

CITY COUNCIL #20-89

August 14, 1989  
7:30 p.m.

The regular meeting of City Council was held this evening when the following members were present: His Worship Mayor Phil Poirier, Aldermen T. Green, C. Poirier, A. Lebano, A. Leblanc, T. Lalonde, G. Leger, D. Carr, and F. Guindon.

Aldermen R. Lalonde and S. Backs were not available for this evening.

Also in attendance were the following administrative personnel: Hugh John Cook, Chief Administrative Officer, Hugh O'Reilly, Director of Community Services, Frank McDonald, Director of Finance and Administration, William Knight, Director of Planning and Engineering, Doug Leighton, Director of Economic Development, Rob Orchin, Pete Champagne, Steve Alexander, Brian Casselman, Dave Fielding, Dail Levesque, Sherman Goodwin and Richard Allaire, City Clerk.

INVOCATION

Mr. Mark Goldhamer - President of the BETH-EL Congregation in Cornwall. Mr. Goldhamer is representing the Jewish Community.

PRESENTATIONS1. Miss Cornwall - Laura Barclay

Miss Laura Barclay signed the Golden Book and Mayor Poirier wished her well at the upcoming Miss Canada Pageant.

2. Video Presentation - Gloucester Splash Pool

Mayor Poirier presented to Council and citizens a 12 minute video presentation of a recent visit to the City of Gloucester Splash Pool. Mayor Poirier indicated that this type of facility is presently being considered as part of a final report that will be finalized shortly.

ADOPTION OF MINUTES

It was moved by Aldermen Lebano and Guindon that the Minutes of regular Council of July 10th, 1989, be adopted.

CARRIED

It was moved by Aldermen Leblanc and Green that the Minutes of Committee of Council of July 10th, 1989, be adopted.

CARRIED

COMMITTEE OF THE WHOLE

Moved by Aldermen Leger and T. Lalonde 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 Nos. 121 to 128, 1989, inclusive be given first reading.

- 121 - A bylaw to appoint various officers
- 122 - A bylaw to authorize the acquisition of a right-of-way from Ontario Hydro.
- 123 - A bylaw to dedicate a Public Highway and name it Saunders Drive
- 124 - A bylaw to effect a transfer of land and dedicate it as Public Highway naming it Tollgate Road.
- 125 - A bylaw to authorize the sale of nine lots on Walton Street (approved June 26/89).
- 126 - A bylaw to authorize the signing of an Agreement with the Township of Charlottenburgh for the disposal of sludge (see Communication #10)
- 127 - A By-law to amend By-law No. 113/1980 known as the Garbage By-law (see Communication #11)
- 128 - A bylaw to dedicate various Streets and Avenues as public Highways (Ninth Street Extension)

DELEGATIONS

1. Mr. Mike Tremblay - Baldwin Resident (Petition/Consent F)  
Mr. Tremblay asked for an additional five minutes in order to complete his presentation.

It was moved by Aldermen Green and Leblanc that this delegation be allocated an additional five minutes.

CARRIED

Mr. Tremblay, a resident of 105 Baldwin Avenue, represents several property owners on Baldwin Avenue who are in opposition to the owner of 103 Baldwin Avenue obtaining a letter of zoning compliance for the purpose of doing safety checks on automobiles from his garage. Mr. Tremblay gave a history of the usage of this property since before 1969, and in 1986 the Committee of Adjustments granted a 10 foot right-of-way to Lahaie and Sullivan Funeral Home. At the hearing, it was established that the City's Planning Department felt that the residential character of the area should be maintained and that the right-of-way should not be granted unless the garage is not used for commercial purposes and the commercial signs are removed from the property. The Committee of Adjustments granted the right-of-way with no conditions imposed.

The delegation further contends that no commercial realty tax and no business tax were paid in 1987 and 1988 and that the assessment roll indicated that the property in question was vacant. Mr. Tremblay further advised that on March 23rd, 1987, the residents of Baldwin Avenue, in a Petition, requested a zoning change from the Planning Department and that their request went unanswered.

The delegation concluded his presentation by suggesting that as a result of the granting of the right-of-way the size of the property has been reduced making it impossible to provide customer parking. The residents of Baldwin Avenue do not want a letter of compliance to be served on Mr. Art Menard in order for the property to retain its residential characteristics.

