



Minutes Cornwall City Council

Meeting ID: 2009-01
Meeting Date: Mon January 12, 2009 07:00 PM
Location: Council Chambers
Chair: Bob Kilger, Mayor
Prepared By: Denise Labelle-Gelinas, City Clerk

Attendance Committee Members:

Bob Kilger, Mayor
Denis Thibault, Councillor
Mark MacDonald, Councillor
Elaine MacDonald, Councillor
Glen Grant, Councillor
Kim Baird, Councillor
Bernadette Clément, Councillor
André Rivette, Councillor
Syd Gardiner, Councillor

Regrets:

Denis Carr, Councillor
Mary Ann Hug, Councillor

Attendance Staff:

Paul W. Fitzpatrick, Chief Administrative Officer
Denise Labelle-Gelinas, City Clerk
Stephen Alexander, G.M. Planning, Parks and Recreation - Secretary of the Planning and Advisory and Hearing Committee
Tracey Bailey, Accounting Supervisor / Deputy Treasurer
Norm Levac, G.M., Infrastructure and Municipal Works
Debora M. Daigle, Manager Social and Housing Services
Myles Cassidy, Manager Emergency Services
Donna Derouchie, Manager Glen Stor Dun Lodge
Robert Menagh, Manager Human Resources
Monique Gunn, Division Manager, Child Care Services
Christine Lefebvre, Supervisor, Recreation Services

ROLL CALL

Mayor Bob Kilger called the meeting to order at 7:00 p.m.

INVOCATION

Father Fred Rennie - Ameritus

NATIONAL ANTHEM

The Assembly

ADDITIONS, DELETIONS OR AMENDMENTS

All matters listed under General Consent, save and except "Delegations" are considered to be routine and will be enacted by one motion. Should a Council member wish an alternative action from the proposed recommendation, the Council member shall request that this matter be moved to "Communications" at this time.

Councillor Bernadette Clement requested that Consent Item #1 - Kilowatt Challenge - be removed from the Consent Agenda and added as Communication #9 for discussion purposes.

DISCLOSURE OF INTEREST

There were no disclosures

COMMITTEE OF THE WHOLE

That Council go into Committee of the Whole and that all Minutes, Presentations, Delegations, Consent/Correspondence, Resolutions, Reports and By-laws 001 to 006 of 2009 shall be considered and referred to that Committee.

Motion to approve the recommendation as presented.

Moved By: André Rivette, Councillor
Seconded By: Syd Gardiner, Councillor

MOTION CARRIED

GENERAL CONSENT
CONSENTÉMENT GÉNÉRAL

ADOPTION OF MINUTES

The following Minutes were presented for adoption. There being no corrections noted, the Minutes are approved as presented

1 December 8, 2008 Cornwall City Council Meeting

Click for detail --> 

2 December 15, 2008 Cornwall City Council Meeting

Click for detail --> 

3 December 19, 2008 Cornwall City Council Meeting

Click for detail --> 

Motion to endorse the Minutes of Council as presented.


Moved By: Kim Baird, Councillor
Seconded By: Bernadette Clément, Councillor

MOTION CARRIED


PASSING OF THE BY-LAWS - FIRST AND SECOND READINGS

The following By-laws were presented to Council for passing and it was recommended that By-laws 001 to 006 of 2009 inclusive be read a first time and be considered as read a second time.

2009-001 A Bylaw authorizing Collective Agreement with CUPE Local 3251 Paramedics
Click for detail --> 


2009-002 A By-law to repeal and replace Schedule A of By-law #003-2008 to provide for the supply and distribution of potable water and to set rates for consumers.
Click for detail --> 


2009-003 A By-law to repeal and replace Bylaw #004-2008 being a By-law with respect to Sewage Service Rates.
Click for detail --> 

2009-004 A By-law directing and enacting the manner in which the 2009 interim levy authorized by Section 317 of the Municipal Act, 2001 to be collected
Click for detail --> 

2009-005 A By-law to authorize temporary borrowing until taxes are collected and other revenues are received for the current year by the municipality
Click for detail --> 

