

# CITY COUNCIL #19-95

June 26th, 1995  
7:30 p.m.  
109/95

## PRESENT

A regular meeting of Council was held with the following members present: His Worship, Mayor Ron Martelle, Aldermen Denis Carr, Brian Lynch, Claude Poirier, Susan Carter, Naresh Bhargava, Dick Aubry, Chris Savard, and Brian Sylvester.

## ABSENT

Aldermen Chuck Charlebois and Dean Hollingsworth.

## IN ATTENDANCE

Mr. F. Hamelin, Assistance Chief Administrator / Manager Public Works, Steve Alexander, Dave Fielding, Sherman Goodwin, Frank McDonald, Rob Orchin, and D.Labelle-Gélinas, Recording Secretary.

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## INVOCATION

Dr. Jonathan Dent, St. John's Parish

It was moved by Aldermen Denis Carr and Dick Aubry that Council approve the following:

1. The removal of Item #6, Tender #41-95, Diesel Loader from this evening's agenda; and
2. The addition of Resolution #24-95 regarding T.C.T.I. Grants-in-lieu of Overpayment to this evening's agenda; and
3. The addition of a delegation from Mayor Martelle regarding Police pursuits to this evening's agenda.

MOTION CARRIED

## DISCLOSURE OF INTEREST

Alderman Chris Savard declared a Pecuniary Interest on Communication Item #2, Purchasing Open House, because the matter refers to the Fall Home and Trade Show organized by the Cornwall Chamber of Commerce who is his employer.

Mayor Martelle recognized the Fourth Cornwall Scouts Troop amongst us this evening. Those in attendance were working towards their Citizen Badge requirements.

## PRESENTATIONS

### #1 1995 Canadian Urban Transit Awards

Mr. Al Cormier, Executive Vice-President of the Canadian Urban Transit Association, was present this evening to present two National awards to Cornwall Transit.

Two of the four most coveted awards presented in the Transit System for the year 1994, coast to coast, was presented to Mayor Martelle and Sherman Goodwin, Manager of Transit.

Cornwall Transit received the award for the best conventional transit service in Canada operating 75 vehicles or less, and the best Handi-Transit service in Canada operating 10 vehicles or less. Mr. Cormier indicated that criteria for winning an award is numerous and encompassing. It is awarded through outstanding accomplishments and achievements. It is without question that these awards have been won through strong support by City Administration and Council by taking leadership within advanced Transit services, and further a strong support by the citizens by accepting changes to the service.

Following the awards presentation, Mayor Martelle thanked Mr. Cormier and expressed his extreme pleasure on behalf of himself, Council, Administration and the citizens on this prestigious recognition.

Mr. Goodwin concluded by recognizing Council's support towards Transit services, the citizens of Cornwall, and all Transit service staff without whom these awards would not have been possible.

### #2 Ontario Winter Games - Recipients

Mrs. Jill Proctor returned to Council this evening to present the Second Annual Ontario Winter Games Legacy Awards.

Recipients selected this year were chosen not only for their athletic prowess but also for their contribution to their schools and their communities.

This year's winners have been chosen from amongst 18 applications. Candidates for these bursaries have been identified by their schools as top candidates for this award and presently not targeted for other bursaries or scholarships exceeding \$2000.00 in value.

The female recipient this year is Heidi van de Glind from Rothwell Osnabruck Secondary School, and the male recipient is Michael Grieve from General Vanier Secondary School.

## ADOPTION OF MINUTES

It was moved by Aldermen Claude Poirier and Susan Carter that the regular Council minutes of **June 13th, 1995** be adopted as amended.

MOTION CARRIED

It was moved by Aldermen Brian Lynch and Naresh Bhargava that the Committee of Council minutes of **June 13th, 1995** be adopted as presented.

MOTION CARRIED

It was moved by Aldermen Susan Carter and Chris Savard that the Special Council minutes of **June 19th, 1995** be adopted as amended.

MOTION CARRIED

## COMMITTEE OF THE WHOLE

It was moved by Aldermen Brian Sylvester and Brian Lynch that Council go into the Committee of the Whole and that all delegations, resolutions, communications, and by-laws be referred to that Committee and that By-laws 090-1995 to 105-1995 inclusive be given first reading.

