



Minutes Cornwall City Council

Meeting ID: 2012-12
Meeting Date: Mon April 23, 2012 07:00 PM
Location: Council Chambers
Chair: Bob Kilger, Mayor
Prepared By: Manon L. Poirier, Deputy Clerk

Revised to Include Bylaw 2012-061; and
Proclamation - Fibromyalgia Day

Attendance Committee Members:

Bob Kilger, Mayor
Maurice Dupelle, Councillor
Elaine MacDonald, Councillor
André Rivette, Councillor
Bernadette Clément, Councillor
Glen Grant, Councillor
Gerald Samson, Councillor
Syd Gardiner, Councillor
David Murphy, Councillor
Denis Carr, Councillor

Regrets:

Denis Thibault, Councillor

Attendance Staff:

Stephen Alexander, Acting Chief Administrative Officer / G.M. Planning, Parks and Recreation
Denise Labelle-Gélinas, City Clerk
Manon L. Poirier, Deputy Clerk
Maureen Adams, G.M. Financial Services
Norm Levac, G.M., Infrastructure and Municipal Works
Myles Cassidy, Manager Emergency Medical Services
Mark A. Boileau, Manager Economic Dev.
Richard McCullough, Acting Chief Fire Services
Christine Lefebvre, Division Manager, Parks and Recreation Services
Betty Cousins, Recruitment, Training & Job Development Officer
Enrique Figueredo Kamm, Transportation Engineer
Len Tapp, Division Manager, Transit Services
Stephen Rand, Purchasing Supervisor
Tracey Bailey, Accounting Supervisor / Deputy Treasurer

IN-CAMERA SESSION

There was an Executive Committee meeting held this evening at the hour of 5:00 p.m. to discuss matters that fell under the Municipal Act, 2001, c.23 s.239:

Specifically:

- the security of the property of the municipality or local board
 - #1 - Report FI #2012-17
 - #3 - Report PPR #2012-17

- personal matters about an identifiable individual, including municipal or local board employees
 - #4 - Report FI #2012-18
 - #6 - Additional to Agenda - Verbal Report by Acting CAO
- a proposed or pending acquisition or disposition of land by the municipality or local board
 - #2 - Report FI #2012-12
 - #5 - Report FI #2012-19

INVOCATION

Mr. Abdollah Vakily
Dar-UI-Ihsan Centre for Islamic Education

NATIONAL ANTHEM

Assembly

ROLL CALL

Gerald Samson was sworn in as Councillor.

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.

1. Addition of By-law 2012-061; and
2. Addition of Consent Item #5, Proclamation, Fibromyalgia Day

DISCLOSURE OF INTEREST

Councillor David Murphy declared an interest on Consent Item #3, Cornwall Lion's Club Carnival.

COMMITTEE OF THE WHOLE

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

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

MOTION APPROVED

GENERAL CONSENT

ADOPTION OF MINUTES

RESOLVED, That the following Minutes presented for adoption be approved as presented.

1 April 10, 2012 Cornwall City Council Meeting

Click for detail --> 

2 April 16, 2012 Cornwall City Council Meeting

Click for detail --> 

ENDORSED

Moved By: Maurice Dupelle, Councillor
Seconded By: André Rivette, Councillor

MOTION APPROVED

CONSENT/CORRESPONDENCE

1 Staff Replacement - Maintenance Person for the Civic Complex

Click for detail --> 

RESOLVED, That Council approve the hiring of a Maintenance Person for the Cornwall Civic Complex.

2 Emergency Preparedness Week 6-12 May 2012 - Proclamation

Click for detail --> 

RESOLVED, That Council approve 6-12 May 2012 as Emergency Preparedness Week and the Emergency Preparedness Week Proclamation.

3 Cornwall Lion's Club Carnival

Click for detail --> 

RESOLVED, That Council approve the Cornwall Lion's Club request to host a midway carnival on the Benson Centre site from May 16 to 20, 2012, subject to permits and requirements imposed by the City's Department of Planning, Parks and Recreation.

4 Proclamation - Nurses Week

This item was moved to Communication Item #7 for discussion purposes.

5 Proclamation - National Fibromyalgia Day

Click for detail --> 

RESOLVED, That Council proclaim May 12, 2012, as "National Fibromyalgia Awareness Day" in the City of Cornwall.

Moved By: Bernadette Clément, Councillor

Seconded By: Glen Grant, Councillor

MOTION APPROVED

Councillor David Murphy, having declared an interest in item #3, abstained from voting.