. Explanatory Notes to Financial Services' Bylaws 002 to 005, 2009
Click for detail --> 

2009-006 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 #14-08 - Ginette Campbell - 495 Pitt and HOTC #16-08 - Canadian Red Cross - 165 Montreal Rd)
Click for detail --> 

. Explanation of Purpose and Effect of Bylaw 006-2009, for HOTC Applications approved on December 15, 2008 PAC
Click for detail --> 

CONSENT/CORRESPONDENCE

1 Kilowatt Countdown Challenge

Click for detail --> 

Action Recommended

That Council support its participation in the Kilowatt Countdown challenge for the environmental initiative for the months of February and March of 2009.

2 FCM Membership Fee Renewal 2009/2010

Click for detail --> 

Action Recommended

That Council approve the payment of \$5,707.73 for its membership fee within the Federation of Canadian Municipalities, for the period of April 1, 2009 to March 31, 2010.

3 Membership Fees - AMO and Chamber of Commerce

Click for detail --> 

Action Recommended

1. That Council approve the expenditure of \$10,088.12 for the 2009 Association of Municipalities of Ontario (AMO) Membership for the period of January 1, 2009 to December 31, 2009. (2008 Membership Fee - \$9785.08)

2. That Council approve the expenditure of \$430.50 for the year 2009, for membership renewal with the Cornwall and Area Chamber of Commerce . (2008 Membership Fee - \$434.60)

4 Resolution on Lottery Licensing - Modernizing of Charitable Gaming Project (Break Open Tickets and Raffles)

Click for detail --> 

Action Recommended

That Council support this Resolution

5 Cornwall Planning Programs Evaluation Committee (CPPEC) Funding Allocations - Consent to approve

Click for detail --> 

Action Recommended: That Council endorse the following recommendations:

(a) File HOTC #06-08 (Addendum) - 35 Second St East -Susan and Chris Martin, applicant
That HOTC #06-08 - 35 Second St E request be approved as follows:

Program 4 - Heritage Sign Grant - \$2,000.00

Program 5 - Municipal Planning / Development Fees Grant Program - \$50.00

(b) File HOTC #13-08 (Addendum) - 150 Fourth St West -Tracy Lynn Chisholm, applicant
That HOTC #12-08 150 Fourth St West request be approved as follows:

Program 3 - Project Feasibility Grant - \$150.00

(c) File BR # 05-07 (Addendum) - 540 Adolphus - Cornwall & Area Housing Corporation, applicant

That BR #05-07 - 540 Adolphus request be approved as follows:

Program 3 - Project Feasibility Grant - \$2,850.13

(d) File HOTC #14-08 (New) - 495 Pitt St - Ginette Campbell, applicant

That HOTC #14-08 - 495 Pitt St request be approved as follows:

Program 2 - Building Restoration and Improvement Program - \$30,000.00

Program 3 - Project Feasibility Grant - \$7,500.00

Program 4 - Facade Improvement and Heritage Sign Grant - \$12,000.00

Program 5 - Municipal Planning / Development Fees Grant Program - \$300.00+

Program 6 - Discretionary Municipal Tipping Fees Grant - Actuals

Program 8 - Energy Conservation Grants - \$7,250.00

Program 9 - Parking and Landscape Enhancement Program - \$5,000.00

(e) File HOTC #15-08 (New) - 506 First St East - Boys & Girls Club of Cornwall SDG

That HOTC #15-08 - 506 First St E

Program 3 - Project Feasibility Grant - \$7,500.00

(f) File HOTC #16-08 (New) - 165 Montreal Rd - Canadian Red Cross

That HOTC #16-08 - 165 Montreal Rd request be approved as follows:

Program 2 - Building Restoration and Improvement Program - \$22,500.00

Program 4 - Facade Improvement Grant - \$2,500.00

(g) File BR #02-05 (Addendum) - Former Courtaulds Lands, Montreal Road - Noyar Developments

That BR #02-05 - Former Courtaulds Lands, Montreal Road request be approved as follows:

Program 3 - Feasibility Study Program - \$7,975 (this amount was previously approved Sept 19, 2005)

