

CITY COUNCIL NO. 22-70

July 27, 1970.

To His Worship the Mayor
and Members of City Council.

Gentlemen:

A Special Meeting of City Council was held this evening with the following members present: His Worship Mayor N. Kaneb, Aldermen R. Carrara, A. Clement, R. Brunet, D. Fawthrop, D. Webster, F. Guindon, G. Cameron, K. Bough, A. M. Lebano, J. Pescod and M. Holden.

DELEGATIONS

Moved by Alderman Guindon, seconded by Alderman Lebano that Rule '48' be suspended in order to hear delegations. Voting against the motion was Alderman Bough. The motion carried.

Chamber of Commerce - Mr. Joe E. Gunn, Executive Manager of the Chamber of Commerce, had indicated his wish to address Council this evening but, at this time, had left the meeting and had asked that he be permitted to come before Council at the next meeting.

Lyle McLaren - Mr. L. McLaren presented a report, dated July 22nd, with attached appendix, dated July 24th.

Moved by Alderman Fawthrop, seconded by Alderman Bough that the report be read and tabled. Unanimously adopted.

Alderman Lebano stated that he took exception to the statements made in the report and he would stand in support of the Planning Board, City Engineer and Members of Council.

Council asked that copies of the report be made available to each member.

G. A. Stiles - Mr. Stiles brought members of Council up to date on an application, submitted by him, to the Clerk-Administrator, on behalf of his client - Domtar Limited and his subsequent appearance before the Planning Board.

As a result of his request, Council approved the recommendation of the Planning Board and an amendment to the Official Plan was prepared and forwarded to the Department of Municipal Affairs for approval.

Mr. Stiles now noted that he was not aware, until the day following the last Planning Board meeting, that the members had rescinded their original motion and were withdrawing their support to the application of Domtar Limited. He asked that Council defer taking any action on this recommendation of the Planning Board at this time, in order that he may be given an opportunity to go before the Board at a meeting to be held this coming Wednesday.

Adoption of Minutes - Moved by Alderman Guindon, seconded by Alderman Carrara that the Council minutes of meeting held July 13th be adopted as received. The motion carried with the change to be made in the paragraph dealing with trailer parks as Alderman Brunet stated that he was reported incorrectly and was referring to Section 379(1)(87) of The Municipal Act.

Sydney Street Extension - Moved by Alderman Lebano, seconded by Alderman Carrara that the City offer Stidwill and Associates Limited the sum of \$20,000.00 for 13 lots owned by

them and shown on registered plan 248, which lots are required by the City for the extension of Sydney Street. An amendment to the motion was made by Alderman Guindon, seconded by Alderman Cameron that an amount of \$24,500.00 be offered to Stidwill and Associates Limited for the purchase of 13 lots owned by this firm and required by the City for the extension of Sydney Street. Answering questions put forth by various aldermen, Mr. Adams explained that the approximate costs for local improvements on Sydney Street from Ninth to Twelfth Street would be \$271,000 and from Twelfth to Thirteenth Streets would be \$104,000, less extra Hydro and Bell Telephone costs with construction costs to be shared on a 75 percent basis. An amendment to the amendment was made by Alderman Clement that the City offer Stidwill and Associates Limited a sum of \$20,000 for the 13 lots required for the extension of Sydney Street and that the firm retain the surplus of the land, not required by the City. There was no seconder to the motion.

A recorded vote was asked for with the following results:

FOR AMENDMENT

Aldermen Fawthrop
Guindon
Cameron

AGAINST AMENDMENT

Aldermen Carrara
Clement
Brunet
Webster
Bough
Lebano
Pescod
Holden

FOR MOTION

Aldermen Carrara
Clement
Brunet
Bough
Lebano
Pescod
Holden

AGAINST MOTION

Aldermen Webster
Fawthrop
Guindon
Cameron

The amendment was defeated and the motion carried.

