Korey Kennedy and Claude Poirier that:

WHEREAS certain residents on Tollgate Road between Pitt Street and Vincent Massey Drive to Power Dam Drive have complained about heavy vehicles travelling along that road at a fairly high speed; and

WHEREAS the vibration from the trucks and buses rattle the houses, causing minor damage to them; and

WHEREAS there will be no construction on that road strip for a minimum of three years in the capital budget; and

WHEREAS by reducing the speed of all vehicles, we could look at reducing the shaking and damage to the houses.

NOW THEREFORE BE IT RESOLVED THAT Administration bring back a report to Council at the earliest date on the feasibility of reducing the speed along Tollgate Road.

Motion Carried

5. **Snow Clearing of Sidewalks**

It was moved by Councillors Korey Kennedy and Claude Poirier that:

WHEREAS not all residential streets have their sidewalks cleaned during the winter season; and

WHEREAS those that do not have their sidewalks cleaned feel that it is unfair, as well as difficult to shovel and clear the sidewalks, as well as difficult to walk through.

NOW THEREFORE BE IT RESOLVED That Administration provide Council with a report on the feasibility of both, alternating winter residential snow clearing from one side of the street to another on a yearly basis, as well as the feasibility of cleaning all residential streets and the costs of both possible options.

Motion Carried

6. **Unconditional Grant**

It was moved by Councillors Denis Carr and Dean Hollingsworth that Administration prepare a report on the best use of the \$1,000,000 unconditional grant in Capital Projects in 1999, infrastructure only.

Motion Defeated

7. Funding Formula - Colleges

It was moved by Councillors Naresh Bhargava and Denis Carr that:

WHEREAS the current enrollment competitive funding formula for publicly funded colleges favours urban colleges where there has been significant population growth in recent years; and

WHEREAS the consequence for non-urban colleges is that even with maintaining current enrollment levels, their funding unit diminishes on a per capita basis; and

WHEREAS a diminished funding unit then impedes the programs and services available to local community.

NOW THEREFORE BE IT RESOLVED That City Council:

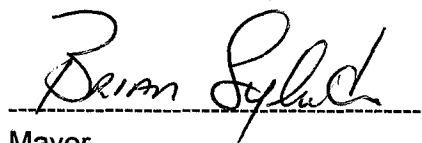
- i) endorse the need for a change to the funding formula which would lead to the stabilization of operating environment for non-urban colleges; and
- ii) request the Minister of Education and Training to take immediate action to resolve this problem; and
- iii) that a copy of this motion be passed on to the local M.P.P.'s and to the Municipalities of Eastern Ontario for their endorsement.

Motion Carried

Adjournment: 10:15 p.m.



Deputy City Clerk /
Recording Secretary



Mayor