



Minutes Cornwall City Council

Meeting ID: 2011-01
Meeting Date: Mon January 10, 2011 07:00 PM
Location: Council Chambers
Chair: Bob Kilger, Mayor
Prepared By: Denise Labelle-Gélinas, City Clerk

Attendance Committee Members:

Bob Kilger, Mayor
Bernadette Clément, Councillor
Maurice Dupelle, Councillor
Syd Gardiner, Councillor
Glen Grant, Councillor
Elaine MacDonald, Councillor
David Murphy, Councillor
Leslie O'Shaughnessy, Councillor
André Rivette, Councillor
Denis Thibault, Councillor

Regrets:

Denis Carr, Councillor

Attendance Staff:

Paul W. Fitzpatrick, Chief Administrative Officer
Denise Labelle-Gélinas, City Clerk
Maureen Adams, G.M. Financial Services
Myles Cassidy, Manager Emergency Services
Norm Levac, G.M., Infrastructure and Municipal Works
Robert Menagh, Manager Human Resources
Stephen Alexander, G.M. Planning, Parks and Recreation
Christine Lefebvre, Division Manager, Parks and Recreation Services
Debora M. Daigle, Manager Social and Housing Services
Donna Derouchie, Manager Glen-Stor-Dun Lodge
Mark A. Boileau, Manager Economic Dev.

IN-CAMERA SESSION

An In-Camera meeting was held at 5:30 p.m. to discuss matters that fell under the Municipal Act, 2001, c.23 s.239:

- 2 (b) personal matters about an identifiable individual, including municipal or local board employees;
- 2 (c) a proposed or pending acquisition or disposition of land by the municipality or local board;

INVOCATION

Père Marc Piché - Ste Thérèse de Lisieux Parish

NATIONAL ANTHEM

Assembly

ROLL CALL

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.

Requested that the Minutes of December 13th, 2010, New Business Item #1 - Multipurpose room Project indicate that it was moved by Councillor Bernadette Clement and not Bob Kilger, Mayor;
That Bylaw 005-2011 be given first reading only; and
That Resolution #2011-003 be added to this evening's agenda.

DISCLOSURE OF INTEREST

There were no disclosures

COMMITTEE OF THE WHOLE

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

Moved By: André Rivette, Councillor
Seconded By: Denis Thibault, Councillor

MOTION CARRIED


GENERAL CONSENT

ADOPTION OF MINUTES

Resolved that the Minutes of Monday December 13th, 2010 be approved as amended.


Moved By: David Murphy, Councillor
Seconded By: Maurice Dupelle, Councillor

MOTION CARRIED

 - Submission Cornwall City Council - 12/13/2010 07:00:00 PM - December 13, 2010 Cornwall City Council Meeting

CONSENT/CORRESPONDENCE


1 Proclamations and Flag Raising

Click for detail --> 

Action Recommended

1. That Council proclaim the week of February 6th to February 12th as "White Cane Week for 2011" in the City of Cornwall; and
2. That Council proclaim the month of February 2011 as Heart and Stroke month in the City of Cornwall

2 Replacement of One Full time Dietary Aide.

Click for detail --> 

Action Recommended

That Council approve the replacement of (1) One Full-Time Dietary Aide at Glen Stor Dun Lodge effective January 10, 2011.

3 Staff Replacement for the Position of Senior Building Inspector

Click for detail --> 

Action Recommended

That Council authorize the refilling of the Senior Building Inspector position.


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

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

MOTION CARRIED

RESOLUTIONS / BUSINESS ARISING FROM NOTICE OF MOTION

2011-001 Extension for Infrastructure Stimulus Projects for The Corporation of the City of Cornwall - Multi Sport Facility and new EMS Headquarters

Click for detail --> 

Recommendation

WHEREAS the federal and provincial governments are providing a one-time extension of the deadline for funding of projects under the Infrastructure Stimulus Fund, Building Canada Fund – Communities Top-Up, the Recreational Infrastructure Canada/Ontario Recreation Program, and the Knowledge Infrastructure Program from March 31, 2011 to October 31, 2011; and

WHEREAS all funding from the Government of Canada and Ontario will cease after October 31, 2011; and

WHEREAS the Corporation of the City of Cornwall has asked the provincial government for an extension to federal and provincial funding to October 31, 2011 for the following projects:

Program	Project number	Project title	Total eligible cost
BCF	27117	Multi Sport Facility	\$27,664,396
ISF	1859	New EMS Headquarters	\$5,100,000

Now, therefore be it

RESOLVED THAT the Corporation of the City of Cornwall attests that it will continue to contribute its share of the required funding for the aforementioned projects; and be it further

RESOLVED THAT actual claims for all eligible costs incurred by March 31, 2011, for the aforementioned projects be and will be submitted no later than April 30, 2011; and be it further

RESOLVED THAT the Corporation of the City of Cornwall ensure that the project will be completed.

