



REGULAR COUNCIL #16

Monday, May 14, 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 Denis Carr, Susan Carter, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Corey Kennedy, Perry Lalonde, Claude Poirier, and André Rivette.

ABSENT: Naresh Bhargava,

ADMINISTRATION: Cecil Vincent, Chief Administrative Officer; Denise Labelle-Gélinas, Acting City Clerk; and the following Management Personnel: Stephen Alexander, Susan Cain, Barry Coleman, Graham Dart; Roger Desjardins, David Dick, Paul Fitzpatrick, Fernand Hamelin, Norm Levac and John Robinson

INVOCATION: Christine Piper - Trinity Anglican Church

DISCLOSURE OF INTEREST ~

Councillor Denis Carr declared an interest on Domiciliary Hostel Per diem as a result of his wife's employment with a retirement home in the City of Cornwall.

Councillor Claude Poirier declared an interest on the Smoking Bylaw Report on this evening's agenda.

ADDITIONS/DELETIONS

Moved by Councillors André Rivette and Perry Lalonde that Council invoke Rule 10 - Suspension of the Rules to allow a second Delegation from the Restaurant and Bar Association who wish to speak against the amendment of the Smoking Bylaw.

A recorded vote resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

PRESENTATIONS

ADOPTION OF MINUTES

1. Moved by Councillors Don Deebank and André Rivette that the Committee of Council Meeting minutes #09 dated April 23, 2001 be approved and verified correct.

A recorded vote resulted as follows:

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

AGAINST:

Absent : Councillor Naresh Bhargava

Motion Carried

2. Moved by Councillors Perry Lalonde and André Rivette that the Special Committee of Council Meeting #10 dated Thursday May 3, 2001 be approved and verified correct.

A recorded vote resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

3. Moved by Councillors André Rivette and Syd Gardiner that the Regular Council Meeting #14 dated April 23, 2001, be approved and verified correct.

A recorded vote resulted as follows:

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

AGAINST:

Absent Councillor Naresh Bhargava

Motion Carried

4. Moved by Councillors Don Deebank and Denis Carr that the Special Budget #-07 Meeting #15 dated Thursday May 3, 2001 be approved and verified correct.

A recorded vote resulted as follows:

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

AGAINST:

Absent Councillor Naresh Bhargava

Motion Carried

COMMITTEE OF THE WHOLE

Moved by Councillors Korey Kennedy and Perry Lalonde that Council go into Committee of the Whole and that all delegations, resolutions, communications and by-laws be referred to that Committee and that by-laws 081 to 089, 2001 inclusive be given first reading.

A recorded vote resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

BY-LAWS - First Reading

- 081-2001 A By-law to adopt, ratify and confirm the proceedings of the Council of the Corporation of the City of Cornwall at its meetings held on the 23rd day of April, 2001 and on the 3rd day of May 2001.
- 082-2001 A By-law to enter into a Service Contract Agreement with the Eastern Ontario Health Unit Homelessness Program.
- 083-2001 A By-law to authorize a Domiciliary Hostel Per Diem increase.
- 084-2001 A By-law to appoint Catherine Sjonger and Terrence Hayes as Bylaw Enforcement Officers for the purpose of parking enforcement at the Cornwall Square .
- 085-2001 A By-law to further amend By-law No. 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, to allow for the establishment of a commercial parking lot without the requirements to construct a commercial garage on part of the East Half of Lot 7, Concession 2, Part 1, Plan 52R-5873 and municipally known as 1710 McConnell Avenue and referred to as the Villeneuve Trucking operation.
- 086-2001 A By-law to further amend By-law No. 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, to allow for the establishment of a commercial parking lot on part of the West half of Lot 9, Concession 2, being Parts 1 and 2, Plan 52R-5836 and municipally known as the property behind 1515 Pitt Street for the Paradise Tanning & Fitness Centre.
- 087-2001 A By-law to amend the Procedural By-law.
- 088-2001 A By-law to enter into an Operating Agreement for Gray's Creek Marina with the Raisin Region Conservation Authority .
- 089-2001 A By-law to authorize the Mayor and Clerk to sign a "Satisfaction Agreement" between Glen Vending Limited and the Corporation of The City of Cornwall.

DELEGATIONS

1. Health Hazards from Second-hand Smoke

Dr. Bourdeau requested an additional 5 minutes for his presentation.

