



Minutes
Cornwall City Council

Meeting ID: 2013-28
Meeting Date: Mon October 28, 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
André Rivette, Councillor
Bernadette Clément, Councillor
Glen Grant, Councillor
Gerald E. Samson, Councillor
Syd Gardiner, Councillor
David Murphy, Councillor
Denis Carr, Councillor

Attendance Staff:

Maureen Adams, General Manager, Financial Services
Manon L. Poirier, Deputy Clerk
John St. Marseille, General Manager, Infrastructure and Municipal Works
Stephen Alexander, General Manager, Planning, Parks and Recreation
Dail Levesque, Manager, Human Resources
Myles Cassidy, Manager, Emergency Medical Services
Norm Quenneville, Manager Glen Stor Dun Lodge
Debora M. Daigle, Manager, Social and Housing Services
Christine Lefebvre, Division Manager, Parks and Recreation Services
Monique Gunn, Division Manager, Child Care Services
Len Tapp, Division Manager, Transit Services
Tracey Bailey, Accounting Supervisor / Deputy Treasurer
Christopher Rogers, Chief Building Official
Lisa Collette, Administrative Assistant

IN-CAMERA SESSION

Motion to move into an In-Camera Session at 5:00 p.m. to discuss matters that fall under the Municipal Act, 2001, c.23 s.239:

Item 1 - Fire Master Plan

- (3.1) (1) The meeting is held for the purpose of educating or training the members; and
- (3.1) (2) 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.

Item 2 - Collective Agreement

- (2) (d) labour relations or employee negotiations.

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

MOTION APPROVED

Rise and Report

Item 1: no resolution

Item 2: Resolution to direct Administration to prepare the necessary By-law to enact the Collective Agreement between the City of Cornwall and the Amalgamated Transit Union Local 946

INVOCATION

Reverend Donald Wachenschwanz

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.

Amendment

Consent Item #2, PAC Report Brownfield CIP Funding Application was moved to Communication Item, #5 for discussion.

DISCLOSURE OF INTEREST

Councillor Denis Thibault declared an interest in Communication Item #3, Big Ben Ski Hill Agreements, stating that he had family ties.

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: André Rivette, Councillor
Seconded By: Gerald E. Samson, Councillor

MOTION APPROVED

GENERAL CONSENT

ADOPTION OF MINUTES

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

1 October 15, 2013 Cornwall City Council Meeting

Click for detail --> 

2 October 21, 2013 Cornwall City Council Meeting


Click for detail --> 

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


MOTION APPROVED

PRESENTATIONS

1 Recognition of Melanie Desnoyers for Community Partner Award

Click for detail --> 


2 Cornwall Port of Entry Interim Relocation Project by Shawn Hibbard, Sylvain Cyr and Steve MacNaughton

Click for detail --> 

DELEGATIONS

CONSENT/CORRESPONDENCE

1 Proclamation of Community Social Services Workers Day

Click for detail --> 

That Council proclaim November 6, 2013, as "Community Social Services Workers Day" in the City of Cornwall.

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

MOTION APPROVED

2 PAC Report No. 1 - October 21, 2013, CPPEC Recommendation - Brownfield CIP Funding Application

Click for detail --> 

This item was moved to Communication Item #5 for discussion.

RESOLUTIONS / BUSINESS ARISING FROM NOTICE OF MOTION

2013-10-28 Small, Rural, and Northern Municipal Infrastructure Fund - Expression of Interest

Click for detail --> 

WHEREAS on October 4, 2013, the Province of Ontario announced the Small, Rural and Northern Municipal Infrastructure Fund (S. R. & N. MIF) making \$71 million available for capital improvement funding; and

WHEREAS the program is to support critical road, bridge, water and wastewater projects where the primary objective is to address urgent public health and safety issues or maintain public health and safety in the long term; and

WHEREAS the City of Cornwall's infrastructure priorities are to mitigate backup of sewage into basements and the associated health and safety issues, financial burden and frustration facing affected residents; and

WHEREAS these project are financially prohibitive without assistance from programs such as S.R.&N. MIF; and

WHEREAS the project recommended for submission of an Expression of Interest (EOI) for program funding is the Grand / Miron / Eleventh area Basement Flooding Relief project, with an application for \$2 million funding for this project with a total estimated cost of \$5 million (40%).

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE CORPORATION OF THE CITY OF CORNWALL ENACTS AS FOLLOWS:

That Council endorse the Grand / Miron / Eleventh Street area Basement Flooding Relief, as the project to be submitted for the Small, Rural & Northern Municipal Infrastructure Fund Capital Program EOI.

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

MOTION APPROVED

UNFINISHED BUSINESS REPORTS

1 Pigeon By-law Report

Click for detail --> 

That Council endorse a the Pigeon Control By-law to provide tools to address pigeon issues.

