



REGULAR COUNCIL #32-2007

Monday, August 13, 2007
 Meeting called to order at 7:30 p.m.
 City Hall - 360 Pitt Street, Cornwall

PRESENT: Mayor Bob Kilger
 Councillor Mark MacDonald
 Councillor Guy Léger
 Councillor Elaine MacDonald
 Councillor André Rivette
 Councillor Bernadette Clément
 Councillor Glen Grant
 Councillor Syd Gardiner
 Councillor Kim Baird
 Councillor Denis Thibault

REGRETS: Councillor Denis Carr

ADMINISTRATION: Denise Labelle-Gélinas, City Clerk
 Manon Poirier, Deputy Clerk
 David Dick, G.M. Financial and Social Services
 Stephen Alexander, G.M. Department of Planning, Parks and Recreation
 Mark Boileau, Manager, Economic Development
 Robert Menagh, Manager, Human Resources
 Debora Daigle, Manager, Social and Housing Services
 Normand P. Levac, G.M. Infrastructure and Municipal Works
 Fernand Hamelin, C.E.T., Manager, Special Projects
 Chief Myles Cassidy, Manager, Emergency Medical Services
 Monique Gunn, ECE, Division Manager, Child Care Services,
 Donna Derouchie, Manager, Glen Stor Dun Lodge
 Richard Bourdeau, C.E.T., Supervisor Facilities and Operations / Civic Complex

Mayor Bob Kilger called the meeting to order at 7:30 p.m.

INVOCATION Father Claude Thibault
 Blessed Sacrament Church

NATIONAL ANTHEM Assembly

ADDITIONS / CORRECTIONS / DELETIONS - None**1. Deletion**

New Business Item #1, Seaway International Bridge, was deleted from the Agenda.

2. Addition

Moved by Councillors André Rivette and Syd Gardiner requesting that Council invoke Rule #3 of the Procedural By-law, which rule dispenses all rules, in order to allow for a Delegation on this evening's agenda.

A recorded vote requiring a 2/3's majority on this matter resulted as follows:

For: Councillors André Rivette, Syd Gardiner, Elaine MacDonald, Bernadette Clément, Kim Baird.

Against: Councillors Mark MacDonald, Guy Leger, Glen Grant, Denis Thibault, Mayor Bob Kilger

Absent: Councillor Denis Carr

Motion Defeated for want of a majority

DISCLOSURE OF INTEREST - None**COMMITTEE OF THE WHOLE**

Moved by Councillors Denis Thibault 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 116-2007 to 130-2007 be referred to that Committee and that the Agenda of the Committee of the Whole for the meeting of Monday, August 13, 2007, be approved.

Motion Carried

GENERAL CONSENT**ADOPTION OF MINUTES**

Moved by Councillors Guy Léger and Glen Grant that the following Minutes be adopted as presented.

1. Regular Meeting of Monday, Council #29-2007 of Monday, July 9, 2007; and
2. Special Meeting of Council #30-2007 of Monday, July 16, 2007.

Motion Carried

PRESENTATIONS

1. Cornwall Carbon Reduction Initiative (CCRI)

Monday, August 13, 2007

Chuck Charlebois, Cornwall's Representative to the Ontario Trillium Foundation, delivered a brief presentation explaining the Trillium Foundation's purpose and objectives. This introduction helped explain the purpose of recognizing the Chair of the Cornwall Carbon Reduction Initiative, Mr. Naresh

Bhargava, along with Dr. Jeff Ridall from the St. Lawrence River Institute of Environmental Sciences. Mr. Charlebois presented the SLRIES with a \$55,000.00 grant of which funding is to assist in launching a community-based carbon reduction plan.

Mr. Bhargava continued to, following the presentation to briefly indicate for information purposes, what their Committee were entertaining and encouraging all residents and businesses to reduce their carbon emissions.

2. Cornwall Public Inquiry - Phase 2

Mrs. Gail Kaneb, Member of Commissioner G. Normand Glaude's Advisory Panel, addressed the Council and members of the viewing audience, in an attempt to explain Phase 2 of the Cornwall Public Inquiry. This second phase involves working with parties at the Inquiry, those affected by childhood sexual abuse, interested professional and the Cornwall community to contribute to the creation of a healing environment, to engage in open and inclusive processes of consultation on a range of possible approaches to healing and reconciliation, to demonstrate respect to a wide range of personal and institutional experiences and perspectives; and to obtain and share knowledge of issues and solutions in order to develop well-founded and supportable recommendations for the future.