RESOLUTIONS / BUSINESS ARISING FROM NOTICE OF MOTION

2012-08 Cross Border Shopping Opportunities

Click for detail --> 

WHEREAS, the federal government 2012 budget proposes to extend cross-border shopping opportunities, ostensibly to expedite cross border crossings; and

WHEREAS the economic prosperity of border communities like Cornwall stand to be negatively impacted by the proposals, which relate to duration of travel that would render purchases exempt from adjusted taxation at Canadian customs and to the amount of goods which can be purchased without adjusted taxation; and

WHEREAS the Cornwall Chamber of Commerce has asked the federal government to explain the perceived advantages of these proposals, pointing out that our economy would be negatively impacted, and asserting that the Chamber has been working with the business community for 20 years on concerted efforts to curtail cross-border shopping, now therefore, be it

RESOLVED that the Council of the City of Cornwall show its support for the position articulated by the Chamber of Commerce of Cornwall and Area, on behalf of the merchants of Cornwall and Area, and that it ask for more support rather than less support for initiatives taken by the business community over the years, and be it further

RESOLVED that the federal government consider the obstacles to inter-provincial trade in Canada and enact legislation to enhance East-West pan-Canadian trade that will increase the prosperity of all Canadian citizens rather than facilitate a greater degree of international North-South trade at the expense of our local and national economies.

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

MOTION APPROVED

UNFINISHED BUSINESS REPORTS

1 Intercity Bus Services

Click for detail --> 

Action Recommended

That Council receive Report ED #2012-26 for information purposes.

Moved By: David Murphy, Councillor
Seconded By: Maurice Dupelle, Councillor

MOTION APPROVED

2 E-bikes on Recreational Path

Click for detail --> 

Action Recommended

That Council approve **one** of the following options:

Option 1 - That Council approve the use of e-bikes on the City's recreational path in the following limited areas, on one year trial basis, that the City add the appropriate signage and that staff report back to Council:

- from International Bridge to Guindon Park
- from St. Lawrence College to Gray's Creek

Option 2 - That based on the survey results and recommendation from the Recreation Advisory Committee, Council not allow the use of e-bikes on the City's recreational path.

Option 3 - That Council approve the status quo and allow the use of e-bikes on the City's recreational path.

RESOLVED, That based on the survey results and recommendation from the Recreation Advisory Committee, Council not allow the use of e-bikes on the City's recreational path.

Moved By: André Rivette, Councillor
Seconded By: Gerald Samson, Councillor

MOTION DEFEATED

RESOLVED, That Council approve the use of e-bikes on the City's recreational path in the following limited areas, on one year trial basis, that the City add the appropriate signage and that staff report back to Council:

- from International Bridge to Guindon Park
- from St. Lawrence College to Gray's Creek

Moved By: Glen Grant, Councillor
Seconded By: David Murphy, Councillor

RESOLVED, That Council amend the motion and approve the use of e-bikes on the City's recreational path including the south path but excluding the north of the park where the splash pad and play structure are located, on one year trial basis, that the City add the appropriate signage and that staff report back to Council.


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

MOTION TO AMEND APPROVED

MAIN MOTION APPROVED AS AMENDED

COMMUNICATIONS / REPORTS

1 Ice Allocation Review

Click for detail --> 

RESOLVED, Council approve the recommended minor changes to the Ice Allocation policy as suggested by the Ice Allocation Review Committee.

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

MOTION APPROVED

2 Closed Meeting - Independent Investigator

Click for detail --> 

RESOLVED, That Council receive this report for information purposes and implement the recommendations made by the Independent Investigator.

Moved By: André Rivette, Councillor
Seconded By: David Murphy, Councillor

MOTION APPROVED

3 Ontario Regulation 284/09: Budget Matters - Expenses

Click for detail --> 

RESOLVED, That Council adopt this report by Resolution as required under the *Municipal Act, 2001*, Ontario Regulation 284/09.

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

MOTION APPROVED

4 Elected Officials Expense Statements for the period January 1 - March 31, 2012

Click for detail --> 

RESOLVED, That Council approve the Statement of Expenses for Elected Officials for the period January 1 to March 31, 2012.

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

MOTION APPROVED

5 Replacement of Three Ambulances in 2012

Click for detail --> 

RESOLVED, That Council approve the utilization of funds approved in the 2012 budget to purchase replacement ambulances from Crestline Coach as a sole-source.

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

MOTION APPROVED

6 Aerial Ladder

Click for detail --> 

RESOLVED, That Council authorize E-ONE Inc. to begin immediate construction of a new aerial ladder and to approve Techno Feu to be the distributor on terms and conditions as approved by the Corporation and in a form acceptable to the Corporation.

