



Minutes Cornwall City Council

Meeting ID: 2013-08
Meeting Date: Mon March 25, 2013 07:00 PM
Location: Council Chambers
Chair: Bob Kilger, Mayor
Prepared By: Manon L. Poirier, Deputy Clerk

Attendance Committee Members:

Bob Kilger, Mayor
Denis Thibault, Councillor
Maurice Dupelle, Councillor
Elaine MacDonald, Councillor
Bernadette Clément, Councillor
Glen Grant, Councillor
Gerald E. Samson, Councillor
Syd Gardiner, Councillor
David Murphy, Councillor
Denis Carr, Councillor

Regrets:

André Rivette, Councillor

Attendance Staff:

Norm Levac, Chief Administrative Officer
Helen Finn, City Clerk
Manon L. Poirier, Deputy Clerk
Maureen Adams, G.M. Financial Services
Stephen Alexander, General Manager Planning,
Parks and Recreation
Mark A. Boileau, Manager Economic Dev.
Norm Quenneville, Manager Glen Stor Dun Lodge
Dail Levesque, Manager Human Resources
Richard McCullough, Acting Chief Fire Services
Debora M. Daigle, Manager Social and Housing
Services
Bill de Wit, Division Manager of Municipal Works
Christine Lefebvre, Division Manager, Parks and
Recreation Services
Stephen Rand, Purchasing Supervisor
Stephen Wintle, Supervisor, Engineering
Tracey Bailey, Accounting Supervisor / Deputy
Treasurer
Paul Scrimshaw, Budget and Cash Co-ordinator

IN-CAMERA SESSION

MOTION to MOVE INTO A CLOSED MEETING to address matters pertaining to Section 239 (2) and (3.1) of the Municipal Act, 2001 S.O. 2001 S.O. 2001, Chapter 25, at 5:00 p.m. to address the following matters :

Specifically:

● **Item # 1 - Report #2013-07-ED**

239.(2)(c) A proposed or pending acquisition or disposition of land by the municipality or local board

- **Item # 2 - Report #2013-16-IMW-IP**

239.(2)(c) A proposed or pending acquisition or disposition of land by the municipality or local board

- **Item # 3- Report #2013-03-HR**

239.(2)(d) Labour relations or employee negotiations

- **Item #4 - Report #Confidential report from the office of the CAO**

239.(2)(b) Personal matters about an identifiable individual, including municipal or local board employees;

239.(2)(e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and

239.(2)(f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

- **Item 5 - Confidential - Economic Development Report January and February**

239 (2) (a) the security of the property of the municipality or local board;

At the meeting, no member discusses or otherwise deals with any matter in a way that materially advances the business or decision-making of the council, local board or committee.

Moved by: Gerry Samson
Seconded by: Elaine MacDonald

MOTION APPROVED

Item #1 - Council directs Administration to proceed according to the recommendation.

Item #2 - Council directs Administration to proceed according to the recommendation.

Item #3 - Council directs Administration to proceed according to the recommendation.

Item #4 - Council receives the report from and directs Administration to proceed according to the recommendation.

Item #5 - Council receives the report from Administration.

INVOCATION

Abdollah Vakily
Dar-UI-hsan Centre for Islamic Education

NATIONAL ANTHEM

Assembly

ROLL CALL

Mayor Bob Kilger's Statement - Conflict of Interest

According to section 6 (2) of the Municipal Conflict of Interest Act, every declaration of conflict of interest, but *not the general nature of the interest*, made in a closed meeting, must be recorded in the minutes of the next open meeting.

I was absent at the meeting of February 19th, and sought and received independent legal advice from the national law firm of Blake, Cassels and Graydon. The advice I have received is that I am not, and have not been, in a conflict of interest situation with respect to the matters discussed at that in-camera meeting.

If I had been in a conflict of interest situation with respect to the matters discussed at the meeting, the Municipal Conflict of interest Act states that, because I was absent at that week's meeting, I must declare that conflict at the next open meeting.

