

CITY COUNCIL #29-89

December 11, 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, D. Carr, T. Green, C. Poirier, A. Lezano, A. Leblanc, T. Lalonde, G. Leger, R. Lalonde, F. Guindon, and S. Backs.

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, Gene Kiviaho, Paul Fitzpatrick, Si Miller, Steve Alexander, Sherman Goodwin, Joyce Gravelle, Christine Lefebvre and Richard Allaire, City Clerk, Si Miller, Sherman Goodwin, Joyce Gravelle, Christine Lefebvre.

INVOCATION - Mr. Richard Allaire - City Clerk

PRESENTATIONS

1. Joyce Gravelle - Diploma from University of Waterloo - Industrial Developers Association of Canada

Mayor Poirier presented to Joyce Gravelle a Diploma in Economic Development from the University of Waterloo. This diploma is offered in conjunction with The Industrial Developers Association of Canada.

2. Prospectus Investment and Trade Partners Inc. - Preliminary Report for the Economic Development Strategic Plan Study.

The firm was represented by Mr. Ari Abonyi, Mr. Marvin Bedward and Ms. Nancy Mitchell. They presented a preliminary report entitled "Enhancement and Diversification: An Economic Development Strategy for Cornwall in the 1990's." Mr. Abonyi reviewed key preliminary findings in their study. Namely; Community Assessment, Industrial/Manufacturing Assessment, Service Business Assessment and Tourism Assessment.

The presentation was completed by the firm establishing a recommended action plan that comprised of:

- A. Development of a five year community enhancement program.
- B. Facilitate Retention and Expansion of Business already located in Cornwall.
- C. Develop and Implement a strategy to attract new service and manufacturing businesses in Cornwall.
- D. Strengthen Existing Tourism Activities.

After Council had an opportunity to question the firm, it was moved by Aldermen Carr and R. Lalonde that the Preliminary Report be received.

CARRIED

ADOPTION OF MINUTES

It was moved by Aldermen Leger and Leblanc that the Minutes of regular Council of November 27th, 1989, be adopted.

CARRIED

It was moved by Aldermen Lebano and Green that the Minutes of Committee of Council of November 22nd, 1989, be adopted.

CARRIED

It was moved by Aldermen Backs and Guindon that the Minutes of Committee of Council of November 27th, 1989, be adopted.

CARRIED

COMMITTEE OF THE WHOLE

Moved by Aldermen Leblanc and Backs 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 165 to 176, 1989, be given first reading.

BYLAWS - First Reading

- 165 - A bylaw to effect a transfer of land and dedicate as a Public Highway naming it Oliver Lane.
- 166 - A by-law to authorize the conveyance of Parts 16 and 17 on Reference Plan 52R-1129 to André Champagne.
- 167 - A bylaw to amend the Traffic and Parking bylaw no. 069/89 to prohibit heavy trucks on Cumberland and Eleventh as per described and repealing a School Bus Loading Zone on Surgenor St., East side.

- 168 - A bylaw to appoint members of Council to act from time to time in the place and stead of the Head of Council.
- 169 - A bylaw providing for the licensing of charitable or religious organizations to conduct bingo lotteries, raffle lotteries or lottery schemes held at bazaars within the City of Cornwall for charitable or religious purposes.
- 170 - A bylaw to amend Smoking Bylaw #148-1986.
- 171 - A bylaw for licensing, regulating and governing persons who go from place to place or to a particular place with goods, wares or merchandise for sale or other persons carrying on petty trades in the City of Cornwall.
- 172 - A bylaw to license and regulate the owners or operators of Automobile Service Stations and Car Washes and for revoking such licenses.
- 173 - A bylaw to licence, regulate and govern Transient Traders.
- 174 - A bylaw to license, regulate and govern Lodging Houses.
- 175 - Rating bylaw imposing special annual drainage rates upon land in respect of which money is borrowed under the Tile Drainage Act.
- 176 - A By-law to enter into a Service Extension Agreement with Royal Oaks Housing Co-op Inc. to extend a sanitary sewer on Twelfth Street.