RESOLVED That the Resolution be approved as presented.


Moved By: Bob Kilger, Mayor
Seconded By: André Rivette, Councillor

MOTION CARRIED

Res-Exp Explanatory Note to Resolution 2011-001 - Extension for Infrastructure Stimulus Projects

Click for detail --> 

2011-002 Extension for Infrastructure Stimulus Projects for The Corporation of the City of Cornwall - Athletic/Meeting Room

Click for detail --> 

WHEREAS the federal and provincial governments are providing a one-time extension of the deadline for funding of projects under the Infrastructure Stimulus Fund, Building Canada Fund – Communities Top-Up, the Recreational Infrastructure Canada/Ontario Recreation Program, and the Knowledge Infrastructure Program from March 31, 2011 to October 31, 2011;

WHEREAS all funding from the Government of Canada and Ontario will cease after October 31, 2011;

WHEREAS the Corporation of the City of Cornwall has asked the provincial government for an extension to federal and provincial funding to October 31, 2011 for the following projects:

Program	Project number	Project title	Total eligible cost
RInC	R1509	Athletic/Meeting Room	\$721,735 (revised)

Now, therefore, be it

RESOLVED THAT the Corporation of the City of Cornwall attests that it will continue to contribute its share of the required funding for the aforementioned projects; and, be it further

RESOLVED THAT actual claims for all eligible costs incurred by March 31, 2011, for the aforementioned projects must be and will be submitted no later than April 30, 2011; and be it further


RESOLVED THAT the Corporation of the City of Cornwall will ensure that the project will be completed.

This matter was dealt with under Communication Reports #5

Moved By: Bernadette Clément, Councillor
 Seconded By: Elaine MacDonald, Councillor

MOTION DEFEATED

2011-003 Extension for Infrastructure Stimulus Projects - Ninth St. Corridor Watermain Project.

 - Submission Cornwall City Council - 01/10/2011 07:00:00 PM - Extension for Infrastructure Stimulus Projects

WHEREAS the federal and provincial governments are providing a one-time extension of the deadline for funding of projects under the Infrastructure Stimulus Fund, Building Canada Fund – Communities Top-Up, the Recreational Infrastructure Canada/Ontario Recreation Program, and the Knowledge Infrastructure Program from March 31, 2011 to October 31, 2011; and

WHEREAS all funding from the Government of Canada and Ontario will cease after October 31, 2011; and

WHEREAS the Corporation of the City of Cornwall has asked the provincial government for an extension to federal and provincial funding to October 31, 2011 for the following projects:

Program	Project number	Project title	Total eligible cost
ISF	TBD	Ninth St Corridor Watermain Project	\$ 600,000

Now, therefore, be it

RESOLVED THAT the Corporation of the City of Cornwall attests that it will continue to contribute its share of the required funding for the aforementioned projects; and be it further

RESOLVED THAT actual claims for all eligible costs incurred by March 31, 2011, for the aforementioned projects must be and will be submitted no later than April 30, 2011; and be it further

RESOLVED THAT the Corporation of the City of Cornwall will ensure that the project will be completed

Resolved that Resolution 2011-003 be approved as presented.

Moved By: Glen Grant, Councillor

Seconded By: Denis Thibault, Councillor

MOTION CARRIED

UNFINISHED BUSINESS REPORTS

1 Ice Allocation Policy/Supplementary Information

Click for detail --> 

Action Recommended

As per the Ice Allocation Review Committee's recommendations outlined in a report to Council dated October 28th, 2010 and presented at the December 13th, 2010 Council meeting:

1. That Council approve the revised "Ice Allocation Policy" (Appendix "A", "B" and "C") with the exception of the cancellation clause with an implementation date of January 1st, 2011, for a one year period only. **The Ice Allocation Committee is recommending that the Policy be reviewed after the first full year of operating the Benson Centre.**
2. That Council choose one of the following options:
 - a) That the Allocation Policy continue to provide notice of 10 calendar days for any cancellation without any financial penalties. If the appropriate notice is not provided, the client will then be responsible for the cost of the cancelled ice, (committee recommendation) or
 - b) That Council reduce the no penalty cancellation period from 10 working days to 5 working days and add a 10% Administration Fee, (staff would be prepared to support this option if the Council wishes to depart from the Committee's recommendation) or
 - c) That Council impose a no cancellation clause and require all users to be responsible for the full cost of ice, once contracts are signed (this is the least desirable option given the needs of user groups).

RESOLVED That Item 1 be approved as presented.