### MOTION CARRIED

### **BY-LAWS** - First Reading

- 090-1995 A by-law to assume Municipal Services constructed under the terms and conditions of a Subdivision Agreement for Lynwood Forest, Phase II.
- 091-1995 A by-law to enter into a lease agreement with Stuart Gordon, In Trust for the rental of a portion of the upstairs area of 15 Second Street West for Cornwall Transit lunchroom.
- 092-1995 A by-law to enter into a Connecting Link Agreement with the Ministry of Transportation for improvements to Boundary Road from Second Street East to Montreal Road.
- 093-1995 A by-law to authorize the reconstruction of a highway, and the reconstruction of existing watermain, storm and sanitary sewer services on Pitt Street from Third Street to Fifth Street.
- 094-1995 A by-law to authorize the improvements of a highway, curb and gutter, and sidewalk services on McConnell Avenue from Fifth Street to Kingslea Crescent.
- 095-1995 A by-law to authorize the replacement and relocation of the existing sanitary sewer pumping station and appurtenances on Queen Street to James Street. and to repeal by-law 078-1994.
- 096-1995 A by-law to authorize the construction of a sanitary sewer on an easement on Part of Lot 2, Concession 1, in the City of Cornwall, County of Stormont.
- 097-1995 A by-law to authorize the construction of a sidewalk on Cumberland Street from Fifteenth Street to Cline Avenue.
- 098-1995 A by-law to provide for the borrowing of \$793,000.00 to provide financing for the reconstruction of a highway, and the reconstruction of existing watermain, storm and sanitary sewer services on Pitt Street from Third Street to Fifth Street.
- 099-1995 A by-law to provide for the borrowing of \$100,000.00 to provide financing for the improvements of a highway, curb and gutter, and sidewalk services on McConnell Avenue from Fifth Street to Kingslea Crescent.
- 100-1995 A by-law to rescind by-law 081-1994, and to provide for the borrowing of \$100,000.00 to provide financing for the replacement and relocation of the existing sanitary sewer pumping station and appurtenances on Queen Street to James Street.
- 101-1995 A by-law to provide for the borrowing of \$75,000.00 to provide financing for the construction of a sanitary sewer on an easement on Part of Lot 2, Concession 1.

- 102-1995 A by-law to provide for the borrowing of \$33,000.00 to provide financing for the construction of a sidewalk on Cumberland Street from Fifteenth Street to Cline Avenue.
- 103-1995 A by-law to designate lands as a public highway under the Public Transportation and Highway Improvement Act, and that it be dedicated and named "Tollgate Road".
- 104-1995 A by-law to amend the Noise By-law.
- 105-1995 A by-law to enter into an Agreement of Purchase and Sale between the Cornwall Non-Profit Housing Corporation and the Corporation of the City of Cornwall for lands on the south side of the future extension of Easton Avenue.

## **DELEGATIONS**

### **#1 POLICE PURSUITS**

Mayor Ron Martelle spoke to Council and the citizens of Cornwall of his concerns involving police pursuits within our City involving members of the R.T.F. and suspected smugglers. Mayor Martelle continued to identify, by reading several news paper clippings, the assaults and criminal activities which have taken place recently. He indicated that a letter was being sent to the Honourable Alan Rock, Minister of Justice, suggesting that a strong message be sent to the smuggling cartel that their dangerous activities, which have been happening all too frequently, will not be tolerated any longer.

Mayor Martelle continued to say that these criminals should not be on our streets and, when apprehended, should be punished severely.

## **RESOLUTIONS**

### **#23-1995**

It was moved by Aldermen Susan Carter and Chris Savard that:

WHEREAS the City of Cornwall Planning Department has conducted Comprehensive Research, Analysis and Review over the past two years of the Cotton Mills / Harbour Area Redevelopment potential; and

WHEREAS a document entitled the Cotton Mills Complex Redevelopment Plan 1994-1995 has been drafted by Administration and was subsequently presented at a Waterfront Development Committee Public Meeting on Wednesday June 7, 1995; and

WHEREAS the Cotton Mills Complex Redevelopment Plan 1994-1995 was approved by the City's Planning Advisory Committee at their Monday June 19, 1995 meeting; and

WHEREAS the Cotton Mills Complex Redevelopment Plan 1994-1995 should act as a Secondary/Guideline Plan in support of the 1989 Waterfront Plan and 1984 Official Plan.

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the City of Cornwall endorses and approves the Cotton Mills Complex Redevelopment Plan 1994-1995 in its entirety.

It was then moved by Aldermen Denis Carr and Brian Lynch that this resolution be worded by the exact recommendation presented through the Planning Advisory Committee report 6-1 on this evening's agenda.

