

CITY COUNCIL NO. 15-71

June 14, 1971.

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

Certificate to Dr. J. A. Phillips - Mayor Kaneb, on behalf of members of Council and the citizens, presented Dr. Phillips with a certificate indicating his 20 years as Chairman of the Cornwall Planning Board. The Mayor thanked Dr. Phillips for the tremendous help he has given to the Board and trusted that he would see fit to attend as many Board meetings as he could. The Mayor recalled that Dr. Phillips was educated in City schools and then went on to practice dentistry here in the City. The Mayor recalled how the Doctor had served in the First World War and was a star at almost every sport especially tennis and, during 1923, he had competed against World Tennis Champion, Mr. George Lott, in the Dominion Championship and over his lifetime has contributed a great deal especially in the municipal field. Mayor Kaneb trusted that a very healthy and long retirement would be extended to Dr. Phillips.

Dr. Phillips thanked the Mayor for his kind words and to those who he is presently working with and also the persons who he worked with over the past years and particularly during the time he served on Council from 1929 to 1939 and as Mayor of

the City until 1944. He recalled that these were years of depression and that different problems today face Council as the municipality has progressed. Dr. Phillips stated that he felt the time had come for him to retire with his work to be taken over by younger men.

Poster Contest Winners - Chief Carriere related that for ten years now, the Ontario Association of Fire Chiefs have undertaken a Provincial poster contest and passed on to the Fire Chiefs, applications to be submitted to Grade 5 students. The local applications are submitted to the Fire Department for judgement with the two best submissions forwarded to Toronto to be judged on a provincial level. He stated that the province had received some 12,000 posters with between 300 to 400 having been submitted locally. Forty of the local posters were submitted to Toronto and two Ontario champions were selected with one being from the City.

Chief Carriere then made the following presentations - First Prize - Francine Davidson, Holy Cross School who received a provincial award; Second Prize - Tina Oman, Sir John Johnston School and Third Prize - Kim Smith, St. Gabriel School. Awards to boys were made to Darren Brush, Sydney Street School, First Prize; Second Prize - Victor Chan, Sydney Street School and Third Prize - Kevin Heard, East Front School.

Rule '48' - Moved by Alderman Gauthier, seconded by Alderman Guindon that Rule '48' be suspended in order to hear delegations. Carried.

DELEGATIONS

F. Gadbois - Mr. Gadbois complained of the terrific dust problem that exists on Danis Avenue. He stated that this problem has existed ever since he moved to Danis Avenue, eight years ago. He stated that a petition, by residents on the street, had been submitted to the City five years ago and the residents were told at that time that paving would possibly be carried out next year. Mr. Gadbois was advised that all paving work had been removed from this year's budget and that a crash program on sewer projects was taking place this year and it was hoped that next year the City could follow through by paving many of the roads. Mr. Gadbois was further advised that a priority list is available in the Engineer's Department which list can be seen by any citizen and would give an indication as to when the people may expect certain streets to be paved.

Alderman Guindon pointed out that the use of liquid calcium is costly and suggested that oil be used to eliminate the dust problem until paving work can be carried out.

Alderman Lebano inferred that the program for controlling dust is inadequate for many streets and that an improvement should be made.

Mr. Gadbois also complained of the debris lying on Courtaulds property, immediately behind his home which, he contended, was placed there during the construction of the Danis Avenue sewer. He asked that the dirt be removed or buried. Mayor Kaneb assured him that this problem will be considered at the next Public Works Committee meeting.

Marcel Bourgon - Mr. Bourgon, President of the East Cornwall Businessmen's Association, again asked Council to consider the removal of parking meters from the business area in the east-end and to have one-hour controlled parking. He asked that Council vote on this request at this evening's meeting.

George Fox - Mr. Fox stated that the businessmen of east Cornwall feel that their area is the forgotten part of Cornwall and they have to keep coming back to Council in order to get things done.