Mrs. Kaneb indicated that the Advisory Panel has been working within the community and has to date held over 45 community meetings as part of the goal towards healing and reconciliation in the community. More meetings are scheduled as follows:

Residential Area	Location	Date	Time
Residents of Sunrise Acres and Holy Cross Area	Undetermined	September 5, 2007	7 p.m. to 8 p.m.
Residents of the Centre of the City	Legion	September 6, 2007	7 p.m. to 8 p.m.
Residents in the Le Village Area Weave Shed		September 8, 2007	4 p.m. to 5 p.m.
Residents in the Riverdale Area Undetermined		September 13, 2007	4 p.m. to 5 p.m.
Residents in the City of Cornwall	Undetermined	October 18, 2007	All day

Mrs. Kaneb spoke about some of the ideas for action so far, such as counselling and witness support, action oriented research, consultations on opportunities, other formal evidentiary hearings from individuals affected by the allegations of historical abuse, to express experiences and impacts and submissions on Phase 2 recommendations, and what Cornwall needs for future renewal.

Colleen Parish, Director of Policy, also addressed Council and encouraged all residents affected by the Cornwall Public Inquiry to tap into the resources available to them in the City of Cornwall in order to build hope, trust and pride in the community.

DELEGATIONS - None

BY-LAWS

- 116-2007 A By-law to authorize the Purchase of Service Agreements with Happy Face Nursery School Winchester and District Inc. and le Centre de ressources familiales de l'Estrie;
- 117-2007 A By-law to authorize The Corporation of the City of Cornwall to register a lien and to provide and subsequently administer municipal funds to the identified home owners under the Renaissance Housing Renovations Program (RHRP 24-2006);
- 118-2007 A By-law to amend By-law 109-2007 being a By-law to renew a Lease Agreement with the Kinsmen Minor Soccer Association recognizing the Association's new incorporated name of "The Seaway Valley Soccer Club Inc.";
- 119-2007 A By-law to authorize The Corporation of the City of Cornwall to enter into various Heart of the City (HOTC) Program 2: Building Restoration and Improvement (Loan) Program Funding Agreements and to subsequently register, on title, as applicable, said Agreements as Mortgages and to further provide and administer municipal funds to the identified property owners under the HOTC Initiative
(HOTC #02-06 - 227-229 and 231 Pitt Street)
(HOTC #03-07 - 251-257 Pitt Street)
(HOTC) #04-07 - 16 Second Street East)
(HOTC #06-07 - 113 Second Street East);
- 120-2007 A By-law to further amend By-law 751-1969, the Zoning By-law as amended of The Corporation of the City of Cornwall being a By-law respecting the use of land and the use and location of buildings (324-326 McConnell Avenue);
- 121-2007 A By-law to amend By-law 002-2005 the Cornwall Brownfields Community Improvement Plan (CIP) as adopted by Council under sections 17 and 28 of the Ontario Planning Act and later given final Ministry of Municipal Affairs and Housing (MMAH) approval;
- 122-2007 A By-law to dedicate Part of the East Half of Lot 7, Concession 1, City of Cornwall, County of Stormont, now designated as Part 1 on Reference Plan 52R-1814, as public highway and naming it Ninth Street and Marlborough Street;
- 123-2007 A By-law to authorize The Corporation of the City of Cornwall to enter into a Subdivision Agreement with Navron Developments Ltd. for Bellwood Ridge Estates Subdivision Phase 1 (completion of Sunset Boulevard and portion of Bellwood Drive);
- 124-2007 A By-law to authorize The Corporation of the City of Cornwall to execute an Application to Amend the Land Register to Part of Lot 9, Concession 2, City of Cornwall, County of Stormont, now designated as Part 4 on Reference Plan 52R-5727 abandoning its easement over Part 4 on Reference Plan 52R-5727;
- 125-2007 A By-law to repeal By-law 162-2003 and to authorize the execution of a Tax Arrears Extension Agreement for Roll Number 040-001-10200 pursuant to Section 378 of the Municipal Act 2001;

- 126-2007 A By-law to repeal By-law 070-1990 which By-law is to authorize The Corporation of the City of Cornwall to enter into an option to purchase with 172078 Canada Inc. for industrial land on Marleau Avenue;
- 127-2007 A By-law to amend By-law 069-1969 as amended, Schedule IX, Parking Meter Zones - Off Street, by adding the Assaly Parking Lot at 236 Pitt Street;
- 128-2007 A By-law to amend By-law 069-1969 as amended, Schedule II, Parking Restrictions, by adding part of Gloucester Street South;
- 129-2007 A By-law to authorize The Corporation of the City of Cornwall to enter into a contract with Northern 911 along with the United Counties of SD&G for a five-year term beginning October 27, 2007, for the provision of 911 Emergency Response Network Primary Public Safety Answering Point; and
- 130-2007 A By-law to authorize The Corporation of the City of Cornwall to enter into an Agreement with Dr. Serge Naoum under the Medical Recruitment Fund.

