



## REGULAR COUNCIL #22

Monday, June 25, 2001  
Meeting began at 7:30 p.m.

**PRESENT:** A Regular Council meeting was held this evening with the following members present: Mayor Brian Sylvester, Councillors Naresh Bhargava, Denis Carr, Susan Carter, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier and André Rivette

**ADMINISTRATION:** Cecil Vincent, Chief Administrative Officer; Denise Labelle-Gélinas, City Clerk; and the following Management Personnel: Stephen Alexander, Graham Dart; David Dick, Paul Fitzpatrick, Fernand Hamelin, David Fielding, Frances Lafave and Norm Levac.

**INVOCATION:** Mostafa Elgazzar - Muslim Community

### ADDITIONS/DELETIONS/CORRECTIONS

That By-law 105-2001 (*A by-law to set the 2001 tax rates and to levy taxes for the year 2001*) be removed and replaced with the following:  
A By-law confirming the sale of ROL Manufacturing (Canada) Ltd.

**DISCLOSURE OF INTEREST ~ Nil**

### COMMITTEE OF THE WHOLE

Moved by Councillors Denis Carr and Syd Gardiner

That Council go into the Committee of the Whole and that all Minutes, Presentation, Delegation, Resolution, Consent/Correspondence, Reports and By-laws 103 to 107, 2001 be referred to that Committee; and that the agenda of the Committee of the Whole for the meeting of June 25<sup>th</sup>, 2001, be approved as amended.

A recorded vote resulted as follows:

**For:** Councillors Naresh Bhargava, Denis Carr, Susan Carter, Don Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester.

Motion Carried

## GENERAL CONSENT

### ADOPTION OF MINUTES

1. That the Committee of Council Meeting # 13-01 dated June 11, 2001 be approved and verified correct.
2. That the Regular Council Meeting # 21-01 dated June 11, 2001 be approved and verified correct.

### PRESENTATION

#### 1. **8<sup>th</sup> Annual Ontario Winter Games Legacy Awards**

Mr. Peter Morgan, representative of the Annual Winter Games Legacy Awards Committee presented the two students selected as recipients of the Winter Games Legacy Awards for the year 2000/2001.

The criteria required for a selection are: athletic achievements, leadership, community involvement, need, and an academic average of 70%. The successful candidates are awarded a \$1,000.00 bursary. This year the award was presented to Julie Esposito from St. Joseph's Secondary School and Derek Swank from Seaway District High School.

Julie Esposito has an average of 87% and is pursuing her studies at Mount Allison University, towards a Bachelor of Science in Biochemistry and Derek has an 88% average and is pursuing studies at either the University of Waterloo or Queen's in applied Mathematics or Math Engineering.

#### 2. **Worldfest/Festimonde Cornwall Inc.**

Dan Osborne, President of Worldfest/Festimonde Cornwall Inc. made a brief presentation to Mayor Brian Sylvester and Council by providing them with a worldfest t-shirt and thanked them for their ongoing support. Mr. Osborne informed members of Council along with the public of their upcoming events scheduled for July 4<sup>th</sup> until July 8<sup>th</sup> inclusive and invited everyone to attend.

#### 3. **Cornwall Electric**

Dr. Jan Carr, Managing Director of Acres Management Consulting informed Council members and municipal rate payers upon his review of the data and calculations underlying the rates which Cornwall Electric (CE) had announced for the period of July 1, 2001 to June 30, 2002. All pertinent aspects of the Franchise Agreement between the City and Cornwall Electric.

In short, Dr. Carr indicated that the City of Cornwall in its role as Contractor Administrator of the Franchise Agreement (FA) was under no obligation to pass a by-law approving rates. However, the City is expected to satisfy itself that the rate application is in accordance with the FA and that CE was prudent in its purchasing arrangements for wholesale power.

Dr. Carr's review and investigations of the data and calculations were in the nature of an audit and have used judgement in setting the detail of their analysis based on materiality of the issue at hand and cost/benefit of the effort involved.

CE's rate calculations included two components: wires cost and electricity cost. In their discussions with members of Cornwall Electric, CE believes that their forecasts are fair and reasonable and will continue with the announced increase of 13.5% .

Dr. Carr firmly believes that it would be possible to phase in the rate increase, possibly as follows:

July 1, 2001	8%
January 1, 2002	7.5% (approximately)

Again, Cornwall Electric believe that the advantages of a single increase outweigh the disadvantages.

