



## REGULAR COUNCIL #14

Monday, April 23, 2001  
Meeting began at 7:30 p.m.

**PRESENT:** A Regular Council meeting was held this evening with the following members present: Mayor Brian Sylvester, Councillors Naresh Bhargava, Denis Carr, Susan Carter, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Perry Lalonde, Claude Poirier, and André Rivette.

**ABSENT:** Councillor Korey Kennedy

**ADMINISTRATION:** Cecil Vincent, Chief Administrative Officer; Denise Labelle-Gélinas, Acting City Clerk; and the following Management Personnel: Stephen Alexander, Richard Allaire, Heather Arthur, Susan Cain, Francis Lafave, Deborah Daigle, Graham Dart; David Dick, David Fielding, Paul Fitzpatrick, Sherman Goodwin, Fernand Hamelin, Suzanne Carrier-Armstrong and Norm Levac.

**INVOCATION:** Father Louis Groetelaar, St. Columban's Parish

Prior to beginning the process of this evening's meeting, Mayor Brian Sylvester addressed members of Council and the citizens of Cornwall as follows:

I would like to begin this evening's meeting with the following comment, after a period where all of us have had the occasion to reflect on past events. I emphasize the words events.... because there have been a series of issues that we have had to deal with at the Council table, issues that have peaked our emotions. My intentions tonight are to speak about protocol and decorum in which we are expected to function. Our code of conduct and debate is intended to govern the proceedings of the entire Council, and is in reality designed to assist us in our deliberations and to ensure fairness in our discussions.

Some may call this protocol to be stuffy and formal.....but it does ensure the success of the proceedings.

The procedural by-law, on the rules of conduct and debate is quite clear. In short, to treat each other with respect.....respect for our fellow member, and respect for administration. You may feel, and rightly so, or at times out of political necessity, that you must criticize and attack administration. But remember, they are at a disadvantage and cannot respond effectively when you have challenged their integrity.....because they cannot respond effectively to criticism, such criticism coming from members of Council is no longer a sign of strength, but rather an abuse of power.

We have to ensure that we speak to the motion and to the Chair. Following these two guidelines will ensure that we stay focused on the questions we are debating. All too often, we stray from the motion and it becomes a personal argument rather than a debate.

Debate yes, demean no.

Don't get personal. We, all from time to time, have a tendency to believe that the other person is the problem, that we alone are right and that the only solution is ours.....We tend to hold onto our position....and of course, positions are always opposed in some way. Positions are traps that narrow your thinking, perceptions and imagination; interests broaden your choices and focus on the future.

We have much work to do.....and I realize that we all have our own individual goals to advance. To do that, you have to work together, and the Mayor, well he or she needs the support of the Council. In fact, I need your support, more than you need mine. So lets bring together our own individual visions.....to build an even stronger community.

#### **QUESTION OF PRIVILEGE:**

Following the Mayor's presentation, Councillor Susan Carter, on a Question of Privilege in accordance to Section 5 of the Procedural Bylaw 14-1999, requested that Councillor Korey Kennedy make a public apology as a result of his conduct during the last regular meeting of Council where the Councillor threw chairs and spoke profanity .

Councillor Kennedy indicating that he had been the victim. Although he agreed that his behavior was not proper, he owed no apology and refused to apologize.

It was then moved by Councillors Susan Carter and Don Deebank that Councillor Korey Kennedy make a formal apology to the Council and members of the public and if no apology is made that the Mayor enforce regulation 4.07 of the Procedural Bylaw 14-1999 and that Councillor Kennedy be removed from the room.

A recorded vote resulted as follows:

**FOR:** Councillors Naresh Bhargava, Denis Carr, Susan Carter, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

**AGAINST:** Korey Kennedy

#### **Motion Carried**

Councillor Kennedy refused to offer an apology nor did he choose to leave his seat for this meeting and therefore, Mayor Sylvester enforced the Procedural Bylaw and called for two Police Officers to remove Councillor Kennedy from the Council Room. The time noted to be 8:00 p.m..