CONSENT

1. Court Security Costs

This item was moved to Communication Item #10 for discussion.

2. Tag Day - Canadian Cancer Society

That Council approve the request made by the SDG & Prescott-Russell Unit of the Canadian Cancer Society to conduct a "Pink Ribbon" Tag Day campaign on Saturday, September 29, 2007.

3. Proclamations

That Council proclaim the following:

- (a) Monday, September 3, 2007, as "Cornwall Fire Service Muscular Dystrophy Boot Drive";
- (c) Sunday, September 16, 2007, as "Terry Fox Run Day";
- (d) Thursday, September 20, 2007, as "Family Dinner Night"; and
- (e) October, 2007, as "Child Abuse and Neglect Prevention Month",

pursuant to Report CL #31-2007 prepared by Manon Poirier, Deputy Clerk, under date of August 8, 2007.

4. Staff Replacement - Case Manager

That Council approve the hiring of a Case Manager at Social Housing Services pursuant to Report SHS #23-2007 prepared by Debora Daigle, BA, MPA, Manager of Social and Housing Services, under date of July 19, 2007.

5. Staff Replacement - Family Support Worker

That Council approve the hiring of a Family Support Worker with the Social and Housing Services Department pursuant to Report SHS #24-2007 prepared by Debora Daigle, BA, MPA, Manager of Social and Housing Services, under date of July 20, 2007.

6. Staff Replacement - Machine Operator

That Council authorize the hiring of a Machine Operator II, Municipal Works Division pursuant to Report IMW #23-2007 prepared by Conrad Miller, Division Manager, Municipal Works, under date of July 12, 2007.

7. Staff Replacement - Plans Examiner

That Council authorize the hiring of a Plans Examiner in the Building and By-law officer pursuant to Report PPR #18-2007 prepared by Barry Coleman, CBCO, CPSI, Chief Building Official and By-law Enforcement Supervisor, under date of August 3, 2007.

8. Staff Replacement - Full-Time Paramedic

That Council approve the replacement of one full-time paramedic pursuant to Report EMS #08-2007 prepared by Chief Myles Cassidy, Manager, Emergency Medical Services, under date of August 9, 2007.

9. Planning Advisory and Hearing Committee - 324-326 McConnel Avenue

That the subject lands, legally described as Lot 141, Plan 24, City of Cornwall, County of Stormont, municipally known as 324-326 McConnell Avenue, be rezoned from Commercial 11 (COM 11) to Residential 20 (RES 20) zone and that a 1.0m interior side yard setback be approved on the north side of the said property pursuant to PAC Report #07-2007-1 and Minutes prepared by Stephen Alexander, MCIP, RPP, Secretary, on behalf of the Planning Advisory and Hearing Committee, under date of July 16, 2007.

10. Planning Advisory and Hearing Committee - Plan of Condominium on Fourth Street between Sydney Street and Amelia Street

- (a) That the application dated June 6, 2007, from C. H. Clément Construction Inc., for a Plan of Condominium on Part of Lots 10 and 11, South Side of Fourth Street, as indicated on a plan by Andre P. Barrette, O.L.S., dated June 6, 2007, be given Draft Approval, subject to the conditions contained in Appendix "A" to this technical report dated June 29, 2007; and

- (b) That upon final condominium drawings being prepared by an Ontario Land Surveyor and once it has been reviewed and confirmed by City Departments, that final approval be granted to the Plan of Condominium, as recommended through PAC Report #07-2007-2 and Minutes prepared by Stephen Alexander, MCIP, RPP, Secretary, to the Planning Advisory and Hearing Committee, under date of July 16, 2007.

11. Planning Advisory and Hearing Committee - Cornwall Brownfields' Community Improvement Plan (CIP) Revisions

- (a) That the proposed Amendments (revisions) to the City's Brownfields C.I.P., as identified in Section C of this report be approved in full;
- (b) That Council endorse a Resolution of Support and Endorsement, as proposed in Attachment VI of the report, demonstrating its commitment to updating/revising of the Brownfields C.I.P.;
- (c) That, based on Council's endorsing of an amending By-law, under Sections 17 and 28 of the Ontario Planning Act and Bill 130 provisions (see Draft Bylaw in Attachment VII of this report), staff send a copy of the Bylaw with supporting cover letter to the Ministry of Municipal Affairs and Housing (MMAH - Kingston Office) for information; and
- (d) That Planning staff subsequently consolidate the Brownfields C.I.P., based on the amendments, once the final Notice of Decision/Passing of the Municipality passes its Appeal period and comes into force, as recommended through PAC Report #07-2007-3 and Minutes prepared by Stephen Alexander, MCIP, RPP, Secretary, to the Planning Advisory and Hearing Committee, under date of July 16, 2007.