DEFEATED

It was then moved by Aldermen Naresh Bhargava and Brian Sylvester that the original resolution be amended by removing from its last paragraph the words "in its entirety".

"WHEREAS the City of Cornwall Planning Department has conducted Comprehensive Research, Analysis and Review over the past two years of the Cotton Mills / Harbour Area Redevelopment potential; and

WHEREAS a document entitled the Cotton Mills Complex Redevelopment Plan 1994-1995 has been drafted by Administration and was subsequently presented at a Waterfront Development Committee Public Meeting on Wednesday June 7, 1995; and

WHEREAS the Cotton Mills Complex Redevelopment Plan 1994-1995 was approved by the City's Planning Advisory Committee at their Monday June 19, 1995 meeting; and

WHEREAS the Cotton Mills Complex Redevelopment Plan 1994-1995 should act as a Secondary/Guideline Plan in support of the 1989 Waterfront Plan and 1984 Official Plan.

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the City of Cornwall endorses and approves the Cotton Mills Complex Redevelopment Plan 1994-1995."

MOTION CARRIED AS AMENDED

#24-94

It was moved by Aldermen Brian Lynch and Claude Poirier that:

WHEREAS the Ministry of Public Works sent to the Corporation of the City of Cornwall a notice outlining the new assessment on Federal Property for the 1994 grant/taxation year one year after the completion of the 1994 Municipal Budget; and

WHEREAS because of the timing of the federal notice, there was no opportunity for the Corporation of the City of Cornwall to examine our municipal programs and adjust for the shortfall in revenue; and

WHEREAS the impact of repaying \$202,794.00 for the year 1994, along with other reductions in federal grants-in-lieu assessment, represents a decrease in federal payments-in-lieu of greater than ten (10%) percent.

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the City of Cornwall is requesting to the Honourable David Dingwall, Federal Minister of Public Works, that the 1994 grants-in-lieu overpayment of \$202,794.00 not be repaid.

MOTION CARRIED

## **CONSENT AGENDA**

It was moved by Aldermen Dick Aubry and Naresh Bhargava that the Consent Agenda, items "A" through "F" inclusive, be approved as presented.

### **MOTION CARRIED**

#### **A. CITY OF WINDSOR**

That Council endorse the correspondence from the Town of Windsor regarding the Canada Ontario Infrastructure Works Program.

#### **B. FLU PREVENTION AWARENESS MONTH**

That Council approve the request from the United Senior Citizens of Ontario to proclaim September 1995 as Flu Prevention Awareness Month in the City of Cornwall.

#### **C. ROYAL CANADIAN LEGION**

That Council approve the request to conduct a Poppy Campaign on October 26th, 27th, and 28th, 1995 in the City of Cornwall.

#### **D. HERITAGE CORNWALL**

That the minutes from the Heritage Cornwall Committee meeting of May 9th, 1995 be received.

#### **E. C.N.I.B.**

That Council approve the request to sell The CNIB 1996 Lottery Calendar in the City of Cornwall.

#### **F. BANK OF MONTREAL**

That Council approve the request to hold a "Big Bike Ride" to raise funds for the Heart and Stroke Foundation on September 22 and 23, 1995.

## COMMUNICATION

### 1. ST. COLUMBAN'S PARKING

It was moved by Aldermen Brian Lynch and Chris Savard that the City's property on Third Street West not be graded for Municipal Employee parking.

MOTION CARRIED

Alderman Chris Savard left the room and did not take part in any discussion or vote on Communication Item #2.

### 2. PURCHASING OPEN HOUSE

It was moved by Aldermen Brian Sylvester and Susan Carter that the Purchasing Department attend the Fall Home and Trade Show as part of the City delegation in lieu of a stand alone Open House.

DEFEATED

### 3. PROJECTS TO BE DEBENTURED

It was moved by Aldermen Denis Carr and Dick Aubry that Council approve the reports as prepared by the Manager, Engineering Services dated June 5, 1995.

MOTION CARRIED

### 4. TRANSFER OF PROVINCIAL HIGHWAYS

It was moved by Aldermen Brian Lynch and Brian Sylvester that the Manager, Engineering Services be given permission to enter into negotiations with the Ministry of Transportation to revoke the Connecting Link Agreement for Highway #2 (Vincent Massey Drive in the west City limits to Brookdale Avenue; then Brookdale Avenue from the traffic circle southerly to Second Street; then Second Street from Brookdale Avenue to Boundary Road); and that the City of Cornwall agree to revoke the Connecting Link Agreement for Boundary Road from Highway #401 to Montreal Road.

