



Minutes

Cornwall City Council

Meeting Type: Regular
Meeting ID: 31-2008
Meeting Date: Mon October 27, 2008 07:00 PM
Location: Council Chambers
Chair: Bob Kilger, Mayor
Prepared By: Denise Labelle-Gelinas, City Clerk

An In-Camera meeting was held at the hour of 5:00 p.m. to discuss matters that fell under the Municipal Act, 2001, c. 25 s. 239 (2), (3.1):

- Personal matters about an identifiable individual, including municipal or Local Board employees;
- Advice that is subject to solicitor-client privilege, including communications necessary for the purpose;
- For the purpose of educating or training the members and where no member discusses or otherwise deals with any matter in a way that materially advances the business or decision-making of the council, local board or committee.

Attendance Committee Members:

Bob Kilger, Mayor
Denis Thibault, Councillor
Denis Carr, Councillor
Syd Gardiner, Councillor
Kim Baird, Councillor
Glen Grant, Councillor
Mark MacDonald, Councillor
Bernadette Clément, Councillor
Elaine MacDonald, Councillor
André Rivette, Councillor

Regrets:

Guy Léger, Councillor

Attendance Staff:

Paul W. Fitzpatrick, Chief Administrative Officer
Denise Labelle-Gelinas, City Clerk
Chief Myles Cassidy, Manager Emergency Srv
Norm Levac, G.M., Infrastructure and Municipal Works
Maureen Adams, G.M., Financial Services
Robert Menagh, Manager
Stephen E. Alexander, G.M., Planning, Parks and Recreation
Debora Daigle, Manager Social & Housing Srvs
Donna Derouchie, Manager Home for the Aged
Fernand Hamelin, Manager, Special Projects
Len Tapp, Division Manager, Transit Services
Mark A. Boileau, Manager Economic Dev.
Morris McCormick, Division Manager, Environmental Srvs

INVOCATION

PRIÈRE

City Clerk - Denise Labelle-Gélinas

NATIONAL ANTHEM

Assembly

ADDITIONS, DELETIONS OR AMENDMENTS

All matters listed under General Consent, save and except "Delegations" are considered to be routine and will be enacted by one motion. Should a Council member wish an alternative action from the proposed recommendation, the Council member shall request that this matter be moved to "Communications" at this time.

DISCLOSURE OF INTEREST

None Disclosed

COMMITTEE OF THE WHOLE

That Council go into Committee of the Whole and that all Minutes, Presentations, Delegations, Consent/Correspondence, Resolutions, Reports and By-laws 154-2008 to 161-2008 shall be considered and referred to that Committee.




Motion to approve the recommendation as presented.

Moved By: André Rivette, Councillor
Seconded By: Kim Baird, Councillor

MOTION CARRIED

ADOPTION OF MINUTES

The following Minutes were presented for adoption. There being no corrections noted, the Minutes were approved.

-  - Minutes Cornwall City Council - September 22, 2008 7:00:00 PM
-  - Minutes Cornwall City Council - September 29, 2008 4:00:00 PM
-  - Minutes Cornwall City Council - October 7, 2008 5:00:00 PM

PASSING OF THE BY-LAWS - FIRST AND SECOND READINGS

The following By-laws are presented to Council for passing and it is recommended that By-laws 154-2008 to 161-2008 inclusive be read a first time and be considered as read a second time.

154-2008 A Bylaw to regulate Election signs in the City of Cornwall

Click for detail --> 

155-2008 A Bylaw to enter into a Medical Recruitment Agreement with Dr. Tarek Youssef

Click for detail --> 

156-2008 A Bylaw to enter into a Purchase and Sale Agreement for Land within the Industrial Park

Click for detail --> 

157-2008 A By-law to authorize the City to enter into a Memorandum of Understanding with the Aultsville Theatre Management Committee and St-Lawrence College for the operation of Aultsville Theatre for a period of five years

Click for detail --> 

158-2008 A By-law to Appoint Members of Council to act from time to time in the place and stead of Head of Council for December 2008 to November 2009 inclusive

Click for detail --> 

159-2008 A By-law to provide a municipal tax exemption of 50% on premises occupied by Veterans' Service Clubs and to repeal By-law No. 141, 2006.