Program 3 - Environmental Site Assessment Grant - \$10,475

(the previously approved amount was \$4,525 on Sept 19, 2005, program now at maximum with addendum)

Conditional on receiving a second full set of quotes of the ESA and Feasibility (ie. Planning Concept and Environmental Study)

6 Proclamation and Tag Day

Click for detail --> 

Action Recommended

That Council support the following requests:

1. That the week of February 1st to 7th, 2009 inclusively be proclaimed as White Cane Week; and that their flag be raised at 340 Pitt Street on Monday, February 2, 2009 at 2:00 p.m. for the remainder the week identified.
2. That the Kiwanis Club be permitted to conduct a Tag Day on Saturday, June 13, 2009.

7 Budget Steering Committee Minutes

Click for detail --> 

Action Recommended

That Council receive this Report for information purposes.

8 Staff Replacement - Asset Coordinator

Click for detail --> 

Action Recommended

That Council authorize the replacement of the Asset Coordinator contract position within the Accounting section of Financial Services.

9 Staff Replacement - Full Time Chef

Click for detail --> 

Action Recommended

Council approve the replacement of one (1) Full-Time Chef January 6 ,2009.

10 Staff Replacement - Full Time Domestic Help Position

Click for detail --> 

Action Recommended

Council approve the replacement of one (1) Full-Time Domestic Help effective January 29,2009.

MOTION TO APPROVE CONSENT AGENDA

Motion that all items listed under the General Consent portion of this Agenda be adopted as presented.

Moved By: André Rivette, Councillor
Seconded By: Glen Grant, Councillor

MOTION CARRIED

RESOLUTIONS / BUSINESS ARISING FROM NOTICE OF MOTION

01-2009 Support and Endorsement for the Amalgamation of the Renaissance Liaison Committee (RLC) with Cornwall Planning Programs Evaluation Committee (CPPEC)

Click for detail --> 

WHEREAS The Corporation of the City of Cornwall Adopted the Renaissance Community Improvement Project Area Plan by Bylaw 036, 2001 on March 12, 2001 and received Ministry of Municipal Affairs and Housing (MMAH) final approval.

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

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

NOW THEREFORE, be it resolved that Council of the Corporation of the City of Cornwall fully supports and endorses the amalgamation of the two committees, being RLC with CPPEC, and respectfully gives subsequent (final) approval of the amalgamation.

Motion to approve the recommendation as presented.

Moved By: Denis Thibault, Councillor

Seconded By: Elaine MacDonald, Councillor

MOTION CARRIED

02-2009 Carbon Footprint - Municipal Fleet

Click for detail --> 

WHEREAS there is a strong desire by Council to move forward on our stated commitment to the environment; and

WHEREAS as a result of a recent Strategic Priorities Session on November 26th, 2008, there appears to be much support for Council to lead by example in our quest to become a more environmentally friendly City; and

WHEREAS this City has a certain level of commitment already to reducing our carbon footprint as demonstrated by the leadership of Cornwall Carbon Reduction implementation Committee.

NOW THEREFORE BE IT RESOLVED That Council direct Administration to register our fleet of vehicles with the CCRI website and begin to take more direct and appropriate actions to reduce the carbon footprint of our fleet and demonstrate added leadership to the residents of our fair City on this and other environmental issues.

Motion to approve the recommendation as presented.

Moved By: Bernadette Clément, Councillor

Seconded By: Denis Thibault, Councillor

MOTION CARRIED

03-2009 Council's Continued Support for Zoning Bylaw Amendment 182-2008

Click for detail --> 

WHEREAS, the Council of the Corporation of the City of Cornwall passed Official Plan Amendment No. 17 by Bylaw 181-2008 and associated Zoning Bylaw Amendment No. 182-2008 on November 24, 2008;

AND WHEREAS, the OPA and Rezoning are for lands legally described as Parts of Lots 13 and 14, Concession 1, City of Cornwall, commonly referred to as portions of the former Domtar Fine Papers Wood Room and employee parking site, north of Second Street West and south of Seventh Street West;

