



# Minutes Cornwall City Council

**Meeting ID:** 2013-08  
**Meeting Date:** Mon March 25, 2013 07:00 PM  
**Location:** Council Chambers  
**Chair:** Bob Kilger, Mayor  
**Prepared By:** Manon L. Poirier, Deputy Clerk

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**Attendance Committee Members:**

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

**Regrets:**

André Rivette, Councillor

**Attendance Staff:**

Norm Levac, Chief Administrative Officer  
Helen Finn, City Clerk  
Manon L. Poirier, Deputy Clerk  
Maureen Adams, G.M. Financial Services  
Stephen Alexander, General Manager Planning,  
Parks and Recreation  
Mark A. Boileau, Manager Economic Dev.  
Norm Quenneville, Manager Glen Stor Dun Lodge  
Dail Levesque, Manager Human Resources  
Richard McCullough, Acting Chief Fire Services  
Debora M. Daigle, Manager Social and Housing  
Services  
Bill de Wit, Division Manager of Municipal Works  
Christine Lefebvre, Division Manager, Parks and  
Recreation Services  
Stephen Rand, Purchasing Supervisor  
Stephen Wintle, Supervisor, Engineering  
Tracey Bailey, Accounting Supervisor / Deputy  
Treasurer  
Paul Scrimshaw, Budget and Cash Co-ordinator

**IN-CAMERA SESSION**

**MOTION to MOVE INTO A CLOSED MEETING** to address matters pertaining to Section 239 (2) and (3.1) of the Municipal Act, 2001 S.O. 2001 S.O. 2001, Chapter 25, at 5:00 p.m. to address the following matters :

**Specifically:**

- **Item # 1 - Report #2013-07-ED**

239.(2)(c) A proposed or pending acquisition or disposition of land by the municipality or local board

- **Item # 2 - Report #2013-16-IMW-IP**

239.(2)(c) A proposed or pending acquisition or disposition of land by the municipality or local board

- **Item # 3- Report #2013-03-HR**

239.(2)(d) Labour relations or employee negotiations

- **Item #4 - Report #Confidential report from the office of the CAO**

239.(2)(b) Personal matters about an identifiable individual, including municipal or local board employees;

239.(2)(e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and

239.(2)(f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

- **Item 5 - Confidential - Economic Development Report January and February**

239 (2) (a) the security of the property of the municipality or local board;

At the meeting, 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.

Moved by: Gerry Samson  
Seconded by: Elaine MacDonald

**MOTION APPROVED**

**Item #1** - Council directs Administration to proceed according to the recommendation.

**Item #2** - Council directs Administration to proceed according to the recommendation.

**Item #3** - Council directs Administration to proceed according to the recommendation.

**Item #4** - Council receives the report from and directs Administration to proceed according to the recommendation.

**Item #5** - Council receives the report from Administration.

**INVOCATION**

Abdollah Vakily  
Dar-UI-Ihsan Centre for Islamic Education

**NATIONAL ANTHEM**

Assembly

**ROLL CALL**

### **Mayor Bob Kilger's Statement - Conflict of Interest**

According to section 6 (2) of the Municipal Conflict of Interest Act, every declaration of conflict of interest, but *not the general nature of the interest*, made in a closed meeting, must be recorded in the minutes of the next open meeting.

I was absent at the meeting of February 19th, and sought and received independent legal advice from the national law firm of Blake, Cassels and Graydon. The advice I have received is that I am not, and have not been, in a conflict of interest situation with respect to the matters discussed at that in-camera meeting.

If I had been in a conflict of interest situation with respect to the matters discussed at the meeting, the Municipal Conflict of interest Act states that, because I was absent at that week's meeting, I must declare that conflict at the next open meeting.

Accordingly, I do not have a conflict of interest declaration to make at this meeting.

While I accept my lawyer's advice that there is no conflict of interest, I do not intend to participate in Council's consideration of these matters because I would like Council to deal with these matters with as few complications as possible.