Dr. Carr indicated that as a result of *The Energy Competition Act, 1998*, the electricity supply industry in Ontario is undergoing major restructuring that will have significant effects on Cornwall, Cornwall Electric and the Franchise Agreement.

## DELEGATION

### **Centre d'action bénévole S.D.&G. Volunteer Centre**

Mr. André Charlebois, Chairman of the Board of *Centre d'action bénévole S.D.&G. Volunteer Centre* and Mr. Paul Scott, Board Member, requested an additional five minutes in order that the the Centre be provided an opportunity to make their presentation in both official language.

Moved by Councillors Denis Carr and André Rivette that an additional five minutes be given.

Motion Carried

Paul Scott, Board Member, delivered the presentation in French, while André Charlebois, Chairman of the Board, repeated it in English.

The *Centre d'action bénévole S.D.&G. Volunteer Centre* is making an application to request \$32,000 annually from the City's Progress Fund over the next three years in order to revitalize the Volunteer Centre in our community. In addition, it is expected that the project will be receiving \$48,000 annually from other sources for a total cost of \$80,000 annually.

Mr. Scott and Mr. Charlebois indicated that the International Year of Volunteers 2001 provided a unique opportunity to revitalize the Volunteer Centre within our community as an ongoing project. The Volunteer Centre has developed various partnerships in the community towards the success of this project. The proposal was prepared by volunteers and was made possible by a community organization's contribution. Mr. Scott and Mr. Charlebois stressed that the need for this program is quite significant.

Mayor Sylvester indicated that this matter will be referred to Administration for a report.

## BY-LAWS

That By-laws no. 103-2001 to 107-2001 inclusive having been read a first time be considered as having been read a second time.

- 103-2001 A by-law authorizing the Mayor and Clerk to sign a Memorandum of Understanding with the Cornwall and Seaway Valley Tourism respecting the conditions involving the ownership and repayment of costs of the eight murals painted during the Walldog Jam
- 104-2001 A by-law to authorize the execution of a tax arrears extension agreement pursuant to Section 8 of the Municipal Tax Sales Act, RSO 1990, c.60.
- 105-2001 A Bylaw confirming the sale of ROL Manufacturing (Canada) Ltd.
- 106-2001 A by-law to appoint Patrick Raymond and Justin Gatien as By-law Enforcement Officers for the purposes of Animal Control.
- 107-2001 A by-law to appoint André Billard as By-law Enforcement Officer for the various City By-laws.

### CONSENT / CORRESPONDENCE

#### A. Administrative Clerical Support Position

- SSS # 16-2001 That Council approve a position of Administrative Clerical Support within the Social Support Services Department.

#### B. Local System Support - Temporary Position

- SSS # 15-2001 That the current Local System Support (LSS) become full time from July 1, 2001 until December 31, 2001 to assist with the implementation of the Service Delivery Model Technology (SDMT2), and that his permanent position of Program Supervisor be filled with an Acting Program Supervisor for the same time period.

#### C. Request for Replacement Cash and Budget Co-ordinator

- FI # 55-2001 That Council approve the replacement of the position of Cash and Budget Co-ordinator within the Finance Department .

#### D. Downtown Business Improvement Area

That the Downtown Business Improvement Association's request for closing Pitt Street between First and Third Streets for two separate events: the first being the "Bike Rodeo" to be held on Saturday July 14, 2001 and the second being "Cornfest" to be held from Thursday, August 16 to Saturday, August 18, 2001, be approved and that the Downtown BIA be responsible for all public advertisement, security and maintenance of these events.

**E. Stormont Seaway Lions**

That Council endorse the Stormont Seaway Lions' request to hold a Tag Day on Saturday, June 15, 2002.

Moved by Councillors André Rivette and Syd Gardiner that Council approve all matters listed under the General Consent portion of the agenda.

A recorded vote resulted as follows:

**For:** Councillors Naresh Bhargava, Denis Carr, Susan Carter, Don Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester.

Motion Carried

**RESOLUTIONS/BUSINESS ARISING FROM NOTICE OF MOTION**

*Nil*

**REPORTS from UNFINISHED BUSINESS**

**BLOCK 1**

All Matters listed under Block 1 were separated for discussion.