Moved By: David Murphy, Councillor
Seconded By: André Rivette, Councillor

MOTION APPROVED

7 Proclamation - Nurses Week

Click for detail --> 

RESOLVED, That Council proclaim the week of May 7 to 13, 2012, as "Nursing Week" in the City of Cornwall.

Moved By: Bernadette Clément, Councillor
Seconded By: Gerald Samson, Councillor

MOTION APPROVED

TENDERS AND REQUESTS FROM PROPOSAL

1 Request for Quotation No. 12-Q15 Supply and Installation of Murphy Beds - Fire Services

Click for detail --> 

RESOLVED, That request for Quotation No. 12-Q15 be awarded to The Mantel Shoppe o/a The Murphy Wallbed Store from Ottawa, Ontario, at the total bid price of \$21,662.10 (net cost to the Corporation - \$19,507.39) being the best bid meeting the quotation specifications. This purchase requires a 40% (approx. \$9,000.00) non-refundable down payment prior to fabrication.

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

MOTION APPROVED

2 Request for Proposal 07-R10 Supply and Maintenance of Digital Multifunction Copiers - Extension of Agreement

Click for detail --> 

RESOLVED, That an extension to RFP 07-R10 be entered into with Cornwall Business Machines Inc., at the following rates;

- **Service Agreement:** Cost per page to stay consistent with the current charges for the one year extension; and
- **Rental Agreement:** Current cost of \$3626.20 (plus taxes) per month would be reduced to \$2500.00 (plus taxes) per month.

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

MOTION APPROVED

3 Tender No 12-T18 Trimming and Litter Pick-Up of Drainage Ditches

Click for detail --> 

RESOLVED, That Tender 12-T18 be awarded as follows:

- (a) Item 1 to Nick's, Cornwall, Ontario at the rate of \$59.95/hr. (Total cost excluding HST based on estimated hours - \$17,985.00.);
- (b) Item 2 to Wayne Summers, Newington, Ontario at the rate of \$449.00/trimming cycle (Total cost based on estimated trimming cycles - \$2,694.00.),
being the best bids meeting the tender specifications.

Moved By: Gerald Samson, Councillor
Seconded By: David Murphy, Councillor

MOTION APPROVED

PRESENTATIONS

There were no Presentations.

DELEGATIONS

There were no Delegations.

NEW BUSINESS

1 National Volunteer Week

Click for detail --> 

WHEREAS on April 10, the Council of The Corporation of the City of Cornwall proclaimed the week of April 14 to 21, 2012, as "National Volunteer Week" in the City of Cornwall; and

WHEREAS National Volunteer Week has been celebrated since 1943; and

WHEREAS The Corporation of the City of Cornwall wishes to recognize all volunteers who sit on Council Committees and dedicate themselves to improving their community;

WHEREAS Cornwall has more than 80 individual volunteers who have a passion for getting involved, who take action to support their respective Committees of Council, and make an impact in our municipality.


NOW THEREFORE BE IT RESOLVED that Council Direct Administration to make it a annual practice and prepare letters of appreciation during "National Volunteer Week" to those volunteers appointed by Council to sit on its various Lay Appointments Committees.

Moved By: Maurice Dupelle, Councillor

Seconded By: Bernadette Clément, Councillor

MOTION APPROVED

2 Netting at Reg Campbell Bal Park

Click for detail --> 

WHEREAS- Reg Campbell Park is used by several age groups throughout the spring, summer and fall; and

WHEREAS the Health and Safety of residents (especially those living nearby) are in constant danger with foul or fair balls; and

WHEREAS the Parks and Rec has reserve funds for type of project, now therefore, be it

RESOLVED, that administration prepare for a report for the next council meeting on the feasibility of installing netting at the Reg Campbell Park .

Moved By: David Murphy, Councillor

Seconded By: Glen Grant, Councillor

MOTION APPROVED

3. Temporary and Part-Time Employees

📎 - Submission Cornwall City Council - 04/23/2012 07:00:00 PM - Temporary and Part-Time Employees

WHEREAS, at the Council meeting of September 11, 2004, Council of the day passed a Resolution in regards to temporary and part-time employees' rights under seniority clause that read the following:

WHEREAS it is important to treat all city employees equally; and

WHEREAS there has always been an unwritten policy in regards to seniority rights in the past regarding temporary and part-time employees which is no longer being adhered to;

NOW THEREFORE BE IT RESOLVED, that the seniority rights among all temporary and part-time employees become a written policy of the Corporation and that all rights under the seniority clause be adhered to the employees 90 day probation period;

NOW THEREFORE BE IT FURTHER RESOLVED, that Administration be instructed to draft a policy on the proposal of this Resolution for discussion at the next Council meeting.