AND WHEREAS, the OPA changed the City's Official Plan Land Use Designation on approximately 36 acres from 'Industrial' (IND) to 'Comprehensive Redevelopment Area' (CRA) and the associated rezoning on approximately 15 acres of the aforementioned 36 acres, from Manufacturing 20 (MFR 20) zone to Open Space 10 (OSP 10) with site specific special provisions and a Holding (H) category;

AND WHEREAS, the portions of land subject to the rezoning is proposed to be purchased by the Municipality in order to accommodate the construction of a Multi-Sport Facility, including a multi-pad rink that will replace two aging ice facilities;

AND WHEREAS, the new O.P. Land Use designation of 'CRA', which was not appealed and is therefore deemed to be in effect, promotes the redevelopment of large unique sites containing inappropriate land uses. Also, CRA designated lands are to accommodate comprehensive development schemes as a form of a "seeding project" in an attempt to initiate more extensive redevelopment in adjoining areas, particularly given the significance to Cornwall of the former Domtar lands as a primary Brownfields opportunity.

AND WHEREAS, only the Zoning Bylaw Amendment No. 182-2008 was appealed by an individual citing specific issues related, in part, to varied environmental matters and proximity concerns to existing industrial activities;

AND WHEREAS, the appealed Zoning Bylaw incorporates both special site specific provisions and a Holding (H) category to address a number of environmental and potential archaeological items;

AND WHEREAS, Section 34(23) c.) of the Planning Act, RSO 1990, as amended requires that such other information or material as the Municipal Board may require in respect of the appeal is forwarded to the Board. In this case a report (i.e. Resolution) on the position taken by Council in response to each appeal, including conformity with Official Plan;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF CORNWALL ENACTS AS FOLLOWS:

That it has considered its position with respect to the passing of Bylaw 182-2008 and the matters presented in an appeal to the subject amendment by Mr. James Marshall, and continues to support the passing of the Bylaw.

Motion to approve the recommendation as presented.

Moved By: Glen Grant, Councillor
Seconded By: André Rivette, Councillor

MOTION CARRIED

REPORTS FROM UNFINISHED BUSINESS

COMMUNICATIONS / REPORTS

1 Agape Centre - Funding Request

Click for detail --> 

Action Recommended

Council approve the following recommendations from the Budget Steering Committee:

- a. That the application submitted by the Agape Centre under the Municipal Grants Program be denied
- b. That the Agape Centre be awarded \$200,000 from the investment income generated by the Progress Fund for their capital campaign as outlined in the attached report

2. **Motion to postpone** Resolution 01-2009 to future meeting date of January 26, 2009, and that Administration provide a detailed report on what the funding will be used for.

Moved By: Glen Grant, Councillor
Seconded By: Mark MacDonald, Councillor

MOTION DEFEATED

3. **Motion to reconsider** Council's decision on restricted access to the investment income of the Progress Funds, through Bylaw 059-2008 adopted on the 11th day of April, 2008. A 2/3's majority is required.

Moved By: Elaine MacDonald, Councillor
Seconded By: André Rivette, Councillor

A recorded vote on this matter resulted as follows:

Votes For = 8

Bob Kilger, Mayor
Denis Thibault, Councillor
Mark MacDonald, Councillor
Elaine MacDonald, Councillor
Kim Baird, Councillor
Bernadette Clément, Councillor
André Rivette, Councillor
Syd Gardiner, Councillor

Votes Against = 1

Glen Grant, Councillor

MOTION TO RECONSIDER CARRIED

4. **Motion that Council endorse** the recommendations presented by the Budget Steering Committee.

Moved By: Bernadette Clément, Councillor
Seconded By: Syd Gardiner, Councillor

MOTION CARRIED

2 Bob Turner Concession Renewal

Click for detail --> 

Action Recommended

That Council authorize the renewal of the Bob Turner Concession agreement with the Cornwall Minor Hockey Association for a two year period and that the rent remain at \$1,500 per month/ \$9,600 for the year or 11% of net sales whichever is greater.