Click for detail --> 

160-2008 A By-law to further amend By-law 069-1969 as amended Schedule XVII (Traffic Control Signals) - Pitt Street and Cornwall Centre Road

Click for detail --> 

161-2008 A By-law to authorize internal financing for 2008 Council approved purchases of vehicles and equipment in the current year for the Fire Department, Municipal Works and the Police Department.

Click for detail --> 

CONSENT/CORRESPONDENCE

1 Staff Replacement - Two Water Distribution Operators, Class I

Click for detail --> 

Action Recommended

That Council approve the hiring of two Class I, Water Distribution Operators for the Municipal Works Division.

2 Position Vacancy Permanent Part-time Janitor/Pool Operator

Click for detail --> 

Action Recommended

That Council approve the hiring of a replacement Permanent Part-Time Janitor/Pool Operator

3 Month of November - Proclamations and Flag Raising

Click for detail --> 

Action Recommended

That Council support the following requests:

1. That the United Way flag be flown at the Justice Building during the Month of November in support of the United Way Campaign within the S.D.&G. area.
2. That the month of November be further recognized as "Lung Cancer Awareness Month" and Women Abuse Prevention Month within the City of Cornwall; and
3. That November 3rd be proclaimed as "Celebrate Essential Skills Day within our community.

4 Staff Replacement - Operation Financial Support Worker Ontario Works

Click for detail --> 

Action Recommended

That Council approve the hiring of an Operation Financial Support Worker in the Department of Social & Housing Services.

5 Paramedic Replacement

Click for detail --> 

Action Recommended

That council approve the replacement of one full-time Paramedic

6 Service Manager Joint Liaison Committee Resolution to AMO

Click for detail --> 

Action Recommended

That Council support the attached resolution from the Service Manager Joint Liaison Committee requesting that the Association of Municipalities of Ontario petition the province for a review and update of funding guidelines for indigent funerals.

ADOPTION OF GENERAL CONSENT

That all items listed under the General Consent portion of this Agenda be adopted as presented.

Moved By: Bernadette Clément, Councillor
Seconded By: Elaine MacDonald, Councillor

MOTION CARRIED

RESOLUTIONS / BUSINESS ARISING FROM NOTICE OF MOTION

17-2008 Multi-Sport Complex Site

Click for detail --> 

WHEREAS as a result of an incident at Brenntag Industries in late July, where according to Cornwall Fire Department notes cite: "The Employees from the area detected a smell which appeared to be chlorine as well as seeing a plume of white smoke coming from the Brenntag Site; and

WHEREAS according to the same notes "The Employees began to return to work when they detected the possibility of chlorine once against"; and

WHEREAS The Ministry of Environment has issued a strongly worded letter regarding the selection of our proposed Multi-Sport Complex site; and

WHEREAS time is always an issue when it involves projects of this size

NOW THEREFORE Be it Resolved that an Ad-Hoc Committee of Council be formed to prepare for other site selection options, in the event that the proposed site fails.

The Resolution was withdrawn from the Agenda

REPORTS FROM UNFINISHED BUSINESS

1 Attendance Management Program

Click for detail --> 

Action Recommended

That Council receive this report.

Motion to approve the recommendation as presented.

Moved By: Elaine MacDonald, Councillor
Seconded By: Syd Gardiner, Councillor

A recorded vote on this matter resulted as follows:

Votes For = 6

Bob Kilger, Mayor
Denis Thibault, Councillor
Denis Carr, Councillor
Syd Gardiner, Councillor
Kim Baird, Councillor
Glen Grant, Councillor

Votes Against = 4

Mark MacDonald, Councillor
Bernadette Clément, Councillor
Elaine MacDonald, Councillor
André Rivette, Councillor

MOTION CARRIED

2 Alternate Fuel Sources For Buses

Click for detail --> 

Action Recommended

That council receive this report.