Moved by Councillors Susan Carter and Claude Poirier that an additional five minutes be provided to Dr. Bourdeau.

A recorded vote on the additional five minutes resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

Dr. Robert Bourdeau spoke on behalf of the Eastern Ontario Health Unit and presented facts and figures to Council on the mortality rate of males and females within the City of Cornwall and S.D. & G United Counties on the effects of smoking and second hand smoke. He continued the presentation by showing various rates standardized to the population of our area on smoking related diseases, age-standardized incidence rates for selected cancer sites for both males, and females including the leading causes of death in infants of one year of age or more.

At the conclusion of the delegation, Dr. Bourdeau requested that City Council form a Committee of Council or a Community Task Force to study the present report; and that City Council enact a 100% smoke-free policy prohibiting smoking in public places with no allowances for designated smoking rooms.

It was Moved by Councillors Denis Carr and Syd Gardiner to receive the delegation and that this matter be fully discussed under Communication #1.

A recorded vote on receiving the delegation resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

2. Restaurant, Bar and Service Club Operators of Cornwall on Smoking By-law

An additional five minutes was requested by Mr. Lefebvre for his presentation.

It was moved by Councillors Claude Poirier and André Rivette that an additional five minutes be given.

A recorded vote on the additional five minutes resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

Mr. Marc Lefebvre, owner of Freddy's Roadhouse and representative on behalf of a group of city business owners and service club operators, appeared before Council this evening to speak against a proposed city by-law which they believe would cause serious damage and perhaps lead to the extinction of entertainment industry in Cornwall.

Mr. Lefebvre presented arguments that indicated the population base of the city barely large enough to support the already existing establishments; secondly that many smaller restaurants and coffee shops have been able to remain open because major chains such as Tim Horton have banned smoking in their establishments; thirdly that their smoking customers will perhaps gravitate to bars outside of city limits.

In conclusion, Mr. Lefebvre's presented Council with a petition signed by 4,200 bar patrons and workers against the No-Smoking By-law in municipal bars.

It was moved by Councillors Korey Kennedy and André Rivette that this matter be received.

A recorded vote to receive resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

RESOLUTIONS:

Moved by Councillors Korey Kennedy and Dean Hollingsworth

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 accordance 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 reinforced 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

CORPORATE SERVICES

Manager	Graham Dart
Acting City Clerk	Denise Labelle-Gélinas
WSIB Health & Safety Co-ordinator	Anna-Maria Breuers
Recruitment	Betty Cousins

ECONOMIC DEVELOPMENT AND RECREATION SERVICES

Manager	Paul Fitzpatrick
Senior Development Officer	Mark Boileau
Recreation Supervisor	Christine Lefebvre
Complex and Convention Services	Janice Peters

ENGINEERING, ENVIRONMENTAL AND CONSTRUCTION SERVICES

Manager	David Fielding
Assistant Manager	Normand Levac
Design and Records Supervisor	Stephen Wintle
Transportation Engineer	Doug Green
Waste Management Coordinator	Bill de Wit
Waste Water Treatment Plant Supervisor	Renwick Arbuthnot
Approvals & Construction Engineer	Jean Lemire

FINANCIAL SERVICES

Manager	David Dick
City Tax Collector	John Flannigan

Purchasing Agent
Chief Accountant
Cash & Budget Coordinator
Information Technology Supervisor

Paulette Heard
Anita Roach
Bonnie Ruest
Elsie Bissonnette

GLEN STOR DUN LODGE

Manager/Administrator
Supervisor of Nursing Services
Supervisor of Dietary Services
Supervisor of Support Services
Supervisor of Resident Services
Supervisor of Outreach Services
Supervisor of Housekeeping/Safety & Dev.