COMMUNICATIONS

1. Senior Citizens Club - Tag Day, June 12, 1971
 Moved by Alderman Carrara, seconded by Alderman Lebano that the Senior Citizens Club be authorized to conduct a Tag Day on June 12, 1971. Unanimously adopted.
2. St. Lawrence Seaway Authority - Proposed meeting re Filling of Canal - Moved by Alderman Pescod, seconded by Alderman Guindon that the letter be filed. Unanimously adopted.
3. Ontario Housing Corporation - Senior Citizens and Family Housing Units - Moved by Alderman Carrara, seconded by Alderman Cameron that the letter be filed. Unanimously adopted.

REPORTS

- Urban Renewal Co-ordinating Committee No. 3-70 -
 Moved by Alderman Guindon, seconded by Alderman Bough that the report be adopted as received. Unanimously adopted.
- Parks and Recreation Committee No. 7-70 and No. 8-70 -
 Moved by Alderman Lebano, seconded by Alderman Webster that the reports be adopted as received. Unanimously adopted.

Aldermen Guindon and Bough suggested that, as the sale of booster tickets are guaranteed sales, a lower price should prevail to holders of these tickets.

Alderman Bough made reference to the vandalism in some of the City parks. Alderman Lebano replied that security police have been hired on a trial basis and, in his opinion, possibly, teenagers or someone acting in a supervisory capacity, could be sworn in to help maintain order in the parks.

Alderman Fawthrop stated that he had received a number of complaints regarding the operation of the Drop-In Centre at Horovitz Park especially on Saturday nights.

Elderly persons have complained of the noise and the destruction of flower beds due to the operation of the Centre in the park. He suggested that, possibly, a more appropriate area would be on the other side of the canal. Alderman Lebano promised to look into the complaint with the Mayor suggesting that Mrs. Smith be made aware of these problems.

Alderman Carrara informed Council that he had received numerous complaints due to persons being allowed in Kinsmen Park late at night. He made reference to a recent incident where 16 teenagers had gone for a swim at night and broke the diving board and damaged the trees in the park. A security guard is on duty but, in this case, the police had to be called. He suggested that the children be charged or the parents made to pay for the damage.

Alderman Brunet referred to the vandalism which is taking place in Kinsmen Park and stated that he had recently spoken to a man who lives in the area and was told that, only recently, three fires had to be put out in the shelters in the park. He suggested that a public notice be put up whereby no one would be allowed in the parks after the ten o'clock curfew. He questioned as to whether the light bulbs could be replaced with those of unbreakable glass.

Technical Co-ordinating Committee No. 4-70 - Moved
by Alderman Pescod, seconded by Alderman Fawthrop that the report

be adopted as received. Unanimously adopted.

Alderman Brunet inquired as to whether municipalities receive any trade magazines which would indicate the present situation in Cornwall that the Company, supplying transit, is going to discontinue service at the end of this year. Alderman Pescod replied that the City is trying to attract private operators and advertisements have been placed in the local newspaper, Financial Post, Globe and Mail and the Montreal Star. One person speaking for a group of people has stated that he is prepared to make a firm commitment. Alderman Pescod went on to state that a formal call for proposals may be made by the City but, in the meantime, the Committee has been trying to attract or find out who would be interested in taking over this operation. He noted that there are not too many companies or people who want to come in and operate a bus service.

Report re Crack Sealing for Various City Streets, Tender No. 26-70 - Moved by Alderman Carrara, seconded by Alderman Bough that Roadwin Contracting Limited be awarded the tender for crack sealing for various City streets at a total price of \$4,640.00. Unanimously adopted.

Report re Fuel Oil, Tender No. 27-70 - Moved by Alderman Clement, seconded by Alderman Cameron that Golden Eagle Limited be awarded the contract for #2 Fuel Oil and #1 Stove Oil at an estimated total cost of \$10,840.00. Unanimously adopted.

Report re Corrugated Culvert Pipe, Tender No. 28-70 - Moved by Alderman Guindon, seconded by Alderman Pescod that Ontario Culvert and Metal Products Limited be

awarded the tender for Corrugated Culvert Pipe at a total price of \$13,211.98. Unanimously adopted.

Summary of Engineer's Report to Council No. 8-70

and No. 9-70 - Moved by Alderman Guindon, seconded by Alderman Cameron that the reports be adopted as received. Unanimously adopted.