After having questioned Mr. Tremblay, it was moved by Aldermen Guindon and Leblanc that this matter be referred to Administration for a Report for the next regular Council meeting.

CARRIED

2. Mr. Timothy J. Thomas -Solicitor for Cornwall Concrete Products

Mr. Thomas asked Council for an additional five minutes in order to complete his presentation.

It was moved by Aldermen T. Lalonde and Leblanc that this delegation be allocated an additional five minutes.

CARRIED

Mr. Thomas introduced himself as the solicitor for Cornwall Concrete Products and indicated that Mr. Howard Lough is the registered owner of the property and has been involved in this business since 1959. Cornwall Concrete Products have carried on business at its present location since 1954. Mr. Thomas introduced a letter from the Commissioner of Development dated April 17th, 1975, which described the steps to be taken, to complete the expropriation, and the alternatives available to Mr. Lough at that time.

Cornwall Concrete flatly denies that traffic on 7th Street has ever been blocked for five minutes, at any time, by their operation, as alleged in Mr. Orchin's report. Mr. Thomas indicated that approximately 55% of the business of the company is retail. Accordingly, its customers are required to park on the street and if the proposed parking restrictions would be imposed, there would be no convenient parking for the company's customers and the retail operation of the business would be reduced significantly.

He further contends that until now, Cornwall Concrete and Howard Lough have never received any complaints concerning parking or the loading or unloading of vehicles. Mr. Thomas summarized his presentation by indicating that Cornwall Concrete opposed the proposed placement of "No Parking" signs on Seventh Street West, and at this point he introduced a letter from Public Works dated August 10th, 1989, which was sent to his client by registered mail, advising that certain obstructions be removed by August 23rd, 1989, or further action would be taken at his client's expense. This action by the City, is being interpreted by his client, as being an attempt to force Cornwall Concrete to relocate its business.

After having questioned Mr. Thomas, it was moved by Aldermen Green and Poirier that this matter, including Item #8, under Communications be referred to City Administration for a full Report and that no action be taken relative to the Public Works letter dated August 10th, 1989, until the said Report has been dealt with by Council.

CARRIED

RESOLUTIONS

CONSENT AGENDA

It was moved by Aldermen Leblanc and Leger that Consent Agenda be approved with the exception of Item "B" which becomes No. 29 under Communications.

CARRIED

A. Senior Citizens Club Cornwall

That City Council approve the request to hold their annual tag day on September 15, 1990 and September 21, 1991.

B. Cumberland St. Residents

See #29, Communications.

C. Vendor's Permits

That the letter from the Chamber of Commerce President, expressing concerns over the granting of Vendor's Permits to out of town groups, be referred to Administration for a Report.

D. Lynwood Drive - Storm Drain

That the matter of the Petition from residents of Lynwood Drive, for storm drain and curbing between 2nd Street and 3rd Street East, be referred to Engineering for a Report.

E. Beek Lindsay Tenants Assoc.

That City Council receive the letter from the Senior Residents, in disapproval of the proposed increase of Rogers Cable T.V.

F. Baldwin Ave. Petition

This matter was referred to Administration as per the Motion contained under Delegation #1.

G. Kinsmen Club of Cornwall

That City Council approve the request to run annual T.V. Bingos every Tuesday.

**H. Kidney Foundation-Ottawa**

That City Council approve the request to sell car raffle tickets in the City of Cornwall

**COMMUNICATIONS****1. Le Village/Downtown BIA similarities**

It was moved by Aldermen T. Lalonde and Green that Council receive the Report by the Director of Community Services in reference to Unfinished Business item no. 21, in providing additional information on the similarities/differences.

CARRIED

**2. Le Village BIA-Projects Estimates**

It was moved by Aldermen Leblanc and Poirier that City Council approve Le Village's request for funding in the amount of \$9,650.00 to cover the costs listed in Mr. Si Miller's memo dated June 14th, 1989.

After considerable discussion, it was then moved by Aldermen Carr and T. Lalonde that this matter be deferred until Administration and Le Village can clarify the requests to be considered by City Council and that a further Report be presented.

The Motion to defer CARRIED

**3. Occupational Health & Safety Centre**

It was moved by Aldermen Lebano and Guindon that the Corporation of the City of Cornwall support the Cornwall District and Labour Council's efforts to impress upon the Federal Government, the need for continued financial support of the Canadian Centre for Occupational Health and Safety.