**COMMUNICATIONS/REPORTS**

**BLOCK 2**

Moved by Councillors Perry Lalonde and Denis Carr that Council adopt all matters listed in Block 2 as follows:

**CR.01 GREEN MUNICIPAL FUNDS GRANT/RECYCLING FACILITY**

EEC # 17-2001      That the City of Cornwall provide \$10,000 from the Working Reserves as matching funds for the Green Municipal Funds Grant to undertake a study of the material recycling facility in the City of Cornwall.

**CR.02 REQUEST FOR PROPOSAL NO. 01-R03 - Repair/Replacement Existing Kitchen Floor - Glen-Stor-Dun Lodge**

(Requested to Separate for Discussion)

**CR.03 REQUEST FOR PROPOSAL NO. 01-R04 - Playground Equipment - Richelieu Day Care Centre**

PU # 54-2001            That R.F.P. 01-R04 be awarded to Playground Planners, Kanata, Ontario at the total bid price of \$17,106.83.

**CR.04 UNAPPLIED CAPITAL - WATERFRONT**

PHS # 20-2001            That \$8,000 be transferred from Working Reserves to the Waterfront Operating Budget for 2001.

A recorded vote resulted as follows:

**For:** Councillors Naresh Bhargava, Denis Carr, Susan Carter, Don Deebank, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester.

Motion to adopt Block 2 as amended - Carried

**BLOCK 3**

Moved by Councillors Susan Carter and Naresh Bhargava that Council adopt all matters listed in Block 3 as follows:

**CR.05 PURCHASE OF CHLORINATOR EQUIPMENT AT BOUNDARY ROAD RESERVOIR**

EEC # 18-2001            That Council approve the purchase of sodium hypochlorination equipment for the Boundary Road facility, as indicated in this report.

**CR.06 BELL CANADA MAINTENANCE AGREEMENT**

MWS # 20-2001            That Council authorize the signing of a three-year maintenance agreement with Bell Canada with a one-time lump sum payment of \$59,425.20 plus applicable taxes; such payment to be made from the Working Reserve.

A recorded vote resulted as follows:

**For:** Councillors Naresh Bhargava, Denis Carr, Susan Carter, Don Deebank, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester.

Motion to adopt Block 3 - Carried

**BLOCK 4**

Moved by Councillors Denis Carr and Andre Rivette that Council adopt Block 4 as follows:

**CR.07 CORPORATE STRATEGIC PLAN**

CAO # 05-2001 That Council review the action plan to develop an access strategy for the investment income from the Progress Fund, and that Council approve or suggest changes to the attached plan.

That Council adopt the following items as a process to clarify the "quality of life" initiatives surrounding the investment income and the access to these funds:

1. That Council adopt the new guidelines as outlined in the report.
2. ~~That Council adopt the definition of a capital project as a one-time expenditure in an amount of \$50,000.00 or more.~~
3. That Council re-adopt the Model to Protect the Progress Fund Principal.
4. That Council adopt a one year delay in the use of the investment income of the Progress Fund, hence ensuring that the funds will be available for any projects approved.
5. That Council repeal By-law No. 084-2000, a by-law to establish the Progress Fund as a Discretionary Reserve Fund.
6. That Council pass a by-law to establish the investment income from the principal of the Progress Fund as a Progress Fund Investment Income Reserve.
7. That Council pass a by-law to establish the balance of the net proceeds from the sale of Cornwall Electric as the Progress Fund.
8. ~~That Council establish a Steering Committee to review all applications. The Steering Committee will consist of a Chairperson and five members, with a staff member as a resource person, as outlined in the report.~~  
**Replaced with:** *That a special meeting of Council be called to review all applications received.*
9. That Council adopt a time frame and schedule, as outlined in the report.
10. ~~That Council accept time sensitive submissions for review from time to time.~~
11. That Council adopt the application form, as attached in the report.
12. That Council authorize staff in the Spring of each year to solicit applications for use of the investment income from the Progress Fund.

2. It was then Moved by Councillors Denis Carr and Perry Lalonde that **Item #8 be repealed and replaced with "A special meeting of Council to review all applications received"**.