Cornwall Planning Board No. 6-70 - Moved by Alderman

Fawthrop, seconded by Alderman Guindon that Council defer adoption of these minutes until the next meeting. Unanimously adopted.

Replying to Alderman Clement, Mayor Kaneb stated that persons, living in the area of Dr. Tallon's home, have been advised of the Planning Board meeting to be held on July 29th.

Answering Alderman Brunet, Mr. Adams explained that the City's Zoning By-law is a regulatory by-law and thus, a person could not obtain a permit to operate a trailer camp under the present provisions.

RESOLUTIONS

RE #53-70 - City of Kitchener - "No Return" disposable glass bottles

Moved by Alderman Carrara, seconded by Alderman Lebano that the resolution from the City of Kitchener be endorsed. Unanimously adopted.

RE #54-70 - City of Windsor - OMERS Investment Policies

Moved by Alderman Carrara, seconded by Alderman Lebano that the resolution from the City of Windsor be endorsed. Unanimously adopted.

BY-LAWS

- By-law No. 911 - To amend the Traffic By-law
- 912 - To fix the levy for the 1970 taxes, including school taxes and to provide for the payment of the taxes by instalments
- 913 - Temporary Loan re By-law No. 883, 1970 - \$138,138.00
- 914 - To authorize the construction of a Sanitary Sewer on Duval Avenue from Mercier Avenue to 100 feet south of Cornwall Centre Road - \$26,785.21
- 915 - To authorize the construction of a Sanitary Sewer on Pitt Street from McKenzie Street to 50 feet south of S.P.L. of Lot 17, Plan 156 - \$20,053.37
- 916 - To authorize the construction of a Sanitary Sewer on Pitt Street from McKenzie Street to Mercier Avenue - \$21,192.90
- 917 - To authorize the construction of a Sanitary Sewer on Pitt Street from Tollgate Road to Wellington Street - \$28,776.45
- 918 - To authorize the construction of a Sanitary Sewer on Mercier Avenue from Ross Avenue to Duval Avenue and from Leger Avenue to Pitt Street - \$11,468.86
- 919 - Approving the construction of a Police Office - \$657,625.00
- 920 - To authorize the issuing of a permit to build a Senior Citizens Complex
- 921 - Authorize the signing of an Agreement for garbage pick-up

Moved by Alderman Holden, seconded by Alderman

Pescod that the by-laws be read a First and Second Time.

Unanimously adopted.

- By-law No. 883 - For establishing and maintaining a disposal site for garbage and other refuse and to erect and to maintain such buildings, machinery and plant as is deemed necessary for this purpose - \$138,138.00

3rd Reading Cont'd.

By-law No. 911 - To amend the Traffic By-law

912 - To fix the levy for the 1970 taxes, including school taxes and to provide for the payment of the taxes by instalments

913 - Temporary Loan re By-law No. 883, 1970 - \$138,138.00

920 - To authorize the issuing of a permit to build a Senior Citizens Complex

921 - Authorize the signing of an Agreement for garbage pick-up

Moved by Alderman Carrara, seconded by Alderman Lebano that the by-laws be read a Third Time, PASSED, SIGNED and SEALED. Unanimously adopted.

NEW BUSINESS

Downtown Area - Alderman Guindon asked if it is possible to make representation to the landlords to see if they will improve the condition of vacant stores along Pitt Street. He asked that the windows especially be cleaned and old posters removed.

Technical Co-ordinating Committee - Alderman Guindon pointed out that, as an employee of the Cornwall Street Railway, he did not participate in any prior discussions dealing with bus service within the City. He noted, however, that now the Company has said they will not be renewing its franchise and, as an employee for 14 years with the Company, he felt that he should bring certain matters before City Council.

He believed that the Company is an established industry, with between 75 to 100 people directly involved and, in his opinion, the reduced service does not accommodate the people of the City. He stated that the time study given to the

Technical Co-ordinating Committee was never received by Council. He stated that, since June 1st to last Saturday, there has been a drop of 7,000 passengers using the buses which, in his opinion, is due to the scheduling of bus operation and not due to any increase in bus fares.

