



Minutes
Cornwall City Council

Meeting ID: 2013-32
Meeting Date: Mon December 09, 2013 07:00 PM
Location: Council Chambers
Chair: Bob Kilger, Mayor
Prepared By: Helen Finn, City 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
Syd Gardiner, Councillor
David Murphy, Councillor
Denis Carr, Councillor

Regrets:

Gerald E. Samson, Councillor

Attendance Staff:

Norm Levac, Chief Administrative Officer
Helen Finn, City Clerk
Manon L. Poirier, Deputy Clerk
John St. Marseille, General Manager,
Infrastructure and Municipal Works
Maureen Adams, General Manager, Financial
Services
Dail Levesque, Manager, Human Resources
Mark A. Boileau, Manager, Economic
Development
Myles Cassidy, Manager, Emergency Medical
Services
Norm Quenneville, Manager Glen Stor Dun
Lodge
Richard McCullough, Fire Chief
Debora M. Daigle, Manager, Social and
Housing Services
Christine Lefebvre, Division Manager, Parks
and Recreation Services
Ken Bedford, Supervisor, Planning Division
Stephen Rand, Purchasing Supervisor
Tracey Bailey, Accounting Supervisor /
Deputy Treasurer
Anne-Marie Fobert-Poirier, Program
Coordinator (left at 8:30 pm)
Bob Peters, Senior Development Officer
Paul Scrimshaw, Budget and Cash

Co-ordinator

Motion to go In-Camera at 5:20 p.m., to address matters pertaining to Section 239 (2) and (3.1) of the Municipal Act, 2001 S.O. 2001 S.O. 2001, Chapter 25:

Specifically:

Item 1 - Report 2013-76-CL – Legal opinion

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

Item 2 - Report 2013-15-HR Labour negotiations

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

239.(2)(d) labour relations or employee negotiations;

Item 3 - Report 2013-FI Labour negotiations

239.(2)(d) labour relations or employee negotiations;

Item 4 - Report 2013-75-CL - Lay Appointments to the Cornwall Regional Airport Review Committee

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

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

MOTION APPROVED

Rise and Report

Item 1 - Report 2013-76-CL – Legal opinion

No resolution.

Item 2 - Report 2013-15-HR Labour negotiations

Council Directs Administration to proceed according to the recommendation and complete the necessary procedures.

Item 3 - Report 2013-FI Labour negotiations

Council Directs Administration to proceed according to the recommendation and

proceed with the necessary by-law.

Item 4 - Report 2013-75-CL - Lay Appointments to the Cornwall Regional Airport Review Committee

Motion to direct Administration to complete the necessary procedures and by-law to appoint Mr. John E. Vinocur to the Cornwall Regional Airport Review Committee.

Invocation

Mr. Abdollah Vakily
Dar-UI-Ihsan Centre for Islamic Education

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.

Additions:

1. New Business Motion: Harbour Tanks
2. New Business By-law 2013-243: Interim Control By-law prohibiting the use of land, buildings and structures within defined areas of the municipality for any purposes, except permitted
3. New Business Resolution 2013-12-09: Interim Control Resolution prohibiting the use of land, buildings and structures within defined areas of the municipality for any purposes, except permitted
4. New Business Motion: Letter of Intent with La Généalogie et archives Saint-Laurent as per By-Law 2013-035 - Revised

Amendments:

1. Consent Item #1, Proclamation - Children's Christmas Fund 2013, was moved to Communication Item #7 for discussion.

2. Consent Item #2, Proclamation - Alzheimer Awareness Month 2014, was moved to Communication Item #8 for discussion.
3. Confirming By-law 2013-243 was amended to be By-law 2013-244.

Disclosures of Interest

There were no disclosures of interest declared.

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: Syd Gardiner, Councillor

Motion Approved

General Consent

Adoption of Minutes

Motion to adopt the following Minutes as presented.

1 November 25, 2013 Cornwall City Council Meeting
Click for detail --> 

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

Motion Approved

Presentations

1 Presentation - United Way of SD&G
Click for detail --> 

Justin Watkins, Account Executive for Municipalities, and Nolan Quinn, of the United Way of the SD&G Branch provided an update on the United Way activities.

Delegations

There were no Delegations.

Consent and Correspondence

1 Proclamation - Children's Christmas Fund 2013
This matter was moved to Communication Item #7 for discussion.

2 Proclamation - Alzheimer Awareness Month 2014
This matter was moved to Communication Item #8 for discussion.

Resolutions / Business Arising from Notice of Motion

There were no Resolutions.