12. Planning Advisory and Hearing Committee - Heart of the City

- (a) # HOTC 05-07 - Daniel Morency - 305 Montreal Road (Roy Studio) Primarily Façade Upgrades
That # HOTC 05-07 funding request by Daniel Morency of 305 Montreal Road, Roy Studio, be approved as follows:
Program 4: Façade Improvement and Heritage Sign Grant
..... up to \$10,000.00 (Façade)
..... up to \$2,000.00 (Sign)
Addendum Request, but Assigned New Number as a Full Request (X-Ref. # HOTC 06-06)
- (b) # HOTC 06-07 - Cornwall and Area Chamber of Commerce - 113 Second Street East (Main Office) - Exterior Structural Work and Façade Upgrades
That # HOTC 06-07 funding request by the Cornwall Chamber of Commerce of 113 Second Street East be approved as follows:
Program 2: Building Restoration and Improvement Program \$30,000.00
Program 4: Façade Improvement and Heritage Sign Grant
..... \$10,000.00 (Façade)
Program 5: Municipal Planning/Development Fees Grant Program
..... as determined when actual permits/applications are made
Program 6: Discretionary Municipal Tipping Fees Grant ± \$2,500.00
tipping fee for municipal landfill

- (c) # HOTC 10-06 - Ron Chénier - 1 Second Street East (new Place Dominion Place Project Site) and 211 Pitt Street (former "Soc It" building) - Addendum Request for an Additional Approximate Amount of \$5,000.00 in Funding Under Program 6: Discretionary Municipal Tipping Fee Grant Program. This deals with the demolition of 211 Pitt Street to accommodate the Place Dominion Place project. Also, the 211 Pitt property has merged with the main corner lot property
- (i) That the first reimbursement request by Mr. Chenier be fully approved and as a substitute in the absence of providing two quotes for additional feasibility work, the Committee will primarily approve the additional cost associated with the building concept redesign work conducted by TRG; and
 - (ii) That the Addendum request to consider additional funding under Program 6: Discretionary Municipal Tipping Fee Grant in the estimated amount of approximately \$5,000.00, to be added to the existing funding approval, as recommended through PAC Report #07-2007-4 and Minutes prepared by Stephen Alexander, MCIP, RPP, Secretary, to the Planning Advisory and Hearing Committee, under date of July 16, 2007.

13. Planning Advisory and Hearing Committee - Simultaneous Peer Review of the Tollgate Shopping Centre Inc. (Smart Centre) and North American Acquisition Corp. Market Impact Reports

This item was moved to Communication Item #11 for discussion purposes.

ADOPTION OF GENERAL CONSENT

Moved by Councillors Guy Léger and Kim Baird 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

13-2007 Plan of Condominium on Fourth Street between Sydney Street and Amelia Street

Moved by Councillors Glen Grant and Denis Thibault

WHEREAS an application was submitted for Draft Plan Approval of Condominium (Miller Court Condominium) for the development of 7 units, 2 storey condominium, in two buildings. One building containing 5 units and the other containing 2 units, located on the South Side of Fourth Street between Sydney and Amelia Streets. The property is legally described as Part Lots 10 and 11, South Side of Fourth Street, City of Cornwall.

NOW THEREFORE Be it Resolved that the Council enacts that the application dated June 6, 2007 from C. H. Clement Construction Ltd., to develop the condominium on Part of Lots 10 and 11, South Side of Fourth Street, as indicated on a Plan by André P. Barrette, O.L.S., dated June 6, 2007, be given draft approval, subject to the satisfaction of staff that conditions contained in Appendix "A" to the Planning Advisory Committee's technical report dated June 29th, 2007 have been completed, and furthermore, the Mayor and Clerk are hereby authorized to sign the final version of the Registered Plan upon satisfactory completion of the Condominium Agreement and Draft Plan conditions.

