



REGULAR COUNCIL #20-99

Monday, May 10, 1999
Meeting began at 7:30 p.m.

099/99

PRESENT: A Regular Council meeting was held this evening with the following members present: Mayor Brian Sylvester, Councillors Sheila Airey, Perry Lalonde, Chris Savard, Korey Kennedy, Claude Poirier, Dean Hollingsworth, André Rivette, Denis Carr, Brian Lynch, and Naresh Bhargava

ADMINISTRATION: Richard Allaire, Chief Administrative Officer / Clerk, David Fielding, Assistant Chief Administrative Officer / Manager, Engineering and Environmental Services, Frank McDonald, Graham Dart, Fern Hamelin, Frances Lafave, Steve Alexander, Roger Desjardins, and Denise Labelle-Gélinas, Deputy Clerk / Recording Secretary.

INVOCATION - Mr. Mark Goldhammer - Bethel Congregation

ADDITIONS / DELETIONS

It was moved by Councillors André Rivette and Korey Kennedy that the following be added to this evening's agenda:

1. The Lilac Festival request under Consent as Item F; and
2. Tender 99-Q44, Resurfacing and Crack Repairs at various Tennis Courts under Communications as Item #22; and
3. Cornwall High Tech Millennium Pilot Project under Communications as Item #23.

Motion Carried

DISCLOSURE OF INTEREST Nil

PRESENTATIONS Nil

ADOPTION OF MINUTES

It was moved by Councillors Brian Lynch and Sheila Airey that the Committee of Council Meeting #12-99 dated April 26, 1999 be approved as presented.

Motion Carried

It was moved by Councillors Perry Lalonde and Naresh Bhargava that the Regular Meeting of Council #18-99 dated April 26, 1999 be approved as amended.

Motion Carried

COMMITTEE OF THE WHOLE

It was moved by Councillors Claude Poirier and Perry Lalonde 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 054-1999 to 059-1999 inclusive be given first reading.

Motion Carried

BY-LAWS - First Reading

- 054-1999 A by-law for authorizing and regulating the erection and maintenance upon, across, under or along any highway or public place, of poles, towers, wires, optical fibre, cables and other accessory equipment, and the construction and laying down of pipes, ducts and conduits for enclosing wires, optical fibre, cables and other accessory equipment for the purpose of receiving and transmitting electrical impulse and signals from Cornwall Electric within the City of Cornwall.
- 055-1999 A by-law to further amend by-law 751-69, The Zoning By-law as amended of the City of Cornwall, being a by-law respecting the use of land and the use and location of buildings for lands municipally described as 1140 Brookdale Avenue.
- 056-1999 A by-law to obtain from Saryu & Brothers Investments Ltd. a drainage easement and to convey lands to Saryu & Brothers Investments Ltd.
- 057-1999 A by-law to appoint Roger Desjardins as Fire Chief for the Municipality of the City of Cornwall.
- 058-1999 A by-law authorizing the Mayor and Clerk to enter into a Supplemental Lease Agreement with the Government of Canada, Ministry of Fisheries and Oceans, Small Craft Harbours Branch for an extension to Marina 200 lease until the year 2002.
- 059-1999 A by-law to authorize the Corporation of the City of Cornwall (the "Corporation") to enter into the agency Agreement, as defined herein, between CHUMS Financing Corporation and Local Authority Services Limited, as Agent, and Eligible Investors with respect to "ONE - The Public Sector Group of Funds" and to authorize the Treasurer to execute the necessary documents for that purpose.

DELEGATIONS

#1. S.D. & G. Student Assistance Association

Mr. John Tyrell, President, appeared before Council this evening to share their organization's aspirations and goals. The S.D. & G. Student Assistance Association was created by Seniors of this community who recognized a need to encourage the youth of this community towards the continuing education of those who graduate from the secondary level with moderate passing grades.

Through the Association, students who are in need are able to obtain financial assistance through the donation of bursaries. Mr. Tyrell continued to indicate that their association would be giving nine bursaries in the amount of \$250.00 to deserving students within the 1998-99 academic year.

In conclusion, Mr. Tyrell requested that Council support their endeavors and, if necessary, provide their expertise.

It was then moved by Councillors Claude Poirier and André Rivette that Council receive this delegation.

Motion Carried

RESOLUTIONS

CONSENT

It was moved by Councillors André Rivette and Perry Lalonde that the Consent Agenda be approved as amended.

Motion Carried

A. United Counties of Leeds & Grenville

That Council support the resolution requesting that the IJC, Board of Control and the Federal Governments of Canada and the U.S. be asked to take immediate steps to change the "Orders of Approval" to recognize the needs of the Recreational Boating and Fishing Industry and of the St. Lawrence River's wetlands.