DELEGATIONS

1. Mr. Bruce McPhee - Solicitor for Mr. Robert Davy (Bingo Centre)

Mr. McPhee is the solicitor for Mr. Davy, owner of the Green Belt Bingo in Sault Ste. Marie and applicant for a new Bingo Hall in Cornwall. He indicated that his client intends to locate at 1400 Vincent Massey Drive and his facility will accomodate 300 people. He further stated that there is evidence to support the need for a second bingo palace and that such a facility could generate \$40,000.00 in revenues for the City. Mr. McPhee indicated that his client is a legitimate operator who brings experience and credibility to his operation. He concluded by stating that he hoped Council will support fair competition and approve his client's request to obtain Council's permission to establish a bingo hall at 1400 Vincent Massey Drive.

It was moved by Aldermen Guindon and R. Lalonde that this matter be referred to administration for review and a report.

CARRIED

2. Mr. Wayne Roberts - Cornwall Bingo Palace.

Mr. Roberts, owner of the Cornwall Bingo Palace on Second Street West, expressed his opposition to the proposal from Mr. McPhee. He indicated that the addition of a new bingo hall would hurt present users and that the 20% sale established under the legislation might not be achievable. He indicates that his facility accommodates 34 groups and he runs 18 bingos per week. Mr. Roberts suggested that there are just so many players and that a new hall would result in a reduction of revenue for these organizations. He completed his presentation by stating that the moratorium placed on new bingo halls by the province is still in place and moreover, the province is presently in the process of introducing new legislation and guidelines to control bingo halls. He recommended that Council await the new legislation and not allow any new bingo facility in Cornwall until the moratorium is listed.

Mr. Roberts was advised that his request would be considered at a subsequent meeting, at the same time as the previous delegation.

3. Skate Canada - Robin Yardley

Mr. Robin Yardley, Chairman, presented Council with a closing report on this event. He indicated that this event was not a good event but a great one. He wished to thank the many volunteers (300) who helped make Skate Canada the best ever. He also wished to thank City Council for its generosity and support and the municipal staff for its cooperation.

In return, Mayor Poirier thanked Mr. Yardley, Monica Besner and all those associated with Skate Canada for a truly successful event.

4. Mr. Dennis Carter-Edwards - Protection of Historic Resources.

Mr. Carter-Edwards, Chairman, Heritage Cornwall Committee, ^{30.10} advised that if Council agreed to removing the designation on the Capitol Theatre, all available grants from the senior levels of government would be eliminated. He stated that the present owners showed a complete disregard for the property, thus allowing it to deteriorate and more importantly, may have removed items that had been designated for its historical and architectural value.

His presentation was to assist in obtaining financial and technical support for the restoration of the building. He questioned the qualifications of the person, who, on behalf of the present owner, suggests that the building cannot be repaired. His position is that Council should seek a second opinion from a credible source before entertaining any requests to remove the designation. He concluded his presentation by expressing his opposition to the owner's request that the City support the removal of the designation under the Heritage Act.

Mr. Carter-Edwards was advised that this matter would be dealt with later in the meeting under Communications.

RESOLUTIONS

#17-89 It was moved by Aldermen Lebano and Leblanc that the regular scheduled meeting of the fourth Monday of December, be cancelled and rescheduled for Monday December 18th following the Planning Advisory Committee meeting if necessary.

CARRIED

#18-89 It was moved by Aldermen Green and Poirier that whereas the cladding of the Government of Canada Building, situated at 45 Second Street East, has been in need of major repairs for a number of years;
And Whereas Public Works Canada has seen fit to erect a "plywood canopy" at the main entrance of the building;
And Whereas this "band aid" approach is a discredit to our Federal Government and simply unacceptable to the residents of this community;
Now Therefore, be it resolved that the City of Cornwall petition the Honourable Elmer MacKay, Minister, Public Works Canada, to initiate immediate repairs to the building at 45 Second Street East which repairs are to be of quality and nature to restore the stone and masonry facade to its original design and that a copy of this resolution be forwarded to Mr. Robert Kilger, M.P.