Motion to approve the recommendation as presented.

Moved By: Glen Grant, Councillor
Seconded By: André Rivette, Councillor

MOTION CARRIED

3 Canadian Red Cross - Service Agreement

Click for detail --> 

Action Recommended

That Council prepare a By-law authorizing the Mayor and Clerk to sign a Service Agreement with the Canadian Red Cross for 2009-2013 for the purpose of providing services of a Reception, Registration & Inquiry and Emergency Lodging where required during a declared emergency.

Motion to approve the recommendation as presented.

Moved By: Syd Gardiner, Councillor

Seconded By: Elaine MacDonald, Councillor

MOTION CARRIED

4 Ontario Municipal Social Services Association 2009 Membership

Click for detail --> 

Action Recommended

That Council approve the payment of \$8,840 as the Membership Fee with the Ontario Municipal Social Services Association, and further that Council appoint one elected official as the voting member to represent the Consolidated Municipal Service Manager for the year 2009.


Motion to approve the recommendation and that Councillor Denis Thibault accept the nomination as Council representative to the OMSSA.

Moved By: André Rivette, Councillor

Seconded By: Elaine MacDonald, Councillor

MOTION CARRIED

5 Emergency Medical Services Casual Trainer

Click for detail --> 

Action Recommended

That council approve the hiring of sufficient casual part time instructors for the delivery of the Public Access Defibrillator Programs.

Motion to approve the recommendation as presented.

Moved By: Syd Gardiner, Councillor

Seconded By: Glen Grant, Councillor

MOTION CARRIED

6 Renewal of 2009 Service Contracts for Child Care System Management

Click for detail --> 

Action Recommended

That Council authorize the Clerk to prepare the necessary By-law authorizing the Mayor and Clerk to sign the Service Contracts with the current Child Care Service Providers for 2009 and that Council approve the process for subsidy payments to individual Child Care / Special Needs Resource Operators from the Child Care budget in accordance with the *Day Nurseries Act* .

Motion to approve the recommendation as presented.

Moved By: André Rivette, Councillor
Seconded By: Kim Baird, Councillor

MOTION CARRIED

7 Appeal of Multi-Sport Facility Site

Click for detail --> 

Action Recommended

Council provide the O.M.B. with the requested resolution that, in spite of an objection, Council still supports the Bylaws.

Motion to approve the recommendation as presented.

Moved By: Glen Grant, Councillor
Seconded By: Syd Gardiner, Councillor

MOTION CARRIED

8 Status of Environmental Report - Multi-Sport Facility Site

Click for detail --> 

Action Recommended

That Council receive the attached report.

Motion to approve the recommendation as presented.

Moved By: Denis Thibault, Councillor
Seconded By: Syd Gardiner, Councillor

MOTION CARRIED

TENDERS AND REQUESTS FROM PROPOSAL

1 Tender No. 08-T55 Installation of Generator at Fire Hall No. 2

Click for detail --> 

Action Recommended

That Tender 08-T55 be awarded to Barry Latreille Electric, Cornwall, Ontario, at the total bid price of \$68,092.50 (net cost to the Corporation - \$64,850.00) being the best bid meeting the tender specifications.

Motion to approve the recommendation as presented.

Moved By: André Rivette, Councillor

Seconded By: Bernadette Clément, Councillor

MOTION CARRIED

PRESENTATIONS

1 Multi Sports Complex

Click for detail --> 

Mr. Scott Lecky, with the assistance of Mr. Tom Everson, both of which are members of the newly created Steering Committee to the proposed Multi-Sports Facility, made a presentation before Members of the Council, requesting that the Council support their efforts in raising funds that will help with the construction of a three pad arena with field house.

Mr. Lecky suggested that the Committee represented hundreds of families within our community who have a great desire in seeing the Council approve the construction of a 3 pad ice arena and a field house, which field house would include an artificial soccer field, change rooms, tennis courts and potentially a track around the perimeter.

The Committee's goal is to raise 2 million dollars of which they have a commitment to date of \$300,000.