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

Motion to **amend the main motion** by changing the wording in the proposed By-law s.7.1 from "No person shall throw or place or permit to be thrown or placed any type of food in a yard for the purpose of feeding Pigeons" to "No person shall throw or place or permit to be thrown or placed any type of food on private or public property for the purpose of feeding Pigeons".

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

MOTION TO AMEND DEFEATED

Motion to **amend the main motion** by deleting the following sections of the proposed By-law:

"7.3 (b) kept clean by being regularly disinfected.

7.4. The ground beneath any bird feeder shall be maintained and raked to remove bird food and bird droppings.

7.5. Bird feeding activity shall not be a nuisance to or interfere with the normal use and enjoyment of neighboring properties and premises."

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

MOTION TO AMEND DEFEATED

Motion to **amend the main motion** by deleting the following section of the proposed By-law:

"8. DISEASED PIGEONS

No person shall Keep any Pigeon afflicted with an infectious or contagious disease, unless under conditions approved by the Medical Officer of Health."

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

MOTION TO AMEND DEFEATED

A recorded vote on this matter resulted as follows:

Votes For = 9

Bob Kilger, Mayor
Maurice Dupelle, Councillor
Elaine MacDonald, Councillor

André Rivette, Councillor
Bernadette Clément, Councillor
Glen Grant, Councillor
Syd Gardiner, Councillor
David Murphy, Councillor
Denis Carr, Councillor

Votes Opposed = 2

Denis Thibault, Councillor
Gerald E. Samson, Councillor

MAIN MOTION APPROVED

By-law 2013-025 was endorsed as proposed.

2 Elder Friendly Community

Click for detail --> 


That Cornwall City Council endorse the creation of a Steering Committee of Council consisting of administrative staff, lay persons and Council Members to guide the implementation of strategies and programs designed to enhance the Community Services available to seniors.

Moved By: Denis Carr, Councillor
Seconded By: Glen Grant, Councillor

MOTION APPROVED

COMMUNICATIONS / REPORTS

1 Replacement of Three Ambulances


Click for detail --> 

Council approve the purchase of three 2013 Ford E-350 gas FleetMax Ambulances intended to replace retiring ambulances in 2014.

Moved By: Maurice Dupelle, Councillor
Seconded By: Gerald E. Samson, Councillor

MOTION APPROVED

2 Small, Rural & Northern Municipal Infrastructure Funding - Expression of Interest

Click for detail --> 

That Council endorse the Grand / Miron / Eleventh area basement flooding relief project as the project to be submitted under the Municipal Infrastructure Fund EOI, requesting \$2 million for the project estimated to cost \$5 million (40% funding).

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

MOTION APPROVED

Having declared an interest in this matter, Councillor Denis Thibault did not participate in the discussions nor the vote.

3 Big Ben Ski Hill Agreements

Click for detail --> 

That Council confirm the operation of Big Ben Ski Hill for the 2013-14 season and direct Administration to bring forth by-laws to authorize the Mayor and Clerk to enter into a one year agreement with the operator and the land owner for the upcoming season.

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

MOTION APPROVED

4 Report - Yard Maintenance By-Law Draft

Click for detail --> 

That Council review the By-law draft with the approach to adopting the By-law at the Council Meeting of November 12, 2012.

Moved By: Maurice Dupelle, Councillor
Seconded By: Bernadette Clément, Councillor

MOTION APPROVED

5 PAC Report No. 1 - October 21, 2013, CPPEC Recommendation - Brownfield CIP Funding Application

Click for detail --> 


That Council endorse BR#2013-03 - 9th Cumberland & 7th request be approved as follows:
Program 1 - City of Cornwall Rehabilitation Grant - \$4,500,000 (based on actual costs, up to but not to exceed).

Moved By: Gerald E. Samson, Councillor
Seconded By: Elaine MacDonald, Councillor

MOTION APPROVED

TENDERS AND REQUESTS FOR PROPOSALS

1 Tender No. 13-T65 Supply of Dry Cleaning/Laundry Services for EMS and WWTP


Click for detail --> 

That Tender 13-T65 be awarded for the period of two (2) years (January 1, 2014 to December 31, 2015.) with the option of renewal for a further one (1) year period to MacDonald Cleaners from Alexandria, Ontario, at a two year price of price of \$39,299.66 (\$19,149.83 per year), (net cost to the Corporation - \$35,390.56) being the best bid meeting the tender specifications.