CARRIEDCONSENT AGENDA

It was moved by Aldermen Guindon and R. Lalonde that Consent Agenda be approved.

CARRIEDA. Recreation Advisory Committee

That City Council receive the Minutes of meeting dated October 18th, 1989.

B. Heart and Stroke Foundation

That City Council approve the request to conduct their door to door canvas for their annual 1990 Fund Raising Campaign during the month of February.

C. Upper Canada Playhouse

That City Council approve the request to sell tickets, in the City of Cornwall, for fundraising purposes.

D. Environmental Control Committee

That City Council receive the draft copy of minutes dated November 15th, 1989.

COMMUNICATIONS1. Proposed Aquatic Leisure Centre 20.40.21

It was moved by Aldermen Green and Carr that Council approve the following:

- 1) The construction of an Aquatic Leisure Centre at an estimated cost of \$8.557 million, to be constructed in the park area northeast of the Civic Complex and that the architect's drawings be amended as outlined in Mr. Burke's letter of November 21, 1989 (attached).
- 2) That Council fund the Aquatic Leisure Centre as outlined in the Director of Finance and Administration's report dated November 30, 1989.
- 3) That a Council resolution approving the construction of an Aquatic Leisure Centre be forwarded to Mr. Lucio Appolloni immediately to complete the provincial Recreation grant application.
- 4) That Council authorize staff to engage the firm of Creative Aquatics to assist in the preparation of the Request for Proposals for the architectural drawing, the evaluation of architectural proposals received and to provide technical advice and supervision throughout the construction phase.
- 5) That a Fundraising Committee be established with the goal of \$2,000,000. to be raised from businesses, industries and individuals in Cornwall and area.
- 6) That administration investigate and apply for all other sources of funding available for this project.

A recorded vote resulted as follows:

<u>For</u>	<u>Against</u>
Mayor Poirier	Alderman A. Lebano
Alderman T.Lalonde	Alderman R.Lalonde
Alderman S.Back	Alderman A.Lebanc
Alderman F.Guindon	
Alderman C.Poirier	
Alderman G.Leger	
Alderman D.Carr	
Alderman T.Green	

Motion CARRIED 8 - 3

2. Multiple Sclerosis Society 45.10

It was moved by Aldermen Leblanc and Backs that City Council grant exemption to the requirements of Section 3, 4(b) and 17(b) of the terms and conditions, thereby granting a licence to the Multiple Sclerosis Society for Nevada tickets to be sold from premises located at 208 Montreal Road, provided all other sections of the terms and conditions are complied with.

CARRIED

3. Tax Write-Offs 25.12

It was moved by Aldermen Backs and Leger that City Council approve the Report from the Director of Finance and Administration.

CARRIED

4. Municipal Directory 45.01

It was moved by Aldermen Lebano and Poirier that the City Clerk be authorized to distribute a Municipal Directory in the manner described within this report, at an upset cost of \$10,000 to be absorbed within the Clerk's present budget allocation.

It was then moved by Aldermen Green and T. Lalonde that this matter be referred back to Administration for a report on the possibility of having the Municipal Directory distributed through private enterprise.

Motion to refer CARRIED

5. P.A.C. No.10-1 30.40.15

It was moved by Aldermen Leger and R. Lalonde that the plan of subdivision of Nottingham Estates be draft approved as presented.

CARRIED

6. Designated Property Grants 30.40.01

It was moved by Aldermen Guindon and Backs that Council approve (accept) the Designated Property Grant Application for 39 York Street submitted by Paul and Joanne Montford for the total amount of \$388.00 (Grant pays 50%).

CARRIED

7. Windmill Fort / Capitol Theatre 30.10.01

It was moved by Aldermen Green and Carr that this item be discussed after Council has dealt with Item #8, on this Agenda.

