



REGULAR COUNCIL #48-2005

Monday, December 12, 2005
Meeting began at 7:30 p.m.
City Hall - 360 Pitt Street, Cornwall

PRESENT: Mayor Phil Poirier, Councillors Naresh Bhargava, Glen Grant, Perry Lalonde, Korey Kennedy, Jacques Lemire, Mark MacDonald, Denis Moquin, Leslie O'Shaughnessy and Chris Savard

REGRETS: Councillor Joël Côté

ADMINISTRATION: Fernand Hamelin, Acting Chief Administrative Officer, Denise Labelle-Gélinas, City Clerk, Manon Poirier, Paul Fitzpatrick, Stephen Alexander, David Dick, Robert Menagh, Monique Gunn, Normand Levac, Victor Leroux, Donna Derouchie, Enrique Kamm, and Norm Barrette

Mayor Phil Poirier called the meeting to order at 7:30 p.m.

INVOCATION Reverend Deacon Pierre Aubé

NATIONAL ANTHEM Syd Gardiner

INVOKING RULE 3 - Procedural By-law- Dress Code discussion

Moved by Councillors Chris Savard and Korey Kennedy that Council invoke rule 3 to suspend the rules in order to discuss the Procedural Bylaw section 7.6 - Dress Code.

A recorded vote requiring 2/3's of the Whole Council resulted as follows:

For: Councillors Naresh Bhargava, Jacques Lemire, Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Mark A. McDonald, Leslie O'Shaughnessy, Denis Moquin and Mayor Phil Poirier

Absent: Councillor Joël Côté

Motion Carried

Dress Code Section 7.6

Moved by Councillors Chris Savard and Korey Kennedy that Council amend its Procedural Bylaw section 7.6 - Dress Code to read as follows: "All Members of Council shall wear proper business attire during Regularly scheduled meetings, Special Council meetings and In-Camera / Committee of Council meetings.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Jacques Lemire , Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Mark A. McDonald, Denis Moquin and Mayor Phil Poirier.

Against: Councillor Leslie O'Shaughnessy

Absent: Councillor Joël Côté

Motion Carried

ADDITIONS / CORRECTIONS / DELETIONS

Addition of By-law 230-2005 which By-law is to authorizing The Corporation of the City of Cornwall to enter into an Agreement of Purchase and Sale for land legally described as Part of Lots 18 and 19, North Side of First Street, City of Cornwall, County of Stormont, to CH Clement Construction Ltd.

DISCLOSURE OF INTEREST

COMMITTEE OF THE WHOLE

Moved by Councillors Glen Grant and Naresh Bhargava that Council go into the Committee of the Whole and that all Minutes, Presentations, Delegations, Resolutions, Consent/Correspondence, Reports and By-laws 222-2005 to 230-2005 be referred to that Committee and that the Agenda of the Committee of the Whole for the meeting of Monday, December 12, 2005, be approved.

A recorded vote on this matter resulted as follows:

For: Councillors Glen Grant, Naresh Bhargava, Jacques Lemire, Denis Moquin, Mark MacDonald, Korey Kennedy, Perry Lalonde, Leslie O'Shaughnessy, Chris Savard and Mayor Phil Poirier

Absent: Councillor Joël Côté

Motion Carried

GENERAL CONSENT

ADOPTION OF MINUTES

The following Minutes were presented for adoption. The Minutes stand approved as amended.

1. Regular Meeting of Council #43-2005 under date of Monday, November 28, 2005;
2. Special Budget Session #01-2006 - Meeting #44-2005 under date of Tuesday, November 29, 2005;
3. Special Budget Session #02-2006 - Meeting #45-2005 under date of Wednesday, November 30, 2005; and
4. Special Budget Session #03-2006 - Meeting #46-2005 under date of Monday, December 5, 2005.