Moved By: Glen Grant, Councillor

Seconded By: David Murphy, Councillor

MOTION CARRIED

1 Ice Allocation Policy/Supplementary Information (cont...)

RESOLVED That the Allocation Policy continue to provide notice of 10 calendar days for any cancellation and that a 10% Administration Fee be applied.

Moved By: Glen Grant, Councillor
Seconded By: David Murphy, Councillor

MOTION CARRIED

COMMUNICATIONS / REPORTS

1 Closed Meeting Investigator - Bylaw 2011-003

Click for detail --> 

Action Recommended

That Council extend the current contract agreement (through Bylaw 2011-003) with Mr. Stephen Fournier as the Independent Investigator for The Corporation of the City of Cornwall, beginning February 1, 2011 up to and including January 31, 2015.

Resolved that the recommendation be approved

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

MOTION CARRIED

2 Council Remuneration 1/3 Allowance

Click for detail --> 

Action Recommended

That the Council of the Corporation of the City of Cornwall re-affirm that one-third (1/3) of the remuneration paid as an Elected Member of Council are incidental to expenses incurred to their duties as a Member of Council, and approve the Bylaw to this effect on this evening's agenda.

Resolved that the Recommendation be approved

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

MOTION CARRIED

3 Cornwall Medical Recruitment Report 2010

Click for detail --> 

Action Recommended

That Council receive this report

Resolved to approve the recommendation

Moved By: David Murphy, Councillor

Seconded By: Bernadette Clément, Councillor

MOTION CARRIED

4 Economic Development Report September to December 2010

Click for detail --> 

Action Recommended

That Council receive this report.

Resolved to approve the recommendation

Moved By: David Murphy, Councillor

Seconded By: Leslie O'Shaughnessy, Councillor

MOTION CARRIED

5 Athletic/ Meeting Room/ Aquatic Centre

Click for detail --> 

Action Recommended

That Council select **ONE** of the following options:

Option 1

1. That Council officially request, by Resolution, an extension for the Athletic/Meeting Room project at the Aquatic Centre. (attached Appendix "A");
2. That Council request additional funds from the senior levels of Government to assist the completion of this project given the results of the tender;
3. That additional funds (\$40,066) be provided in the Athletic/Meeting Room Capital Budget towards the municipal contribution to complete the project; and
4. That this project be completed only upon confirming satisfactory financial contributions from senior levels of Government.

(OR)

Option 2

1. That this project not proceed.

Resolved That Council endorse Option 1 of this report.

Moved By: Bernadette Clément, Councillor
Seconded By: Elaine MacDonald, Councillor

A recorded vote on this matter resulted as follows:

Votes For = 5

Bob Kilger, Mayor
Bernadette Clément, Councillor
Maurice Dupelle, Councillor
Syd Gardiner, Councillor
Elaine MacDonald, Councillor

Votes Opposed = 5

Glen Grant, Councillor
David Murphy, Councillor
Leslie O'Shaughnessy, Councillor
André Rivette, Councillor
Denis Thibault, Councillor

MOTION DEFEATED FOR WANT OF A MAJORITY

Resolved That Option 2 of this report be approved

Moved By: André Rivette, Councillor
Seconded By: Denis Thibault, Councillor

A recorded vote on this matter resulted as follows:

Votes For = 5

Glen Grant, Councillor
David Murphy, Councillor
Leslie O'Shaughnessy, Councillor
André Rivette, Councillor
Denis Thibault, Councillor

Votes Opposed = 5

Bob Kilger, Mayor
Bernadette Clément, Councillor
Maurice Dupelle, Councillor
Syd Gardiner, Councillor
Elaine MacDonald, Councillor

MOTION DEFEATED FOR WANT OF A MAJORITY

As a result of Council's decision on Option 1, the Chief Administrator indicated that the Time Frame under which a Council Resolution must be submitted to the Ministry for Project endorsement was January 17th and that this project could not, now go forward.

6 Ontario Disaster Relief Assistance Program

Click for detail --> 

Action Recommended

Council withdraw its request to the Ministry of Municipal Affairs and Housing for assistance under the Ontario Disaster Relief Assistance Program as outlined in its motion of October 12, 2010.

Resolved that Council endorse the Recommendation as presented

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

MOTION DEFEATED

7 (Item 2 of Consent) Replacement of One Full time Dietary Aide.

Click for detail --> 

Action Recommended

That Council approve the replacement of (1) One Full-Time Dietary Aide at Glen Stor Dun Lodge effective January 10, 2011.