**DISCLOSURE OF INTEREST** ~ none provided

#### **PRESENTATIONS**

## **ADOPTION OF MINUTES**

1. Moved by Councillors Denis Carr and Andre Rivette that the Regular Council Meeting #13 dated April 9, 2001, be approved and verified correct.

**Motion Carried**

2. Moved by Councillors Andre Rivette and Syd Gardiner that the Committee of Council Meeting minutes #08 dated April 9, 2001 be approved and verified correct.

**Motion Carried**

## **COMMITTEE OF THE WHOLE**

Moved by Councillors Perry Lalonde and Denis Carr 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 060-2001 to 080-2001 inclusive be given first reading.

**Motion Carried**

### **BY-LAWS - First Reading**

- 060-2001 A by-law to adopt, ratify and confirm the proceedings of the Council of the Corporation of the City of Cornwall at its meeting held on the 9<sup>th</sup> day of April, 2001.
- 061-2001 A by-law to authorize the sale of building and land at 2107 Second Street West to 3643174 Canada Inc.
- 062-2001 A by-law to further amend By-law 69 of 1989 known as a Traffic By-law to include no parking signage on Park Street.
- 063-2001 A by-law to further amend By-law 69 of 1989 known as a Traffic By-law to add a 10 minute time restricted parking allowance along the east side of Prince Arthur Street.
- 064-2001 A by-law to further amend By-law 69 of 1989 known as a Traffic By-law to clarify the definition of the term "delivery".
- 065-2001 A by-law to authorize the temporary closing of various City streets for the purpose of asphalt resurfacing, concrete work, general repairs and improvements.
- 066-2001 A by-law to authorize the asphalt resurfacing and concrete work on various City streets in 2001.
- 067-2001 A by-law to authorize the temporary closing of Ross Avenue, Poirier Avenue and Carriere Avenue.

- 068-2001 A by-law to authorize the construction of a storm drainage system on Ross Avenue, Poirier Avenue and Cariere Avenue.
- 069-2001 A by-law to authorize the temporary closing of Cumberland Street from Second Street to Water Street, and the intersection of Water Street and Cumberland Street for the purpose of construction, repairs and improvements.
- 070-2001 A by-law to authorize the improvements of a highway, storm drainage system, sanitary sewer system, and watermain on Cumberland Street, from Second Street to Water Street; and the installation of a storm drainage system on Water Street, from Brookdale Avenue to Cumberland.
- 071-2001 A by-law to authorize the temporary closing of Riverdale Avenue, from Grant Avenue to the future Ninth Street for the purpose of installing a new sanitary drainage system and sidewalk.
- 072-2001 A by-law to authorize the improvements of the sanitary sewer system, and installation of a sidewalk on Riverdale Avenue, from Grant Avenue to the future Ninth Street.
- 073-2001 A by-law to authorize the temporary closing of the intersection of Brookdale Avenue and Ninth Street for the purpose of constructing a storm sewer drainage system.
- 074-2001 A by-law to authorize the construction of a storm drainage system at the intersection of Brookdale Avenue and Ninth Street.
- 075-2001 A by-law to authorize the temporary closing of the intersection of Notre-Dame Street, Twelfth Street and Captain MacDonald Road for the purpose of improving the storm sewer drainage system.
- 076-2001 A by-law to authorize the improvements of the storm drainage system at the intersection of Notre-Dame Street, Twelfth Street and Captain MacDonald Road.
- 077-2001 A by-law to authorize the temporary closing of the Brookdale Avenue/C.N.R. Overpass for the purpose of performing roadway improvements.
- 078-2001 A by-law to authorize the improvements of the Brookdale Avenue/C.N.R. Overpass.
- 079-2001 A by-law to authorize the temporary closing of the Brookdale Avenue bridge at the South Branch of the Raisin River for the purpose of performing bridge improvements.
- 080-2001 A by-law to authorize the improvements of the Brookdale Avenue bridge at the South Branch of the Raisin River.

## DELEGATIONS

- **Co-operation among co-terminous school boards - Terri Forrester and Shirley Ferguson**

Ms Forrester requested an additional 5 minutes for her delegation.

It was moved by Councillors Claude Poirier and Denis Carr that an additional five minutes be provided for the delegation.