Motion to approve the recommendation as presented.

Moved By: Glen Grant, Councillor
Seconded By: Syd Gardiner, Councillor

MOTION CARRIED

COMMUNICATIONS / REPORTS

1 Elected Officials Expense Report for the period ending September 30, 2008.

Click for detail --> 

Action Recommended


That Council approve the Statement of Expenses for Elected Officials for the period ending September 30, 2008.

Motion to approve the recommendation as presented.

Moved By: Syd Gardiner, Councillor
Seconded By: André Rivette, Councillor

MOTION CARRIED

2 Third Quarterly Financial report

 - Submission Cornwall City Council - 10/27/2008 7:00:00 PM - Third Quarterly Financial Report

Action Recommended

That Council receive the Financial Report for the period ending September 30, 2008.

Motion to approve the recommendation as presented.

Moved By: Glen Grant, Councillor

Seconded By: Denis Thibault, Councillor

MOTION CARRIED

3 Aultsville Theatre Memorandum of Understanding

Click for detail --> 

Action Recommended

That Council approve the Memorandum of Understanding which is a three party agreement between the City, St. Lawrence College and the Theatre Management Committee for the operation of Aultsville Theatre for a period of five years.

Motion to approve the recommendation as presented and endorse Bylaw 157-2008.

Moved By: Syd Gardiner, Councillor

Seconded By: Glen Grant, Councillor

MOTION CARRIED

4 2008 Christmas Shutdown

Click for detail --> 

Action Recommended

That Council approve the closure of Municipal Administrative Offices, where possible, on Friday, January 2, 2009.

Motion to approve the recommendation as presented.

Moved By: Denis Carr, Councillor

Seconded By: André Rivette, Councillor

MOTION CARRIED

5 Building Canada Fund - Communities Component

Click for detail --> 

Action Recommended

That Council pass a Resolution endorsing the Tollgate watermain project from Brookdale to Vincent Massey Drive, including the proposed funding application for 1/3 Federal, 1/3 Provincial, and 1/3 City funding, with the City's breakdown comprised of 50% City and 50% affected residents.

Motion to approve the recommendation as presented.

Moved By: Denis Thibault, Councillor

Seconded By: André Rivette, Councillor

MOTION CARRIED

6 Internal Financing - Equipment & Vehicles

Click for detail --> 

Action Recommended

That the City utilize internal funds to finance the following equipment and vehicles:

1. Fire Department: \$538,625 Pumper truck - 10 year term @ 4.75% annually
2. Municipal Works: \$626,000 Equipment - 10 year term @ 4.75% annually
3. Police Department: \$162,308 5 Police Vehicles - 4 year term @ 3.50% annually

Motion to approve the recommendation as presented.

Moved By: Glen Grant, Councillor

Seconded By: Syd Gardiner, Councillor

MOTION CARRIED

7 Staff Response to Municipal Environmental Advisory Committee Progress Report

Click for detail --> 

Action Recommended

That council receive this report

Motion to approve the recommendation as presented.

Moved By: André Rivette, Councillor

Seconded By: Elaine MacDonald, Councillor

MOTION CARRIED

8 Donation of a surplus/obsolete ambulance to St John Ambulance

Click for detail --> 

Action Recommended

That council approve the donation of one obsolete ambulance to St. John Ambulance.


Motion to approve the recommendation as presented.

Moved By: Mark MacDonald, Councillor

Seconded By: Syd Gardiner, Councillor

MOTION CARRIED

9 Memorandum of Understanding between the Heart and Stroke Foundation of Canada and the Corporation of the City of Cornwall 38 Automated External Defibrillators

Click for detail --> 

Action Recommended

That Council amend the Memorandum of Understanding between the Heart and Stroke Foundation of Canada and the Corporation of the City of Cornwall providing additional funding not to exceed \$152,000.00 towards the additional purchase and placement of 38 Automated External Defibrillators in public buildings in the Cornwall, Stormont, Dundas and Glengarry area.