B. Canadian Red Cross

That Council endorse the request to proclaim May 30th to June 6th as Water Safety Week within the City of Cornwall.

C. Planning Advisory and Hearing Committee Report 3-1

That the proposed rezoning at 1140 Brookdale Avenue for a site-specific exception in the Highway Commercial zone, be approved for a Zoning by-law amendment from Highway Commercial Zone to Highway Commercial zone with a site-specific exception to permit the establishment of a Water Bottling and Sales Outlet and a Florist Shop, in an existing commercial mall currently under redevelopment for the subject site known as 1140 Brookdale Avenue.

D. **Planning Advisory and Hearing Committee Report 3-2**

That Council pass a Resolution supporting the updated City of Cornwall Subdivision Manual.

E. **Planning Advisory and Hearing Committee Report 3-3**

That the five (5) Courses of Action identified in the report dated April 29, 1999 be implemented by staff.

F. **Lilac Festival Committee**

That Council approve the request to hold a parade as part of the 6th Annual Lilac Festival on Saturday May 29, 1999 and that Council proclaim the week of May 24th, 1999 as Lilac Week in the City of Cornwall.

COMMUNICATIONS

1. **Investment Committee Meeting**

It was moved by Councillors Naresh Bhargava and Brian Lynch that Council receive the report from the Manager, Finance under date of April 29, 1999 in reference to the placement of the Progress Fund Account.

Motion Carried

2. **Public School Board - Sale of Property**

It was moved by Councillors Naresh Bhargava and Sheila Airey that Administration be authorized to advise the Upper Canada District School Board that the City has no interest in wanting to buy the property located at 902 Second Street West.

It was then moved by Councillors Chris Savard and Claude Poirier that:

WHEREAS the Upper Canada District School Board has decided to close the regional administrative office presently located in Cornwall and move it to Tagwi Secondary School in Avonmore resulting in the Board's eastern region office being located in an isolated rural area; and

WHEREAS this decision will result in Cornwall, as the largest urban centre with the most facilities and students in the Board's jurisdiction, not having an administrative presence; and

WHEREAS the Catholic District School Board of Eastern Ontario is willing to discuss the possible sharing of office accommodations in the eastern region with the Upper Canada District School Board;

THEREFORE BE IT RESOLVED that the City of Cornwall respectfully calls upon the Upper Canada District School Board to reconsider this decision taking into account the expected \$75,000 relocation cost, and the benefits of having the two School Boards establish their eastern region offices in the same facility within the largest urban municipality that the Boards serve.

Motion Carried and
Main Motion Carried

3. **Tender 99-T15 - Rebuild North Centrifuge at Wastewater Treatment Plant**

That this tender be awarded to Centrisys Corporation, Libertyville, Il., at the total bid price of \$43,524.39 plus shipping charges (not to exceed \$2500.00) being the lowest bid meeting the tender specifications.

Motion Carried

4. **Tender 99-T19 - Repair Keene Fixtures at Optimist Park**

It was moved by Councillors André Rivette and Perry Lalonde that this tender be awarded to Kavanagh Mechanical, Cornwall, Ontario at the total bid price of \$7,169.00 being the lowest bid meeting the tender specifications.

Motion Carried

5. **Tender 99T-20 - Installation of Fall Arrest System at Civic Complex**

It was moved by Councillors Naresh Bhargava and Brian Lynch that this tender be awarded to City & District Steeplejacks Ltd., Cornwall, Ontario at the total bid price of \$39,524.39 being the lowest bid meeting the tender specifications.

Motion Carried

6. **Tender 99-T23 - Supply & Delivery of Nursery Sod**

It was moved by Councillors Perry Lalonde and André Rivette that this tender be awarded to Malyon Excavation, Cornwall at the total bid price of \$25,225.25 being the lowest bid meeting the tender specifications.

Motion Carried

7. **Tender 99-T24 - Supply of Hot Mix Asphalt**

It was moved by Councillors Denis Carr and Claude Poirier that this tender be awarded to Cornwall Gravel Co. Ltd, Cornwall at the total bid price of \$93,075.25 being the lowest bid meeting the tender specifications.

Motion Carried

8. **Tender 99-T25 - Supply of Equipment & Manpower for Placing Hot-Mix Asphalt**

It was moved by Councillors Brian Lynch and Claude Poirier that this tender be awarded to G.W. Blais Paving Ltd., Cornwall at the total bid price of \$92,127.00 being the lowest bid meeting the tender specifications.