Unfinished Business Report

1 Cornwall and the Counties Tourism Office - Interim Report

Click for detail --> 

Action Recommended

That Council receive this report.

Moved By: Elaine MacDonald, Councillor

Seconded By: Denis Thibault, Councillor

Motion Approved

2 Delivery of the Agenda

Click for detail --> 

Action Recommended

That Council approve the following:

- (a) To advance the delivery of the Agenda to Councillors electronically on Wednesday and the hardcopy on Thursday, before the regular public meeting.
- (b) To advance the release of the agenda to the public on the Thursday before the meeting.

* procedural issues discussed at the end.

Motion to Suspend the Rules regarding previous notice, required for a motion to amend or rescind something previously adopted (resolution of October 15, 2013 on the Delivery of the Agenda).

(requires a 2/3 majority vote of the entire assembly)

Moved By: Maurice Dupelle, Councillor

Seconded By: Glen Grant, Councillor

Motion Approved

Main Motion

Motion :

- (a) To advance the delivery of the Agenda to Councillors electronically on Wednesday and the hardcopy on Thursday, before the regular public meeting.
- (b) To advance the release of the agenda to the public on the Thursday before the meeting.

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

First Motion to Amend

Motion to amend the main Motion, section (a), by replacing the word "Wednesday" by "Tuesday" and by replacing the word "Thursday" by "Wednesday". The amended motion would then read as follows:

Motion to advance the delivery of the Agenda to Councillors electronically on Tuesday and the hardcopy on Wednesday, before the regular public meeting.

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

A recorded vote on this matter resulted as follows:

Votes For = 5

Maurice Dupelle, Councillor
André Rivette, Councillor
Bernadette Clément, Councillor
Glen Grant, Councillor
David Murphy, Councillor

Votes Opposed = 5

Bob Kilger, Mayor
Denis Thibault, Councillor
Elaine MacDonald, Councillor
Syd Gardiner, Councillor
Denis Carr, Councillor

Motion Defeated for Want of Majority

Second Motion to Amend

Motion to amend the main Motion, section (a), by replacing the word "Thursday" by "Wednesday". The amended motion would then read as follows:

Motion to advance the delivery of the Agenda to Councillors electronically on Wednesday and the hardcopy on Wednesday, before the regular public meeting.

A recorded vote on this matter resulted as follows:

Votes For = 6

Bob Kilger, Mayor
Maurice Dupelle, Councillor
André Rivette, Councillor
Bernadette Clément, Councillor
Glen Grant, Councillor
David Murphy, Councillor

Votes Opposed = 4
Denis Thibault, Councillor
Elaine MacDonald, Councillor
Syd Gardiner, Councillor
Denis Carr, Councillor

Motion Carried

Third Motion to Amend

Motion to amend the main Motion, section (b), by replacing the word "Thursday" by "Wednesday". The amended motion would then read as follows:

To advance the release of the Council Agenda to the public on the Wednesday before the meeting.

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

Motion Approved

Main Motion Approved as Amended

The Main Motion as Amended now reads as follows:

- (a) To advance the delivery of the Agenda to Councillors electronically on Wednesday and the hardcopy on Wednesday, before the regular public meeting.
- (b) To advance the release of the agenda to the public on the Wednesday before the meeting.

Communications / Reports

1 Transfer Payments to Outside Community Groups

Click for detail --> 

Action Recommended

That Council authorize Administration to continue monthly transfer payments for operating costs to the identified outside community groups for the first quarter of 2014.

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

Motion Approved

2 Ten Year Housing Plan for Cornwall & SDG

Click for detail --> 

Action Recommended

That Council approve the Ten Year Housing Plan for the City of Cornwall and United Counties of Stormont, Dundas and Glengarry.

Moved By: Bernadette Clément, Councillor

Seconded By: Denis Thibault, Councillor

Motion Approved

3 Tax Write-offs / Adjustments

Click for detail --> 

Action Recommended

That Council authorize tax write-offs/adjustments/vacancies under Sections 357 and 364 of the *Municipal Act, 2001*.

Moved By: André Rivette, Councillor

Seconded By: Syd Gardiner, Councillor

Motion Approved

4 2013 Carry Forward of Capital Projects

Click for detail --> 

Action Recommended

That Council approve the carry forward of the capital projects listed on Schedule 1.

Moved By: Glen Grant, Councillor

Seconded By: Maurice Dupelle, Councillor

Motion Approved

5 2013 Carry Forward of Operations

Click for detail --> 

Action Recommended

That Council approve the carry forward of 2013 operations for 2014 budget purposes.