Accordingly, I do not have a conflict of interest declaration to make at this meeting.

While I accept my lawyer's advice that there is no conflict of interest, I do not intend to participate in Council's consideration of these matters because I would like Council to deal with these matters with as few complications as possible.

Because I sought advice on an issue the Municipal Conflict of Interest Act, I am reporting it in open minutes, as I did in the closed meeting of February 25th. I am saying on the record for greater transparency that I do not have a conflict of interest."

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.

Addition of a Notice of Motion - Rescheduling of a Regular Council Meeting

DISCLOSURE OF INTEREST

Councillor David Murphy declared an interest in Unfinished Business #3 University Project in Cornwall, the United Counties and Akwesasne due to his contract employment with one of the requesters.

COMMITTEE OF THE WHOLE

Motion to go into Committee of the Whole and to **CONSIDER** and **REFER** all Minutes, Presentations, Delegations, Consent/Correspondence, Resolutions, Reports and By-laws to that Committee.

Moved By: Syd Gardiner, Councillor
Seconded By: Gerald E. Samson, Councillor

MOTION APPROVED

GENERAL CONSENT

ADOPTION OF MINUTES

Motion to **APPROVE** the following Minutes as presented.

1 February 25, 2013 Cornwall City Council Meeting

Click for detail --> 

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

Motion to **AMEND** the Minutes by removing the word "CONSENT" immediately above the Mayor's statement.

Moved By: Bernadette Clément, Councillor
Seconded By: Glen Grant, Councillor

MAIN MOTION APPROVED AS

AMENDED

PRESENTATIONS

There were no Presentations.

DELEGATIONS

1 Delegation - Concerned Citizens Coalition - Community Proposal

Click for detail --> 

Josh Welsh and Mark A. MacDonald addressed Council regarding the Community Proposal for the former Cornwall General Hospital and were seeking for administrative and technical support to assist the Board of Directors in future detailed Site Plans.

Motion to **REFER** this request to Administration for Report.

Moved By: Denis Thibault, Councillor
Seconded By: Maurice Dupelle, Councillor

MOTION APPROVED

CONSENT/CORRESPONDENCE

1 Tag Day - Royal Canadian Air Cadets

Click for detail --> 

That Council permit the Royal Canadian Air Cadets, 325 Cornwall Kiwanis Squadron, to hold a Tag Day on October 12, 2013.

2 Proclamation - Parkinson's Awareness Month

Click for detail --> 

That Council proclaim the month of April, 2013, as "Parkinson's Awareness Month" in the City of Cornwall.

3 Staff Replacement - Social Services Division

Click for detail --> 

That Council approve the hiring of an Operations Financial Support staff within the Social Services Division.

4 Staff Replacement - Water and Sewer Infrastructure Technologist for Municipal Works Division

Click for detail --> 

That Council approve the staffing of a Water and Sewer Infrastructure Technologist.

5 Staff Replacement - Surveyor for Infrastructure Planning Division

Click for detail --> 

That Council approve the hiring of a Surveyor for the Infrastructure Planning Division within the Department of Infrastructure and Municipal Works.

6 Staff Replacement - Clerk/Security/ Benson Centre

Click for detail --> 

That Council approve the replacement of the Full-time Clerk/Security position located at the Benson Centre reception desk. This position has been designated as a bilingual position.

7 Lease Renewal - Chesterville Social Services Office

Click for detail --> 

That Council authorize the Mayor and Clerk to enter into a renewal of the tenancy agreement with Erik Thompson for office space in Chesterville, for a three year term commencing May 1, 2013.

Motion to **APPROVE** all recommendation made under the Consent / Correspondence section as presented.

Moved By: Glen Grant, Councillor

Seconded By: David Murphy, Councillor

MOTION APPROVED

RESOLUTIONS / BUSINESS ARISING FROM NOTICE OF MOTION

There were no Resolutions nor Business arising from Notice of Motion.