Referring to the proposed sewer project, the merchants had been advised that the work would be carried out possibly the early part of this year and they have now been told that only \$65,000 has been allocated in the Capital Budget for sewers with \$25,000 of this amount to be spent on Montreal Road. Mr. Fox asked that the work be done completely not partially and suggested that, if the sewer work is not done this year, he would like to see the money allocated for this project, used to improve the roads, sidewalks and curbs. He was advised that the total allotment in the Public Works Budget for improvements throughout the City had been eliminated. However, Mr. Fox was assured that a report would be prepared for submission to Council at the meeting to be held on June 28th.

Aldermen Brunet and Carrara stated that it had come to their attention that a member of the administrative staff had made a statement that the reason people on Montreal Road never got anything was because the aldermen in those wards never worked for them.

Alderman Cameron stated that he did not agree with the area designated as a Second Phase of the Urban Renewal project

and felt rather that Montreal Road should be considered. He also suggested that Council should look again at the Nativity parking lot and whether there is a need for parking meters in the east-end business area.

Alderman Gauthier, as Chairman of the Public Works Committee, invited the east Cornwall businessmen to attend the next meeting of the Public Works Committee with any suggestions they might wish to offer and the Committee will consider these and make a recommendation to Council, considering the budget that the Committee has to work with this year.

Gary Cole - Mr. Cole stated that he was present with the delegation this evening because of what he considered unfair treatment given to some of their picketers at the Justice Administration Building and by the City Police Department. He suggested that Council intervene and see that the charges are dropped and that anyone working on this project be paid the prevailing rate.

Mayor Kaneb advised Mr. Cole that the Police Administration have their responsibilities and that no specific instructions were given by the Police Commission on this case or any other. Alderman Carrara stated that orderly picketing is considered legal by the Department of Labour and, in this instance, he would like to see a report from the Police Chief.

Mr. Cole stated that, last Friday, he was booked for obstruction, finger-printed, photographed and locked up. When he was booked, Mr. Cole contended, he asked for a lawyer and was told by a policeman he could get one when they saw fit.

Mayor Kaneb replied that the law works both ways and while the union was concerned about a charge being laid against a member of the contracting firm, he has now been told that a person has been charged. Alderman Lebano agreed with Alderman Carrara that a report should be filed with Council and, after the members have studied this, they will endeavour to make a decision.

Ron Ward - Mr. Ward spoke in support of installing ice in the Water Street Arena in order that a summer hockey school might be conducted as he would like to do something for the City. Alderman Lebano stated that the Figure Skating Club is also interested in using ice during the summertime and his committee is presently awaiting a report from the Engineering Department and, when this report is received, further information will be given to Council.

Adoption of Minutes - Moved by Alderman Gauthier, seconded by Alderman Cameron that the Council minutes of meetings held May 31st and June 7th be adopted as received. Carried.

COMMUNICATIONS

1. Downtown Shopping Centre Association - Purchase of Dover property - Moved by Alderman Cameron, seconded by Alderman Bough that the letter be referred to the Core Redevelopment Committee. Carried.
2. St. Margaret of Scotland Parish - Permission to sell raffle tickets - Moved by Alderman Lebano, seconded by Alderman Gauthier that the St. Margaret's Parish be granted permission to sell tickets within the municipality, which

drawing is to take place on August 4th. Carried.

3. Ontario Water Resources Commission - North Western Sanitary Trunk Sewer - Moved by Alderman Pescod, seconded by Alderman Bough that Council concur with the recommendations as contained in this letter from the Ontario Water Resources Commission. Carried.

4. Minister of Highways - Lighting at Brookdale, McConnell and Boundary Road Interchanges

5. Minister of Transportation and Communications - Scenic Route designation

6. Minister of Transportation and Communications - Highway 2 Connecting Link

7. Mayor of Belleville - Letter of congratulations

8. Canadian Red Cross Society - Mayor's Blood Donor Clinic

Moved by Alderman Gauthier, seconded by Alderman Guindon that letter numbers 4, 5, 6, 7 and 8 be filed. Carried.