Motion Carried

14-2007 Cornwall Brownfields Community Improvement Plan (CIP)

Moved by Councillors Bernadette and André Rivette

WHEREAS The Corporation of the City of Cornwall adopted the Brownfields' Community Improvement Plan (C.I.P.) by By-law 002-2005 on January 10, 2005, and received Ministry of Municipal Affairs and Housing (MMAH) final approval with modifications on June 22, 2005 with the Plan coming into force on July 13, 2005; and

WHEREAS, the Municipality has been implementing the Plan with its associated Financial Incentive Programs since the CIP has come into force; and

WHEREAS over the last 2-year period of the CIP being implemented various Provincial Legislative changes have occurred which affect specific sections of the Brownfields C.I.P.; and

WHEREAS Mr. Jon Hack of IBI Group was retained by the City to, in part, provide recommended amendment(s) to the C.I.P. based on said Legislative changes primarily related to existing Program 3: Temporary Municipal Property Tax Cancellation/Reduction Assistance and Program 9: Municipal Tax Arrears Cancellation Policy; and

WHEREAS this subject Resolution and amending Bylaw form the basis for the Municipality to approve in whole the proposed changes; and

WHEREAS the Municipality held its required Planning Act Public Meeting at the July 16, 2007, session of PAC and no comments from the public was received;

NOW THEREFORE BE IT RESOLVED THAT the Council of The Corporation of the City of Cornwall fully supports and endorses the proposed amending changes to its Brownfields' C.I.P., as identified in By-law 121-2007 and further, respectfully gives subsequent (final) approval of the said amendments to the City of Cornwall Brownfields C.I.P. (having Adopting By-law 002-2005).

Motion Carried

15-2007 Cold Water to Serviced Areas

It was then moved by Councillors Syd Gardiner and Mark MacDonald that this Resolution be deferred to the meeting of September 10th at which time additional information may be made available.

Motion to Defer Carried

WHEREAS there may be usable water intake infrastructure in place at such sites as the Domtar and former Courtaulds properties; and

WHEREAS these water intake pipes were used for cooling purposes at the old industrial sites; and

WHEREAS the City of Cornwall has the infrastructure in place to move cold water to its serviced areas; and

WHEREAS the City is about to have two large structures built, the Chenier building and a multipad arena; and

WHEREAS food storage warehouses need to be cooled and could be the source of future businesses establishing in our community.

NOW THEREFORE BE IT RESOLVED THAT that Administration be directed to research and report back to Council regarding the feasibility of using cold water to reduce temperatures in large structures at a considerable savings to the users.

REPORTS FROM UNFINISHED BUSINESS**1. Impacts of New Bingo Revenue Model** *(Item #15-2007 from Unfinished Business Listing)*

Moved by Councillors Glen Grant and Elaine MacDonald that Council approve the new flat rates of \$30.00 per daytime Bingo event and \$75.00 per evening bingo event effective May 1, 2007, by endorsing By-law 053-2007 pursuant to Report CL #30-2007 prepared by Manon Poirier, Deputy Clerk, under date of July 18, 2007.

Motion Carried

2. Cladding and Seating Comparator for the Civic Complex *(Item #36-2007 from Unfinished Business Listing)*

Moved by Councillors Glen Grant and Guy Léger:

- (a) That Council receive Report PPR #03-2007 prepared by Richard Bourdeau, C.E.T., Supervisor Facilities and Operations / Civic Complex, under date of August 9, 2007, and
- (b) That Council direct Administration to redirect the cladding reserve to extra seating in the moat area of the Ed Lumley Arena and to repair the immediate need of cladding over the Salon B overhand.

Motion Carried

COMMUNICATION / REPORTS

1. Council Expenses for June 2007

Moved by Councillors Mark MacDonald and Syd Gardiner that Council approve the Statement of Expenses for elected officials for the period ending July 31, 2007, as recommended through Report FI #23-2007 prepared by David Dick, C.A., General Manager, Department of Financial Services, under date of August 7, 2007.

Motion Carried

2. Second Quarter Financial Update 2007

Moved by Councillors Glen Grant and Syd Gardiner that Council receive the Financial Report for the period ending June 30, 2007, as recommended through Report FI #24-2007 prepared by David Dick, C.A., General Manager, Department of Financial Services, under date of August 1, 2007.

Motion Carried

**3. Purchase of Service
Happy Face Nursery School Winchester & District Inc. and
Le Centre de ressources familiales de l'Estrie**

Moved by Councillors Elaine MacDonald and André Rivette that Council authorize the Purchase of Service Agreements with Happy Face Nursery School Winchester & District Inc. and Le Centre de ressources familiales de l'Estrie for day care services by endorsing By-law 116-2007 as recommended through Report SHS #21-0707 prepared by Division Manager, Child Care Services, Monique Gunn under date of July 4, 2007.

Motion Carried

4. Donation of Retired Vehicle to St. Lawrence College

Moved by Councillors André Rivette and Guy Léger that Council approve the donation of a retired EMS vehicle to St. Lawrence College (Cornwall) as recommended through Report EMS #05-2007 prepared by Chief Myles Cassidy, Manager, Emergency Medical Services, under date of August 2, 2007.