Motion to approve the Memorandum of Understanding recommendation as presented.

Moved By: Denis Carr, Councillor

Seconded By: Glen Grant, Councillor

MOTION CARRIED

TENDERS AND REQUESTS FROM PROPOSAL

1 Tender No. 08-T62 Snow Removal/Clearing & Salting/Sanding

Click for detail --> 

Action Recommended

That Tender 08-T62 be awarded for a two (2) year period as follows:

Items 2, 6 and 7 to Hec's Tree Backhoe Services, Cornwall, Ontario at the total bid price of \$67,050.00 for years 2008-2009, \$71,250.00 for years 2009-2010.

Items 1, 3, 4 and 5 to Westfront Construction (Cdn) Ltd., Cornwall, Ontario at the total bid price of \$60,891.70 for years 2008-2009, \$68,445.00 for years 2009-2010 plus applicable GST being the best bids meeting the tender specifications.


Motion to approve the recommendation as presented.

Moved By: Glen Grant, Councillor

Seconded By: Syd Gardiner, Councillor

MOTION CARRIED

2 Tender No. 08-T63 580 Case SL Four Wheel Drive Tractor Backhoe or Equivalent

Click for detail --> 

Action Recommended

That Tender 08-T63 be awarded for a two year period as follows:

Wally's Backhoe Services, Cornwall, Ontario (One Backhoe)
Year 1 at the cost of \$53.00/hr. and Year 2 at the cost of \$55.00/hr.

Mel Valade Backhoe Service Ltd., St. Andrews West, Ontario (One Backhoe)
Year 1 at the cost of \$54.00/hr. and Year 2 at the cost of \$56.50/hr.

Westfront Construction(Cdn) Ltd., Cornwall, Ontario (One Backhoe)
Year 1 at the cost of \$59.00/hr. and Year 2 at the cost of \$69.00/hr. plus GST being the best bid meeting the tender specifications.

Motion to approve the recommendation as presented.

Moved By: Kim Baird, Councillor

Seconded By: Bernadette Clément, Councillor

MOTION CARRIED

3 Tender No. 08-T65 Loader & Truck Packages For Snow Removal & Bulldozer at Snow Dump

Click for detail --> 

Action Recommended

That Tender 08-T65 be awarded for a two(2) year period as follows:

Item 1(9 Required)

1. That one Loader & 3 Truck Package be awarded to Westfront Construction, Cornwall, Ontario for year one at the rate of \$267.00/hr. per unit and for year 2 at the rate of \$287.00/hr. per unit.
2. That one Loader & 3 Truck Package be awarded to Hec's Tree Service, Cornwall, Ontario for year one at the rate of \$275.00/hr. per unit and for year 2 at the rate of \$295.00/hr. per unit.
3. That one Loader & 3 Truck Package be awarded to H. Moise Jr. Trucking, Cornwall, Ontario for year one at the rate of \$275.00/hr. per unit and for year 2 at the rate of \$295.00/hr. per unit.
4. That one Loader & 3 Truck Package be awarded to Cornwall Gravel Ltd., Cornwall, Ontario for year one at the rate of \$294.00/hr. per unit and for year 2 at the rate of \$303.00/hr. per unit.
5. That two Loader & 3 Truck Package be awarded to David Brown Construction Ltd., Ingleside, Ontario at the rate of \$280.00/hr. per unit for both years.
6. That three Loader & 3 Truck Package be awarded to Malyon Excavation Ltd., Cornwall Ontario at the rate of \$300.00/hr. per unit for both years.

Item 2 be awarded to Glengarry Land Clearing, Williamstown, Ontario at the hourly rate of \$165.00/hr. for both years.

Item 3 to Cornwall Gravel Ltd., Cornwall, Ontario at the hourly rate of \$85.00/hr. per unit for both years plus applicable GST being the best bids meeting the tender specifications.