WHEREAS, The Resolution was moved by Councillor André Rivette and seconded by Councillor Denis Carr and was passed in a recorded vote that resulted as follows:

For: Councillors Chris Savard, Denis Carr, Claude Poirier, Brian Lynch, Naresh Bhargava, Andre Rivette, Perry Lalonde and Mayor Brian Sylvester

Against: Councillor Korey Kennedy

WHEREAS, This policy has been amended without Council consent to incorporate a TTI Fit Talent Questionnaire that is used to decide if a temporary or part-time will be hired when applying for a full-time position.

NOW THEREFORE BE IT RESOLVED, that Council support this motion requesting Administration to prepare a report to clarify the following:

(a) Who authorized this change in Council direction in regards to this Resolution passed by Council on September 11, 2004?

(b) How long has this questionnaire been used and what are the reasons and benefits for this Talent Questionnaire?

(c) What is the cost to the Corporation since implementation of this questionnaire and what is the cost each time this form is used as it understood that it is sent away to Target Training International for evaluation in turn sent to our Department of Human Resources with a written report?

(d) Do all Departments use this process?

Moved By: André Rivette, Councillor
Seconded By: David Murphy, Councillor

MOTION APPROVED

PASSING OF BY-LAWS

RESOLVED, That By-laws 2012-058 to 2012-061 inclusive, listed on the Agenda be taken as read and passed.

2012-058 A By-law to Govern the Proceedings of the Council of The Corporation of the City of Cornwall

Click for detail --> 

2012-059 A By-law to declare certain real property surplus legally described as Part of Lot 4, South Side of Water Street, City of Cornwall, County of Stormont

Click for detail --> 

2012-060 A By-law to amend the Traffic & Parking By-law 069-1989, Schedule II (Parking Restrictions) on Cotton Mill Street

Click for detail --> 

2012-061 A By-law to extend the contract Agreement for the Cornwall Business Enterprise Centre - Business Consultant, Candace Pollard for a period of one year

Click for detail --> 

ENDORSED

Moved By: André Rivette, Councillor
Seconded By: Elaine MacDonald, Councillor

MOTION APPROVED

REPORTS FROM STANDING / SPECIAL COMMITTEES OF COUNCIL

1. Veterans on Cornwall Transit

Councillor Rivette informed Council of the new free "War Veteran's Bus Pass" being implemented by Cornwall Transit.

2. Environmental Challenge

Councillor Elaine McDonald congratulated the City of Cornwall for hosting its fourth annual spring clean-up challenge which kicked off on Saturday, April 1, 2012.

3. Day of Mourning

Councillor Elaine McDonald noted that the National Day of Mourning will be observed on April 28 to commemorate workers who have been killed, injured or suffered illness due to workplace related hazards and incidents.

4. Cornwall Youth Advisory Committee (CYAC)

Councillor Maurice Dupelle informed Council that it will receive electronic copies of the Minutes in order to see how active this Committee is.

5. Canoe Races

Councillor David Murphy congratulated the Raisin Region Conservation Authority for holding its annual canoe races on Sunday, April 22, 2012.

6. International Conference

Councillor clement announced that The St. Lawrence River Institute will be hosting the 55th Annual Conference of The International Association for Great Lakes Research between May 13 and 17, 2012.

NOTICES OF MOTION

There were no Notices of Motion.

PENDING BUSINESS LISTING

The Pending Business Listing was presented and no discussion ensued.

1 Pending Business for Monday April 23, 2012

Click for detail --> 

CONFIRMING BY-LAW

FIRST, SECOND AND THIRD READINGS

RESOLVED, That By-law 2012-062, being a By-law to confirm the proceedings of the Council of The Corporation of the City of Cornwall at its meeting held on Monday, April 23, 2012, be taken as read and passed.

2012-062 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 Monday, April 23, 2012


Click for detail --> 

ADJOURNMENT

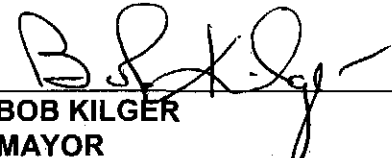
RESOLVED, That the Public Meeting of Council be hereby adjourned at 8:45 p.m.

Mayor Bob Kilger announced that the Executive Committee meeting is to resume at 9:00 p.m. to discuss matters that fell under the Municipal Act, 2001, c.23 s.239 as stated above.

The next regular public meeting of Council is to be held Monday, May 14, 2012



DENISE LABELLE GELINAS
CITY CLERK



BOB KILGER
MAYOR



MANON L. POIRIER
DEPUTY CITY CLERK