**Motion Carried**

Ms Terri Forrester along with Ms Shirley Ferguson , representatives of a group of concerned parents to the proposed actions by the Upper Canada District School Board (UCDSB) regarding the re-organization of public education in Cornwall appeared before City Council this evening .

Ms Forrester provided the council with their concerns and explained how the UCDSB proposal would be detrimental to the students within our community and how this change could negatively affect the students attending the re-organized schools. He continued to indicate that the proposal (Model B) was not representative to the wishes of Cornwall parents .

It is the belief of these representatives that the excess space within the public high schools be offered to the Catholic Board which would then avoid an unnecessary 10 million dollar building expense.

In conclusion, Ms Forrester and Ms Ferguson, requested Council's endorsement of their efforts by signing their petition and in addition, that council send a letter to both identified school boards asking for their co-operation for cost-effective use of existing high school facilities.

Moved by Councillors Claude Poirier and Denis Carr that the Council endorse the signing of the petition and in addition, that council send a letter to both identified school boards asking for their co-operation for cost-effective use of existing high school facilities.

**Motion Carried**

• **Application to Progress Fund - Cornwall Tennis Club**

Mr. Dick Markell, president of the Cornwall Tennis Club stood before the Council this evening seeking support and financial funding to help the Club maintain its existence.

Through his presentation, Mr. Markell provided a brief history on the making of what is better known as the Tennis bubble located on Power Dam Drive. The club has operated for the past twelve years providing tennis enthusiasts with a first class, year-round facility. However, as indicated by Mr. Markell, it became evident over the last few years that tennis alone could not support the facility as it was originally conceived. For the past two years the club has expanded to provide the community with a winter home for those residents who love the game of golf. Unfortunately , despite offering both tennis and golf, the Club is now faced with making one of two choices. One is to close the club and the second choice is to expand the facility into a multi-sport venue.

Mr. Markell and club members are proposing capital expenditures as follows:

- to purchase the structure which we are now leasing from Four Courts Ltd. (\$125,000);
- to purchase and install artificial turf on three of the five existing tennis courts (\$100,000);
- to modify the lighting to accommodate field sports in the area of the artificial turf;
- to insulate the existing structure to reduce heating costs in winter but more importantly to reduce the heat and humidity in the summer thus allowing for better use of the facility on a year-round basis. (\$50,000).

The monies required are requested from the Progress Fund.

Following a lengthy discussion on this proposal, it was moved by Councillors Claude Poirier and Denis Carr that this matter be referred to Administration for report to be brought forward at the next regular council meeting of May 14<sup>th</sup> to address this particular issue.

**Motion Carried**

**RESOLUTIONS:**

Moved by Councillors Claude Poirier and Dean Hollingsworth that this resolution be deferred to the next regular meeting of May 14, .

**Motion Carried**

06-2001 WHEREAS in April 1987, Cornwall City Council adopted the following statement:

“In carrying out their duties and responsibilities, Council members should take care to avoid usurping line authority, or in any way undermining it. However, Council still has access to administrative staff in order to discuss items or problems. Such access should be limited to the staff outlined on Schedule A - a list of all contacts at the senior level of administration”; and

WHEREAS Council being the elected body is the “Managing Personality” of the total organization designed to manage the City’s affairs; and

WHEREAS Council as a whole has the ultimate control over all aspects of city business. It has the authority to make binding decisions and the responsibility to ensure that they are carried out by the administrative body in accord with overall and specific objectives and policies and in a manner that is both efficient and effective; and

WHEREAS the role of Council as detailed above is taken from the “Somanco Report” dated 1986 and updated in 1987.

NOW THEREFORE BE IT RESOLVED that members of Council be reformed of the following policy and firmly adhere to it.

FURTHERMORE BE IT RESOLVED that no individual member of Council shall direct an employee of this Corporation outside of Schedule A of the Council responsibility and authority profile of 1987 to act on any complaint or concern without receiving the final authorization from the supervisor or manager of the department in question.

FURTHERMORE BE IT RESOLVED that if a member of Council breeches this policy that the member of Council face disciplinary measures.