Because I sought advice on an issue the Municipal Conflict of Interest Act, I am reporting it in open minutes, as I did in the closed meeting of February 25th. I am saying on the record for greater transparency that I do not have a conflict of interest."

### **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.

Addition of a Notice of Motion - Rescheduling of a Regular Council Meeting

### **DISCLOSURE OF INTEREST**

Councillor David Murphy declared an interest in Unfinished Business #3 University Project in Cornwall, the United Counties and Akwesasne due to his contract employment with one of the requesters.

### **COMMITTEE OF THE WHOLE**

Motion to go into Committee of the Whole and to **CONSIDER** and **REFER** all Minutes, Presentations, Delegations, Consent/Correspondence, Resolutions, Reports and By-laws to that Committee.

Moved By: Syd Gardiner, Councillor  
Seconded By: Gerald E. Samson, Councillor

**MOTION APPROVED**

**GENERAL CONSENT**

**ADOPTION OF MINUTES**

Motion to **APPROVE** the following Minutes as presented.

**1 February 25, 2013 Cornwall City Council Meeting**

Click for detail --> 

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

Motion to **AMEND** the Minutes by removing the word "CONSENT" immediately above the Mayor's statement.

Moved By: Bernadette Clément, Councillor  
Seconded By: Glen Grant, Councillor

**MAIN MOTION APPROVED AS**


**AMENDED**

**PRESENTATIONS**

There were no Presentations.

**DELEGATIONS**

**1 Delegation - Concerned Citizens Coalition - Community Proposal**

Click for detail --> 

Josh Welsh and Mark A. MacDonald addressed Council regarding the Community Proposal for the former Cornwall General Hospital and were seeking for administrative and technical support to assist the Board of Directors in future detailed Site Plans.

Motion to **REFER** this request to Administration for Report.

Moved By: Denis Thibault, Councillor  
Seconded By: Maurice Dupelle, Councillor

**MOTION APPROVED**

## **CONSENT/CORRESPONDENCE**

### **1 Tag Day - Royal Canadian Air Cadets**

Click for detail --> 

That Council permit the Royal Canadian Air Cadets, 325 Cornwall Kiwanis Squadron, to hold a Tag Day on October 12, 2013.

### **2 Proclamation - Parkinson's Awareness Month**

Click for detail --> 

That Council proclaim the month of April, 2013, as "Parkinson's Awareness Month" in the City of Cornwall.

### **3 Staff Replacement - Social Services Division**

Click for detail --> 


That Council approve the hiring of an Operations Financial Support staff within the Social Services Division.

### **4 Staff Replacement - Water and Sewer Infrastructure Technologist for Municipal Works Division**

Click for detail --> 

That Council approve the staffing of a Water and Sewer Infrastructure Technologist.

### **5 Staff Replacement - Surveyor for Infrastructure Planning Division**

Click for detail --> 

That Council approve the hiring of a Surveyor for the Infrastructure Planning Division within the Department of Infrastructure and Municipal Works.

### **6 Staff Replacement - Clerk/Security/ Benson Centre**

Click for detail --> 

That Council approve the replacement of the Full-time Clerk/Security position located at the Benson Centre reception desk. This position has been designated as a bilingual position.

### **7 Lease Renewal - Chesterville Social Services Office**

Click for detail --> 

That Council authorize the Mayor and Clerk to enter into a renewal of the tenancy agreement with Erik Thompson for office space in Chesterville, for a three year term commencing May 1, 2013.

Motion to **APPROVE** all recommendation made under the Consent / Correspondence section as presented.

Moved By: Glen Grant, Councillor

Seconded By: David Murphy, Councillor

**MOTION APPROVED**

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

There were no Resolutions nor Business arising from Notice of Motion.