UNFINISHED BUSINESS REPORTS

1 Travel Information Centre - Brookdale Avenue

Click for detail --> 

Motion to **AUTHORIZE** Administration to provide notice to the Provincial Government - Infrastructure Ontario, of its withdrawal of interest in acquiring the property.

Moved By: Denis Thibault, Councillor

Seconded By: Glen Grant, Councillor

Motion to **REFER** this matter to the Strategic Planning Session scheduled to be held later this spring.

Moved By: Bernadette Clément, Councillor

Seconded By: Elaine MacDonald, Councillor

MOTION APPROVED

2 Winter Parking Restrictions

Click for detail --> 

1. To amend the winter parking restrictions as to prohibit overnight parking on any highway or municipal parking lot between December 15 of one year to March 31 of the following year, with an additional restriction between November 15 and December 14 when overnight winter parking will be permitted unless Environment Canada forecasts a snowfall of 5 cm or more.
2. Propose that Municipal Works staff, as identified by the Division Manager, be appointed as By-law Enforcement Officers for the purpose of overnight winter parking enforcement.
3. If recommendations 1 and 2 are approved by Council, implement a communication strategy using various media as proposed by the City's Public Information Coordinator.

Motion to **APPROVE** all three recommendations contained in Report #2013-13-IMW-IP as presented.

Moved By: David Murphy, Councillor

Seconded By: Maurice Dupelle, Councillor

MOTION APPROVED

Having previously declared an interest in this matter, Councillor David Murphy stepped away from the table. Therefore, he is not counted in the Committee of Council for vote on this item. s.10.6 Procedural By-law

3 University Project for Cornwall and the United Counties and Akwesasne

Click for detail --> 

Motion to **APPROVE** the contribution of \$10,000 from the 2013 Economic Development Department budget, and up to \$40,000 in additional funds from the investment income from the Progress Fund.

This motion, requiring a 2/3 majority vote, resulted as follows.

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

A recorded vote on this matter resulted as follows:

Votes For = 6

Bob Kilger, Mayor
Elaine MacDonald, Councillor
Bernadette Clément, Councillor
Glen Grant, Councillor
Gerald E. Samson, Councillor
Syd Gardiner, Councillor

Votes Opposed = 3

Denis Thibault, Councillor
Maurice Dupelle, Councillor
Denis Carr, Councillor

Excluded by a declared conflict = 1

David Murphy, Councillor

MOTION APPROVED

Councillor David Murphy returned to the table.

COMMUNICATIONS / REPORTS

1 Ontario Municipal Social Services Association (OMSSA) 2013 Membership

Click for detail --> 

Motion to **APPROVE** the payment of the \$12,214 + HST Membership Fee with the Ontario Municipal Social Services Association, and further that Councillor Elaine MacDonald be **NOMINATED** as the Elected Member to represent the Consolidated Municipal Service Manager for the year 2013.

Moved By: Maurice Dupelle, Councillor
Seconded By: Syd Gardiner, Councillor

MOTION APPROVED

2 2012 Annual Remuneration and Expense Statement for Elected Officials

Click for detail --> 

Motion to **RECEIVE** the annual statement of remuneration and expenses paid to members of Council in accordance with Section 284 of the *Municipal Act, 2001*.

Moved By: Denis Thibault, Councillor
Seconded By: Maurice Dupelle, Councillor

MOTION APPROVED

3 2012 Fourth Quarter Financial Overview - Preliminary Report

Click for detail --> 

Motion to **AUTHORIZE** the transfer of surplus dollars to reserves as follows:

1. That \$222,837 be transferred to Waterworks Reserve.
2. That \$225,071 be transferred to Sewer-Sewage Treatment Reserve.
3. That the remaining surplus of approximately \$96,061 be transferred to Working Reserves.