CARRIED

**4. Transit Coaches**

It was moved by Aldermen Poirier and Leblanc that the Transit Department purchase six (6) Isringhursen Inc. air-ride seats for installation in the operator work station of 6 transit coaches.

CARRIED

**5. Fire Fighter's Replacement**

It was moved by Aldermen Guindon and Poirier that the present hiring policy be amended to allow job offers to the top ranked candidates if a fire fighter vacancy occurs within six (6) months of the last recruitment drive.

CARRIED

**6. Tax Write-Offs**

It was moved by Aldermen Poirier and Green that Council approve the Report from Director of Finance and Administration.

CARRIED

**7. Residential Recycling (Blue Box) Program**

It was moved by Aldermen Poirier and T. Lalonde that Council approve the following:

1. That Council commit to implementing a Blue Box program, as outlined in the report, commencing in September, 1990;
2. That Council authorize Administration to make applications to the Ontario Ministry of The Environment, Environment Canada and Ontario Multi Material Recycling Inc. for various subsidies towards the implementation and operation of a Blue Box Program;
3. That Council direct Administration to program the costs associated with implementing and operating the program into the City of Cornwall Current Operations Budget, commencing in 1990.

CARRIED

**8. Seventh Street East off Brookdale Ave/Parking Restrictions**

This matter was referred to Administration as per the Motion contained under Delegation #2.

**9. Brookdale Avenue C.N. Overpass**

It was moved by Aldermen Guindon and Poirier that Council forego the Purchasing Bylaw and permit the Manager of Engineering Services to retain McCormick, Rankin & Associates Ltd. as the Engineering Consultant firm to prepare the final design and tender specifications for this project at an upset limit fee of \$40,000.00.

CARRIED

**10. Sludge Disposal Agreement**

It was moved by Aldermen Lebrano and Leblanc that Council pass a bylaw authorizing a Sludge Disposal Agreement between the City of Cornwall and the Township of Charlottenburgh.

CARRIED

**11. Solid Waste Bylaw Amendment**

It was moved by Aldermen T. Lalonde and Guindon that Schedule "A" of Bylaw 113-1980 be amended to include the revised definition of acceptable waste from construction, demolition and/or renovation.

CARRIED

**12. Funding for 1989 Capital Projects**

It was moved by Aldermen Guindon and Green that Council authorize additional expenditures in the amount of \$150,000.00 for the Leonard Avenue Sanitary Sewer Project, from surpluses from other Capital projects.

CARRIED

**13. Tender #9-89**

It was moved by Aldermen Leger and Leblanc that Tender #9-89, Riverdale Sanitary Sewer, be awarded to B.J. Maloney Construction Ltd. at a price of \$684,420.00 being the low bidder meeting all of the Tender Specifications.

CARRIED

14. Tender #33-89

It was moved by Aldermen Lebano and Guindon that Tender #33-89, Second Street Resurfacing from Cumberland to Augustus Street, be awarded to Dibblee Construction Ltd at a price of \$95,029.50 being the low bidder meeting all of the Tender Specifications.

CARRIED

15. Tender #55-89

It was moved by Aldermen Guindon and Poirier that Tender #55-89, Supply and Installation of Vertical Blinds in City Hall, be awarded to Styrotyle Sales Ltd at a price of \$3,763.80 being the low bidder meeting all of the Tender Specifications.

CARRIED

16. Tender #58-89

It was moved by Aldermen Green and Guindon that Tender #58-89, Licensed Collection/Disposal Company for a Household Hazardous Waste Collection, be awarded to Tricil Environmental Management meeting all of the Tender Specifications and that Option II at an upset limit of \$54,100.00 be accepted.

CARRIED

17. Tender #59-89

It was moved by Aldermen Leblanc and Leger that Tender #59-89, Laboratory Washer, be awarded to Johns Scientific Inc. at a tender price of \$9,123.84 being the low bidder meeting all of the Tender Specifications.

CARRIED

18. Tender #60-89

It was moved by Aldermen T. Lalonde and Leger that Tender #60-89, Laboratory Fume Hood, be awarded to Norlab at a price of \$12,829.94 being the low bidder meeting all of the Tender Specifications.

CARRIED

19. Tender #61-89

It was moved by Aldermen Leblanc and Poirier that Tender #61-89, Microwave Digestion System, be awarded to Seignior Chemical Products Ltd at a total price of \$16,257.76 being the low bidder meeting all of the Tender Specifications.

