

CITY COUNCIL #16-88

May 9, 1988

7:30 p.m.

The regular meeting of City council was held this evening when the following members were present: His Worship, Mayor Brian Lynch, Aldermen D. Aubry, T. Green, A. Leblanc, D. Carr, G. Leger, C. Poirier, F. Guindon, C. Charlebois, R. Lalonde, G. Grant and T. Lalonde.

Alderman Gallant was absent.

Also in attendance were the following administrative personnel: H.J. Cook, Chief Administrative Officer, J.F. McDonald, Director of Finances and Administration, W.A. Knight, Director of Planning and Engineering, H. O'Reilly, Director of Community Services, Richard Allaire, City Clerk, John Wright, Tom Wereley, Natalie Fitzharris, Stephen Alexander, David Fielding, Fernand Hamelin and Gerry Godard.

INVOCATION - Rev. Stephen Sietsema - Immanuel Christian Reformed

PRESENTATIONS - Manager, Planning

The Chief Administrative Officer introduced Mr. Stephen Alexander, as the City's new Manager of Planning.

ADOPTION OF MINUTES

It was moved by Aldermen R. Lalonde and C. Charlebois that the minutes of regular council dated April 25, 1988 be adopted.

CARRIED

It was moved by Aldermen Leger and LeBlanc that the minutes of Committee of Council dated April 25, 1988 be adopted.

CARRIED

It was moved by Aldermen T. Lalonde and Carr that the minutes of Committee of Council dated April 28, 1988 be adopted.

CARRIED

COMMITTEE OF THE WHOLE

Moved by Aldermen Guindon and Charlebois that Council go into committee of the Whole and that all delegations, resolutions, communications and by-laws be referred to that Committee and that by-laws no.061 to 077 be given first reading.

CARRIED

By-Laws

- 061 - A bylaw to authorize the signing of Easement Agreement for Sanitary Sewer and Watermain with Landawn Shopping Centre (Windmill Fort Plaza - J.N.S. Developments).
- 062 - A bylaw to rename Elsie Avenue to Branch Drive and to dedicate Block 43, R.P. 372 as a public highway (Cartwave Development).
- 063 - A bylaw to enter into an Agreement with The Church of Jesus Christ of Latter Day Saints for Watermain Extension, Cornwall Centre Road.
- 064 - A bylaw to accept the signing of a Storm Sewer Easement Agreement with Clarence Leonard McDonald (Comm. of Adj. B-83-87).
- 065 - A bylaw to authorize the signing of an agreement with Menard Bros. Ltd. & Jean V. Guindon Ltd. Extension of Watermain and Sanitary Sewer on Marleau Avenue.
- 066 - A bylaw to authorize entering into an agreement with the Ministry of Community & Social Services for the Municipal Employment Program.
- 067 - A bylaw to authorize the signing of an agreement with the Ministry of Community & Social Services for the Employment Initiatives/Youth Employment Preparation Program.
- 068 - A bylaw to authorize the signing of an Agreement of Purchase and Sale with Windmill Fort Ltd. (East-end Fire Station) (Approved March 14/88)

- 069 - A bylaw to authorize the sale of industrial land to United Colour and Chemicals Limited. (Approved April 25, 1988)
- 070 - A bylaw to authorize the signing of an Agreement to grant a right-of-way to Laflin Dundee Developments Inc. In Trust, Francois Matte, Rodolphe Matte, Maurice Marcel Seguin, Jean Guy Millette and Andre Yvan Sabourin (Tollgate and Pitt St.)
- 071 - A bylaw to amend Bylaw No. 2026, 1976 (Traffic Bylaw) as amended (Stop Signs).
- 072 - A bylaw to provide for paying remuneration to members of Council. (Approved April 11/88)
- 073 - A bylaw to authorize the exchange of lands between the Ontario Humane Society and the City of Cornwall and to authorize an agreement between the Ontario Humane Society and the City of Cornwall. (Approved Nov. 23/87)
- 074 - A bylaw to further amend Bylaw No. 751-69 as amended of the City of Cornwall being a Bylaw respecting the use of land and the use and location of buildings. (Report No. 2-4 P.A.C.)
- 075 - A bylaw to further amend Bylaw No. 751-69 as amended of the City of Cornwall being a Bylaw respecting the use of land and the use and location of buildings. (Report No. 3-4 P.A.C.)
- 076 - A By-law to further amend Bylaw No. 139-81 of the City of Cornwall, being a Bylaw respecting the designation of land as a site plan control area, pursuant to section 40 of the Planning Act. (Report No. 4-4 P.A.C.)
- 077 - A Bylaw to authorize the Corporation of the City of Cornwall to enter into an agreement with Gasamo to participate in the direct purchase of Natural Gas with other interested municipalities (AMO members).

#### DELEGATION

- Mr. Michael Lalonde, Raisin Region Conservation Authority

Mr. Michael Lalonde requested from Council an additional five minutes in order to complete his presentation.