**Schedule A  
Council Policy**

CHIEF ADMINISTRATIVE OFFICER

Cecil E. Vincent

CITY CLERK

Denise Labelle-Gélinas (Acting)

ECONOMIC DEVELOPMENT

Manager

Paul Fitzpatrick

Development Officer

Mark Boileau

ENGINEERING & ENVIRONMENTAL SERVICES

Manager

David Fielding

Assistant Manager

Norm Levac

Traffic Engineer

Doug Green

Approvals & Construction

Jean Lemire

Design and Records

Stephen Wintle

Waste Reduction Coordinator

Bill de Wit

WWTP Supervisor

Renwick Arbuthnot

FINANCE

Manager

David Dick

Chief Accountant

Anita Roach

City Collector

John Flannigan

Purchasing Agent

Paulette Heard

Cash & Budget Coordinator

Bonnie Ruest

Information Technology Supervisor

Elsie Bissonnette

FIRE SERVICES

Manager/Chief

Roger Desjardins

Deputy Fire Chief

Gilles Ayotte

GLEN STOR DUN LODGE

Manager/Administrator

Frances Lafave

Supervisor of Nursing Services

Mike Joubert

Supervisor of Dietary Services

Stephane Hill-Nicholls

Supervisor of Support Services

Dave Barnes

Supervisor of Resident Services

Linda Geisel

Supervisor of Outreach Services

Lyanne Poirier

Supervisor of Housekeeping/Safety & Dev.

Diane Dumoulin

HUMAN RESOURCES

Manager

Graham Dart

Safety and Training Officer

Anna-Maria Breuers

Recruitment & job Development Coordinator

Betty Cousins

PLANNING AND RECREATION SERVICES

Manager

Stephen Alexander

Senior Planner

Ken Bedford

Chief Building Official

Barry Coleman

Recreation Supervisor

Christine Lefebvre

Facility Rental Coordinator	Janice Peters
<b>PUBLIC WORKS</b>	
Manager	Fernand Hamelin
Assistant Manager	Conrad Miller
<b>SOCIAL SERVICES</b>	
Manager/Administrator	Susan Cain
Program Supervisors	Glen Grant
	Doris MacLean
	Carmen Cousineau
	Larry macDonell
	J.C. Campeau
Supervisor of Home Day Care	Fay Emerton-Proulx
Supervisor of Richelieu Day Care Centre	Rosemary Fraser
	Sharon Lalonde
<b>TRANSIT SERVICES</b>	
Manager	Sherman Goodwin
Senior Supervisor	Gerry Godard

## **CONSENT**

Moved by Councillors Denis Carr and Claude Poirier that the Consent Agenda be approved.

**Motion Carried**

### **A. Child Find Ontario**

That Council endorse this request and proclaim the Month of May as the Green Ribbon of Hope Campaign for Child Find Ontario and that the 25th day of May be proclaimed National Missing Children's Day.

### **B. Multiple Sclerosis Society of Canada**

That Council endorse this request in proclaiming the Month of May to be MS Awareness Month for the Multiple Sclerosis Society of Canada

### **C. The Canadian Hearing Society**

That Council endorse this request in proclaiming the Month of May to be Deaf, Deafened and Hard of Hearing Awareness Month for The Canadian Hearing Society.



**D. Census 2001**

That City Council promote Census Week through it's bi-weekly City Page endorsement in declaring the week of May 13 to 19 inclusive as **CENSUS WEEK** in the City of Cornwall and to call upon all residents to count themselves in by Tuesday, May 15, 2001.

**E. 2403 S.D.&G. Highlanders Army Cadet Corps**

That Council endorse this request and allow permission to hold their Annual Tag Day on Saturday, May 5<sup>th</sup> from 9:00 a.m. to 4:00 p.m. at the entrances of local merchants.

**F. Eamer's Corners Public School**

That the City review traffic measures on Mercier Street in the north end of the City and evaluate possible traffic calming measures matter be referred to the Traffic Engineer for a report.

**G. The Religious Hospitallers of St. Joseph Health Centre of Cornwall**

That Council endorse t and declare April 23, 2001 in tribute to the volunteers at the Hotel Dieu Hospital, and to open celebrations for National Volunteer Week in this the International Year of Volunteers .