Motion Carried

9. **Tender 99-T26 - Grass Cutting**

It was moved by Councillors Brian Lynch and Sheila Airey that this tender be awarded for a two year period to Wayne Summers, Newington at the total bid price of \$28,840.00 per year including taxes being the lowest bid meeting the tender specifications.

Motion Carried

10. **Tender 99-T27 - Grass Cutting & Trimming, Miscellaneous Sites**

It was moved by Councillors Perry Lalonde and Korey Kennedy that this tender be awarded for a two year period as follows:

K.D. Land Upgrading	Item 1 - \$25,551.60
	Item 2 - \$12,837.43
Cut 'N Edge	Item 3 - \$2,118.60
	Item 4 - \$1,904.60
	Item 5 - \$1,262.60
	Item 6 - \$6,355.80

Motion Carried

11. **Tender 99-T30 - Weed Cutting Along Various Right-of-ways**

It was moved by Councillors Brian Lynch and Sheila Airey that this tender be awarded to Wayne Summers, Newington at the total bid price of \$6,844.12 being the lowest bid meeting the tender specifications.

Motion Carried

12. **Tender 99T-31 - Grooming & Maintaining Ballfields**

It was moved by Councillors André Rivette and Perry Lalonde that this tender be awarded for a two (2) year period to Robb's Total Lawn Care, Cornwall, Ontario at the total bid price of \$28,890.00 being the lowest bid meeting the tender specifications.

Motion Carried

13. **Tender 99T-33 - Supply of One (1) Four Door Sedan (Fire Department)**

It was moved by Councillors Sheila Airey and André Rivette that Plan #2 of this tender be awarded to Grant Dodge Chrysler Jeep, Cornwall at the total bid price of \$24,689.35 being the only bid meeting the tender specifications.

Motion Carried

14. **Request for Proposal 99-R06 - Replacement of Tilted Disc Check Valves at Water Purification Plant**

It was moved by Councillors Naresh Bhargava and Claude Poirier that this proposal be awarded to Power Plant Supply Co. Oakville, at the total bid price of \$56,910.00 plus applicable taxes being the lowest bid meeting the proposal specifications.

Motion Carried

15. **Tobacco Report**

It was moved by Councillors Brian Lynch and Naresh Bhargava that Council adopt Option 1 as provided by individual votes below:

It was then moved by Councillors Dean Hollingsworth and Chris Savard that each item be voted on separately. A recorded vote resulted as follows:

	YEA	NAY
Mayor Brian Sylvester		✓
Sheila Airey		✓
Denis Carr	✓	
Perry Lalonde	✓	
Chris Savard	✓	
Korey Kennedy	✓	
Claude Poirier	✓	
Andre Rivette	✓	
Dean Hollingsworth	✓	
Brian Lynch	✓	
Naresh Bhargava	✓	
	9	2

Motion Carried

Municipal Buildings and Fleet

Effective May 31st, 1999 all municipal buildings and the municipal fleet (owned or rented) shall be 100% smoke free.

A recorded vote on this motion resulted as follows:

	YEA	NAY
Mayor Brian Sylvester	✓	
Sheila Airey	✓	
Denis Carr	✓	
Perry Lalonde	✓	
Chris Savard	✓	
Korey Kennedy	✓	
Claude Poirier	✓	
Andre Rivette	✓	
Dean Hollingsworth	✓	
Brian Lynch	✓	
Naresh Bhargava	✓	
	11	

Motion Carried Unanimously

Workplaces

Effective January 1, 2000 no person shall smoke in a workplace, except in a designated smoking area that is not more than 10% of the workplace area.

A recorded vote on this matter resulted as follows:

	YEA	NAY
Mayor Brian Sylvester	✓	
Sheila Airey	✓	
Denis Carr		✓
Perry Lalonde		✓
Chris Savard	✓	
Korey Kennedy		✓
Claude Poirier	✓	
Andre Rivette		✓
Dean Hollingsworth	✗	✓
Brian Lynch	✓	
Naresh Bhargava	✓	✗
	6	5

Handwritten signatures and initials:
D.S.
D.S.
Brian Sylvester

Motion Carried

Public Places

Effective May 31, 1999 no person shall smoke in any enclosed public place within the City of Cornwall unless otherwise permitted in this by-law.