Moved By: David Murphy, Councillor
Seconded By: Bernadette Clément, Councillor

MOTION APPROVED

4 Ontario Regulation 284/09: Budget Matters - Expenses

Click for detail --> 

Motion to **ADOPT** Report #2013-06-FI by Resolution as required under the *Municipal Act, 2001*, Ontario Regulation 284/09.

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

MOTION APPROVED

TENDERS AND REQUESTS FOR PROPOSALS

1 Tender No. 12-T50 Supply and Delivery of Screened Topsoil

Click for detail --> 


Motion to **AWARD** Tender 12-T50 as per Option B for a two (2) year period to West Front Construction Cda Ltd., Cornwall, Ontario being the best bid meeting the tender specifications.

2 Tender No. 13-T02 Supply and Placing of Nursery Sod

Click for detail --> 

Motion to **AWARD** Tender 13-T02 be awarded to 2229636 Ont. Inc/Woodsman Const. & Tree Service, St. Andrews West, Ontario, at the total bid price of \$58,317.61 (net cost to the Corporation - \$52,516.81) being the best bid meeting the tender specifications.

3 Tender No. 13-T03 Supply of Crushed Stone and Stone Dust

Click for detail --> 

Motion to **AWARD** Tender 13-T03 be awarded to Cornwall Gravel Company Ltd., from Cornwall, Ontario, at the total bid price of \$69,870.73 (net cost to the Corporation - \$62,920.75) being the best bid meeting the tender specifications.

4 Tender No. 13-T04 Supply of Ready Mix Concrete - As Required

Click for detail --> 

Motion to **AWARD** Tender 13-T04 be awarded to Grant Ready Mix Limited from Cornwall, Ontario, at the total bid price of \$92,535.55 (net cost to the Corporation - \$83,320.32) being the best bid meeting the tender specifications.

5 Tender No. 13-T05 Supply of Hot Mix Asphalt

Click for detail --> 

Motion to **AWARD** Tender 13-T05 be awarded to Coco Paving Inc., Ottawa, Ontario, at the total bid price of \$185,885.00 (net cost to the Corporation - \$167,925.20) being the best bid meeting the tender specifications.

6 Tender No. 13-T08 Supply of Equipment and Manpower for Placing Hot-Mix Asphalt

Click for detail --> 

Motion to **AWARD** Tender 13-T08 be awarded to Spooner Paving from Cornwall, Ontario, at the total bid price of \$151,137.50 (net cost to the Corporation - \$136,104.00) being the best bid meeting the tender specifications.

7 Tender No. 13-T10 Janitorial Services for E.M.S. Building

Click for detail --> 

Motion to **AWARD** Tender 13-T10 be awarded to Glacier Maintenance from Ottawa, Ontario, at the total bid price of \$30,623.00 (net cost to the Corporation - \$27,576.96) being the best bid meeting the tender specifications.

8 Tender No. 13-T11 Supply of Minor General Construction Services

Click for detail --> 

Motion to **AWARD** Tender 13-T11 be awarded for a two year period to DeSaulniers Construction Ltd., from Cornwall, ON being the best bid meeting the tender specifications.

9 Tender No. 13-T14 Generator Compliance Upgrades for the Department of Infrastructure and Municipal Works

Click for detail --> 

Motion to **AWARD** Tender 13-T14 be awarded to as follows:

- Item 1 to Genrep Ltd./Ltee., Nepean, ON at the total bid price of \$5,034.64;
- Item 2 to Genrep Ltd./Ltee., Nepean, ON at the total bid price of \$7,097.82;
- Item 3 to Geco Industries, Campbellford, ON at the total bid price of \$8,184.80;
- Item 4 to Genrep Ltd./Ltee., Nepean, ON at the total bid price of \$10,897.88;
- Item 5 to Genrep Ltd./Ltee., Nepean, ON at the total bid price of \$5,471.75;
- Item 6 to Genrep Ltd./Ltee., Nepean, ON at the total bid price of \$24,790.80;
- Item 7 to Genrep Ltd./Ltee., Nepean, ON at the total bid price of \$2,592.15;
- Item 8 to Geco Industries, Campbellford, ON at the total bid price of \$9,604.00;
- Item 9 to Geco Industries, Campbellford, ON at the total bid price of \$9,604.00;

being the best bids meeting the tender specifications.