**H. Replacement of a Primary Care Paramedic (P1)**

LA #08-01 That Council approve the replacement of a Primary Care Paramedic (P1).

**I. Transfer of Surplus Capital to the S.D.&G. Historical Society**

PH #15-01 That the project surplus in the amount of \$34,240 be transferred to the S.D.&G. Historical Society for the Wood House Museum project as outlined in this report.

## **COMMUNICATIONS**

**1. Final Joint Local Transfer Plan (JLTP)**

HT #04-01 Moved by Councillors \_Claude Poirier and Andre Rivette\_ that City Council approve the Joint Local Transfer Plan (JLTP) dated April 2001.

**Motion Carried**

**2. Walldog Jam**

FI #12-01 Moved by Councillors Denis Carr and Perry Lalonde that Council provide funding in the form of a repayable loan in the amount of \$31,000 to the Cornwall and Seaway Valley Tourism Association.

**Motion Carried**

**3. Homelessness Project Service contract with the E.O.H.U.**

SSS #10-01 Moved by Councillors Denis Carr and Andre Rivette that Council authorize the Mayor and Clerk to sign the Service contract with the Eastern Ontario Health Unit for the continued support services provided under the Homelessness Program for the period of March 1, 2001 and on an ongoing basis, unless the Ministry discontinues the funding for the program.

**Motion Carried**

**4. Asphalt Resurfacing and Concrete Works on Various City Streets (Tender No. 01-T05)**

EEC #10-01 Moved by Councillors Naresh Bhargava and Syd Gardiner

1. That Council proceed with the award of Tender No.01-T05 - Asphalt Resurfacing & Concrete Works on Various City Streets; and
2. That the construction of the parking lot on First Street, at a cost of \$175,000 be funded from the Parking Reserves.

**Motion Carried**

**5. Tender No. 01 -T05 - Asphalt Paving and Concrete Works**

PU #18-01 Moved by Councillors \_Denis Carr and Andre Rivette that Tender 01-T05 be awarded to Cornwall Gravel Co. Ltd., Cornwall, Ontario at a revised total bid price of \$1,292,983.40 being the lowest bid meeting the tender specifications.

**Motion Carried**

**6. Tender No. 01-T06 - Miscellaneous Trucking and Labour**

PU #24-01 Moved by Councillors Don Deebank and Syd Gardiner that Tender 01-T06 be awarded to D&D Construction, Cornwall, Ontario, at the total bid price of \$10,954.12 being the lowest bid meeting the tender specifications.

**Motion Carried**

**7. Tender No. 01-T07 - One Single Axle Truck & Work Crew**

PU #31-01 Moved by Councillors Naresh Bhargava and Perry Lalonde that Tender 01-T07 be awarded to Wayne Summers, Newington, Ontario as follows:

Item 1: Truck & Crew of Two - \$41.73 per hour including taxes  
Item 2: Additional labour - \$14.98 per hour including taxes

being the lowest bid meeting the tender specifications.

**Motion Carried**

**8. Tender No. 01-T11 - Pavement Markings, Intersections and Special Markings**

PU #27-01 Moved by Councillors Syd Gardiner and Andre Rivette that Tender 01-T11 be awarded for a two (2) year period to Provincial Maintenance, Niagara Falls, Ontario, at the total bid price of \$67,477.41 being the lowest bid meeting the tender specifications.

**Motion Carried**

**9. Tender No. 01-T12 - Centreline Pavement Markings**

PU #33-01 Moved by Councillors Claude Poirier and Susan Carter\_ that Tender 01-T12 be awarded to Provincial Markings, Niagara Falls, Ontario at the total bid price of \$47,491.95 being the lowest bid meeting the tender specifications.

**Motion Carried**

**10. Tender No. 01-T23 - Supply and Install Boiler - WWTP**

PU #28-01 Moved by Councillors Andre Rivette and Perry Lalonde that Tender 01-T23 be awarded to Eastern Welding, Cornwall, Ontario, at the total bid price of \$135,733.78 being the lowest bid meeting the tender specifications.