PRESENTATIONS

1. **Cornwall Community Hospital**
Capital Construction - Cheque Presentation
Richard Allaire, Gilles Latour and Connie Vardi

Mr. Gilles Latour, representative of Team Cornwall stated briefly, Team Cornwall's joint partnership with Council and their very successful goal achievements during the course of 2005, in so far as raising funds for the Cornwall Hospital Capital Project. Mr. Latour continued to indicate that their consorted efforts provided them the opportunity to raise \$25,091.00 towards the Hospital Campaign and as a result, would dedicate a special plaque at the Hospital in memory of former Councillor Huguette Burroughs.

Partnerships were also created with Ms Connie Vardi of Scotia Bank who donated matching funds to the recent events. Mr. Latour, along with other members of the organizing Team, such as Councillors Chris Savard, Leslie O'Shaughnessy and Richard Allaire, were recognized for their endeavor towards this very important community project.

DELEGATIONS

BY-LAWS

- 222-2005 A By-law to regulate election signs in the City of Cornwall (*See Communication Item # 1*);
- 223-2005 A By-law to amend By-law 024-2004 which By-law is to appoint various members as Council Representatives to Local Boards, Committees and Commissions for the term ending November 30, 2006 (Waterfront Committee) (*Approved by Council on Monday, November 28, 2005*);

- 224-2005 A By-law to authorize The Corporation of the City of Cornwall to transfer to the Seventh Day Adventist Church property legally described as Part of Lots 17 and 18, Plan 182, City of Cornwall (formerly Township of Cornwall), County of Stormont, now designated as approximately the westerly 135m (443') of Parts 1, 2, 5, 6, 9, 10 on Reference Plan 52R-1720 (2134 Pitt Street);
- 225-2005 A By-law to authorize The Corporation of the City of Cornwall to enter into a Memorandum of Understanding Agreement with The Regional Municipality of York for the Ontario Child Care Management System (OCCMS) technology enhancement (See *Communication Item # 7*);
- 226-2005 A By-law to provide for licensing, regulating, governing and inspecting Retail Exhibitions;
- 227-2005 A By-law to amend By-law 203-2005 which is to establish Licence Fees for the City of Cornwall by replacing Schedule "A";
- 228-2005 A By-law to authorize The Corporation of the City of Cornwall to accept a conveyance of land legally described as Part of Lot 13, Plan 164, City of Cornwall, County of Stormont, for the Twelfth Street road widening from Raymond Daze and to dedicate same as public highway, under the Public Highway and Transportation Act and naming it Twelfth Street;
- 229-2005 A By-law to authorize The Corporation of the City of Cornwall to accept a conveyance of land legally described as Part of the East Half of Lot D, Concession 2, City of Cornwall (formerly in the Township of Cornwall), County of Stormont, from Malyon Excavation Ltd. and to dedicate same as public highway, under the Public Highway and Transportation Act and naming it Boundary Road; and
- 230-2005 A By-law to authorizing The Corporation of the City of Cornwall to enter into an Agreement of Purchase and Sale for land legally described as Part of Lots 18 and 19, North Side of First Street, City of Cornwall, County of Stormont, to CH Clement Construction Ltd. (*Committee of Council December 10, 2005*).

CONSENT

- 1. Staff Replacement - Director of Nursing**
That Council approve the replacement of a full-time Director of Nursing for the Glen Stor Dun Lodge effective January 15, 2006. **Report GSDL #11-2005**
- 2. Staff Replacement - Water Distribution Operator Class I**
(*Item 046-2005 of the Unfinished Business Listing*)
That Council authorize the replacement of a Water Distribution Operator Class I. **Report MWS #19-2005**

3. **Staff Replacement - Sub-Foreman I Road Section**
(Item 062-2005 of the Unfinished Business Listing)
That Council authorize the replacement of the Sub-Foreman I position in the Roads Section.
Report MWS #25-2005

4. **Staff Replacement - PHDC Home Visitor**
That Council approve the replacement of a bilingual Child Care Home Visitor for the Glengarry County area **Report SSS #40-2005.**

5. **Staff Replacement - Permanent Transit Operator**
That Council authorize the replacement of a permanent Transit Operator.