9. Property Owners and Ratepayers Association - Stop lights or stop signs at Marlborough and Fourth Streets - Moved by Alderman Pescod, seconded by Alderman Guindon that the letter be referred to the Public Works Committee. Carried.

10. H. A. V. Dancause - OMB Hearing re Cameron rezoning

Moved by Alderman Pescod, seconded by Alderman Clement that the Ontario Municipal Board be asked to defer, until after July 24th, the Appointment for Hearing on the application of Jean and John Cameron for the rezoning of property at the corner of Second Street and Westmoreland Avenue. Carried.

PETITIONS

PE #9-71 - Joseph Mazi & Others - Sanitary Sewer on Cornwall Centre Road from Ross Avenue to Pitt Street

PE #10-71 - Hector Murphy & Others - Flooding problem in the area of McConnell, Miron, Grand Allee and Guy Street between Eleventh and Twelfth Streets

Moved by Alderman Gauthier, seconded by Alderman Clement that the petitions be referred to the Public Works Committee. Carried.

REPORTS

Cornwall Tourist and Convention Bureau No. 4-71 -

Moved by Alderman Webster, seconded by Alderman Fawthrop that the report be received. Carried.

Core Redevelopment Committee No. 3-71 - Moved by Alderman Cameron, seconded by Alderman Bough that the report be adopted as received. Carried.

Moved by Alderman Cameron, seconded by Alderman Bough that Council approve allotting \$1,000 from the contingency fund to the special committee of the Core Redevelopment Committee. Carried.

Urban Renewal Co-ordinating Committee No. 2-71 -

Moved by Alderman Clement, seconded by Alderman Webster that the report be adopted as received. Carried.

Answering Alderman Brunet, Mayor Kaneb replied that the Committee could discuss, at its next meeting, the possibility of using different legal firms in connection with the City's Urban Renewal Project.

Report on Construction of Pavement and Sidewalks on Sydney Street from Ninth to Twelfth Streets, Tender No. 14-71 -

Moved by Alderman Gauthier, seconded by Alderman Guindon that the tender of Cornwall Gravel Company Limited be

accepted at a cost of \$108,975.00 for the construction of pavement and sidewalks on Sydney Street from Ninth to Twelfth Streets. Carried.

Report on Sand, Tender No. 16-71 - Moved by Alderman Gauthier, seconded by Alderman Pescod that the tender of Jack's Haulage be accepted for the supply of 1500 cu. yds. of sand at a total price of \$3,225.00. Carried.

Report on Cleaning 2000 Catch Basins - Tender No. 17-71 - Moved by Alderman Guindon, seconded by Alderman Brunet that VanLeishout Construction Limited be awarded the tender for the cleaning of 2000 catch water basins at a total cost of \$2,500.00 Carried.

Report on Concrete Curb Replacement, Tender No. 18-71 - Moved by Alderman Gauthier, seconded by Alderman Guindon that the tender of Precast Terrazo Tile Limited be accepted at a total cost of \$1,709.38 for concrete curb replacement. Carried.

Report on Crack Sealing for Various City Streets, Tender No. 19-71 - Moved by Alderman Gauthier, seconded by Alderman Guindon that the tender of Canadian Cutting and Coring Limited be accepted for crack sealing for various City streets at a total price of \$4,330.00. Carried.

Report re High Pressure Hydraulic Cleaning of Sanitary Sewers, Tender No. 24-71 - Moved by Alderman Guindon, seconded by Alderman Pescod that the tender of Domsec Limited be accepted at a total cost of \$7,177.50 for high pressure hydraulic cleaning of sanitary sewers. Carried.

Report on Weed Cutting along various City Rights of Way, Tender No. 25-71 - Moved by Alderman Gauthier, seconded by Alderman Clement that the tender of Myles J. Chisholm be accepted at a total price of \$3,850.00 for weed cutting along various City Rights of Way. Carried.

Cornwall Planning Board No. 5-71 - Moved by Alderman Pescod, seconded by Alderman Gauthier that the report be adopted as received. Carried.