Alderman Guindon further stated that industries are going to have a much harder time and will have to pay a higher rate if there is no transit system available. He suggested that some recommendation should be forthcoming from the Committee as the Company will cease operation by the 1st of January and that any private enterprize, taking over the system, would have to sign a Performance Bond. He asked that Council request the Cornwall Street Railway to up-date its report as there are no trolley coaches in operation now, maintenance costs will be less and, in his opinion, a new report should give a much lower figure.

Riverside Restaurant - Alderman Carrara asked that Mr. Adams investigate the water problem in front of the Riverside Restaurant on Montreal Road. After a heavy rainfall, water seeps under the front door.

Canal Area - Alderman Carrara complained of the heavy weed growth along the canal, east of Alice Street. He suggested that, possibly, the area might be filled in with the work to be charged to the Pollution Committee Budget. He also suggested that the City follow up on the notices attached to boathouses along the riverfront in the eastern section of the City.

Rat Infested Building - Alderman Carrara asked that action be taken to have a rat infested building at 43 Albert Street torn down. It was suggested, however, that the rats be exterminated before the building is demolished in order that they will not move into the abutting buildings.

Police Officers - Answering Alderman Carrara, Mayor Kaneb stated that the Police Department will be hiring five new men to replace those who have retired and also to implement the 40-hour week. Provision for the hiring of these men is within the Department's Budget.

Eastcourt Development - Alderman Carrara suggested that the owners of Eastcourt Development be made to clean up the boulevards and that, if necessary, an agreement to this effect, be entered into or, failing this, that the matter be placed in the Courts.

Kinsmen Park - Alderman Carrara asked that the Parks and Recreation Committee allocate an amount in next year's budget to complete the fencing at Kinsmen Park.

Riverside Restaurant - Alderman Brunet confirmed the complaint of Alderman Carrara that, after a heavy rainfall, the water seeps under the doors and windows of the Riverside Restaurant.

Weeds on McConnell Avenue - Alderman Brunet asked that the weeds along McConnell Avenue be cleaned up and the costs charged to the owner on his taxes.

Foot of Alice Street - Alderman Brunet complained of the condition at the foot of Alice Street following the installation of the sewers by Spino Construction. The ground, he noted, slopes towards the river and thus creates a hazard.

43 Albert Street - Alderman Brunet complained of the loose bricks in the residence at 43 Albert Street and felt that a fall of these bricks could cause injuries.

Vending Machines - Alderman Brunet noted that vending machines are being installed in the front entrance of vacant stores which is in competition with the merchants who pay business taxes.

Broken Sidewalk - Alderman Brunet asked that the City repair the sidewalk on Pitt Street, near First Street, which has been broken since the rebuilding of the Pitt Street sidewalk some time ago.

Private Parking Lots - Alderman Brunet asked that, if the City is required to clean private parking lots, the owner should be asked for a certified cheque prior to the work being carried out by the City.

Second Street Pavement - Alderman Brunet stated that he had received a number of complaints from citizens who noticed that, immediately following the laying of the pavement on Second Street, the street was again dug up. Alderman Lebano answered that, from all the information the City could acquire, it appeared that the nursing residence for the General Hospital was served from the sewers on Old Orchard Avenue and Lawrence Avenue. It was later found that a section of the residence was served from Second Street and it was thus necessary to again dig up the road.

McConnell Avenue and Second Street - Alderman Brunet complained of the poor sodding work that was done at the corner

of McConnell Avenue and Second Street in the area of Dr. Corbeil's home after the sewer was put in. Mayor Kaneb asked Mr. Adams to not pay the holdback to the contractor until the sod has been properly laid and the residents are able to cut their lawns.

Referendum - Referring to Section 34 of The Municipal Act, Alderman Brunet inquired as to whether Council wanted a motion in writing with regards to asking for a referendum. He noted that when he formally brought this question up to Council, the motion was defeated. He stated that he will now have to bring in a delegation of ratepayers to request that this question be placed on the ballot in the Fall.