6. **Planning Advisory and Hearing Committee**
Retail Exhibition Licensing By-law 226-205
That Council adopt Option #2 (Retail Exhibition Licensing By-law 226-2005) as shown in Attachment "B" in the November 16, 2005, staff report **PAC #08-1**

7. **Proclamation - Crime Stoppers Month**
That Council approve the request by the Seaway Valley Crime Stoppers to proclaim the month of January as "Crime Stoppers Months" in order to help bring attention to the fact that tips assist in the arrest of individuals, charges being laid and the recovery and seizure of stolen property and illegal narcotics.

ADOPTION OF GENERAL CONSENT

Moved by Councillors Jacques Lemire and Naresh Bhargava that all items listed under the General Consent portion of this Agenda be adopted as presented.

Motion Carried

RESOLUTIONS / BUSINESS ARISING FROM NOTICE OF MOTION

**REPORTS from
UNFINISHED BUSINESS**

1. Deferral of Cat By-law Report

Moved by Councillors Leslie O'Shaughnessy and Glen Grant that Council refer the Cat By-law report to Budget sessions as per Report PHS #36-2005 prepared by Stephen Alexander MCIP, RPP, Manager, Planning and Housing Services, under date of December 7, 2005.

Motion Carried

2. Health and Safety Policy Amendment

Moved by Councillors Jacques Lemire and Denis Moquin that Council endorse the amended policy as per Report HR #05-2005 prepared by the Central Health and Safety Committee, under date of December 2, 2005.

Moved by Councillor Glen Grant and Naresh Bhargava that the main motion be amended in that the Policy presented be amended to identify the following word changes:

HEALTH AND SAFETY POLICY

Third Paragraph word changes...**IN ADOPTING THIS POLICY, THE COUNCIL OF THE CITY OF CORNWALL SHALL BE RESPONSIBLE TO PROVIDE THE REQUIRED RESOURCES TO MAINTAIN THE POLICY'S EFFECT. THIS POLICY SHALL BE REVIEWED FROM TIME TO TIME AS NECESSARY, BUT SHALL NOT EXCEED 5 YEARS.**

Sixth Paragraph word changes...**ALL THE EMPLOYEES...Third Bullet**

- TO ADHERE TO THE POLICIES AND PROCEDURES WHICH ARE DEVELOPED AND ADOPTED BY THE CORPORATION.
-

A recorded vote on the amended policy resulted as follows:

For: Councillors Glen Grant, Naresh Bhargava, Jacques Lemire, Denis Moquin, Mark MacDonald, Korey Kennedy, Perry Lalonde, Leslie O'Shaughnessy, Chris Savard and Mayor Phil Poirier

Absent: Councillor Joël Côté

Motion Carried

A recorded vote on the main motion as amended;

For: Councillors Glen Grant, Naresh Bhargava, Jacques Lemire, Denis Moquin, Mark MacDonald, Korey Kennedy, Perry Lalonde, Leslie O'Shaughnessy, Chris Savard and Mayor Phil Poirier

Absent: Councillor Joël Côté

Motion Carried

3. Leasing of Vacant Lands

Moved by Councillor Mark MacDonald and Jacques Lemire that Council receive report FI#40-2005 and that The Corporation obtain a legal opinion as to its legal position in leasing vacant land at market value.

A recorded vote on this matter resulted as follows:

For: Councillors Glen Grant, Naresh Bhargava, Jacques Lemire, Mark MacDonald, Perry Lalonde, and Mayor Phil Poirier

Against: Councillors Korey Kennedy, Chris Savard, Leslie O'Shaughnessy and Denis Moquin

Absent: Councillor Joël Côté

Motion Carried

4. Special Parking - Expectant and New Mothers**Report EECS #37-2005**

Moved by Councillors Glen Grant and Jacques Lemire that the implementation of a "new and expectant mothers' reserved parking By-law and permit system not be considered.