## **UNFINISHED BUSINESS REPORTS**

### **1 Travel Information Centre - Brookdale Avenue**

Click for detail --> 

Motion to **AUTHORIZE** Administration to provide notice to the Provincial Government - Infrastructure Ontario, of its withdrawal of interest in acquiring the property.

Moved By: Denis Thibault, Councillor

Seconded By: Glen Grant, Councillor

Motion to **REFER** this matter to the Strategic Planning Session scheduled to be held later this spring.

Moved By: Bernadette Clément, Councillor

Seconded By: Elaine MacDonald, Councillor

**MOTION APPROVED**

### **2 Winter Parking Restrictions**

Click for detail --> 

1. To amend the winter parking restrictions as to prohibit overnight parking on any highway or municipal parking lot between December 15 of one year to March 31 of the following year, with an additional restriction between November 15 and December 14 when overnight winter parking will be permitted unless Environment Canada forecasts a snowfall of 5 cm or more.
2. Propose that Municipal Works staff, as identified by the Division Manager, be appointed as By-law Enforcement Officers for the purpose of overnight winter parking enforcement.
3. If recommendations 1 and 2 are approved by Council, implement a communication strategy using various media as proposed by the City's Public Information Coordinator.

Motion to **APPROVE** all three recommendations contained in Report #2013-13-IMW-IP as presented.

Moved By: David Murphy, Councillor

Seconded By: Maurice Dupelle, Councillor

**MOTION APPROVED**

***Having previously declared an interest in this matter, Councillor David Murphy stepped away from the table. Therefore, he is not counted in the Committee of Council for vote on this item. s.10.6 Procedural By-law***

### **3 University Project for Cornwall and the United Counties and Akwesasne**

Click for detail --> 

Motion to **APPROVE** the contribution of \$10,000 from the 2013 Economic Development Department budget, and up to \$40,000 in additional funds from the investment income from the Progress Fund.

This motion, requiring a 2/3 majority vote, resulted as follows.

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

A recorded vote on this matter resulted as follows:

**Votes For = 6**

Bob Kilger, Mayor  
Elaine MacDonald, Councillor  
Bernadette Clément, Councillor  
Glen Grant, Councillor  
Gerald E. Samson, Councillor  
Syd Gardiner, Councillor

**Votes Opposed = 3**

Denis Thibault, Councillor  
Maurice Dupelle, Councillor  
Denis Carr, Councillor

**Excluded by a declared conflict = 1**

David Murphy, Councillor

**MOTION APPROVED**

*Councillor David Murphy returned to the table.*

**COMMUNICATIONS / REPORTS**

**1 Ontario Municipal Social Services Association (OMSSA) 2013 Membership**

Click for detail --> 

Motion to **APPROVE** the payment of the \$12,214 + HST Membership Fee with the Ontario Municipal Social Services Association, and further that Councillor Elaine MacDonald be **NOMINATED** as the Elected Member to represent the Consolidated Municipal Service Manager for the year 2013.

Moved By: Maurice Dupelle, Councillor  
Seconded By: Syd Gardiner, Councillor

**MOTION APPROVED**

**2 2012 Annual Remuneration and Expense Statement for Elected Officials**

Click for detail --> 

Motion to **RECEIVE** the annual statement of remuneration and expenses paid to members of Council in accordance with Section 284 of the *Municipal Act, 2001*.

Moved By: Denis Thibault, Councillor  
Seconded By: Maurice Dupelle, Councillor

**MOTION APPROVED**

### **3 2012 Fourth Quarter Financial Overview - Preliminary Report**

Click for detail --> 

Motion to **AUTHORIZE** the transfer of surplus dollars to reserves as follows:

1. That \$222,837 be transferred to Waterworks Reserve.
2. That \$225,071 be transferred to Sewer-Sewage Treatment Reserve.
3. That the remaining surplus of approximately \$96,061 be transferred to Working Reserves.