A recorded vote on this matter motion resulted as follows:

	YEA	NAY
Mayor Brian Sylvester	✓	
Sheila Airey	✓	
Denis Carr		✓
Perry Lalonde		✓
Chris Savard	✓	
Korey Kennedy	✓	
Claude Poirier	✓	
Andre Rivette		✓
Dean Hollingsworth	✓	
Brian Lynch	✓	
Naresh Bhargava	✓	
	8	3

Motion Carried

Restaurants, Bowling Centres and Billiard/Pool Halls

Effective May 31, 2000 proprietors may permit smoking in a restaurant that does not have a "designated ventilated smoking area" provided that not more than 50% of the total seating accommodation of the restaurant provided for the purpose of serving meals exclusive of the stand up bar area, is provided for the purpose of smoking.

It was then moved by Councillors Korey Kennedy and Dean Hollingsworth that this motion be amended to include that an "enclosed designated smoking area" shall be erected.

A recorded vote on the amendment resulted as follows:

	YEA	NAY
Mayor Brian Sylvester		✓
Sheila Airey		✓
Denis Carr		✓
Perry Lalonde		✓
Chris Savard		✓
Korey Kennedy	✓	
Claude Poirier		✓
Andre Rivette		✓
Dean Hollingsworth	✓	
Brian Lynch		✓
Naresh Bhargava		✓
	2	9

Amendment Defeated

Restaurants, Bowling Centres and Billiard/Pool Halls

A recorded vote on this motion resulted as follows:

	YEA	NAY
Mayor Brian Sylvester	✓	
Sheila Airey	✓	
Denis Carr		✓
Perry Lalonde		✓
Chris Savard		✓
Korey Kennedy		✓
Claude Poirier	✓	
Andre Rivette		✓
Dean Hollingsworth		✓
Brian Lynch	✓	
Naresh Bhargava	✓	
	5	6

Motion Defeated

16. **Capital Budget**

It was moved by Councillors Denis Carr and Chris Savard that Council approve the report under date of May 7, 1999 from Manager, Public Works as a result of \$1.7 million unconditional grant.

Motion Carried

17. **Staffing Request Property Standards Inspector**

It was moved by Councillors Brian Lynch and Perry Lalonde that Administration be authorized to fill the vacant position of Property Standards Inspector as detailed in a report from Manager, Planning & Recreation Services dated April 29, 1999.

Motion Carried

18. **Staff Request - Deputy Fire Chief**

It was moved by Councillors Chris Savard and Claude Poirier that Council authorize the Fire Chief to fill the position of Deputy Fire Chief from an internal competition.

Motion Carried

19. **Staff Replacement - Public Works**

It was moved by Councillors André Rivette and Perry Lalonde that Council approve the filling of the following positions:

1. Machine Operator II; and
2. Coach Attendant.

Motion Carried

20. **Request for Free Dockage - Cornwall Cruising**

It was moved by Councillors Sheila Airey and Brian Lynch that the normal docking fees apply to the cruise operation for 1999 as detailed in a report from Manager, Planning and Recreational Services.

A recorded vote resulted as follows:

	YEA	NAY
Mayor Brian Sylvester	✓	
Sheila Airey	✓	
Denis Carr	✓	
Perry Lalonde		✓
Chris Savard		✓
Korey Kennedy		✓
Claude Poirier		✓
Andre Rivette		✓
Dean Hollingsworth		✓
Brian Lynch	✓	
Naresh Bhargava	✓	
	5	6

Motion Defeated

It was moved by Councillors Chris Savard and Andre Rivette that the normal docking fees not apply to the cruise operation for 1999.

A recorded vote on the motion resulted as follows:

	YEA	NAY
Mayor Brian Sylvester		✓
Sheila Airey		✓
Denis Carr		✓
Perry Lalonde	✓	
Chris Savard	✓	
Korey Kennedy	✓	
Claude Poirier	✓	
Andre Rivette	✓	
Dean Hollingsworth	✓	
Brian Lynch		✓
Naresh Bhargava		✓
	6	5

Motion Carried

21. Refurbishing of three (3) Fire Trucks

It was moved by Councillors Claude Poirier and Denis Carr that:

1. Council approve Kemptville Truck Centre for the refurbishing of Aerial #1, being the lowest quote meeting all specifications at a total price of \$26,552.64; and
2. That Council approve F.D.S. Industries of Montreal for the refurbishing of Snorkel #2 being the lowest quote meeting all specifications at a total price of \$31,505.40; and
3. That Council approve Almonte Fire Trucks for the refurbishing of Pump 6, being the lowest quote meeting all specifications at a total price of \$27,595.40.

Motion Carried

22. Quotation 98-Q44 - Resurfacing and Crack Repairs at Various Tennis Courts

It was moved by Councillors Sheila Airey and Naresh Bhargava that this quotation be awarded to John Gordon Construction, Cornwall at the total bid price of \$23,045.66 being the lowest bid meeting the quotation specifications.