RESOLUTIONS

RE #63-71 - Municipality of Niagara - Subsidy on the cost of providing secondary treatment and nutrient removal facilities where required in pollution control plants

RE #64-71 - City of Sarnia - Financial Assistance by the Senior Governments towards sewage treatment facilities and operations

Moved by Alderman Gauthier, seconded by Alderman Cameron that Resolution Nos. 63-71 and 64-71 be referred to the Public Works Committee. Carried.

RE #65-71 - City of Sarnia - Urban Renewal

Moved by Alderman Pescod, seconded by Alderman Brunet that the resolution from the City of Sarnia be filed. Carried.

RE #66-71 - City of Sarnia - Municipal Water Supply Takeover by Ontario Water Resources Commission

Moved by Alderman Gauthier, seconded by Alderman Cameron that the resolution from the City of Sarnia be referred to the Public Works Committee. Carried.

BY-LAWS

- By-law No. 1064 - Temporary Loan re By-law No. 1046/71 - \$9,545.94
- 1065 - Temporary Loan re By-law No. 1048/71 - \$5,253.09
- 1066 - Temporary Loan re By-law No. 1049/71 - \$19,534.97
- 1067 - Temporary Loan re By-law No. 1051/71 - \$8,321.76
- 1068 - Temporary Loan re By-law No. 1052/71 - \$13,908.71
- 1069 - Temporary Loan re By-law No. 1056/71 - \$9,435.17
- 1070 - To fix the levy for the 1971 taxes including school taxes and to provide for the payment of the taxes by instalments
- 1071 - A by-law requiring and regulating the cleaning and clearing of any grounds, yards and vacant lots
- 1072 - To authorize the purchase of Pt. of Lot "D", Con. 1 from Forged Steel Valve Corporation Limited
- 1073 - To authorize the sale of Pt. of Lot "D" Con. 1 to Air Refiner (Canada) Limited
- 1074 - To authorize the Mayor and Clerk to execute an Offer to Purchase between the City and Mrs. Clara Leger
- 1075 - To authorize the Mayor and Clerk to execute an agreement between the City and the OWRC for the carrying out of preliminary work for the provision of sewage disposal facilities (North Western Sanitary Trunk Sewer)
- 1076 - Being a by-law with respect to a sewer rate
- 1077 - To authorize the construction of an asphalt pavement on Thirteenth Street from Cumberland Street to Brookdale Avenue - \$168,028.09
- 1078 - To authorize the construction of a Storm Sewer on Lemay from Julie to Sydney Streets - \$10,730.46
- 1079 - To authorize the construction of a Sidewalk on Thirteenth Street from Daly to Churchill - \$6,922.11
- 1080 - To authorize the construction of a Concrete Sidewalk on Anthony from First to Second Streets - \$3,875.43
- 1081 - To authorize the construction of extensions to the Waterworks System on Oran Avenue from Vincent Massey Drive to Laflin - \$7,403.85

1082 - To authorize the construction of extensions to the Waterworks System on Laflin from Brookdale to Oran - \$23,668.07

Moved by Alderman Pescod, seconded by Alderman Gauthier

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

- By-law No. 1036 - To stop up and close Newark Street from the north side of Fifteenth Street to the south boundary of the Cedar Rapids Transmission Company as shown on Registered Plan No. 213
- 1046 - To authorize the construction of a Storm Sewer on Brodeur from Fatima to Twelfth - \$9,545.94
- 1048 - To authorize the construction of a 15-inch Storm Sewer on Roy from Tenth to Eleventh Streets - \$5,253.09
- 1049 - To authorize the construction of a Storm Sewer on Kensington from Renewal to Windsor - \$19,534.97
- 1051 - To authorize the construction of a Storm Sewer on Danis Avenue from Second to Third Streets - \$8,321.76
- 1052 - To authorize the construction of a Storm Sewer on Martine from Reneal to Windsor - \$13,908.71
- 1056 - To authorize the construction of a Storm Sewer on Susan Avenue from Queen to Princess Streets - \$9,435.17
- 1064 - Temporary Loan re By-law No. 1046/71 - \$9,545.94
- 1065 - Temporary Loan re By-law No. 1048/71 - \$5,253.09
- 1066 - Temporary Loan re By-law No. 1049/71 - \$19,534.97
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agreement between the City and the OWRC for the
carrying out of preliminary work for the
provision of sewage disposal facilities
(North Western Sanitary Trunk Sewer)

Moved by Alderman Carrara, seconded by Alderman Guindon
that the by-laws be read a Third Time, Passed, Signed and Sealed.
Carried.