**Motion Carried**

**11. Tender No. 01 -T28 - Supply of Crushed Stone**

PU #29-01 Moved by Councillors Andre Rivette and Don Deebank that Tender 01-T28 be awarded to Malyon Excavation Ltd., Cornwall, Ontario, at the total bid price of \$48,148.13 being the lowest bid meeting the tender specifications.

**Motion Carried**

**12. Tender No. 01-T29 - Supply of Ready-Mix Concrete**

PU #30-01 Moved by Councillors Syd Gardiner and Dean Hollingsworth that Tender 01-T29 be awarded to Grant Ready Mix Ltd., Cornwall, Ontario, at the total bid price of \$115,057.50 being the lowest bid meeting the tender specifications.

**Motion Carried**

**13. Request for Proposal 01-R02 - Purchase and Installation of Carpet - Glen Stor Dun Lodge**

PU #26-01 Moved by Councillors Don Deebank and Perry Lalonde that R.F.P. 01-R02 be awarded to Styrotile Sales, Cornwall, Ontario, at the total bid price of \$217,210 including taxes.

**Motion Carried**

**14. Innovation Fund**

SSS #11-01 Moved by Councillors Denis Carr and Claude Poirier

1. That Council approve that the Special Events Coordination project continue, and that the financing for this project be used from the Welfare- to-Work enhanced Funding;
2. That Council approve the extension of the position of Special Events Coordinator for the period of April 2001 to March 2002;
3. That Council approve the commencement of the Placement Innovation project, and that an advancement to finance this program be used from the Welfare-to-Work Enhancement Funding pending the Secretariat's decision on the Placement Innovation proposal; and
4. That Council approve the two positions of Crew Chief Supervisors for the period of April 2001 to March 2002.

**Motion Carried**

**15. Implementation of New Transit Routes**

TS #03-01 Moved by Councillors Andre Rivette and Susan Carter

1. That Council approve May 22, 2001 as the revised date for implementing Cornwall Transit's new service plan.
2. That Council declare May 22, 23, 24, 25, 2001 as "Dollar Days" to allow the citizens of Cornwall the opportunity to try the new transit service at a discount rate of \$1 cash fare.

**Motion Carried**

**16. Procedural By-law**

CL #06-01 Moved by Councillors Denis Carr and Susan Carter that Council adopt Option 2 and that Procedural By-law 014-1999 be amended accordingly.

**Motion Carried**

**ADOPTION OF THE COMMITTEE OF THE WHOLE**

**BY-LAWS - SECOND READING**

Moved by Councillors Perry Lalonde and Denis Carr that the Committee of the Whole be adopted as reported, and that By-laws 060-2001 to 080-2001 inclusive be given second reading.

**Motion Carried**

**BY-LAWS - THIRD READING**

Moved by Councillors Andre Rivette and Don Deebank that By-laws 060-2001 to 080-2001 inclusive be given third and final reading.

**Motion Carried**

**REPORTS FROM AD HOC COMMITTEES OF COUNCIL**

**NOTICES OF MOTION**

**UNFINISHED BUSINESS**

**NEW BUSINESS**

1. **Municipal Directory**

Moved by Councillor Susan Carter and Denis Carr that Council reconsider their motion regarding the printing of the new City Municipal Directory to allow members of the Cornwall business Community to submit proposals regarding the printing of the new city directory.

A 2/3's majority of the council was required in order to re-visit this matter.  
A recorded voted for the reconsideration resulted as follows:

**FOR:** Councillors Susan Carter, Dean Hollingsworth, Denis Carr and Claude Poirier

**AGAINST:** Councillors Don Deebank, Perry Lalonde, Andre Rivette, Syd Gardiner, Naresh Bhargava and Mayor Brian Sylvester

**ABSENT:** Councillor Korey Kennedy

**Motion to Reconsider ~ DEFEATED**

**ADJOURNMENT:** 9:55 p.m.

  
\_\_\_\_\_  
Denise Labelle-Gélinas  
Acting City Clerk

  
\_\_\_\_\_  
Brian Sylvester  
Mayor