Motion Carried

23. **Cornwall High Tech Millennium Pilot Project**

It was moved by Councillors André Rivette and Perry Lalonde that Council use up to \$200,000 of the Progress Fund to start up the millennium pilot project and, if and when the Provincial and Federal Government participates at the tune of \$326,000 each year.

It was moved by Councillors Brian Lynch and Sheila Airey that this matter be postponed until the May 25th, 1999 meeting.

A recorded vote on the motion to postpone resulted as follows:

	YEA	NAY
Mayor Brian Sylvester	✓	
Sheila Airey	✓	
Denis Carr	✓	
Perry Lalonde		✓
Chris Savard		✓
Korey Kennedy	✓	
Claude Poirier		✓
Andre Rivette		✓
Dean Hollingsworth	✓	
Brian Lynch	✓	
Naresh Bhargava	✓	
	7	4

Motion Carried

ADOPTION OF THE COMMITTEE OF THE WHOLE

BY-LAWS - Second Reading

It was moved by Councillors Perry Lalonde and Claude Poirier that by-laws 054-1999 to 059-1999 inclusive be given second reading.

Motion Carried

BY-LAWS - Third Reading

It was moved by Councillors Claude Poirier and Sheila Airey that by-laws 050-1999 and 054 to 059 inclusive be given third reading and adopted.

Motion Carried

REPORTS FROM AD HOC COMMITTEES OF COUNCIL

NOTICES OF MOTION

#1 Long Term Tax Reduction / Stabilization Fund Proposed by Councillor André Rivette

WHEREAS it is important that City Council demonstrate its commitment to long term tax reduction/stabilization in our community; and

WHEREAS Council has shown its commitment in the 1999 budget by reducing taxes by 4% and still having over \$325,000 to help in tax reduction/stabilization for the year 2000.

NOW THEREFORE BE IT RESOLVED that Administration prepare a report for the May 25th, 1999 Council meeting on the feasibility of creating a tax reduction/stabilization fund that would see the \$325,000+ along with a change in policy that would see all tenders and projects savings and any surplus dollars that may become available after the City's yearly audited statement is completed go directly into the tax reduction/stabilization fund. This would demonstrate that this Council is committed to take the necessary steps to address the long term tax reduction/stabilization in the City of Cornwall. These funds would only be used in whole or in part after the Council of the day felt that all the budget processes had been completed.

UNFINISHED BUSINESS

NEW BUSINESS

1. Wave Pool - Aquatic Centre

It was moved by Councillors André Rivette and Chris Savard that:

WHEREAS it is important that the new aquatic centre be fitted with all the necessary components to make it a viable operation and to help reduce operating costs; and

WHEREAS it is important that this facility provide maximum quality family fun along with attracting tourists to the new proposed facility.

NOW THEREFORE BE IT RESOLVED That Administration, with the input from the Aquatic Committee, prepare a report on the feasibility and the cost of adding a Wave Pool component or other similar recreation component to the proposed aquatic pool.

Motion Carried

2. McConnell Avenue and First Street - Traffic

It was moved by Councillors Korey Kennedy and Perry Lalonde that:

WHEREAS the City of Cornwall's duty is to provide the best form of protection and security to its residents; and

WHEREAS it is in question if the City truly is supply the necessary protection of its residents on the corner of McConnell Avenue and First Street effectively and efficiently within a certain time frame; and

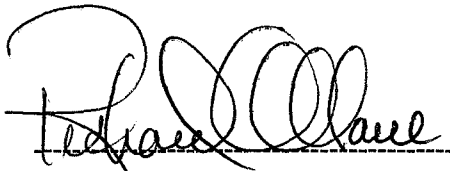
WHEREAS, over the last few months, certain accidents have enhanced the need of a more effective means of protection for the pedestrians crossing the street, as well as the automobilists.

NOW THEREFORE BE IT RESOLVED That Administration prepare Council an update on the possible changes taking place on the corner of McConnell Avenue and First Street by incorporating in the report the possibility of putting in place :

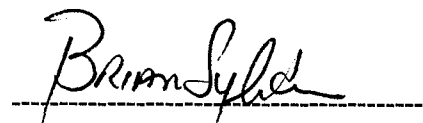
- a crossing guard
- cross walk
- four way stop
- stop lights
- cost
- other possibilities to reduce the hazards to the youth and the citizens at that corner.

Motion Carried


Adjournment: 10:10 p.m.



City Clerk



Mayor



Recording Secretary