Closing of Roads - Alderman Brunet gave notice of motion
that, at the next meeting, he will have a resolution asking that
Section 56 (2) (3) of The Surveyor's Act be repealed whereby,
when a road is closed, the owner of each parcel is entitled to
the part so closed on which his land abuts.

NEW BUSINESS

Laframboise Subdivision - Alderman Lebano stated that
Committee
the Parks and Recreation/will be studying the Laframboise
subdivision, Plan 308, and, if the committee is allowed to sell
one parcel of land 55 feet by 100 feet, the City would still
retain 26 feet as an entrance into the park.

Children's Aid Society - Alderman Lebano referred to
an editorial of June 7th in the local press regarding lines of
communications between the City and the Board of Health. He
contended that, because of Council's disagreement with another
group, it does not mean to say that Council is wrong and that
there is lack of communication. He went on to state that the
Finance Committee had met with this group and the matter was also

brought up at a Board of Directors meeting. Referring to a charge of \$12,000 for the care of an individual, Alderman Lebano stated that he was aware that this was only paid to two or three persons in this category who require special attention and that the usual charge was approximately \$1,000 to \$1,500.

Decentralization of Industry - Alderman Lebano asked that representation be made to the Minister for decentralization of industry as a means to save small urban municipalities. If nothing else, he pointed out, a large concentration of industry in one area can only add to pollution and traffic problems.

Council's Remuneration - Alderman Lebano suggested that between now and the end of the term of office of this Council, some type of recommendation should be made to change the remuneration paid to members of Council.

Ninth and Pitt Streets Building - Alderman Guindon asked that action be taken as soon as possible to have the old building on the northwest corner of Ninth and Pitt Streets removed and the property cleaned up.

Use of Bicycles - Alderman Guindon referred to the dangerous practice of driving bicycles after dark without lights. He asked that the dangers involved in this practice be brought to the attention of the parents and the members of the Police Department.

Anti-Pollution Contest - Alderman Lebano referred to a contest sponsored by the Anti-Pollution Committee about six months ago and which to-date has not been finalized. Alderman Carrara replied that the only contest he is aware of is the

recent one where students submitted essays. These essays are now being studied by a Special Committee set up for this purpose.

Senior Citizens Summer Party - Alderman Guindon stated that it was a pleasure and very enlightening to attend the annual summer party for the folks of St. Joseph's Villa, Glen-Stor-Dun Lodge and MacDonell Memorial Hospital which was sponsored by the Canadian Legion.

Courtesy Cards - Alderman Guindon felt that, as payment of traffic violations is under the authority of the Police Department, it should therefore follow that granting free parking privileges to out of town visitors should rest with the Police Chief. He believed that only bad publicity could result if the City was to discontinue handing out these cards.

Suspension of Rule '48' - Alderman Webster suggested that when Rule '48' is waived in order to hear delegations, there should be no discussion on the submissions made by the delegates that evening. He pointed out that it is most unfair to Council and administration to answer these delegates when we are not advised that these people will be attending Council.

Courtesy Cards - Alderman Webster stated that every City across the country gives out courtesy cards which practice was first initiated in Cornwall. The cost, he went on to state, is only between \$25.00 to \$30.00 a year as these cards are placed only on cars outside the province which otherwise would have a meter violation. He suggested that we find out whether the

authority for issuing these cards lies with the Parking Authority or Council. Alderman Fawthrop suggested that Council meet with the Parking Authority in order to discuss the courtesy cards together with the parking lots in the east-end; parking meters on Montreal Road and finances of the Authority.