*A recorded vote was called for on the amendment to repeal and replace Item #8 as follows:*

**For:** Councillors, Denis Carr, Susan Carter, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

**Against:** Councillors Naresh Bhargava, Donald Deebank, Syd Gardiner, Dean Hollingsworth, and Corey Kennedy.

Amendment Carried

**CORPORATE STRATEGIC PLAN (cont...)**

3. It was further Moved by Councillors Naresh Bhargava and Dean Hollingsworth **to amend the motion further by removing Item no. 10.**

A recorded vote to remove Item #10 resulted as follows:

**For:** Councillors Naresh Bhargava, Denis Carr, Susan Carter, Don Deebank, Dean Hollingsworth, and André Rivette.

**Against:** Councillors Korey Kennedy, Perry Lalonde, Claude Poirier and Mayor Brian Sylvester

Motion to Remove #10 Carried

4. It was further moved by Councillors Korey Kennedy and Susan Carter **that Item #2 be removed.**

A recorded vote to remove Item #2 resulted as follows:

**For:** Councillors, Korey Kennedy, Perry Lalonde, Susan Carter, Claude Poirier, André Rivette and Mayor Brian Sylvester.

**Against:** Councillors Naresh Bhargava, Denis Carr, Don Deebank, and Dean Hollingsworth

Motion to Remove #2 Carried

**ITEMS SEPARATED FOR DISCUSSION**

**UB.01 AIR EMISSIONS : VALSPAR & AMERICAN STANDARDS**

EEC # 16-2001 Moved by Councillors Dean Hollingsworth and Syd Gardiner that Council approve this report and authorize the Mayor to write to the Minister of the Environment expressing City Council's concern over air emissions from the industries in the Riverdale area.

A recorded vote on this motion resulted as follows:

**For:** Councillors Naresh Bhargava, Denis Carr, Susan Carter, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

Motion Carried

## **UB.02 FIRST STREET AT McCONNELL AVENUE INTERSECTION OPERATIONAL UPDATE**

EEC # 15-2001 Moved by Councillors Korey Kennedy and Naresh Bhargava

1. That the City proceed with the installation of multi-way "STOP" sign controls at the intersection of First Street at McConnell Avenue.
2. That the flashing beacon be modified to operate with the multi-way "STOP" sign controls.
3. That the Transportation Section continue to monitor the operation of the intersection for a period of one year and report back to Council with an operational update in August 2002.

A recorded vote on this motion resulted as follows:

**For:** Councillors Naresh Bhargava, Susan Carter, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

**Against:** Councillors Denis Carr and Donald Deebank,

Motion Carried

## **UB.03 CORNWALL REGIONAL ART GALLERY**

EDRS # 19-2001 Moved by Councillors Dean Hollingsworth and Don Deebank that a decision on the request by the Cornwall Regional Art Gallery for financial assistance from the Progress Fund be deferred pending the development of an established process for accessing funding from the Progress Fund and the yet to be confirmed, level of senior government assistance for the Cornwall Aquatic/Gymnasium Centre project.

A recorded vote on this motion resulted as follows:

**For:** Councillors Naresh Bhargava, Denis Carr, Susan Carter, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

Motion Carried

## **UB.04 INDOOR SOCCER CLUB - Request for funding**

FI # 61-2001 Moved by Councillors Denis Carr and Perry Lalonde that Council negotiate through the Indoor Soccer Club the possibility of leasing the bubble for an additional three (3) months to allow for further analysis of the possible options to maintain the existing facilities and acquire new turf as requested by the Indoor Soccer Club.

A recorded vote on this motion resulted as follows:

**For:** Councillors Denis Carr, Susan Carter, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, and Mayor Brian Sylvester

**Against:** Councillors Naresh Bhargava, Donald Deebank, Syd Gardiner and André Rivette

Motion Carried

#### **UB.05 CHANGE IN YEAR END**

FI # 56-2001 Moved by Councillors Korey Kennedy and André Rivette That Council receive this report and await further comments from AMO regarding year-end changes and the new Municipal Act.

A recorded vote on this motion resulted as follows:

**For:** Councillors Naresh Bhargava, Denis Carr, Susan Carter, Donald Deebank, Syd Gardiner, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

Motion Carried

#### **UB.06 RECREATION ADVISORY COMMITTEE**

EDRS # 18-2001 Moved by Councillors Syd Gardiner and Korey Kennedy that the City re-advertise for residents to apply for appointment to the Recreation Advisory Committee and that the Committee operate with no less than four community representatives and two members of City Council.