Frances Lafave
Mike Joubert
Stephane Hill-Nicholls
Dave Barnes
Linda Geisel
Lyanne Poirier
Diane Dumoulin

MUNICIPAL WORKS AND SERVICES

Manager
Assistant Manager
Transit Services Manager
Senior Supervisor

Fernand Hamelin
Conrad Miller
Sherman Goodwin
Gerry Godard

PLANNING AND HOUSING SERVICES

Manager
Senior Planner
Chief Building Official
Housing Services Division Manager

Stephen Alexander
Ken Bedford
Barry Coleman
Deborah Daigle

PROTECTIVE SERVICES DEPARTMENT

Fire Chief
Deputy Fire Chief
Land Ambulance Division Manager
Land Ambulance Division Supervisor

Roger Desjardins
Gilles Ayotte
Heather Arthur
Bill Lister

SOCIAL SUPPORT SERVICES

Manager of Ontario Works/Child Care
Program Supervisors

Supervisor - Ontario Works Resource Centre
Supervisor of Home Day Care
Day Care Supervisor

Susan Cain
J.C. Campeau
Fay Emerton-Proulx
Glen Grant
Larry MacDonell
Doris MacLean
Carmen Cousineau
Rosemary Fraser
Sharon Lalonde

A recorded vote resulted as follows:

FOR: Councillors Dean Hollingsworth, Korey Kennedy,

AGAINST: Councillors Denis Carr, Susan Carter, Donald Deebank, Syd Gardiner, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

Absent: Councillor Naresh Bhargava

Motion Defeated

Moved by Councillors Perry Lalonde and Syd Gardiner

07-2001 WHEREAS Pierra Court (Malyon Excavation) - An application for Draft Plan Approval of Subdivision for 15 single family lots, on lands legally described as Block "O" and Part of Block "P", Registered Plan 322, City of Cornwall and is situated along the north east corner of Holy Cross Blvd. and Glengarry Blvd;

NOW THEREFORE the Council of the City of Cornwall enacts that the application dated March 21, 2001 from Malyon Excavation to subdivide Block "O" and Part of Block "P", Registered Plan 322, City of Cornwall as indicated on plan by Hazen B. Meldrum dated November 17, 1989, be given approval, subject to the satisfaction of staff and to conditions contained in Appendix "A" to the April 10, 2001 Planning Advisory Committee's technical report.

A recorded vote resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

CONSENT

Moved by Councillors Don Deebank and Denis Carr that the Consent Agenda be approved.

A recorded vote resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

A. COACH ATTENDANT ~ Staff Replacement

MWS#14-2001 That Council authorize the replacement of a Coach Attendant at the Transit Garage.

B. CLERK SECURITY/KINSMEN MUNICIPAL CENTRE ~ Staff Replacement

EDRS #08-2001 That Council approve the replacement of the permanent part-time Clerk/Security at the Kinsmen Municipal Centre.

C. TWO FULL-TIME PARAMEDICS (P1) ~ Staff Replacement

LAS #09-2001 That Council approve the replacement of two (2) full-time paramedics; one at the Cornwall Base and one at the Alexandria Base.

D. SEWER PIPE LAYERS ~ Staff Replacement

MWS #17-2001 That Council approve the replacement of two (2) Sewer Pipe Layer positions.

E. FINANCIAL ANALYST ~ Staff Replacement

SSS #13-2001 That Council approve the replacement of a Financial Analyst who is retiring.

F. OUTDOOR DANCE

That Council approve the request made by the Student Council of *École secondaire La Citadelle* to play music outdoors until 11:45 p.m. on Friday, June 1st, 2001.

G. PETITION, RE. VALSPAR (moved to Communication #24)

H. P.A.C. REPORT NO. 3-1, APRIL 17, 2001

Review of an application for a Zoning Bylaw Amendment from Highway Commercial (C.H.) Zone to Highway Commercial (C.H.) Zone with a site specific exception to permit a (commercial) parking lot without constructing a commercial garage on lands legally described as Part of Lot 7, Concession 2, more specifically Part 1 of Plan 52R-587, City of Cornwall. The site is situated on the west side of McConnell Avenue south of Highway 401 and is referred to as the Villeneuve Trucking operation. (P.A.C. File #295)

1. That the subject lands, described legally as Part of East Half of Lot 7 Concession 2, and Municipally known as 1710 McConnell Avenue, City of Cornwall, be rezoned from Highway Commercial (CH) to Highway Commercial (CH) with a site specific exception to exempt the applicant from constructing a commercial garage;
2. That the property owner of the site, as defined by this particular rezoning, make an effort to complete the Site Plan Process especially to address the issues which will be detailed through the amendment to the existing Site Plan, such as lighting, paving, buffering and drainage; and

3. That third reading of the Bylaw be withheld until such time as a complete application to amend the Site Plan Agreement is received from the developer concerning the necessary improvements through the Site Plan Process.

I. P.A.C. REPORT NO. 3-2, APRIL 17, 2001

Review of an application for a Zoning Bylaw Amendment from Residential 20 (RES 20) zone to Commercial 51 (COM 51) zone to permit the establishment of a commercial parking lot for the Paradise Tanning operation on lands legally described as Part of Lot 9, Concession 2, City of Cornwall and immediately east of 1515 Pitt Street. The site is situated on the west side of Reneal Street and south of Birmingham and Kensington Streets. (P.A.C. File #296)

1. That the subject lands, described legally as Part of West Half of Lot 9 Concession 2, and municipally known as the land behind the Paradise Fitness Centre at 1515 Pitt Street, City of Cornwall, be rezoned from Residential 20 (RES 20) zone to Commercial 51 (COM 51 zone) with an exception to prohibit any residential development;
2. That the entire site, as defined by this particular rezoning, be subject to the Site Plan Approval Process; and that an appropriate residential buffer and landscape strip be created along Reneal Street to protect the residential character of the area.
3. That the City be granted a one foot reserve around the limits of the property to ensure no new access are granted.
4. That no excavation take place in proximity to Bore Hole MW-00-3 as identified in the Environmental Comments of this report. Should excavation be proposed near or on the identified area subsequent approvals will be conditional on further testing and applicable remediation taking place.

J. P.A.C. REPORT NO. 3-3, FEBRUARY 19, 2001

Review of a City-initiated (Planning Department) application for a Zoning By-law Amendment to propose revisions or a replacement zone to the existing Commercial 41 (COM 41) zone of the City of Cornwall Comprehensive Zoning By-law No. 751, 1969 as amended. The initiative affects a limited number of properties within the Municipality, and are intended to allow a more practical and flexible on-site zoning. (P.A.C. File #297).

1. That P.A.C. endorse and support the contents of this report;
2. That Planning Staff proceed to Step 4 (Section I) with a final report, identifying specific recommendations to replace the Com 41 zoning, and second public meeting; and
3. That a special Official Plan policy be prepared to recognize the replacement of Com 41 zoning in the twelve respective affected parcels of land and land use designations.

K. P.A.C. REPORT NO. 3-4, APRIL 17, 2001

Review of an application for a re-submission of a previously Drafted Approved Residential Plan of Subdivision commonly referred to as Pierra Court. The Draft Plan was originally reviewed in 1990 and the former Ministry File Number was 04-T-90001. Since that time the Municipality has been delegated subdivision approval by the Province and is responsible for reviewing new and re-submitted applications such as this.

The property is described as Block "O" and Part of Block "P", Registered Plan No. 322, located south of Lochiel Street and proposes 15 single family Residential lots. (Subdivision File # 235, 04-T-20011).

1. That the application dated March 21, 2001, from Gregory Malyon, to subdivide Block "O" and Part of Block "P", Registered Plan No. 322, City of Cornwall as indicated on a plan by Hazen B. Meldrum, O.L.S., dated November 17, 1989, be given draft approval, subject to the conditions contained in "Appendix A" to this technical report; and
2. That Conditions 12(1) and (2) be removed.

L. MCSS 5 STEP ACTION PLAN

SSS #14-2001 That Council receive the report under date of May 8th, 2001 for information purposes.

COMMUNICATIONS

Having declared an interest previously in the meeting, Councillor Claude Poirier left the meeting and did not take part in the meeting.

1. SMOKING BYLAW REPORT

PHS#16-01 Moved by Councillors Don Deebank and Syd Gardiner that City Council receive the report and adopt option 3 and that a joint Review Committee be established to review and prepare a report on Smoking By-law issues for Council consideration.

It was then moved by Councillors Dean Hollingsworth and André Rivette that the main motion be amended and that it include: That the Committee's formation be approved by the Lay Appointments Committee.

It was then moved by Councillors Korey Kennedy and Perry Lalonde that the amendment to the main motion be further amended and that the report return to Council for review at the September 11th Council meeting.

A recorded vote on the amendment to the amendment resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

A recorded vote on the amendment to the main motion resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

A recorded vote on the main motion resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

Councillor Claude Poirier re-entered the meeting in progress.

2. DOMICILIARY HOSTEL PER DIEM

Having previously declared an interest, Councillor Denis Carr left the room and did not take part in any discussion or vote on this matter.

SSS#12-01 Moved by Councillors Korey Kennedy and Andre Rivette:

1. That Council approve a per diem increase from \$34.50 to \$40.00 for approved "persons in need" who are residing in existing service contracted domiciliary hostels,
2. That Council continue to support the status quo for the number of current subsidized beds available, and that no other service agreements be entered into with regard to new facilities.

A recorded vote resulted as follows:

FOR: Councillors Denis Carr, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

AGAINST: Councillor Susan Carter abstained from voting

Absent: Councillor Naresh Bhargava

Motion Carried

Councillor Denis Carr re-entered the meeting in progress

3. CORNWALL TENNIS CLUB

EDRS#13-01 Moved by Councillors Don Deebank and Syd Gardiner that Council not provide the financial contribution from the "Progress Fund" as requested by Cornwall Tennis Club.

A recorded vote resulted as follows:

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

AGAINST: Councillors Claude Poirier, Korey Kennedy

Absent: Councillor Naresh Bhargava

Motion Carried

4. AMALGAMATION / PROGRESS FUND

CAO#03-01 Moved by Councillors Denis Carr and André Rivette that Council receive the report for information purposes

A recorded vote resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

5. BILL 79 PHASE-IN SURPLUS

FI#38-01 Moved by Councillors Claude Poirier and Don Deebank that the municipal portion of the surplus in the Bill 79 phase-in account be applied to reduce the municipal tax write-off account for the year 2000 and that the education portion be paid to the appropriate school boards.

A recorded vote resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

6. BUSINESS TAXES WRITE-OFF

FI#39-01 Moved by Councillors André Rivette and Korey Kennedy that business taxes levied and outstanding for 1997 and prior years be written off against the allowance for uncollectible taxes and that the education portion be charged back to the appropriate school boards.

A recorded vote resulted as follows:

FOR: Councillors Denis Carr, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Claude Poirier, André Rivette and Mayor Brian Sylvester

AGAINST: Susan Carter abstained from voting and Perry Lalonde was not in the room at the time of voting,

Absent: Councillor Naresh Bhargava

Motion Carried

7. MARINA 200 REPAIRS

EDR#11-01 Moved by Councillors Syd Gardiner and Perry Lalonde that Council authorize up to \$15,000 be allocated from the 'working reserves' for dock repairs at Marina 200 and that any funding received from the Department of Fisheries & Oceans Canada for this project be placed in the 'working reserves'.

A recorded vote resulted as follows:

FOR: Councillors Denis Carr, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

AGAINST: Councillor Susan Carter abstained

Absent: Councillor Naresh Bhargava

Motion Carried

8. BONNEVILLE LANE

MWS #16-2001 Moved by Councillors Don Deebank and Sue Carter that Council authorize Administration to proceed in the disposal of Bonneville Lane South.

A recorded vote resulted as follows:

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

AGAINST:

Absent Councillor Naresh Bhargava

Motion Carried

9. **LEGION BALL PARK**

MWS #18-2001 Moved by Councillors Dean Hollingsworth and Denis Carr that Council receive this report.

A recorded vote resulted as follows:

FOR: Councillors Denis Carr, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Corey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester
AGAINST: Councillor Susan Carter abstained
Absent: Councillor Naresh Bhargava

Motion Carried

10. **PURCHASING POLICIES**

PU#43-01 Moved by Councillors André Rivette and Denis Carr

1. That Council approve Purchasing Policy No. 11, Disciplining Contractors;
2. That Council approve Purchasing Policy No. 12, Request for Clearances.

A recorded vote resulted as follows:

FOR: Councillors Donald Deebank, Syd Gardiner, Dean Hollingsworth, Corey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester
AGAINST: Councillors Denis Carr and Susan Carter abstained from voting
Absent: Councillor Naresh Bhargava

Motion Carried

11. **TENDER 2001-01 - LANDSCAPE UPGRADE - FINAL PHASE GLENVIEW HEIGHTS**

CAHC #02-01 Moved by Councillors André Rivette and Denis Carr

1. That the City of Cornwall authorize the Cornwall and Area Housing Corporation to award Tender 2001-001 to MacDonell's Garden Centre at a total bid price of \$813,498 being the lowest bid meeting tender specifications; and
2. That the shortfall in funding for this job in the amount of \$230,521 be covered from the special one-time Federal reserve fund set up by the Province of which the City received \$765,600. The amount taken from the reserve would be repaid in two intervals from the LHC 2002 and 2003 Capital Budget.

A recorded vote resulted as follows:

FOR: Councillors Denis Carr, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Corey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

AGAINST: Councillor Susan Carter abstained

Absent: Councillor Naresh Bhargava

Motion Carried

12. TENDER NO. 01-T14 - RECONSTRUCTION OF CUMBERLAND STREET FROM WATER TO SECOND STREET

PU#32-01 Moved by Councillors André Rivette and Denis Carr that Tender 01-T14 be awarded to Malyon Excavation Ltd., Cornwall, Ontario at the total bid price of \$1,231,744.95 being the lowest bid meeting the tender specifications.

A recorded vote resulted as follows:

FOR: Councillors Denis Carr, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Corey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

AGAINST: Councillor Susan Carter abstained

Absent: Councillor Naresh Bhargava

Motion Carried

13. TENDER NO. 01-T24 - REHABILITATION OF EXISTING MECHANICAL BAR SCREEN - WWTP

PU#34-01 Moved by Councillors Denis Carr and Syd Gardiner that Tender 01-T24 be awarded to City & District Steeplejacks, Cornwall, Ontario at the total bid price of \$16,531.50 being the lowest bid meeting the tender specifications.

A recorded vote resulted as follows:

FOR: Councillors Denis Carr, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Corey Kennedy, Perry Lalonde, Claude Poirier, and Mayor Brian Sylvester

AGAINST: Councillor Susan Carter abstained and Councillor André Rivette was not in the room at the time of vote

Absent: Councillor Naresh Bhargava

Motion Carried

14. TENDER NO. 01-T25 - WOODWASTE PROCESSING

PU#40-01 Moved by Councillors Claude Poirier and Perry Lalonde that Tender 01-T25 be awarded to Sittler Excavating Ltd., Elmira Ontario at the total bid price of \$34,828.50 being the lowest bid meeting the tender specifications.

A recorded vote resulted as follows:

FOR: Councillors Denis Carr, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, and Mayor Brian Sylvester

AGAINST: Councillor Susan Carter and André Rivette were not present at the time of voting

Absent: Councillor Naresh Bhargava

Motion Carried

15. TENDER NO. 01-T26 - SUPPLY OF EQUIPMENT AND MANPOWER FOR PLACING HOT-MIX ASPHALT

PU#35-01 Moved by Councillors Korey Kennedy and Syd Gardiner that Tender 01-T26 be awarded to G.W. Blais Paving, Cornwall, ON at the total bid price of \$121,391.50 being the lowest bid meeting the tender specifications.

A recorded vote resulted as follows:

FOR: Councillors Denis Carr, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

AGAINST: Councillor Susan Carter was not present at the time of vote

Absent: Councillor Naresh Bhargava

Motion Carried

16. TENDER NO. 01-T27 - SUPPLY AND PLACING OF NURSERY SOD

PU#36-01 Moved by Councillors Don Deebank and Denis Carr that Tender 01-T27 be awarded to Malyon Excavation Ltd., Cornwall, ON at the total bid price of \$33,143.25 being the lowest bid meeting the tender specifications.

A recorded vote resulted as follows:

FOR: Councillors Denis Carr, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

AGAINST: Councillor Susan Carter was not present at the time of vote

Absent: Councillor Naresh Bhargava

Motion Carried

17. TENDER NO. 01-T30 - SUPPLY OF HOT-MIX ASPHALT

PU# 37-01 Moved by Councillors André Rivette and Dean Hollingsworth that Tender 01-T30 be awarded to Dibblee Construction, Cornwall, ON at a revised total bid price of \$130,000.00 being the lowest bid meeting the tender specifications.

A recorded vote resulted as follows:

FOR: Councillors Denis Carr, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

AGAINST: Councillor Susan Carter was not present at the time of vote

Absent: Councillor Naresh Bhargava

Motion Carried

18. TENDER NO. 01-T31 - SUPPLY & DELIVERY OF SWIMMING POOL CHEMICALS

PU#41-01 Moved by Councillors Perry Lalonde and André Rivette that Tender 01-T31 be awarded as follows:

1. Items 1, 4, 5, 6 and 7 be awarded to Acapulco Pools for a total bid price of \$12,873.33;
2. Item 2 be awarded to S.B. Distributing for a total bid price of \$1,587;
3. Item 3 be awarded to Roy's L.B.R. for a total bid price of \$632.50 including all taxes being the lowest bid meeting the tender specifications.

A recorded vote resulted as follows:

FOR: Councillors Denis Carr, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

AGAINST: Councillor Susan Carter was not present at the time of vote

Absent: Councillor Naresh Bhargava

Motion Carried

19. TENDER NO. 01-T33 - EXPANSION OF THE LANDFILL GAS COLLECTION SYSTEM

PU#44-01 Moved by Councillors Denis Carr and André Rivette that Tender 01-T33 be awarded to Malyon Excavation Ltd., Cornwall, ON at the total bid price of \$332,156.89 being the lowest bid meeting the tender specifications.

A recorded vote resulted as follows:

FOR: Councillors Denis Carr, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

AGAINST: Councillor Susan Carter was not present at the time of vote

Absent: Councillor Naresh Bhargava

Motion Carried

20. SPONSOR FOR FIRE PREVENTION VAN

CFS#04-01 Moved by Councillors Don Deebank and Korey Kennedy that Council approve a donation of \$4,000 from Satisfied Brakes Inc. as a sponsor for educational graphics to be installed on the fire prevention van.

A recorded vote resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

21. DONATION - PUMPER #8

CFS#05-01 Moved by Councillors Perry Lalonde and Denis Carr that Council receive this report.

A recorded vote resulted as follows:

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

AGAINST:

Absent Councillor Naresh Bhargava

Motion Carried

22. CAT ENFORCEMENT

PHS#17-01 Moved by Councillors Denis Carr and André Rivette That Council receive this report and direct staff to provide a further detailed report on regulating cats and make further recommendations.

A recorded vote resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

23. PETITION, RE. VALSPAR (moved from Consent G)

Moved by Councillors Syd Gardiner and Dean Hollingsworth that Council refer this petition regarding the quality of air in the area surrounding Valspar (formerly Lilly Industries, formerly Guardsman, formerly Iroquois Chemicals) at 1915 Second Street West to Administration for report.

A recorded vote resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

ADOPTION OF THE COMMITTEE OF THE WHOLE

BY-LAWS - SECOND READING

Moved by Councillors Korey Kennedy and Perry Lalonde that the Committee of the Whole be adopted as reported, and that By-laws 081 to 089, 2001 inclusive be given second reading.

A recorded vote resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

BY-LAWS - THIRD READING

Moved by Councillors Korey Kennedy and Perry Lalonde that By-laws 081 to 089, 2001 inclusive be given third and final reading.

A recorded vote resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

REPORTS FROM AD HOC COMMITTEES OF COUNCIL

NOTICES OF MOTION

UNFINISHED BUSINESS

NEW BUSINESS

1. Job Vacancies

Moved by Councillors André Rivette and Dean Hollingsworth:

When a vacancy becomes available within the Corporation and a full time employee wishes to be considered for that position and who maintains the required qualifications in accordance to the respective collective agreement, that the said employee be considered prior to the position being offered to others outside of the Corporation; and

When all things considered equal that the employee with the greatest length of service shall be considered first.

A recorded vote resulted as follows:

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

AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

2. Land Ambulance Service

Whereas the Counties of Stormont Dundas and Glengarry recently voted to enhance the land ambulance service in the rural area.

Be it therefore resolved that our CAO update City Council this evening on the actions that will be taken by our land ambulance division manager.

A recorded vote resulted as follows:

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

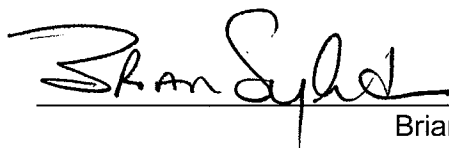
AGAINST:

Absent: Councillor Naresh Bhargava

Motion Carried

ADJOURNMENT: 10:45 p.m.


Denise Labelle-Gélinas
Acting City Clerk


Brian Sylvester
Mayor