MOTION CARRIED

### 5. POLICE ESCORTS - COST

It was moved by Aldermen Denis Carr and Dick Aubry that the Police Services Board review the police expenditures relative to police escort costs and seriously consider expressing jointly with City Council, to the Solicitor General and the Attorney General, that provision of this service by our Police Services is unacceptable without appropriate funding from the Province.

MOTION CARRIED

### 6. TENDER #41-95 - Diesel Loader

This item was deleted from this evening's agenda.

7. TENDER #42-95 - Snowplow with wing attachments

It was moved by Aldermen Brian Lynch and Denis Carr that this tender be awarded to Toromont-Cat, Kanata, Ontario at the total bid price of \$44,377.88 including all taxes being the low bid meeting the tender specifications.

MOTION CARRIED

8. TENDER #44-95 - Overhead door replacement

It was moved by Aldermen Denis Carr and Naresh Bhargava that Item #1, Option #1 (\$10,272.00) and Item #2, Option #2 (\$6,307.65) be awarded to Rolland A. Paquette, Cornwall, Ontario at the total bid price of \$16,579.65 including tax being the low bid meeting tender specifications.

MOTION CARRIED

9. NOISE BY-LAW

It was moved by Aldermen Chris Savard and Brian Lynch that Clause #4 be amended to read: "The use or operation of any radio, television set, record, tape, disc player, loudspeaker, amplifier, or other sound reproducing mechanism or any combination thereof."; and that the hours of restriction for Clause #4 be amended to read between the hours of 11:00 p.m. and 7:00 a.m.

It was then moved by Aldermen Claude Poirier and Dick Aubry that the recommendation be amended and that the hours of restriction remain from 8:00 p.m. to 7:00 a.m.

A recorded vote resulted as follows:

FOR

Alderman Claude Poirier  
Alderman Dick Aubry

AGAINST

Mayor Ron Martelle  
Alderman Brian Sylvester  
Alderman Denis Carr  
Alderman Susan Carter  
Alderman Chris Savard  
Alderman Brian Lynch  
Alderman Naresh Bhargava

MOTION DEFEATED 7-2

A recorded vote on the main motion resulted as follows:

FOR

Mayor Ron Martelle  
Alderman Brian Sylvester  
Alderman Denis Carr  
Alderman Susan Carter  
Alderman Chris Savard  
Alderman Brian Lynch  
Alderman Naresh Bhargava

AGAINST

Alderman Claude Poirier  
Alderman Dick Aubry

MAIN MOTION CARRIED 7-2

10. P.A.C. 6-1

It was moved by Aldermen Brian Sylvester and Dick Aubry that P.A.C. approve the Cotton Mills Redevelopment Plan and recommend that the Plan be accepted by Council Resolution; and that the Plan act as a Secondary/Guideline Plan to compliment both the City's 1984 Official Plan and 1989 Waterfront Plan; and that Planning Staff proceed to investigate the possibility of a Redesignation and Rezoning of the Study Area to reflect the transition to new non-industrial land uses.

MOTION CARRIED

**ADOPTION OF THE COMMITTEE OF THE WHOLE**

**BY-LAWS**                      **Second Reading**

It was moved by Aldermen Brian Lynch and Brian Sylvester that the Committee of the Whole be adopted as reported and that by-laws 090-1995 to 105-1995 inclusive, be given second reading.

MOTION CARRIED

**BY-LAWS**                      **Third Reading**

It was moved by Aldermen Naresh Bhargava and Chris Savard that by-laws 090-1995 to 105-1995 inclusive, be taken as read a third time and finally passed.

MOTION CARRIED

**REPORTS FROM AD HOC COMMITTEES OF COUNCIL**

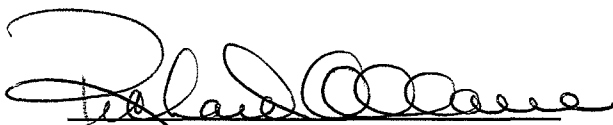
Alderman Denis Carr gave an update to the Audit Committee regarding Parking, Recreation and Convention Services. A report will be presented to Council at its next regular meeting of July 10, 1995.

**NOTICES OF MOTION**


**UNFINISHED BUSINESS**

**NEW BUSINESS**

Adjournment:                      9:00 p.m.

  
Clerk

  
Mayor **ACTING**

  
Recording Secretary