A recorded vote on this matter resulted as follows:

**For:** Councillors Naresh Bhargava, Denis Carr, Susan Carter, Don Deebank, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, and Mayor Brian Sylvester.

**Abstain:** Councillor Claude Poirier and André Rivette were absent from the room at the time of voting.

Motion Carried

#### **BLOCK 2**

#### **CR.02 REQUEST FOR PROPOSAL NO. 01-R03 - Repair/Replacement Existing Kitchen Floor - Glen-Stor-Dun Lodge**

PU # 53-2001 That R.F.P. 01-R03 be awarded to Styrotile Sales, Cornwall, Ontario, at the total bid price of \$27,071.

It was moved by Councillors Denis Carr and Susan Carter that this matter be deferred until additional information could be provided.

A recorded vote on this motion resulted as follows:

**For:** Councillors Naresh Bhargava, Denis Carr, Susan Carter, Donald Deebank, Syd Gardiner and Mayor Brian Sylvester

**Against:** Councillors Perry Lalonde, Dean Hollingsworth and Korey Kennedy

**Abstain:** Councillors Claude Poirier and Andre Rivette were absent from the room when the vote was taken.

Motion Carried

## **NEW BUSINESS**

### **NB.01 Hotel Development/Cornwall Civic Complex**

Moved by Councillors Don Deebank and Syd Gardiner

WHEREAS the Council has voted at its regular meeting of June 11<sup>th</sup> not to undertake a feasibility study on the development of a hotel adjacent to the Civic Complex; and

WHEREAS the City's Zoning by-law does permit such a development;

NOW THEREFORE, BE IT RESOLVED that in the event a private sector has an interest in performing his own feasibility study, that the Corporation be willing to discuss the possibility of a hotel development in the future.

A recorded vote resulted as follows:

**For:** Councillors Denis Carr, Susan Carter, Don Deebank, Dean Hollingsworth, Korey Kennedy, Claude Poirier, and Mayor Brian Sylvester.

**Against:** Councillors Naresh Bhargava, André Rivette and Perry Lalonde

Motion Carried

### **NB.02 CORNWALL ELECTRIC RATES**

Moved by Councillors Naresh Bhargava and Syd Gardiner that the Council of The Corporation of the City of Cornwall as the Contract Administrator recommend to Cornwall Electric to consider implementing the proposed increase in the electricity rates in 2 steps; first being a rate increase of 8% on July 1, 2001 and second 7.5% on January 1, 2002.

A recorded vote on this motion resulted as follows:

**For:** Councillors Naresh Bhargava, Denis Carr, Susan Carter, Donald Deebank, Syd Gardiner, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester

**Against:** Councillor Dean Hollingsworth

Motion Carried

### **BYLAWS - Third and Final Reading**

Moved by Councillors Susan Carter and Perry Lalonde that By-laws 103-2001 to 107-2001 inclusive, listed on the Agenda for third reading is taken as read a third time and finally passed.

A recorded vote resulted as follows:

**For:** Councillors Naresh Bhargava, Denis Carr, Susan Carter, Don Deebank, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester.

Motion Carried

### **REPORTS FROM AD HOC COMMITTEES OF COUNCIL**

### **NOTICES OF MOTION**

Proposed by Councillor Claude Poirier:

That City Council reconsider the manner in which it conducts its business during Council meetings.

### **UNFINISHED BUSINESS LISTING**

### **CONFIRMING BYLAW**


Moved by Councillors Perry Lalonde and Syd Gardiner that By-law 108-2001 being a by-law to confirm the proceedings of the Council of the Corporation of the City of Cornwall at its meetings held on Monday, June 25, 2001, having been read a first, second and third time be now taken as read and passed.

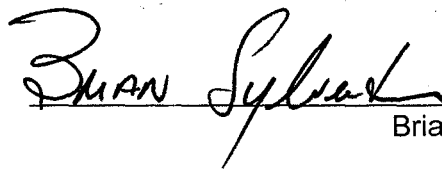
A recorded vote resulted as follows:

**For:** Councillors Naresh Bhargava, Denis Carr, Susan Carter, Don Deebank, Dean Hollingsworth, Korey Kennedy, Perry Lalonde, Claude Poirier, André Rivette and Mayor Brian Sylvester.

Motion Carried

**ADJOURNMENT:** 11.05 p.m.

  
Denise Labelle-Gélinas  
City Clerk

  
Brian Sylvester  
Mayor