Motion Carried

5. Proposed Designation under Part IV of the Ontario Heritage Act of the Port (ROXY) Theatre at 132 Montreal Road

Moved by Councillors Mark MacDonald and Bernadette Clément that:

- (a) Council pass a Motion concurring with the request of the Heritage Cornwall Chair and instruct staff to implement and follow through the legislated procedures to designate the Historic Port (Roxy) Theater under Part IV of the Ontario Heritage Act (i.e. posting a Notice of Intent to Designate, passing the Bylaw, Notice of Passing, etc.);
- (b) Provided that Council is supportive of the proposal, proceed to pass a Notice in the City Newspaper;
- (c) The City Solicitor be instructed by the Clerk's Department, and subject to fulfilling the mandatory objection/appeal period, to register the By-law with a Legal Descriptor Schedule on the title and notify accordingly the owner, Heritage Cornwall and Ontario Heritage Trust; and
- (d) Consultation continue between the City and Heritage Cornwall experts, and any other appropriate body, with respect to ongoing restoration/funding strategies for the Theater, particularly related to such C.I.P. programs as Heart of the City (HOTC),

as recommended through Report PPR #16-2007 prepared by Ken Bedford, MCIP, RPP, Supervisor, Planning Division, under date of August 1, 2007.

Motion Carried

6. Sale of Property Under Cornwall Square Property

Moved by Councillors Guy Léger and Syd Gardiner

- (a) That Council approve the establishment of a separate Heart of the City reserve fund, with the proceeds from the sale of Cornwall Square;
- (b) That Council agree to continue to support Heart of the City initiative in 2007 with \$69,500 of the expected investment income generated from the HOTC reserve fund;
- (c) That Council continue to support HOTC initiative in 2008 and future years with funds generated from the HOTC reserve fund; and
- (d) That, should Council agree to fund other deserving initiatives from either the capital or investment income from this reserve fund, these decisions be based on status of the HOTC reserve fund and the program at that time,

as recommended through Report FI #25-2007 prepared by David Dick, C.A., General Manager, Department of Financial Services, under date of August 7, 2007.

Motion Carried

7. Request for Maintenance Assistance - Woodlawn Cemetery

Moved by Councillors Syd Gardiner and Elaine MacDonald that Council authorize the cutting of the "future expansion" area of Woodlawn Cemetery at an estimated cost of \$1,500 in 2007 and an annual cost estimate of \$3,000 as recommended through Report PPR #17-2007 prepared by Stephen D. Alexander, MCIP, RPP, General Manager, Department of Planning, Parks and Recreation, under date of August 7, 2007.

It was then moved by Councillors Glen Grant and Mark MacDonald that this matter be deferred until such time as additional information is made available.

Motion to Defer Carried

8. Request for Proposal - 911 Emergency Response Network

Moved by Councillors Bernadette Clément and Denis Thibault that Council authorize entering into a contract with Northern 911 along with the United Counties of SD&G for a five-year term beginning October 27, 2007, for the provision of 911 Emergency Response Network Primary Public Safety Answering Point by endorsing By-law 129-2007 as recommended through Report CAO #09-2007 prepared by Paul W. Fitzpatrick, Chief Administrative Officer, under date of August 7, 2007.

Motion Carried

9. Social and Housing Services Office Relocation

Moved by Councillors Syd Gardiner and Denis Thibault that the City of Cornwall issue a "Request for Proposal" for office space to accommodate the City of Cornwall's Department of Social and Housing Services as recommended through Report CAO #10-2007 prepared by Paul W. Fitzpatrick, Chief Administrative Officer, under date of August 8, 2007.

It was then moved by Councillors André Rivette and Syd Gardiner that the main motion be amended in that Administration be directed to look into the feasibility of providing space for the Department of Social and Housing Services within current municipal facilities as detailed within a proposal provided by Councillor André Rivette.

Motion to Amend Carried
Main Motion Carried as Amended

10. Court Security Costs (moved from Consent Item #1 for discussion purposes)

Moved by Councillors Elaine MacDonald and Syd Gardiner that Council support the request made by the City of Owen Sound for Council's endorsement with respect to its Resolution of July 10, 2007, requesting that the Provincial Government fulfill its responsibility and pay for 100% of Court Security costs.