Resolved that Council approve the position replacement


Moved By: Councillor Elaine MacDonald

Seconded By: Councillor Denis Thibault

MOTION CARRIED

TENDERS AND REQUESTS FROM PROPOSAL

1 Tender No. 10-T86 Purchase of Furniture for the Glen Stor Dun Lodge

Click for detail --> 

Action Recommended

That Tender 10-T86 be awarded as follows:

Items 1, 2, 3 and 5 to Specialty Furniture, Paris, Ontario at the total bid price of \$45,346.90 and item 3a to Futuremed Health Care Products, Concord, Ontario at the total bid price of \$4,402.48 (net cost to the Corporation - \$44,800.84) being the best bid meeting the tender specifications.


Resolved that Tender no. 10-T86 be approved

Moved By: Glen Grant, Councillor

Seconded By: Syd Gardiner, Councillor

MOTION CARRIED

2 Tender No. 10-T76 Supply & Delivery of Screened Topsoil

Click for detail --> 

Action Recommended

That Tender 10-T76 be awarded for a two (2) year period to West Front Construction (Cda) Ltd., Cornwall, Ontario being the best bid meeting the tender specifications.

Resolved that Tender 10-T76 be approved

Moved By: André Rivette, Councillor

Seconded By: Leslie O'Shaughnessy, Councillor

MOTION CARRIED

3 RFP No. 10-R17 Operation of the Concessions and Vending Machine Services for the Benson Centre, Cornwall Civic Complex and the Cornwall Aquatic Centre

Click for detail --> 

Action Recommended

That **Option C** of RFP 10-R17 be awarded for a ten (10) year term to Brown's Fine Foods Inc., Kingston, Ontario.

Resolved that RFP no. 10-R17 be approved

Moved By: David Murphy, Councillor

Seconded By: Elaine MacDonald, Councillor

MOTION CARRIED

PRESENTATIONS

DELEGATIONS

NEW BUSINESS

PASSING OF BY-LAWS

Resolved That By-laws 001 to 004 and 006 to 008 of 2011 inclusive, listed on the Agenda be taken as read and finally passed; and be it further

Resolved That Bylaw 005-2011 be given first reading only.


Approve Recommendation

Moved By: Elaine MacDonald, Councillor

Seconded By: André Rivette, Councillor

MOTION CARRIED

2011-001 A Bylaw to establish Remuneration to Members of Council and the manner in which it is to be paid.

Click for detail --> 


2011-002 A By-law to dedicate Clark Avenue as a Public Highway

Click for detail --> 

2011-003 A By-law to amend Bylaw 178-2007 being a Bylaw to appoint Mr. Stephen Fournier as the Independent Investigator for the Corporation of the City of Cornwall, pursuant to Sections 8,9,10 and 239.1 of the Municipal Act, 2001 as amended.

Click for detail --> 

2011-004 A By-law to authorize a Postponement Agreement Between the City of Cornwall and the Bank of Nova Scotia for a Heart of the City (HOTC) Program 2: Building Restoration and Improvement Program Funding Agreement

Click for detail --> 

Exp-004 Explanatory Note to By-law 2011-004

Click for detail --> 

2011-005 A By-Law to authorize The Corporation of the City of Cornwall to enter into a Service Extension Agreement with The Collector's Museum - International for the servicing of the museum on Lot 3 and Part of Lot 6, Plan 265, partly in the Township of South Stormont, and partly in the City of Cornwall.

Click for detail --> 

EXP-005 Explanation Note for Bylaw 2011-005

Click for detail --> 


2011-006 A Bylaw to enter into a Hazardous Materials Response Agreement with The Corporation of The United Counties of Stormont, Dundas and Glengarry

Click for detail --> 


Exp-006 Explanatory note to Bylaw 2011-006

Click for detail --> 

2011-007 A By-law directing and enacting the manner in which the 2011 interim levy authorized by Section 317 of the Municipal Act, 2001 to be collected

Click for detail --> 

2011-008 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 --> 


REPORTS FROM STANDING / SPECIAL COMMITTEES OF COUNCIL

NOTICES OF MOTION

PENDING BUSINESS LISTING

The Pending Business Listing was presented and no discussion ensued.

1 Pending Business for January 10, 2011

Click for detail --> 

CONFIRMING BY-LAW
FIRST, SECOND AND THIRD READINGS

Resolved That By-law 009-2011, 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 10, 2011, having been read a first, second and third time, be now taken as read and passed.

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 10, 2011

Click for detail --> 

ADJOURNMENT

Resolved that the Regular Council Meeting of Monday, January 10, 2011 at the hour of 8:25 p.m. be hereby adjourned.

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

MOTION CARRIED

NEXT REGULAR MEETING OF COUNCIL to be held Monday, January 24, 2011

DENISE LABELLE-GELINAS
CITY CLERK

BOB KILGER
MAYOR

Motion to endorse the Minutes of Council as presented.

Moved By: André Rivette, Councillor
Seconded By: Leslie O'Shaughnessy, Councillor

MOTION CARRIED