Motion to approve the recommendation as presented.

Moved By: Kim Baird, Councillor

Seconded By: André Rivette, Councillor

MOTION CARRIED

4 Tender No. 08-T67 Supply & Planting of Trees in City Parks & Boulevards

Click for detail --> 

Action Recommended

1. That Tender 08-T67 be awarded to MacDonells Garden Centre, Cornwall, Ontario, at the total bid price of \$18,978.75 (net cost to the Corporation - \$18,075.00) being the best bid meeting the tender specifications.
2. That the balance of the funds as well as the Renaissance project be used for the supply, planting and maintenance of additional trees for those sites that would otherwise remain on the waiting list.

Motion to approve Tender T67 recommendation as presented.

Moved By: André Rivette, Councillor

Seconded By: Denis Thibault, Councillor

MOTION CARRIED

5 RFP No. 08-R07 Purchase of Hi Visibility Jackets for EMS

Click for detail --> 

Action Recommended

That RFP 08-R07 be awarded to Gordon Contract, Toronto, Ontario at the total bid price of \$336.30 per jacket(\$318.60 net cost per jacket to the Corporation)being the best bid meeting the specifications; and that \$21,007.40 remain with the EMS department to offset extra fuel costs for 2008.

Motion to approve the recommendation as presented and that the Tender Savings of \$21,007.40 remain within the Departments 2008 Budget to offset extra fuel costs.

Moved By: André Rivette, Councillor

Seconded By: Syd Gardiner, Councillor

MOTION CARRIED

6 RFP No. 08-R25 Supply of Orange Coveralls

Click for detail --> 

Action Recommended

That RFP 08-R25 be awarded to Ago Industries, London, Ontario being the best bid meeting the specifications.

Motion to approve the recommendation as presented.

Moved By: Glen Grant, Councillor

Seconded By: Kim Baird, Councillor

MOTION CARRIED

PRESENTATIONS

1 Hospice Cornwall - Mrs. Jean Courville

Click for detail --> 

Mr. Gilles Latour, Chairman of Team Cornwall introduced Mrs. Jean Courville, Executive Director of Hospice Cornwall as well as Mr. Ron Chenier, Campaign Chair for Hospice Cornwall.

Mr. Latour, recognized all Members who participated and donated to the 2008 Mayor/Council and Team Cornwall Golf Tournament and those who worked at making this 2008 Tournament a huge success.

This year, the Golf Tournament recognized Hospice Cornwall as the recipient and presented a cheque in the amount of \$25,500.30.

2 PrevAction Phase 2 Public Inquiry

Click for detail --> 

Mr. Richard Allaire, Chair of PrevAction, a group of volunteers who provide leadership in the process of healing and reconciliation provided the Council with a brief review of the work within our community as a result of the Public Inquiry. The Phase 2 Advisory Panel of the Cornwall Public Inquiry has a mandate to promote healing and reconciliation within our community and which initiated several Phase 2 community meetings resulting in identifying 4 recurring themes: Prevention, Community Education, Caring and Community Renewal.

PrevAction have a five (5) year commitment to support healing and reconciliation activities in Cornwall and S.D. & G. They have submitted their report to Phase 2 of the Cornwall Public Inquiry.

DELEGATIONS

DÉLEGATIONS

NEW BUSINESS

NOUVELLES AFFAIRES

Leaf and Yard Waste Program

Whereas the Leaf and Yard Waste program is a good environmental initiative that will assist extending the life of our landfill site; and

Whereas in principle the program has been environmentally accepted by the majority of our residents of our community but are confused about the content and application of this year's program compared to last year, especially in the type of bag that was acceptable last year and not this year; and

Whereas, the paper bags required this year are in limited supply, and in some time periods, unavailable to purchase making it impossible to adhere to the program; and

Whereas the cost of the paper bags is an increased cost to the residents.

NOW Therefore Be It Resolved that administration modify this year's program to accept bio-degradable plastic bags; and

Be it Further Resolved that administration investigate how the municipality can purchase paper bags to sell to the residents at a lower cost to the residents of Cornwall only.