CARRIED

20. Tender #62-89

It was moved by Aldermen Leger and Green that Tender #62-89, Laboratory Furniture, be awarded to Norlab Inc at a price of \$27,054.36 being the low bidder meeting all of the Tender Specifications.

CARRIED

21. Tender #63-89

It was moved by Aldermen Lebano and Leblanc that Tender #63-89, Four sided perforated tubing for sign posts, be awarded to Unistrut Canada Ltd at a price of \$9,504.00 being the low bidder meeting all of the Tender Specifications.

CARRIED

22. Tender #64-89

It was moved by Aldermen Guindon and Carr that Tender #64-89, Supply of Gasoline/Diesel Fuels and Furnace Oil, be awarded to Warden Petroleum for 116,000 litres of Regular Grade Gasoline at \$0.4795/litre for a total of \$55,622.00 and 310,000 litres of lead free gasoline at \$0.4390 for a total of \$136,000.00. The option of super lead free gasoline will not be required. Also that Guindon Glenoco be awarded 179,000 litres of types D & B Diesel at \$0.3560/litre for a total of \$63,724.00, 378,000 litres of type D Diesel at \$0.3660/litre for a total of \$138,348.00 and 36,000 litres of furnace oil #2 (without burner service) at \$0.1980/litre for a total of \$7,128.00. The total value of the awards being \$400,822.00.

CARRIED

23. Tender #66-89

It was moved by Aldermen Lebrano and Green that Tender #66-89, Landfill Site Closeout/Seeding, be awarded to J.G. Landscape Contractors Ltd at a price of \$42,630.00 being the low bidder meeting all of the Tender Specifications.

CARRIED

24. Tender #67-89

It was moved by Aldermen Guindon and T. Lalonde that Tender #67-89, Removal/Hauling of dewatered, processed organic waste, be awarded to David Brown Construction at a price of \$30,240.00 being the low bidder meeting all of the Tender Specifications.

CARRIED

25. Tender #68-89

It was moved by Aldermen Leblanc and Poirier that Tender #68-89, Security Services, Refuse Disposal Site, be awarded to 608507 Ontario Inc. at a price of \$40,576.00 for the period September 03, 1989 to August 31, 1991, being the low bidder meeting all of the Tender Specifications.

CARRIED

26. Low Rise Rehabilitation Program

It was moved by Aldermen Leblanc and Green that Council, through a resolution, endorse an application for an additional fifty (50) unit allocation for the Low Rise Rehabilitation Program.

CARRIED

27. Property on Tollgate Road

It was moved by Aldermen Leger and T. Lalonde that Council approve the following:

1. That the Municipality reconvey Part 1 of the land to Mr. Godard, the owner of the vacant lot.
2. That the Municipality reconvey Part 2 of the land to Mr. Grumbir.
3. That we proceed to advertise our intentions to close and rededicate the roadway under the provisions of the Municipal Act.

CARRIED

28. Economic Development Program

It was moved by Aldermen Leger and Green that Council authorize the hiring of the firm, Prospectus-Investment and Trade Partners Inc. to prepare the strategic economic development plan at the maximum cost of \$45,000 or less; and That Council authorize the payment of funds for the hiring of Prospectus be taken from the special \$50,000 grant now deposited in the account of the City.

CARRIED

29. Cumberland Street Residents

It was moved by Aldermen Lebrano and Leblanc that the matter of the Petition from Residents requesting action to stop heavy trucks from using the street between 11th and 13th Streets be referred to Administration for a Report.

CARRIED

REPORTS FROM AD HOC COMMITTEES OF COUNCIL

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 Guindon and Poirier that the Committee of the Whole be adopted.

CARRIED

BYLAWS - Third Reading

It was moved by Aldermen T. Lalonde and Guindon that By-Laws 121 to 128, 1989, as listed for third reading be taken as read a third time and finally passed.

CARRIED

NOTICES OF MOTION

UNFINISHED BUSINESS

NEW BUSINESS

Council Date (D/M/YR)	11/9/89
Regular <input checked="" type="checkbox"/>	Closed <input type="checkbox"/>
ITEM NO.	
ACTION TAKEN:	
Clerk	

Council adjourned at 10:35 p.m.

*[Signature]*  
Clerk

*[Signature]*  
Mayor