Alderman Brunet suggested the removal of meters throughout the whole City.

Montreal Road - Moved by Alderman Clement, seconded by Alderman Brunet that the Public Works Committee bring in a report to Council on June 28th as to the costs of the sanitary and storm sewer on Montreal Road from Edward Street to St. Felix Street; and whether the work should be carried out under the present Capital Works Budget or whether a request should be made to the department for further funds to complete this work. carried.

Children's Aid Society - Referring to a recent editorial in the local press, Alderman Brunet stated that he was not referring to the high salaries paid only to employees of the Children's Aid Society but also that paid to members of parliament, civil servants and City employees which costs all have to be borne by the taxpayer.

Acting Mayor - Referring to the recent picketing of the Justice Administration Building, Alderman Brunet brought out the fact that one of the judges of the Police Commission was on holidays with the other one recently retired and the Police Chief in the hospital. He inquired as to whether the Acting Mayor had the authority to take any action. Mr. Boyer reported that he had contacted the City Solicitor and the Acting Mayor has all the powers of the Mayor except in matters

relating to the Police Commission.

Petition to fill in the canal in the vicinity of Bergin Avenue - Alderman Brunet stated that an answer to the petition, asking that the canal be filled in, in the vicinity of Bergin Avenue, Race Street, Marlborough and Water Streets, was replied to stating that Council will be filling in the canal in this area. Alderman Brunet was advised that his information was incorrect and that a letter had been forwarded to Mrs. Lavigne stating that the petition had been referred to the Special Committee studying the development of the canal lands.

Salvation Army Citadel - Alderman Brunet inquired as to what action had been taken on the very poor condition of the citadel building on First Street. He was advised that this matter is being looked into.

Pressure Regulating Stations - Alderman Brunet referred to the pressure regulating station of Lakeland Natural Gas situated at the corner of Ninth Street and McConnell Avenue which the City permitted to be located there when the agreement with the company was signed. He also made reference to the one located near the Kinsmen Park and also the one at the corner of Eleventh Street and McConnell Avenue. He noted that the land in this latter case was purchased by the Gas Company and not given by the City. He asked that we investigate the necessity for the City providing land to the company to be used as a pumping station.

Boulevards - Answering Alderman Brunet, Mr. Adams replied that the boulevards are topsoiled and topseeded and not topsodded.

Tax Payments - Alderman Brunet referred to the dates for the collection of taxes whereby certain payments must be made

by the 27th or 28th of the month. He felt that the date for payment should, in each instance, be the 31st of the month as senior citizens receive their pension cheques only at the end of the month and, in some cases, are required to borrow money in order to make their payment.

Wards One and Two aldermen - Alderman Brunet referred to a statement alleged to have been made by a Department Head regarding representation made by them to Council on behalf of the ratepayers in these wards. He suggested that we find out which Department Head made these accusations and the matter be corrected. Alderman Carrara agreed with Alderman Brunet and went on to state that, if this kind of talk goes on, he knows what action to take as he felt that Council has supported and co-operated with the Department Heads and he does not feel that this kind of talk is justified.

Retirement of E. Getz - Alderman Carrara asked Mayor Kaneb to be present at the next Anti-Pollution Committee meeting to present a certificate to Mr. E. Getz who has been a member of the Anti-Pollution Committee since 1968. Mr. Getz has been a High School Teacher for 40 years and is now retiring.

Public Works Committee Report No. 10-71 - The report of this evening's meeting was read by Mr. Adams and, on motion of Alderman Guindon, seconded by Alderman Pescod, the said report was adopted as received. Carried.

Alderman Cameron declared his interest and refrained from discussing or voting on the report.

Adjournment - Moved by Alderman Gauthier, seconded by Alderman Guindon that Council adjourn into Committee of the Whole.

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

Committee of the Whole Report No. 14-71 - Moved by Alderman Fawthrop, seconded by Alderman Carrara that the report be adopted as received. Carried.

Adjournment - Moved by Alderman Lebano, seconded by Alderman Carrara that Council adjourn.


Clerk


Mayor