The Clerk indicated that this matter was not a "routine matter" and that the subject matter should be placed under "Notice of Motion".

Councillor Glen Grant requested by motion that this matter be dealt with immediately, and that a motion to Invoke Rule 3 - Suspension of Rules be introduced.

Moved By: Glen Grant, Councillor
Seconded By: Denis Thibault, Councillor

A recorded vote on this matter resulted as follows:

Votes For = 10

Bob Kilger, Mayor
Denis Thibault, Councillor
Denis Carr, Councillor
Syd Gardiner, Councillor
Kim Baird, Councillor
Glen Grant, Councillor
Mark MacDonald, Councillor
Bernadette Clément, Councillor
Elaine MacDonald, Councillor
André Rivette, Councillor

MOTION CARRIED

Motion to approve the recommendation as presented.

Moved By: Glen Grant, Councillor
Seconded By: Denis Thibault, Councillor

AMENDMENT

It was moved that the Main motion be amended in that all bags set at the curb for leaf collection, on regular garbage pick-up days, be picked up for the balance of 2008 and that the community be better informed of the new pick-up requirements for the 2009 season.

Moved By: André Rivette, Councillor
Seconded By: Denis Carr, Councillor

**MOTION TO AMEND CARRIED
MAIN MOTION CARRIED AS AMENDED**

PASSING OF BY-LAWS - THIRD AND FINAL READING

That By-laws 154-2008 to 161-2008 inclusive, listed on the Agenda for third reading is taken as read a third time and finally passed.

Moved By: Denis Carr, Councillor
Seconded By: Denis Thibault, Councillor

MOTION CARRIED

REPORTS FROM AD HOC COMMITTEES OF COUNCIL

NOTICES OF MOTION

1. TAXI BY-LAW

WHEREAS there has been considerable discussion regarding the present Taxi By-law and there has been no resolution to themany issues raised by the taxi drivers.

NOW THEREFORE BE IT RESOLVED THAT the Taxi-By-law be reviewed so as to address those issues and by allowing taxi owners the right to buy dispatch services from any taxi brokers in Cornwall.

Notice of Motion Introduced by:

Moved By: Mark MacDonald, Councillor

Seconded By: Bernadette Clément, Councillor

2. PROCUREMENT PRACTICES

WHEREAS given the recent controversy over the tender award for the Cornwall Community Hospital reconstruction work, that Council consider abandoning its customary practice of accepting the lowest bid, a practice that looks at economic or financial aspect of a tender only, and move to developing and adopting a triple bottom line approach, in which the environmental and social values attached to bids be explored as well and that his approach could also be applied to purchasing, allowing a Canadian content factor.

Notice of Motion introduced by:

Moved By: Elaine MacDonald, Councillor

Seconded By: Mark MacDonald, Councillor

UNFINISHED BUSINESS LISTING

The Unfinished Business Listing was presented and no discussion ensued.

1 Unfinished Business Listing for October 27, 2008

Click for detail --> 

CONFIRMING BY-LAW
FIRST, SECOND AND THIRD READINGS

162-2008 A By-law to adopt, ratify and confirm the proceedings of the Council of The Corporation of the City of Cornwall at its meeting held on: **Thursday, September 18, 2008; and Monday September 22, 2008** having been read a first, second and third time, be now taken as read and passed.

Click for detail --> 

Moved By: Denis Carr, Councillor
Seconded By: Syd Gardiner, Councillor

MOTION CARRIED

ADJOURNMENT

Motion to adjourn the Regular Council Meeting of Monday, October 27, 2008, at 9:10 p.m.

Moved By: André Rivette, Councillor
Seconded By: Denis Carr, Councillor

MOTION CARRIED

NEXT REGULAR MEETING OF COUNCIL to be held
Monday, November 10 2008



DENISE LABELLE-GELINAS, CITY CLERK

MAYOR BOB KILGER