Moved By: David Murphy, Councillor  
Seconded By: Bernadette Clément, Councillor

**MOTION APPROVED**

### **4 Ontario Regulation 284/09: Budget Matters - Expenses**

Click for detail --> 

Motion to **ADOPT** Report #2013-06-FI by Resolution as required under the *Municipal Act, 2001*, Ontario Regulation 284/09.

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

**MOTION APPROVED**

## **TENDERS AND REQUESTS FOR PROPOSALS**

### **1 Tender No. 12-T50 Supply and Delivery of Screened Topsoil**

Click for detail --> 


Motion to **AWARD** Tender 12-T50 as per Option B for a two (2) year period to West Front Construction Cda Ltd., Cornwall, Ontario being the best bid meeting the tender specifications.

### **2 Tender No. 13-T02 Supply and Placing of Nursery Sod**

Click for detail --> 

Motion to **AWARD** Tender 13-T02 be awarded to 2229636 Ont. Inc/Woodsman Const. & Tree Service, St. Andrews West, Ontario, at the total bid price of \$58,317.61 (net cost to the Corporation - \$52,516.81) being the best bid meeting the tender specifications.

### **3 Tender No. 13-T03 Supply of Crushed Stone and Stone Dust**

Click for detail --> 

Motion to **AWARD** Tender 13-T03 be awarded to Cornwall Gravel Company Ltd., from Cornwall, Ontario, at the total bid price of \$69,870.73 (net cost to the Corporation - \$62,920.75) being the best bid meeting the tender specifications.

#### **4 Tender No. 13-T04 Supply of Ready Mix Concrete - As Required**

Click for detail --> 

Motion to **AWARD** Tender 13-T04 be awarded to Grant Ready Mix Limited from Cornwall, Ontario, at the total bid price of \$92,535.55 (net cost to the Corporation - \$83,320.32) being the best bid meeting the tender specifications.

#### **5 Tender No. 13-T05 Supply of Hot Mix Asphalt**

Click for detail --> 

Motion to **AWARD** Tender 13-T05 be awarded to Coco Paving Inc., Ottawa, Ontario, at the total bid price of \$185,885.00 (net cost to the Corporation - \$167,925.20) being the best bid meeting the tender specifications.

#### **6 Tender No. 13-T08 Supply of Equipment and Manpower for Placing Hot-Mix Asphalt**

Click for detail --> 

Motion to **AWARD** Tender 13-T08 be awarded to Spooner Paving from Cornwall, Ontario, at the total bid price of \$151,137.50 (net cost to the Corporation - \$136,104.00) being the best bid meeting the tender specifications.

#### **7 Tender No. 13-T10 Janitorial Services for E.M.S. Building**

Click for detail --> 

Motion to **AWARD** Tender 13-T10 be awarded to Glacier Maintenance from Ottawa, Ontario, at the total bid price of \$30,623.00 (net cost to the Corporation - \$27,576.96) being the best bid meeting the tender specifications.

#### **8 Tender No. 13-T11 Supply of Minor General Construction Services**

Click for detail --> 

Motion to **AWARD** Tender 13-T11 be awarded for a two year period to DeSaulniers Construction Ltd., from Cornwall, ON being the best bid meeting the tender specifications.

#### **9 Tender No. 13-T14 Generator Compliance Upgrades for the Department of Infrastructure and Municipal Works**

Click for detail --> 

Motion to **AWARD** Tender 13-T14 be awarded to as follows:

- Item 1 to Genrep Ltd./Ltee., Nepean, ON at the total bid price of \$5,034.64;
- Item 2 to Genrep Ltd./Ltee., Nepean, ON at the total bid price of \$7,097.82;
- Item 3 to Geco Industries, Campbellford, ON at the total bid price of \$8,184.80;
- Item 4 to Genrep Ltd./Ltee., Nepean, ON at the total bid price of \$10,897.88;
- Item 5 to Genrep Ltd./Ltee., Nepean, ON at the total bid price of \$5,471.75;
- Item 6 to Genrep Ltd./Ltee., