



## REGULAR COUNCIL #17-2004

Tuesday, April 13, 2004  
Meeting began at 7:30 p.m.

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- PRESENT:** Mayor Phil Poirier, Councillors Naresh Bhargava, Huguette Burroughs, Joël Côté, Glen Grant, Perry Lalonde, Jacques Lemire, Leslie O'Shaughnessy and Chris Savard
- ABSENT:** Councillors Mark MacDonald and Korey Kennedy
- ADMINISTRATION:** Cecil Vincent, Chief Administrative Officer, Denise Labelle-Gélinas, City Clerk, Graham Dart, Stephen Alexander, Dave Dick, Paul Fitzpatrick, Fernand Hamelin, Normand Levac, Glen Grant, Donna Desjardins, Richard Bourdeau, Christine Lefebvre and Manon Poirier
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Mayor Phil Poirier called the meeting to order at 7:30 p.m.

**INVOCATION** Intern Sean Shallow, St. Francis de Sales

**NATIONAL ANTHEM** Shannon Prevost

**ADDITIONS / CORRECTIONS / DELETIONS**

**DISCLOSURE OF INTEREST ~ Nil**

### COMMITTEE OF THE WHOLE

Moved by Councillors Naresh Bhargava and Glen Grant that Council go into the Committee of the Whole and that all Minutes, Presentations, Delegations, Resolutions, Consent/Correspondence, Reports and By-laws 062-2004 to 068-2004 be referred to that Committee and that the Agenda of the Committee of the Whole for the meeting of Tuesday, April 13, 2004, be approved.

### GENERAL CONSENT

#### ADOPTION OF MINUTES

The Minutes of Regular Council Meeting #16-2004 of Monday, March 22, 2004, were presented for adoption. There being no corrections noted, the Minutes stand approved.

## PRESENTATIONS

### 1. Reopening of the Cornwall Canal

Mr. Luc Beriault, a representative of Public Works and Government Services Canada, provided a brief presentation of a Conceptual Study - Pre-Feasibility Study as to the reopening of the Cornwall Canal. His report uses the existing information, provides a conceptual engineering approach to overcome the obstacles the existing canal presents and provides a Class "D" estimate which indicates the approximate magnitude of cost of the proposed project. Mr. Beriault listed items such as locks, water control structures, modifications, lock control buildings, bridges, investigation, design, construction supervision and a minimal amount of landscaping which are included in this project. He also listed items such as dredging of the St-Lawrence, excavation and disposal of contaminated soil, navigational aids, rights of access, supplementary safety requirements and re-routing the existing recreational trails and associated bridges that are not included in this project.

A graphic design was presented to Council illustrating the different lock stations, a swing bridge and the road entrance to the Hydro Generating Station.

The site at the International Bridge Crossing has four options:

Option 1	Exit Upstream of the Proposed Three Nations Bridge .....	\$43 M
Option 2	Deed Lock Upstream of Proposed Canal Bridge .....	\$46 M
Option 3	Drop Lock at Bridge and Lock at Cotton Dam .....	\$55 M
Option 4	Moveable bridge and lock at Cotton Dam .....	\$53 M

Mr. Beriault concluded his presentation by outlining the next steps required in order to refine the cost estimate of approach to the engineering solutions provided.

### 2. Student Recruitment Tour to China

Pat Finnucan from St. Lawrence College presented the College's International Program. The educational purpose of this program is to have Canadian students see the world through the eyes of our foreign students and the business purpose is to target 110 foreign students bringing in one million dollars of new revenue to the Cornwall campus and an equal amount to the community in each year. Canadian Study Visa rules are strict and are as challenging as being small players in a big market.

The team's mission to China is to make presentations to leading citizens in four to six cities and to the embassy. The team's target is to speak to over a thousand people, to receive over one hundred qualified applications and to recruit twenty-five to fifty of those students to attend the Cornwall campus.

Mr. Finnucan has requested that Council support Team Cornwall's visit to China on behalf of St. Lawrence College and that it send the Mayor with the team to help the college achieve its goals. This request will be dealt with Communication Item #2 of this Agenda.

## **DELEGATIONS**

### **1. Cornwall Bingo Centre Sponsors' Association**

Mike Lloyd, Vice President of the Mental Health Association, made a delegation to Council on behalf of Cornwall Bingo Centre Sponsors' Association and its Charities, Service Clubs, Seniors Group and Youth Sports Groups.

Mr. Lloyd indicated that the Association has been negatively affected by implementation of the No-Smoking By-law. They have experienced a dramatic drop in attendance at Bingo events and the financial repercussion of the By-law on these sponsors' ability to raise funds through bingo is the subject of Mr. Lloyd's presentation. Mr. Lloye indicated that here has been a 77% drop in revenues since the implementation of the By-law. Many changes were implemented with hopes of attracting old and new people alike to the bingo hall and it is felt that, in time, they will see a rise in attendance as have other municipalities.

The Association is requesting a one-year grace period on license fees payable to the City.

Moved by Councillors Perry Lalonde and Joël Côté to refer this delegation to Administration for report.

**Motion Carried**

## **BY-LAWS**

- 062-2004 A By-law to further amend By-law 751-1969, the Zoning By-law as amended being a By-law respecting the use of land and the use and location of buildings (227-229-231 Prince Albert Street - Oliver and April Mack);
- 063-2004 A By-law to further amend By-law 751-1969, the Zoning By-law as amended being a By-law respecting the use of land and the use and location of buildings (Part of Lot 11, Concession 3, Part 2 on 52R-6330 - West End of Edgard Street and Wellington Street - Charles and Ginette Tillaart);
- 064-2004 A By-law to further amend By-law 139-1981 as amended being a By-law respecting the designation of land as a Site Plan Control area, pursuant to Section 42 of The Planning Act, R.S.O. 1990 (Part of Lot 11, Concession 3, Part 2 on 52R-6330 - West End of Edgard Street and Wellington Street - Charles and Ginette Tillaart);
- 065-2004 A By-law to authorize The Corporation of the City of Cornwall to purchase lands from Noyar Developments Ltd. which lands are legally described as Part of Lot 4 and the East Half of Lot 5, Concession 1, City of Cornwall, County of Stormont, and commonly known as the Courtaulds Corridor;
- 066-2004 A By-law to authorize The Corporation of the City of Cornwall to transfer lands to Roger Frappier which lands are legally described as Part of Gloucester Street, Plan 6A, City of Cornwall, County of Stormont, now designated as Part 4 on Reference Plan 52R-6308;

- 067-2004 A By-law to authorize The Corporation of the City of Cornwall to enter into a Grant Agreement with the Federation of Canadian Municipalities as Trustee of the Green Municipal Enabling Fund to commence receipt of funding to help cover the Brownfields Strategy and Action Plan study initiative; and
- 068-2004 A By-law to amend By-law 113-2003 being a By-law to register liens against properties approved under the *Renaissance Housing Rehabilitation Program (RHRP)*.

**CONSENT**

1. **Proclamation - Fibromyalgia and Chronic Fatigue Syndrome Awareness Day**  
That Council approve the request received from Seaway M.E./ FM Self Help Group to declare May 2, 2004, as "Fibromyalgia and Chronic Fatigue Syndrome Awareness Day".
2. **Partir d'un bon pas pour un avenir meilleur - National Child Day**  
That Council refer the request received from Partir d'un bon pas pour un avenir meilleur for financial support by way of no-cost rental of the Cornwall Civic Complex for National Child Day activities on Saturday, November 20, 2004, to Administration for report.
3. **Staff Replacement - Zoning and Site Plan Coordinator**  
That Council approve the replacement of the vacant Zoning and Site Plan Coordinator position as per Report PHS # 16-2004 prepared by Stephen Alexander, Manager, Planning and Housing Services, under date of April 2, 2004.
4. **Staff Replacement - Clerk for Environmental Services - Waste Water Treatment Plant**  
That Council approve the replacement of Clerk for the Environmental Services Department, Wastewater Treatment Plant as per Report EDRS #14-2004 prepared by Morris McCormick, Division Manager, Environmental Services under date of April 6, 2004.
5. **Planning Advisory and Hearing Committee**
  - (a) That the requested Zoning Bylaw Amendment from Residential 30 (RES 30) zone to Special Uses 20 (SPU 20) zone with site specific side yard setback standard, to permit a community based counselling service in conjunction with three residential apartments be approved;
  - (b) That the subject use will be exempt from on-site parking for the specific counselling services use; and
  - (c) That satellite parking will be encouraged to meet such additional needs.  
as per PAC Report 3-1-2004 prepared by Ken Bedford, Acting Secretary, Planning and Housing Services, under date of March 15, 2004

**6. Planning Advisory and Hearing Committee**

- (a) That the requested rezoning from Rural Area (RA) to Residential 10 (RES 10) to permit a single family dwelling on a lot be conditionally supported as follows:
- (b) That the property be subject to Site Plan Control and any other applicable agreements, in order to finalize such issues as location of building, servicing extensions, and access as per the City Engineering Department's comments;
- (c) That no outside storage associated with commercial business be allowed; and
- (d) That a concept plan be provided during site plan negotiations to identify future development potential.

as per PAC Report 3-2-2004 prepared by Ken Bedford, Acting Secretary, Planning and Housing Services, under date of March 15, 2004.

**7. Council Party for End of Term**

That Council receive Report CAO #03-2004 prepared by Cecil Vincent, CAO, under date of April 8, 2004.

**8. Domiciliary Hostel Request - Senior Country Living**

That Council maintain the position of no new service agreements and that Ms Ward of Senior Country Living be advised accordingly as per Report SSS #09-2004 prepared by Susan Cain, Manager, Social Support Services, under date of March 31, 2004.

**9. Cornwall Lion's Club**

That Council endorse the request received from the Cornwall Lion's Club for permission to hold its annual carnival from Tuesday June 15 to June 20, 2004, inclusive at the Mark's Fifth-Wheel Truck Stop.

**ADOPTION OF GENERAL CONSENT**

Moved by Councillors Leslie O'Shaughnessy and Jacques Lemire that all items listed under the General Consent portion of this Agenda be adopted as presented.

**Motion Carried**

**RESOLUTIONS / BUSINESS ARISING FROM NOTICE OF MOTION**

**REPORTS from  
UNFINISHED BUSINESS**

1. **Aquatic Centre - Contracting Out the Operation** (*Item #116-2003 from Unfinished Business Listing*)  
Moved by Councillors Joël Côté and Glen Grant that Council receive Report EDRS #08-2004 prepared by Christine Lefebvre, Recreation Supervisor, under date of April 7, 2004.  
**Motion Carried**
  
2. **Aquatic Centre Operating Cost - User Fees** (*Item #116-2003 from Unfinished Business Listing*)  
Moved by Councillors Glen Grant and Naresh Bhargava that Council receive Report EDRS #18-2004 Report prepared by Christine Lefebvre, Recreation Supervisor, under date of April 7, 2004.  
**Motion Carried**

**COMMUNICATION / REPORTS**

1. **Canal Reopening - Pre-Feasibility Study**  
Moved by Councillors Naresh Bhargava and Leslie O'Shaughnessy  
(a) That Council receive the Pre-feasibility Report on the Canal Reopening; and  
(b) Council direct the Waterfront Committee to conduct stakeholder input on the results of the Study, in particular, with the Bridge Study Team and land owners.  
as per Report PHS # 15-2004 prepared by Stephen Alexander, Manager, Planning and Housing Services, under date of April 1, 2004.  
**Motion Carried**
  
2. **St. Lawrence College Student Recruitment Tour to China**  
Moved by Councillors Chris Savard and Naresh Bhargava that Council authorize the Mayor to participate in the 2004 St. Lawrence College (SLC) *Student Recruitment Tour* to China and that funding in the amount not to exceed \$8,000 from the Department of Economic Development and Recreation Services '*Special Projects Account*' be allocated for this initiative as per Report M #01-2004 prepared by Mayor Phil Poirier under date of April 8, 2004.  
**Motion Carried**
  
3. **Cornwall Youth Centre Inc.**  
Moved by Councillors Chris Savard and Joël Côté that Council authorize Administration to advise the Cornwall Youth Centre Inc. that it is not in a position to provide the annual contribution requested as per Report EDRS #16-2004 prepared by Paul Fitzpatrick, Manager, Economic Development and Recreation Services, under date of April 7, 2004.  
**Motion Carried**

**TENDER and REQUEST FOR PROPOSAL BLOCK**

Moved by Councillors Glen Grant and Naresh Bhargava that the tenders listed within this block be approved as follows:

1. **Tender 04-T05 - Supply One single Axle Truck and Work Crew**  
That Tender 04-T05 be awarded to Wayne Summers, Newington, Ontario at the total bid price of \$69.55 per hour (net cost to the Corporation - \$65.00 per hour) being the best bid meeting the tender specifications as per Report PU #13-2004 prepared by Paulette Heard, Purchasing Agent, under date of March 29, 2004.
  
2. **Quotation 03-Q87 - Repairs to Glen Stor Dun Lodge**  
That Quotation No. 03-Q87 be awarded to John Gordon Construction, Cornwall, Ontario at the total bid price of \$30,110.87 (net cost to the Corporation - \$28,141.00 ) being the best bid meeting the tender specifications as per Report PU #14-2004 prepared by Paulette Heard, Purchasing Agent, under date of March 29, 2004.
  
3. **Tender 04-T12 - Supply of Crushed Stone**  
That Tender 04-T12 be awarded to Lafarge Canada Inc., Cornwall, Ontario at the total bid price of \$45,334.75 (net cost to the Corporation - \$42,527.40) being the best bid meeting the tender specifications as per Report PU #15-2004 prepared by Paulette Heard, Purchasing Agent, under date of March 31, 2004.
  
4. **Tender 04-T13 - Supply of Ready Mix Concrete**  
That Tender 04-T13 be awarded to Grant Ready Mix Ltd., Cornwall, Ontario at the total bid price of \$115,215.63 (net cost to the Corporation - \$108,202.50) being the best bid meeting the tender specifications as per Report PU#016-04 prepared by Paulette Heard, Purchasing Agent under date of April 1, 2004.

**Motion Carried**

**ITEMS SEPARATED FOR DISCUSSION**

## **NEW BUSINESS**

### **1. Privatization of the Ontario Liquor Control Board by the Ontario Government**

Moved by Councillors Huguette Burroughs and Jacques Lemire

**WHEREAS** the sale of liquor generates important revenue for the Ontario Government; and

**WHEREAS** this revenue is important in funding health, education and other services; and

**WHEREAS** the Liquor Control Board of Ontario [LCBO] is the agency responsible for the sale, distribution, quality control and enforcement of laws regulating the circulation of liquor throughout the province, including but not restricted to prohibition of smuggling and sale to minors; and

**WHEREAS** privatization would make alcohol sales and distribution more difficult to control; and

**WHEREAS** privatization would deprive the Ontario Government from a large amount of profit, yet require important investments to provide proper policing at all levels, including border crossings, highways, and liquor establishments; and

**WHEREAS** privatization would lead to the elimination of many positions to be replaced by less experienced individuals, in a move to reduce salaries.

**NOW THEREFORE BE IT RESOLVED THAT** The Government of Ontario immediately put an end to any attempt to privatize the Liquor Board; and

**NOW THEREFORE BE IT FURTHER RESOLVED THAT** a copy be sent to the office of our provincial MPP Jim Brownell; and

**NOW THEREFORE BE IT FURTHER RESOLVED THAT** this motion be circulated through A.M.O and A.M.F.O. to all municipalities in Ontario.

**Motion Defeated for Want of Majority**

### **2. Eastern Ontario Health Unit Surplus**

Moved by Councillors Chris Savard and Leslie O'Shaughnessy

**WHEREAS** it was recently reported in the media that the Eastern Ontario Health Unit Board has approved a Resolution to withhold any municipal surplus and retain the amount within a reserve; and

**WHEREAS** Council recently received a letter from the United Counties of Stormont, Dundas and Glengarry indicating that their action would be in direct violation of both the existing municipal Agreement as well as provincially legislated accounting practices.



**NOW THEREFORE BE IT RESOLVED THAT** the Council of The Corporation of the City of Cornwall support the United Counties position that the Eastern Ontario Health Unit's desire to withhold municipal surplus is not appropriate and that the City Cornwall requires a refund of its proportionate share of the surplus each and every year; and

**NOW THEREFORE BE IT FURTHER RESOLVED THAT** City Council requests a response from the Eastern Ontario Health Unit on this issue prior to Council's next Regular Meeting of April 26, 2004.

***A recorded vote on this matter resulted as follows:***

**For:** Councillors Naresh Bhargava, Huguette Burroughs, Joël Côté, Glen Grant, Perry Lalonde, Jacques Lemire, Leslie O'Shaughnessy, Chris Savard and Mayor Phil Poirier

**Absent:** Councillors Mark MacDonald and Korey Kennedy

**Motion Carried**

**PASSING OF BY-LAWS - Third and Final Reading**

Moved by Councillors Glen Grant and Joël Côté

1. That By-law 037-2004 (A By-law to a further amend the Traffic and Parking By-law 069-1989 by adding the Definitions and Interpretations of "Pedestrian" and "Wheelchair") (*First and Second Reading - February 23, 2004*) be read a third time and finally passed;
2. That By-law 048-2004 (A By-law to further amend By-law 069-1989 known as the Traffic By-law - Parking Restrictions - Addition of Aberdeen Avenue, north side between Marlborough Street and Gloucester Street at anytime) (*First and Second Reading - March 8, 2004*) be read a third time and finally passed; and
2. That By-laws 062-2004 to 068-2004 inclusive, listed on the Agenda for third reading be taken as read a third time and finally passed.

**Motion Carried**

**REPORTS FROM AD HOC COMMITTEES OF COUNCIL**

1. **Accessibility Advisory Committee under the Ontarians with Disabilities Act**  
Councillor Huguette Burroughs reported that all members of the Accessibility Advisory Committee, at the meeting of April 6, 2004, were very pleased to see By-law 037-2004, which By-law is to further amend the Traffic and Parking By-law 069-1989 by adding the Definitions and Interpretations of "Pedestrian" and "Wheelchair", is given its third reading and finally passed by the Council of The Corporation of the City of Cornwall. Councillor Burroughs also reported that the said By-law together with other work conducted and sub committees formed by the Accessibility Advisory Committee makes Cornwall the leader in dealing with these issues.

## NOTICE OF MOTION

### UNFINISHED BUSINESS LISTING

#### CONFIRMING BY-LAW


Moved by Councillors Perry Lalonde and Huguette Burroughs that By-law 069-2004 being a By-law to confirm the proceedings of the Council of The Corporation of the City of Cornwall at its meetings held on Tuesday, April 13, 2004, having been read a first, second and third time be now taken as read and passed.

**Motion Carried**

Moved by Councillors Glen Grant and Naresh Bhargava that the meeting be adjourned.

**Motion Carried**

Adjourned at 10:00 p.m.

  
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DENISE LABELLE-GÉLINAS  
CLERK

  
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PHIL POIRIER  
MAYOR