It was moved by Aldermen T. Lalonde and R. Lalonde that Mr. Lalonde be given an extra five minutes to complete his presentation.

CARRIED

Mr. Lalonde thanked Council for the extra time and proceeded to introduce Mr. Charles Sangster, Chairman of the Raisin Region Conservation Authority.

The general manager indicated that inaccuracies exist with respect to information presented to City Council on the subject of the Authority's 1988 budget and of the financial arrangement with respect to Gray's Creek Marina. He indicated that it was his intention, with additional information, to clarify any misunderstandings that may exist.

Mr. Lalonde indicated that, in March of 1987, the Conservation Authority issued a Municipal Levy Notice to the City for the sum of \$221,065.00. In March of 1988, the Authority issued a Levy to the City for the sum of \$231,416.00. The difference between the 1987 and 1988 levy represents an increase of slightly less than 4.7% however, the Authority was concerned to hear that City Council was discussing a 14% increase in our levy to the City.

As for the Gray's Creek Marina, the general manager presented a brief review of the marina's history bringing it to the present day arrangements. In his review, he indicated that the City offered to lend Gray's Creek Marina Reg. the sum of \$35,000.00 to expand the marina basin. Due to some difficulties with such an arrangement under the Municipal Act, the Conservation Authority was drawn into the situation as a third party. Thus, the City lent the money to the Conservation Authority who would repay the amount using the least payment charge to Gray's Creek Marina Registered. He indicated that it was known from the outset that if the operator defaulted in his payment, the Conservation Authority would not be in a financial position to repay the loan and this was, in fact, acknowledged by the City. This arrangement is reflected in the agreement prepared by the City in which it is stipulated that repayment of the \$35,000.00 is conditional on the fulfillment of the terms of the agreement to be entered between the Conservation Authority and Gray's Creek Marina. Mr. Lalonde concluded his presentation by indicating that the City and the Authority both attempted to keep the Gray's Creek Marina viable and that if the \$35,000.00 loan cannot be totally repaid, it is due to no fault of the City of Cornwall or the Raisin Region Conservation Authority.

Mr. Frank McDonald, Director of Finance and Administration, reiterated the wording of his report and explained the calculation used to reflect the 14%. After several comments were made by members of Council, it was agreed that the Authority and the City have had good working relations and it is the intention of both parties to continue with these good working relations.

CONSENT AGENDA

Alderman Green requested that items C and D on Consent Agenda be discussed under Communications.

Moved by Aldermen T. Lalonde and Grant that Consent Agenda be approved as modified.

CARRIED

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|---------------------------------------|---|
| A. <u>Heritage Cornwall</u> -         | That minutes dated April 17 be received.  |
| B. <u>Garde de la Nativite</u>        | That Council grant permission to hold tag day Saturday June 24, 1989.                     |
| E. <u>Kinsmen Club of Cornwall</u>    | That application to manage and conduct raffle lottery for Community Projects be approved. |
| F. <u>Canadian Cancer Society</u>     | That Council grant permission to hold Annual Tag Day for April 15, 1989.                  |
| G. <u>Nativity Hall</u>               | That Council grant permission for Super Bingo on June 17, 1988.                           |
| H. <u>Video &amp; Audio Equipment</u> | That the report from City Clerk be received.  |
| I. <u>Assessment Act</u>              | That the letter from the Ministry of Revenue be received.                                 |

- J. Ontario Trucking Assoc. That the report from Director of Economic Development be received.
- K. Recreation Adv. Comm. That the minutes of March 8, 1988 be received.

COMMUNICATIONS

1. Cornwall Speedway  
It was moved by Aldermen Grant and Green that Council reaffirm its decision of February 22, 1988 that the City of Cornwall has no jurisdiction with respect to the problem of noise associated with the Cornwall Speedway, since the Cornwall Speedway is situated in the Township of Cornwall.  
CARRIED
2. 1988 Waterworks Budget  
It was moved by Aldermen Charlebois and Poirier that the 1988 Waterworks Capital Budget as presented by the Director of Planning and Engineering be approved.  
CARRIED  
It was then moved by Aldermen Poirier and Leger that the 1988 Waterworks Operation Budget and a rate increase of 7% on metered users effective May 1, 1988 and 3% on non metered users effective the July and October billings be approved.  
CARRIED
3. Tender #5-88  
It was moved by Aldermen R. Lalonde and Green that the tender for Asphalt Paving and Concrete Work on various City Streets be awarded to Dibblee Construction Ltd. at a tendered price of \$714,053.00  
CARRIED
4. Tender #32-88  
It was moved by Aldermen LeBlanc and Charlebois that the tender for Supply and Placing of Sod be awarded to Malyon's Excavation at a tendered price of \$85,350.00.  
CARRIED
5. Tender #34-88  
It was moved by Aldermen Grant and Guindon that the tender for Supply of Hot Mix Asphalt be awarded to Dibblee Construction at a total tendered price of \$150,957.50.  
CARRIED
6. Tender #42-88  
It was moved by Aldermen Charlebois and Green that the tender for Repair of six (6) Lennox Fedder Units at the Civic Complex be awarded to Calder Mechanical Ltd. at a tendered price of \$32,836.00.  
CARRIED