A recorded vote on this matter resulted as follows:

For: Councillors Glen Grant, Naresh Bhargava, Jacques Lemire, Denis Moquin, Korey Kennedy, Perry Lalonde, Leslie O'Shaughnessy, and Mayor Phil Poirier

Against: Councillor Chris Savard and Mark McDonald

Absent: Councillor Joël Côté

Motion Carried

5. Seaway Winds Concert Band

Moved by Councillors Chris Savard and Perry Lalonde that Council receive Report EDRS #32-2005 prepared by Paul Fitzpatrick, Manager, Economic Development and Recreation Services, under date of December 7, 2005.

A recorded vote on this matter resulted as follows:

For: Councillors Glen Grant, Naresh Bhargava, Jacques Lemire, Denis Moquin, Mark MacDonald, Korey Kennedy, Perry Lalonde, Leslie O'Shaughnessy, Chris Savard and Mayor Phil Poirier

Absent: Councillor Joël Côté

Motion Carried

6. Regional Economic Development Task Force / Terms of Reference

Moved by Councillors Jacques Lemire and Glen Grant that Council approve the "Terms of Reference" as presented and that the City's lay appointees be selected through the City's Lay Appointments Committee process as per Report EDRS #33-2005 prepared by Paul Fitzpatrick, Manager, Economic Development and Recreation Services, under date of December 7, 2005.

A recorded vote on this matter resulted as follows:

For: Councillors Glen Grant, Naresh Bhargava, Jacques Lemire, Denis Moquin, Mark MacDonald, Korey Kennedy, Perry Lalonde, Leslie O'Shaughnessy, Chris Savard and Mayor Phil Poirier

Absent: Councillor Joël Côté

Motion Carried

COMMUNICATION / REPORTS

1. Elections Sign By-law

Moved by Councillors Glen Grant and Perry Lalonde that Council endorse By-law 222-2005 specific to Election Signs as per Report CL #17-2005 prepared by Denise Labelle-Gélinas, CMO, City Clerk, under date of November 8, 2005.

A recorded vote on this matter resulted as follows:

Against: Councillors Korey Kennedy, Leslie O'Shaughnessy, Chris Savard, Mark MacDonald, Glen Grant, Naresh Bhargava, Jacques Lemire, Denis Moquin, Perry Lalonde and Mayor Phil Poirier

Absent: Councillor Joël Côté

Motion Defeated

2. Capital Projects 2005 to be Carried Over

Moved by Councillors Leslie O'Shaughnessy and Glen Grant that Council approve the closing out of all projects identified as "closed" and appropriate the budget allocations totalling \$465,000 to the 2006 Budget as per Report FI #41-2005 prepared by David Dick C.A., Manager, Financial Services, under date of December 7, 2005.

A recorded vote on this matter resulted as follows:

For: Councillors Glen Grant, Naresh Bhargava, Jacques Lemire, Denis Moquin, Mark MacDonald, Korey Kennedy, Perry Lalonde, Leslie O'Shaughnessy, Chris Savard and Mayor Phil Poirier

Absent: Councillor Joël Côté

Motion Carried

3. Ontario Child Care Management System

Moved by Councillors Leslie O'Shaughnessy and Glen Grant that Council endorse By-law 225-2005 to enter into a Memorandum of Understanding Agreement for the Ontario Child Care Management System (OCCMS) Technology enhancement. Report SSS #39-2005

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Jacques Lemire , Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Mark A. McDonald, Leslie O'Shaughnessy, Denis Moquin and Mayor Phil Poirier.

Absent: Councillor Joël Côté

Motion Carried

4. Purchase of Replacement Ambulances

Moved by Councillors Korey Kennedy and Jacques Lemire that Council approve the Purchasing Department to purchase two (2) replacement ambulances to be delivered mid year of 2006 from Crestline. Report EMS #12-2005

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Jacques Lemire , Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Mark A. McDonald, Leslie O'Shaughnessy, Denis Moquin and Mayor Phil Poirier.