Moved By: Bernadette Clément, Councillor

Seconded By: Denis Thibault, Councillor

Motion Approved

6 Economic Development Report October and November

Click for detail --> 

Action Recommended

That Council receive Report 2013-19-ED for information purposes.

Moved By: Glen Grant, Councillor

Seconded By: André Rivette, Councillor

Motion Approved

7 Proclamation - Children's Christmas Fund 2013

[Click for detail -->](#)

This matter was moved from Consent Item #1 for discussion.

That Council proclaim the week of Sunday, December 15, 2013 as Children's Christmas Fund Week, in the City of Cornwall.

Moved By: Bernadette Clément, Councillor

Seconded By: David Murphy, Councillor

Motion Approved

8 Proclamation - Alzheimer Awareness Month 2014

[Click for detail -->](#)

This matter was moved from Consent Item #2 for discussion.

(a) That Council proclaim: the month of January 2014, be proclaimed as "Alzheimer Awareness Month", in the City of Cornwall; and

(b) That the Alzheimer Society's flag be flown at 340 Pitt Street (Justice Building) during the month of January 2014 in support of the Alzheimer Society awareness campaign.

Moved By: Bernadette Clément, Councillor

Seconded By: Syd Gardiner, Councillor

Motion Approved

Tenders and Requests for Proposals

1 Tender 13-T69 Supply of High Performance Cold Mix Asphalt

[Click for detail -->](#)

Action Recommended

That Tender 13-T69 be awarded to Innovative Surface Solutions from Ajax, Ontario, at the total bid price of \$27,579.01 (net cost to the Corporation of \$24,835.75) being the best bid meeting the tender specifications.

Moved By: Glen Grant, Councillor

Seconded By: Syd Gardiner, Councillor

Motion Approved

2 Tender 13-T70 Supply and Delivery of Various Water and Sewer Parts for Inventory

[Click for detail -->](#)

Action Recommended

That Tender 13-T70 be awarded as follows being the best bids meeting the tender specifications on the aggregate list of 8 schedules (271 items):

Wolseley Waterworks, Ottawa, Ontario - Schedule A, Schedule B (Century Hydrants and Parts), Schedule C, Schedule G, and Schedule H

Boone Plumbing & Heating Supply, Ottawa, Ontario - Schedule B (McAvity Hydrants and Parts), Schedule D, Schedule E and Schedule F

An estimated cost to the Corporation for the two year period of \$367,993.51, (net cost to the Corporation - \$331,389.55) being the best bids meeting the tender specifications.

Moved By: Maurice Dupelle, Councillor

Seconded By: Elaine MacDonald, Councillor

Motion Approved

3 Tender 13-T71 Supply and Delivery of Potable Water Coagulant for Cold Water Conditions

Click for detail --> 

Action Recommended


That Tender 13-T71 be awarded for a two year term from January 1, 2014 to December 31, 2015 to Kemira Water Solutions Canada Inc. being the best bid meeting the tender specifications with an option to renew for an additional year.

Moved By: David Murphy, Councillor

Seconded By: Maurice Dupelle, Councillor

Motion Approved

4 Tender 13-T72 Supply and Delivery of Potable Water Coagulant for Warm Water Conditions

Click for detail --> 

Action Recommended

That Tender 13-T72 be awarded for a two year period from January 1, 2014 to December 31, 2015 to BASF Canada Inc. being the best bid meeting the tender specifications with an option to renew for an additional year.

Moved By: André Rivette, Councillor

Seconded By: Glen Grant, Councillor

Motion Approved

5 Tender 13-T76 Roadway Lighting on Seventh St. W. from C.N.R. Spurline Westerly and Fronting the Benson Centre

Click for detail --> 

Action Recommended

That Tender 13-T76 be awarded to Teraflex Limited from Ottawa, Ontario, at the total bid price of \$67,784.18 (net cost to the Corporation - \$61,041.75) being the best bid meeting the tender specifications.

That \$11,041.75 be taken from Capital Project C33102 - 2013 Street Lighting Upgrades to fund the balance of the project.

Moved By: Syd Gardiner, Councillor

Seconded By: Elaine MacDonald, Councillor

Motion Approved

6 Tender 13-T77 Supply of Tractor Backhoe complete with Operator for Various City Departments

Click for detail --> 

Action Recommended

That items 1, 1a, 2a, 3 and 3a of Tender 13-T77 be awarded to Gaucher Excavation Ltd., Lancaster, Ontario, Item 2 to Hec's Tree Services, Cornwall, Ontario and Item 4 to Woodsman Construction & Tree Services.