Kinsmen Park - Alderman Lebano stated that the Parks and Recreation Committee hope to continue a program, started some time ago, to fence in all City parks. However, work had to be curtailed this year because of funds. He stated that the Committee will do everything they can with what monies are available.

Members of Council - Alderman Lebano charged that, from information received from three different persons, Alderman Brunet is making statements regarding members of Council. It has been reported to him that Alderman Brunet said that councillors are en bloc with the Mayor. Alderman Lebano asked that Alderman Brunet make any statements directly to him as he did not want to hear them from anyone else.

Rule '48' - Alderman Bough pointed out that, when Council voted on the suspension of Rule '48', he had voted against it. He felt that, if delegations are to be heard, they

should be so noted on the agenda.

Council Meeting - Answering Alderman Bough, Mayor

Kaneb stated that he expected to call a meeting of members of Council to be followed by a meeting with Department Heads on August 4th.

Home on Eleventh Street West - Replying to Alderman

Bough, Mr. Adams stated that the planking and timber supports have been removed from the house owned by Mr. P. Gignac at the corner of Eleventh Street and Captain MacDonald Road, which gives a very poor appearance to the building. He went on to state that a letter had been received by the Administrator advising that a footing and foundation would be placed under the building by August 31st. Upon receipt of this letter, a further letter was forwarded to Mr. Gignac informing him that this alone would not be sufficient but the building would have to be completely refurbished by the end of August.

Proceedings of Council - Alderman Cameron suggested

that a little more order be maintained in Council meetings even if it means submitting motions in writing in advance. He pointed out that, many items being brought up in Council, could be considered in Mr. Adam's office and other administrative staff who are hired to look after this work. He suggested that, when a subject is tabled, it should not be discussed by anyone. He went on to state that, when a matter is brought up at one meeting, it should not be brought up again at the next meeting unless a notice of motion is served.

O.W.R.C. Contract - For the information of Council, Alderman Pescod stated that the O.W.R.C. is in the process of obtaining easements for the Central Western Sanitary Trunk Sewer. It is proposed and would be included in the agreement that an easement be given to the City for the sum of \$1.00. The sewer location is in the extension of Ninth Street from Power Dam Drive to Brookdale Avenue. When the City deems it necessary to build the Ninth Street extension, which will be an arterial road, the City may purchase the right-of-way at that time. The terms of the easement, Alderman Pescod stated, will be prepared and presented to the next meeting.

Technical Co-ordinating Committee - Replying to Alderman Guindon, Alderman Pescod stated that \$200,000 was the original proposal for rolling stock only and that, if this was the only amount to be considered, the Committee would not have the problem that it now has. He reminded Council that the decrease in passengers started early in the year and has accelerated this year due partially to the heavy layoff at Courtaulds and for other reasons. In his opinion, the new schedule of service has nothing to do with the decrease in passengers using the buses.

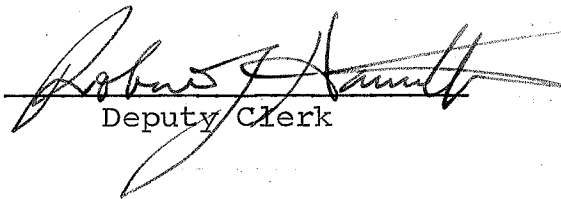
Referring to the study report, Alderman Pescod stated that the Company had, after the first report, recommended a change in scheduling of service which included the removal of four trolley buses. With these changes noted, the Committee received a further report.

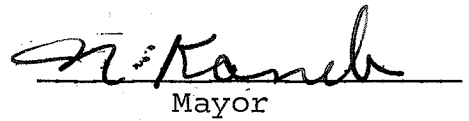
Adjournment - Moved by Alderman Fawthrop, seconded by Alderman Lebano that Council adjourn into Committee of the Whole. Voting against the motion was Alderman Brunet. The motion carried.

Following a meeting of Committee of the Whole, Council reconvened.

Committee of the Whole Report No. 21-70 - Moved by Alderman Cameron, seconded by Alderman Clement that the report be adopted as received. Unanimously adopted.

Adjournment - Moved by Alderman Holden, seconded by Alderman Bough that Council adjourn.


Deputy Clerk


Mayor