7. Tender #31-88  
It was moved by Aldermen LeBlanc and Guindon that the tender for Supply and Installation of Cold application roofing material at the Civic Complex be awarded to Texas Refinery Corporation at a total tendered amount of \$39,300.00.
- CARRIED
8. Downtown Lunch Room  
It was moved by Aldermen Guindon and T. Lalonde that Council approve the leasing of 12 Second Street West for the Transit downtown lunch room for a 5-year period of \$895.00 per month.
- CARRIED
9. P.A.C. Report 1-4  
It was moved by Aldermen Aubry and Leblanc that the application by C. Corp. (Ontario) Ltd. to permit a gas bar use be denied.
- CARRIED
10. P.A.C. Report 2-4  
It was moved by Aldermen Charlebois and Grant that Council approve the application by Starnack Fraternal Holding Association for the construction of a Cornwall Shrine Club Building.
- CARRIED
11. P.A.C. Report 3-4  
It was moved by Aldermen Green and Leger that Council approve the proposed rezoning from the Residential 20 (RES 20) zone to Residential 10 (RES 10) zone.
- CARRIED
12. P.A.C. Report 4-4  
It was moved by Aldermen Carr and Leger that Council approved the proposed rezoning to allow for an exception to the Highway Commercial zone to permit a convenience store, pharmacy and barber shop/beauty salon, subject to the following condition: That Site Plan Control be applied to the property.
- CARRIED
13. City Benefits to Civic Complex Security Staff  
It was moved by Aldermen T. Lalonde and Carr that Council authorize the provision of all City benefits, including OMERS, to the two non-union security staff members at the Civic Complex and these two employees be recognized as permanent non-union staff.
- CARRIED
14. Environmental Control Committee  
It was moved by Aldermen Charlebois and Leger that Council declare the week of May 16-21 as Spring Clean-Up Week; authorize free access to the landfill site for residential waste during that week and authorize an additional heavy pick-up on May 18, 1988.
- CARRIED

15. Environmental Control Committee  
It was moved by Aldermen Green and Poirier that Council receive the Minutes dated March 30, 1988.  
CARRIED
16. V.I.P. Programme  
It was moved by Aldermen Green and Charlebois that Council receive the letter from Police Chief, J.C. Shaver.  
CARRIED

AD HOC COMMITTEES OF COUNCIL

Waterfront Committee

Alderman Charlebois indicated that his committee will be making a presentation to Recreation Advisory Committee at tomorrow evening's meeting. He further indicated that several members of Council, municipal staff, and Waterfront Committee members will be visiting the City of Sault Ste Marie to look at their waterfront development.

Citizens Aquatic Fund Raising Committee

Mayor Lynch advised Council that this Committee will also be making a presentation to the Recreation Advisory Committee at their evening meeting.

C O U N C I L

The Chairman of the Committee of the Whole reported to Council the actions of the Committee including the second reading of the By-laws and recommendation for enactment.

COMMITTEE OF THE WHOLE

Moved by Aldermen Leger and Guindon that the Committee of the Whole be adopted.

CARRIED

BY-LAWS - Third Reading

Moved by Aldermen Green and Leger that by-laws no. 061 to 077, excluding by-law 062, as listed for third reading be taken as read a third time and finally passed.

CARRIED

Moved by Aldermen R. Lalonde and Guindon that Administration prepare an explanatory report for the next meeting about by-law #062.

CARRIED

UNFINISHED BUSINESS

NEW BUSINESS

1. Ontario Traffic Conference

Moved by Aldermen Carr and Poirier that:

WHEREAS The Corporation of the City of Cornwall is desirous of hosting the Ontario Traffic Conference in 1990;

NOW THEREFORE BE IT RESOLVED THAT THE Council of The Corporation of the City of Cornwall extend a formal invitation to the Ontario Traffic Conference to hold its 1990 conference in the City of Cornwall.

CARRIED

2. Review Budget Documentation

Moved by Aldermen Carr and Poirier that Council review budget documentation from all agencies requesting funding from the City of Cornwall.

CARRIED

3. Quarterly Reports

Moved by Aldermen Poirier and Carr that Administration provide Council at its next meeting a report outlining the method it intends to deal with quarterly reports from our various municipal departments.

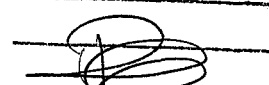
CARRIED

Council adjourned at 9:15 p.m.

  
CLERK

COUNCIL ACTION *May 24/88*  
COMMUNICATIONS (REG)   
COMMUNICATIONS (CONSENT)   
COMMUNICATIONS (CLOSED)   
APPROVED   
RECEIVED   
FILED   
DEFER   
COMMENTS \_\_\_\_\_

  
MAYOR

  
CLERK