10 Tender No. 13-T15 Centreline Pavement Markings

Click for detail --> 

Motion to **AWARD** Tender 13-T15 be awarded to O'Brien Road Marking Limited, Niagara Falls, Ontario, at the total bid price of \$79,156.50 (net cost to the Corporation - \$71,282.88) with an option to renew for an additional two years being the best bid meeting the tender specifications.

Motion to **AWARD** all Tenders are presented.

Moved By: Glen Grant, Councillor

Seconded By: Maurice Dupelle, Councillor

MOTION APPROVED

NEW BUSINESS

There were no New Business Motions.

PASSING OF BY-LAWS

Motion to **APPROVE** By-laws 2013-043 to 2013-054 inclusive, listed on the Agenda.

2013-043 A By-Law authorizing The Corporation of the City of Cornwall for a partial discharge on a severed portion of property for it's Liens under the Heart of the City CIP (HOTC)

Click for detail --> 


EXPLANATORY NOTE 2013-043 Explanation of Purpose and Effect for a partial discharge on a severed portion of Property for it's liens for the Heart of the City CIP (HOTC)

Click for detail --> 


2013-044 A By-Law authorizing The Corporation of the City of Cornwall for a partial discharge on a severed portion of property for it's Notice of Agreement under the Brownfield Community Improvement Plan

Click for detail --> 


EXPLANATORY NOTE 2013-044 Explanation of Purpose and Effect for a partial discharge on a severed portion of Property for a Notice of Agreement for the Brownfield CIP

Click for detail --> 


2013-045 A By-law to name and dedicate two strips of land on the north side of South Branch Road at 17885 South Branch Road, being Part 1 on Reference Plan 52R-1802, PIN 60142-0127 and PIN 60142-0092 LT as South Branch Road

Click for detail --> 

EXPLANATORY NOTE 2013-045 Explanatory Note to By-law to name and dedicate two strips of land as South Branch Road

Click for detail --> 

2013-046 A By-law to grant an Easement in favour of Trans-Northern Pipeline Inc. on Part 1, Plan 52R-7566, in the City of Cornwall, County of Stormont

Click for detail --> 

EXPLANATORY NOTE 2013-046 Explanatory Note to By-law #2013-046 to grant an easement in favour of Trans-Northern Pipeline Inc.

[Click for detail -->](#)

2013-047 A By-law to enter into a Contribution Agreement with the Province of Ontario for funding under the MIII Asset Management Program

[Click for detail -->](#)

EXPLANATORY NOTE 2013-047 Explanatory Note to By-law 2013-047 to enter into a Contribution Agreement with the Province for funding under MIII - Asset Management Program

[Click for detail -->](#)

2013-048 A By-law to authorize The Corporation of the City of Cornwall to acquire property along Gloucester Street South for the purpose of widening the road allowance to construct a standard 1.5m sidewalk

[Click for detail -->](#)

EXPLANATORY NOTE 2013-048 Explanatory Note to Bylaw to authorize City to purchase property along Gloucester Street South for widening of road allowance to construct sidewalk

[Click for detail -->](#)

2013-049 A By-law to authorize The Corporation of the City of Cornwall (on behalf of the Glen Stor Dun Lodge) to enter into a Long Term Care Home Service Accountability Agreement for the period of April 1, 2013 - March 31, 2016 with the Champlain Local Integration Network (LHIN)

[Click for detail -->](#)

2013-050 A By-law to authorize The Corporation of the City of Cornwall (on behalf of the Glen Stor Dun Lodge) to enter into Funding Agreement-Community Support Services Common Assessment Project) - InterRAI Preliminary Screener

[Click for detail -->](#)

2013-051 A By-law to authorize The Corporation of the City of Cornwall to enter into a Sponsorship Agreement with Tim Hortons Advertising and Promotion Fund (Canada) Inc. for a period of five (5) years

[Click for detail -->](#)

EXPLANATORY NOTE 2013-051 Explanatory Note for Sponsorship Agreement with Tim Hortons Advertising and Promotion Fund (Canada) Inc.