Moved By: Maurice Dupelle, Councillor
Seconded By: Glen Grant, Councillor

MOTION APPROVED

2 Tender No. 13-T66 Restoration of Joe St. Denis Football Field

Click for detail --> 

That Tender 13-T66 be awarded to Mountainview Golf & Athletic Turf Specialists, from Quyon, Quebec, at the total bid price of \$59,325.00 (net cost to the Corporation - \$52,500.00) being the best bid meeting the tender specifications. The balance of the funds required to complete this project will be taken from the Parks and Recreation Operating Budget if possible and, if not, the Parkland Reserve will be used.

Moved By: David Murphy, Councillor
Seconded By: Gerald E. Samson, Councillor

MOTION APPROVED

NEW BUSINESS

1 Interest in Commissions, Boards and Committees, External Agencies and Charitable Organizations

Click for detail --> 

Whereas, as part of their official capacities, the City of Cornwall's Council Members are appointed to serve on many of the municipality's Commissions, Boards and Committees; and

Whereas Council Members often sit on Board of Directors for external agencies and charitable organizations; and

Whereas "Accountability" means the principle that the municipality is obligated to demonstrate and take responsibility for its actions, decisions and policies and that it is answerable to the public at large; and

Whereas "Transparency" means the principle that the municipality will conduct its business in an accessible, clear and visible manner and that its activities are open to examination by its stakeholders; and

Whereas it is not deemed for a Council Member who sits on a Commission, Board, Committee agency or charitable organization to have a direct or indirect pecuniary interest should a matter be brought to Council regarding those Commissions, Boards, Committees, agencies and charitable organizations;

Whereas how a particular vote is cast, the nature of the effect of such a vote the motions of the municipal official or whether the members vote was the "deciding" one or not relevant to the result are considered irrelevant factors, it is desirable to project accountability and transparency and for that Council Member to abstain from the discussions and the vote.

Whereas, if such matters requiring financial assistance from The Corporation of the City of Cornwall be brought to Council regarding these Commissions, Boards, Committees, agencies and charitable organizations that a Council Member sits on, that Member:

1. Shall disclose the interest before the matter is considered;
2. Shall not participate in the discussion;
3. Shall not attempt to influence (before, during or after);
4. Shall note vote; and
5. Leave the meeting if it is closed to the public.

Now therefore, be it resolved that Council direct Administration to prepare a report, regarding whether or not this motion goes against the legal considerations on exercising power overriding the Municipal Conflict of Interest Act and exceeding the limits of authority.

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

MOTION APPROVED

PASSING OF BY-LAWS

Motion to **APPROVE** By-laws 2013-203 to 2013-205 inclusive, listed on the Agenda.

2013-203 A By-law to authorize The City of Cornwall to enter into a Brownfield (BR) Program 1: City of Cornwall Brownfield Rehabilitation (Tax Increment Grant) Funding Agreements

Click for detail --> 


Explanatory Note 2013-203 Explanation of Purpose and Effect for Brownfield Application Program 1 Tax Increment Grant Agreement of By-law 2013

Click for detail --> 

2013-204 A By-law to obtain an easement over Part 4, Plan 52R-467, City of Cornwall, for a municipal sanitary sewer across property owned Gordon Taillon at 1104 Miron Avenue

Click for detail --> 

Explanatory Note 2013-204 Explanatory Note to By-law 2013-204 to obtain Easement on Part 4, 52R-467 (1104 Miron Avenue)

Click for detail --> 

2013-205 Pigeon Control By-Law

Click for detail --> 

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

MOTION APPROVED

REPORTS FROM STANDING / SPECIAL COMMITTEES OF COUNCIL

Councillor Syd Gardiner provided an update from the Eastern Ontario Health Unit.

NOTICES OF MOTION

PENDING BUSINESS LISTING

The Pending Business Listing was presented and no discussion ensued.

1 Pending Business Listing for Monday, October 28, 2013

Click for detail --> 

CONFIRMING BY-LAW

Motion to **APPROVE** By-law 2013-206, 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, October 28, 2013.

2013-206 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, October 28, 2013

Click for detail --> 

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

MOTION APPROVED

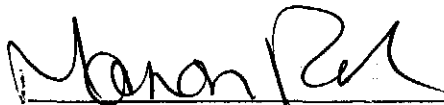
ADJOURNMENT

Motion to **ADJOURN** the Public Meeting of Council at 9:10 p.m.

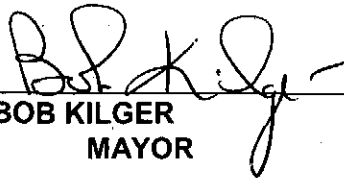
Moved By: Denis Carr, Councillor
Seconded By: Maurice Dupelle, Councillor

MOTION APPROVED

The next regular public meeting of Council is to be held on Tuesday, November 12, 2013.



**MANON L. POIRIER
DEPUTY CITY CLERK**



**BOB KILGER
MAYOR**