Bidders will be called in order on an "as required" basis as follows:

Item 1 - Waterworks to:

Gaucher Excavations Ltd. hourly rate of \$39.94/hr

Woodsman Construction & Tree Service hourly rate of \$42.00/hr.

Hec's Tree Service hourly rate of \$50.00/hr.

Malyon Excavation Ltd. hourly rate of \$66.00/hr.

Item 1a -Waterworks to:

Gaucher Excavations Ltd. hourly rate of \$39.94/hr

Woodsman Construction & Tree Service hourly rate of \$44.00/hr.

Hec's Tree Service hourly rate of \$50.00/hr.

Nick's hourly rate of \$55.00/hr

Malyon Excavation Ltd. at the hourly rate of \$66.00/hr.

Item 2 - Sewers to:

Hec's Tree Service at the hourly rate of \$40.00/hr.

Nick's hourly rate of \$41.95/hr.

Woodsman Construction & Tree Service hourly rate of \$42.00/hr.

Gaucher Excavations Ltd. at the hourly rate of \$43.50/hr

Malyon Excavation Ltd. at the hourly rate of \$66.00/hr.

Item 2a - Sewers to:

Gaucher Excavations Ltd. hourly rate of \$42.74/hr

Woodsman Construction & Tree Service hourly rate of \$44.00/hr.

Hec's Tree Service hourly rate of \$50.00/hr.

Nick's hourly rate of \$55.00/hr.

Malyon Excavation Ltd. hourly rate of \$66.00/hr.

Item 3 - Roads to:

Gaucher Excavations Ltd. hourly rate of \$44.00/hr.

Woodsman Construction & Tree Service hourly rate of \$45.95/hr.

Hec's Tree Service hourly rate of \$50.00/hr.

Mel Valade hourly rate of \$62.00

Malyon Excavation Ltd. at the hourly rate of \$66.00/hr.

Item 3a - Roads to:

Gaucher Excavations Ltd. hourly rate of \$48.50/hr.

Woodsman Construction & Tree Service hourly rate of \$49.95/hr.

Hec's Tree Service at the hourly rate of \$50.00/hr.

Nick's at the hourly rate of \$55.00/hr.

Mel Valade at the hourly rate of \$62.00

Malyon Excavation Ltd. at the hourly rate of \$66.00/hr.

Item 4 - Other Departments to:

Woodsman Construction & Tree Service hourly rate of \$42.50/hr.

Nick's hourly rate of \$49.95/hr.

Gaucher Excavations Ltd. hourly rate of \$49.95/hr.

Hec's Tree Service hourly rate of \$50.00/hr.

Mel Valade hourly rate of \$62.00/hr

Malyon Excavation Ltd. hourly rate of \$66.00/hr.

plus applicable HST being the best bid meeting the tender specifications.

In the case of tied bids, Purchasing Services will undertake the tied bid process as per Policy Flpu07-01 to determine the call-in order of the tied bidders.

Moved By: Denis Thibault, Councillor

Seconded By: Glen Grant, Councillor

Motion Approved

7 Request for Proposal 13-P11 Supply and Installation of Play Structure at Menard Park

Click for detail --> 

Action Recommended

That RFP 13-P11 be awarded to KSL Design from Brantford Ontario, at the total bid price of \$37,231.36 (net cost to the Corporation - \$32,948.11) being the best bid meeting the specifications.

Moved By: Maurice Dupelle, Councillor

Seconded By: Syd Gardiner, Councillor

Motion Approved

New Business

1 Harbour tanks

Click for detail --> 

Whereas a development project is currently underway at the Cornwall Harbour;

Whereas the project is located on Transport Canada lands;

Whereas the Public Port of Cornwall is controlled by Transport Canada and this development is not subject to municipal by-laws and permits;

Whereas Transport Canada leased this property to a company specializing in road safety and dust suppression products, which is constructing two storage tanks for distribution of calcium chloride;

Whereas this project is clearly inconsistent with the Waterfront Plan, the City's Official Plan & long term vision of our community and recent developments in the area;

Now therefore, be it resolved:

That The Corporation of the City of Cornwall expresses its deep disappointment with this project and the lack of public consultation by Transport Canada; and

That The Corporation of the City of Cornwall asks that the Minister reconsider this project and its location;

That a meeting with Federal Transport Minister Lisa Raitt is requested as soon as possible.