Motion Carried

11. Planning Advisory and Hearing Committee - Simultaneous Peer Review of the Tollgate Shopping Centre Inc. (Smart Centre) and North American Acquisition Corp. Market Impact Reports (moved from Consent Item #13 for discussion purposes)

Moved by Councillors Bernadette Clément and Mark MacDonald

- (a) That the noted Market Impact Reports be subject to a simultaneous Peer Review by a qualified and mutually acceptable Consultant to the interested parties, being North American Acquisition Corporation, Tollgate Shopping Centre Inc. and the City of Cornwall, and that based on Council concurrence of these recommendation(s), the interested parties be notified accordingly of this action. In addition, the Consultant is to be retained by the Planning Department, take its instruction from and report only to the City, and not subject to the City's tendering process;

- (b) That the Terms of Reference for the Peer Review be ultimately established by Planning staff, but including consultation with the interested parties, and other City Staff as necessary;
- (c) That the total cost of conducting and producing a Peer Review be equally borne by the two development proponents and that each party submit a fund deposit of \$10,000.00, and that any unused portion shall be equally refunded. In the event of the City requiring more funds for said Peer Review, it shall be indicated to the proponents prior to any commencing of the Review;
- (d) That the findings of the Peer Review do not, in whole or in part, bind the Municipality to any specific decision in either Rezoning/OPA request,

as recommended through PAC Report #07-2007-5 and Minutes prepared by Stephen Alexander, MCIP, RPP, Secretary, to the Planning Advisory and Hearing Committee, under date of July 16, 2007.

Motion Carried

TENDERS AND REQUESTS FOR PROPOSAL

1. Request for Proposal 07-R16 - Supply & Purchase of Computers

Moved by Councillors Guy Léger and Glen Grant that RFP 07-R16 be awarded to MDG Computers, Ottawa, Ontario, at the total purchase price of \$76,674.00 plus applicable taxes for a thirty six (36) month term being the best bid meeting the specifications as recommended through Report PU #55-2007 prepared by Paulette Heard, Purchasing Agent, under date of July 4, 2007.

A recorded vote on this matter resulted as follows:

For: Councillors Kim Baird, Guy Léger, Elaine MacDonald, Glen Grant and Syd Gardiner and Mayor Bob Kilger

Against: Councillors Mark MacDonald, André Rivette, Bernadette Clément and Denis Thibault

Motion Carried

Councillor Mark MacDonald left the meeting at 9:50 p.m.

2. Tender 07-T34 - Supply of Winter Road Sand and Sand Fill

Moved by Councillors Glen Grant and Bernadette Clément that Tender 07-T34 be awarded for a two (2) year period to Cornwall Gravel Co. Ltd., Cornwall, Ontario, as follows: Sand Fill @ \$7.90 per tonne and Dry Coarse Winter Road Sand at \$13.50 per tonne plus applicable taxes being the best bid meeting the tender specifications as recommended through Report PU #58-2007 prepared by Paulette Heard, Purchasing Agent, under date of July 20, 2007.

Motion Carried

3. Tender 07-T39 - Eamers Corner Road Improvements - Phase 2

Moved by Councillors Elaine MacDonald and Kim Baird

- (a) That Tender 07-T39 be awarded to Malyon Excavation Ltd., Cornwall, Ontario, at the total bid price of \$737,312.68(net cost to the Corporation - \$695,578.00) being the best bid meeting the tender specifications; and
- (b) That the savings of \$144,889.00 be awarded to Malyon Excavation Ltd., Cornwall, Ontario, to be used to increase the amount of work and resurface additional streets in the area, as recommended through Report PU #59-2007 prepared by Paulette Heard, Purchasing Agent, under date of July 23, 2007.

Motion Carried

4. Tender 07-T40 - Replacement of Decorative Street Lighting

Moved by Councillors Denis Thibault and Syd Gardiner that Tender 07-T40 be awarded to Black & McDonald, Ottawa, Ontario, at the total bid price of \$47,880.00 (net cost to the Corporation - \$45,360.00) being the best bid meeting the tender specifications as recommended through Report PU #57-2007 prepared by Paulette Heard, Purchasing Agent, under date of July 18, 2007.

Motion Carried

5. Tender 07-T41 - Flooring at the Glen Stor Dun Lodge

Moved by Syd Gardiner and Glen Grant

- (a) That Tender 07-T41 be awarded to Jacques Lamont Ltd., Gatineau, Quebec for the installation of the Altro Supreme flooring at the total bid price of \$296,937.80(net cost to the Corporation - \$280,130.00) being the best bid meeting the tender specifications; and
- (b) That \$3,847.00 representing the City share of the tender overrun be funded from savings realized from the current 2007 capital budget of GSDL,
- as recommended through Report PU #60-2007 prepared by Paulette Heard, Purchasing Agent, under date of August 1, 2007.