[Click for detail -->](#)

2013-052 A By-law authorizing The Corporation of the City of Cornwall to purchase property in the Business Park.

[Click for detail -->](#)

2013-053 By-law to authorize The Corporation of the City of Cornwall to enter into a Leasing Agreement with Ontario Infrastructure, to access wells for monitoring purposes

[Click for detail -->](#)

EXPLANATORY NOTE 2013-053 Explanatory Note for License Agreement between the Ontario Infrastructure and Lands Corporation and the City of Cornwall

[Click for detail -->](#)

2013-054 A By-law to amend By-law 2011-011 and to appoint lay members of the community to various Boards, Commissions and Committees

[Click for detail -->](#)

EXPLANATORY NOTE 2013-054 Explanatory Note 2013-054 on a By-law to amend By-law 2011-011 and to appoint lay members of the community to various Boards, Commissions and Committees

Click for detail --> 

Moved By: Bernadette Clément, Councillor

Seconded By: David Murphy, Councillor

MOTION APPROVED

REPORTS FROM STANDING / SPECIAL COMMITTEES OF COUNCIL

There were no Report from Standing nor Special Committees of Council.

NOTICES OF MOTION

1 Rescheduling of a Regular Council Meeting

Click for detail --> 

Proposed by: Councillor Glen Grant

Seconded by: Councillor David Murphy

WHEREAS City Council has been invited to participate in a major fundraiser on April 22, 2013; and

WHEREAS April 22, 2013, is a scheduled City Council meeting; and

WHEREAS the City of Cornwall procedural By-law prescribes the process to modify a scheduled meeting date, by way of Notice of Motion and a 2/3 majority vote at the subsequent meeting; and

WHEREAS Council wishes to reschedule the April 22, 2013, City Council meeting to April 29, 2013.

PENDING BUSINESS LISTING

The Pending Business Listing was presented and no discussion ensued.

1 Pending Business Listing for Monday, March 25, 2013

Click for detail --> 

Motion to **RECEIVE** the Pending Business Listing.

Moved By: Syd Gardiner, Councillor

Seconded By: Gerald E. Samson, Councillor

MOTION APPROVED

CONFIRMING BY-LAW

Motion to **APPROVE** By-law 2013-055, 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, March 25, 2013.

2013-055 Confirming By-law

Click for detail --> 

Moved By: Elaine MacDonald, Councillor
Seconded By: Maurice Dupelle, Councillor

MOTION APPROVED

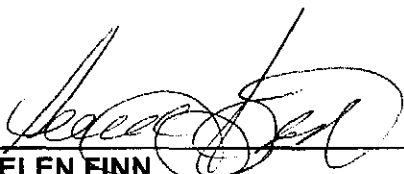
ADJOURNMENT

Motion to **ADJOURN** the Public Meeting of Council at 8:55 p.m.

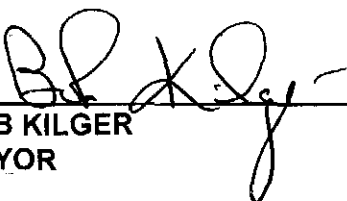
Moved By: Elaine MacDonald, Councillor
Seconded By: Syd Gardiner, Councillor

MOTION APPROVED

The next regular public meeting of Council is to be held on Monday, April 8, 2013.



HELEN FINN
CITY CLERK



BOB KILGER
MAYOR



MANON L. POIRIER
DEPUTY CITY CLERK