Moved By: Glen Grant, Councillor

Seconded By: David Murphy, Councillor

Motion Approved

2 By-law 2013-243: Interim Control By-law prohibiting the use of land, buildings and structures within defined areas of the municipality for any purposes, except permitted

Click for detail --> 

Moved By: Denis Thibault, Councillor

Seconded By: Glen Grant, Councillor

Motion Approved

3 Resolution 2013-12-09: Interim Control Resolution prohibiting the use of land, buildings and structures within defined areas of the municipality for any

purposes, except permitted

Click for detail --> 

Moved By: André Rivette, Councillor

Seconded By: Maurice Dupelle, Councillor

Motion to Amend the main motion to remove the words 'and other forms of Chloride'

Moved By: Denis Carr, Councillor

Seconded By: Maurice Dupelle, Councillor

Motion Defeated

Main Motion Approved

4 Letter of Intent with La Généalogie et archives Saint-Laurent as per By-Law 2013-035 - Revised

Click for detail --> 

That Council approve the attached revised Letter of Intent for La Généalogie et archives Saint-Laurent.

Moved By: Bernadette Clément, Councillor

Seconded By: David Murphy, Councillor

Motion Approved

Passing of By-laws

Motion to endorse By-laws 2013-229 to 2013-242 inclusive, listed on the Agenda.

2013-229 A Bylaw to enter into Service Contract Agreements with Child Care Service Providers for 2014 and that Council approve the process for subsidy payments to individual Child.

Click for detail --> 

2013-230 A Bylaw to appoint Members of Council to act from time to time in the place and stead of the Head of Council

Click for detail --> 

2013-231 A By-law amending the Funding Agreement between The City of Cornwall and Stewardship Ontario.

Click for detail --> 

Explanatory Note-2013-231 to By-law Amending the Funding Agreement

between The City of Cornwall and Stewardship Ontario

Click for detail --> 

2013-232 A By-law to authorize the Corporation of the City of Cornwall to enter into a Contract Extension Agreement with Complete Purchasing Services Inc.

Click for detail --> 

2013-233 A By-law to authorize the Corporation of the City of Cornwall to enter into a Client-Supplier Agreement through the Ontario Education Collaborative Marketplace.

Click for detail --> 

2013-234 A By-law to authorize borrowing for the Police Services payout of employee sick leave credit bank

Click for detail --> 

2013-235 A By-law to authorize temporary borrowing for the Secondary Wastewater Treatment Plant

Click for detail --> 

2013-236 A By-law to authorize the borrowing of funds to provide financing for 2012 MW equipment/vehicles, 2013 Police vehicles, and 2012 EMS Defibrillators.

Click for detail --> 

2013-237 A By-law to authorize the spending of expenditures in the current year prior to the adoption of the operational budget

Click for detail --> 

2013-238 A By-law to amend By-law 2010-142, which By-law is to appoint Members of Council to Boards, Committees and Commissions for this term of Council - Budget Steering Committee, Review of Community Agencies Committee

Click for detail --> 

2013-239 A By-law to approve an Encroachment Agreement for 145 Pitt Street - (Homefinder Group) to permit a minor facade and side wall encroachment onto City Lands.

Click for detail --> 

Explanatory Note-2013-239 - HomeFinder's Group 145, Pitt Street Encroachment Agreement

Click for detail --> 

2013-240 A By-law authorizing the Contract Agreement for the Cornwall Business Enterprise Centre's Assistant - Sophia Bissonnette for the term of December 16, 2013 to December 15, 2014

Click for detail --> 

2013-241 A By-law to repeal and replace Schedule A of By-law #2012-175 to

provide for the supply and distribution of potable water and to set rates for consumers.

Click for detail --> 

2013-242 A By-law to repeal and replace By-law #2012-176 being a By-law with respect to Sewage Service Rates

Click for detail --> 

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

Motion Approved

Reports from Standing / Special Committees of Council

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

Notices of Motion

There were no Notices of Motion.

Pending Business Listing

The Pending Business Listing was presented and no discussion ensued.

1 Pending - Unfinished Business List

Click for detail --> 

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

Motion Approved

Confirming By-law

Motion to approve By-law 2013-244, 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, December 9, 2013.

2013-244 Confirming By-law for Monday, December 9, 2013

Click for detail --> 

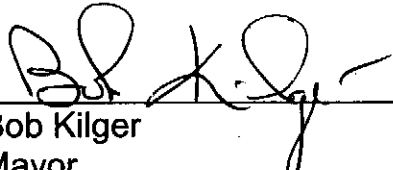
Adjournment

Motion to adjourn the Public Meeting of Council at 9:30 pm.

The next regular public meeting of Council is to be held on Monday, January 13, 2013.



Helen Finn
City Clerk



Bob Kilger
Mayor