CARRIED

8. Capitol Theatre 30.10

It was moved by Aldermen Poirier and Lebano that City Council approve the following:

- 1) That the Corporation act on L.A.C.A.C.'s first recommendation and apply for the provincial Technical Consulting Service to determine stabilizing water penetration from the roof, and the structural integrity of the marquee.
- 2) That the Chief Building Official issue an Order to Prohibit Occupancy.
- 3) That once the report from the Technical Consulting Services is received, staff determine associated costs and prepare a further report for council.
- 4) Obtain a legal opinion on the options available to recover those items removed from the building and designated for architectural value.

CARRIED

7. Windmill Fort / Capitol Theatre continued 30.10

It was moved by Aldermen Green and Leger that this matter be tabled until all reports are prepared and returned to Council for consideration.

CARRIED

9. P.R.I.D.E. - Lorneville South 30.40.37

It was moved by Aldermen Lebrano and Leblanc that an application be made to the Ministry of Municipal Affairs under the 1990-91 P.R.I.D.E. program year for a follow-up rehabilitation project of \$325,500 in Lorneville South and a required Council resolution stating such accompany the application.

CARRIED

10. Transit Service - Eastcourt Mall 30.30.08

It was moved by Aldermen Carr and Guindon that the information provided in this report be received by Council.

CARRIED

11. Tender #82-89 30.20.07

It was moved by Aldermen Poirier and T. Lalonde that Tender #82-89, Tractor Backhoe complete with operator "as required" by Public Works Department and Parks and Recreation Department, be awarded as follows:

- 1) ROADS SECTION: Gilles Morin Excavating at \$29.75/hour
- 2) SEWER SECTION: J.P. McManus & Son at \$31.24/hour
- 3) WATERWORK SECTION: Sam Cain Excavation at \$28.90/hour
- 4) PARKS AND RECREATION & OTHERS: Be awarded to the three bidders and where the low bidder is fully booked or otherwise, unavailable, the second low bidder be hired and so on, to the third low bidder.

IN Sections 1,2 & 3, the recommended award is for the supply of one backhoe only and should a second backhoe be required in any of the first three sections then the low bidder from section four will be hired. In the case where the low bidder of section four is booked then the second low bidder from section four will be hired and so on to the third low bidder.

In all sections, the recommended award is to the low bidder meeting all of the tender specifications.

CARRIED

12. Conveyance of Land 50.09

It was moved by Aldermen Green and Leger that City Council convey Parts 16 and 17 on Reference Plan 52R-1129 to André Champagne for \$1.00 plus costs.

CARRIED

13. Environmental Control Committee 55.04

It was moved by Aldermen Leblanc and Poirier that Council approve a special collection of Christmas trees be made and that these trees be reduced in volume by means of a chipper and used for compost or any other appropriate function instead of discarding them directly into the Landfill Site at an estimated cost of \$6,000 to be taken from tipping fees revenue.

CARRIED

REPORTS FROM AD HOC COMMITTEES OF COUNCILC 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 recommendations for enactment.

COMMITTEE OF THE WHOLE

Moved by Aldermen R. Lalonde and Backs that the Committee of the Whole be adopted.

CARRIEDBYLAWS - Third Reading

It was moved by Aldermen Lebano and T.Lalonde that By-Laws 165 to 176, 1989, as listed for third reading be taken as read a third time and finally passed.

NOTICES OF MOTIONUNFINISHED BUSINESSNEW BUSINESSSmoking Cessation Programs 40.04

It was moved by Aldermen Carr and T. Lalonde that further to the approval of the City's No Smoking Policy, be it resolved that the Manager of Human Resources prepare a Report for Council information, listing the various "Smoking Cessation" programs he intends to utilize along with the approximate cost of said programs.

CARRIED

Council adjourned at 11:20 p.m.

R. Ollaire
Clerk

Phil Lewis
Mayor

Council Date (D/M/YR) 18/12/89	
Regular <input checked="" type="checkbox"/>	Closed <input type="checkbox"/>
ITEM NO. _____	
ACTION TAKEN: <u>approved</u>	
Clerk <u>[Signature]</u>	