Following a lengthy presentation and discussion period,

It was moved to receive the information and review the possibilities when the Council review this matter at their next meeting of January 26, 2009.

Moved By: Mark MacDonald, Councillor

Seconded By: Glen Grant, Councillor

MOTION CARRIED

DELEGATIONS

NEW BUSINESS

1 No Smoking in City Parks

Click for detail --> 

WHEREAS the issue of *no smoking* in city parks is a matter of significant importance;


NOW THEREFORE BE IT RESOLVED That Administration prepare a report on the issue of "No Smoking" in City Parks

Motion to refer to Administration for a report

Moved By: Mark MacDonald, Councillor
Seconded By: Elaine MacDonald, Councillor

MOTION CARRIED

2 Glengarry Boulevard - Crosswalk

Click for detail --> 

WHEREAS Glengarry Boulevard has a very high volume of vehicles using this road for north/south access in the east end of the city; and

WHEREAS there are a number of large apartment complexes on the west side of Glengarry Boulevard that are mainly housing for seniors; and

WHEREAS there is no crosswalk to help them cross to the east side of Glengarry Boulevard safely along with no sidewalk on the east side that would give them safe access to attend church or go to the Eastcourt Mall; and

WHEREAS I, Councillor Andre Rivette, was asked to present this petition with 175 signatures from concerned tenants of 625 and 645 Glengarry Boulevard, requesting a crosswalk on Glengarry Boulevard in front of their complex to avoid another tragic loss like the one on December 27th when an accident involving a senior who was crossing in front of the church was hit by a vehicle and later died of her injuries.

NOW THEREFORE BE IT RESOLVED That Council request administration to provide a report addressing the crosswalk and that a further report be prepared on the cost of putting a sidewalk on the east side of Glengarry Boulevard from Second Street to just past St. Felix Church along with improving the street lighting on the east side of the road.

Motion requesting administration to provide a report addressing the crosswalk

Moved By: André Rivette, Councillor
Seconded By: Syd Gardiner, Councillor

MOTION CARRIED

PASSING OF BY-LAWS - THIRD AND FINAL READING

That By-laws 001 to 006 2009 inclusive, listed on the Agenda for third reading is taken as read a third time and finally passed.

Motion to read a third and final time and to finally endorse By-laws

Moved By: Bernadette Clément, Councillor

Seconded By: Glen Grant, Councillor

MOTION CARRIED

REPORTS FROM AD HOC COMMITTEES OF COUNCIL

NOTICES OF MOTION

1 Chamber of Commerce - Citizen of the Year

Click for detail --> 

WHEREAS The Chamber of Commerce has called for nominations for recognition at the annual awards banquet; and

WHEREAS in view of Council's commitment to the environment; and

WHEREAS in view of her constant and long-standing pro-active work on the environment through many committees.


NOW THEREFORE BE IT RESOLVED That Council submit a nomination of Elaine Kennedy as citizen of the year, for her work on the environment.

A further review of this request was completed on Tuesday January 13th and it is noted that the nomination deadline was Friday January 9, 2009.

UNFINISHED BUSINESS LISTING

The Unfinished Business Listing was presented and no discussion ensued.

1 Unfinished Business Listing

Click for detail --> 

CONFIRMING BY-LAW
FIRST, SECOND AND THIRD READINGS

1 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 Monday January 12, 2009.

Click for detail --> 

Motion to endorse By-law 2009 - 007, being a By-law to confirm the proceedings of the Council of The Corporation of the City of Cornwall at its meeting held on Monday, January 12, 2009, having been read a first, second and third time, be now taken as read and passed.

Moved By: Syd Gardiner, Councillor

Seconded By: Kim Baird, Councillor

MOTION CARRIED

ADJOURNMENT

That the first meeting of Council of January 12, 2009 be adjourned at the hour of 20:40 p.m.

Moved By: André Rivette, Councillor

Seconded By: Syd Gardiner, Councillor

MOTION CARRIED

NEXT REGULAR MEETING OF COUNCIL to be held Monday January 26, 2009



DENISE LABELLE-GELINAS
CITY CLERK



BOB KILGER
MAYOR