Absent: Councillor Joël Côté

Motion Carried

5. Elected Officials Expenses

Moved by Councillors Mark McDonald and Jacques Lemire that Council receive the Statement of Expenses for Elected Officials for the period ending November 28, 2005. Report FI #39-2005

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Jacques Lemire , Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Mark A. McDonald, Leslie O'Shaughnessy, Denis Moquin and Mayor Phil Poirier.

Absent: Councillor Joël Côté

Motion Carried

TENDER and REQUEST FOR PROPOSAL BLOCK

6. Request for Proposal 05-R26 - Public Alerting System

Moved by Councillors Naresh Bhargava and Perry Lalonde that Request for Proposal No. 05-R26 be awarded for a five-year period to Community Alert Network, Albany, New York, at the total bid price of \$12,333.75 per year (net cost to the Corporation - \$11,583.00 per year) being the best bid meeting the specifications. Report PU #81-2005

Motion Carried

ITEMS SEPARATED FOR DISCUSSION

NEW BUSINESS

PASSING OF BY-LAWS - Third and Final Reading

Moved by Councillors Perry Lalonde and Leslie O'Shaughnessy that By-laws 223 to 230 inclusive, listed on the Agenda for third reading be taken as read a third time and finally passed.

A recorded vote resulted as follows:

For: Councillors Naresh Bhargava, Jacques Lemire , Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Mark A. McDonald, Leslie O'Shaughnessy, Denis Moquin and Mayor Phil Poirier.

Absent: Councillor Joël Côté

Motion Carried

By-law 222-2005, was NOT given Third and Final Reading

AD HOC COMMITTEES

NOTICE OF MOTION

1. Council Meeting of January 23, 2006

Moved by Councillors Chris Savard and Glen Grant

WHEREAS the Council of The Corporation of the City of Cornwall is pre-scheduled to meet at a Regular Meeting on January 23, 2006, in accordance to its Procedural By-law; and

WHEREAS the pre-scheduled meeting falls on the same night as the upcoming Federal Election; and

WHEREAS, in order to allow Council members, municipal staff and citizens of the City of Cornwall to fully participate in the Federal Election process, it would be deemed appropriate to re-schedule its regular meeting of Monday, January 23, 2006, to Tuesday, January 24, 2006, at the hour of 7:30 p.m.

NOW THEREFORE BE IT RESOLVED THAT Council endorse a change in policy and that it re-schedule its regularly scheduled meeting of Monday, January 23, 2006, to Tuesday, January 24, 2006.

2. Sponsorship of the Cornwall Civic Complex

Moved by Councillors Mark MacDonald and Korey Kennedy

WHEREAS there may be an opportunity to raise much needed dollars to offset the operational costs incurred at the Cornwall Civic Complex; and

WHEREAS sponsorship of the naming rights of the Cornwall Civic Complex to the highest bidder could result in additional revenues being applied to the operational budget of the Cornwall Civic Complex.

NOW THEREFORE BE IT RESOLVED THAT Council direct administration to proceed with a request for proposal regarding the sponsorship of the naming rights of the Cornwall Civic Complex.

UNFINISHED BUSINESS LISTING

CONFIRMING BY-LAW

Moved by Councillors Korey Kennedy and Naresh Bhargava that Bylaw 231-2005, 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 December 12, 2005 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, Jacques Lemire , Perry Lalonde, Chris Savard, Korey Kennedy, Glen Grant, Mark A. McDonald, Leslie O'Shaughnessy, Denis Moquin and Mayor Phil Poirier.

Absent: Councillor Joël Côté

Motion Carried

ADJOURNMENT

Moved by Councillors Leslie O'Shaughnessy and Glen Grant that the Regular Council Meeting of Monday, December 12, 2005, be adjourned at 8:30 p.m.



DENISE LABELLE-GÉLINAS
CITY CLERK



PHIL POIRIER
MAYOR