Motion Carried

NEW BUSINESS**1. Drainage - Funding**

Moved by Councillors Bernadette Clément and Syd Gardiner

WHEREAS there have been various complaints over the years concerning drainage of water in the City including but not limited to the Reg Campbell Park;

WHEREAS these drainage issues have a negative impact on neighbouring properties; and

WHEREAS it may be time for the City to consider developing a program to address these issues.

NOW THEREFORE BE IT RESOLVED THAT Administration be directed to research and report back to Council on this situation and on a possible funding approach to deal with these issues.

Motion Carried

2. Sunday in the Park (Ing Lot) - Exemption to the Noise By-law 079-1996

Moved by Councillors André Rivette and Glen Grant

WHEREAS a business in the City of Cornwall wants to work with our youth; and

WHEREAS the City of Cornwall needs this type of innovator to work with our youth;

NOW THEREFORE BE IT RESOLVED THAT Art O'Reilly, owner of Strung Out Guitars at 601 Montreal Road, be allowed to hold his mini concert on Sunday, August 26, 2007, from 2:00 p.m. to 8:00 p.m. as requested; and that the Mr. O'Reilly speak with members of the Cornwall Police Services, Fire Department and Bylaw Enforcement Office for compliance.

NOW THEREFORE BE IT FURTHER RESOLVED THAT the Police Chief, Fire Chief, By-law Enforcement address any concerns they may have.

Motion Carried

3. Court Security Cost and Downloaded Programs

Moved by Councillors Elaine MacDonald and André Rivette

COURT SECURITY COST AND DOWNLOADED PROGRAMS

WHEREAS, when 20% of the cost of programs such as Social Assistance, ODSP, Ontario Drug Benefits, child care services and facilities were downloaded from the Province and where Municipalities were informed that the process was supposed to be revenue-neutral, and which has not been todate; and

WHEREAS as provincially mandated programs, these should be provincially funded programs not municipally funded by taxes.

NOW THEREFORE BE IT RESOLVED THAT the City of Cornwall request the Province of Ontario to assume 100% of the Court Security costs; and

NOW THEREFORE BE IT RESOLVED THAT the City of Cornwall further request the Province of Ontario re-assume 100% of the cost of all provincially mandated programs such as Social Assistance, ODSP, Ontario Drug benefits, child care services and facilities; and

BE IT FURTHER RESOLVED that this Resolution be sent to our local M.P.P., Mr. Jim Brownell, A.M.O., AMCTO, and all municipalities in Ontario for Support.

Motion Carried

PASSING OF BY-LAWS - Third and Final Reading

Moved by Councillors Glen Grant and Bernadette Clément that:

1. That By-law 053-2007 which By-law is to set flat rates of \$30.00 per daytime Bingo event and \$75.00 per evening bingo event effective May 1, 2007, by endorsing By-law 053-2007 is taken as read a third time and finally passed; and
2. That By-laws 116-2007 to 130-2007 inclusive, listed on the Agenda for third reading is taken as read a third time and finally passed.

Motion Carried

AD HOC COMMITTEES

Councillor Syd Gardiner gave an update with respect to Aultsville Hall.

NOTICE OF MOTION

1. Amendments to the Noise By-law 079-1996

Moved by Councillors Kim Baird and Bernadette Clément

WHEREAS the current Noise By-law 079-1996, Section 3 "Prohibitions by Time and Place", subsection 3-1:4 restricts the operation of any electric device or group of connected electronic devices incorporating one or more loudspeakers or other electro-mechanical transducers and intended for production, reproduction and amplification of twenty-four hours per day; and

WHEREAS this prohibits the citizens of Cornwall, of all ages, especially our youth, the opportunity to engage in instrumental music for personal enjoyment or professional well being.

NOW THEREFORE BE IT RESOLVED THAT that Noise By-law 079-1996, Section 3, subsection 3-1:4 be amended to read "prohibited only between the hours of 9:00 p.m. and 9:00 a.m."

UNFINISHED BUSINESS LISTING

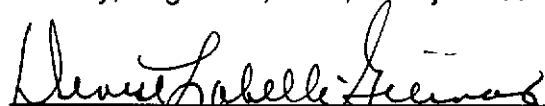
CONFIRMING BY-LAW

Moved by Councillors that By-law 131-2007 being a By-law to confirm the proceedings of the Council of The Corporation of the City of Cornwall at its meetings held on Monday, August 13, 2007, having been read a first, second and third time be now taken as read and passed.


Motion Carried

ADJOURNMENT

Moved by Councillors Guy Léger and Bernadette Clément that the Regular Council Meeting of Monday, August 13, 2007, be adjourned at 10:00 p.m.



DENISE LABELLE-GÉLINAS
CITY CLERK



MAYOR BOB KILGER



MANON POIRIER
RECORDING SECRETARY /
DEPUTY CLERK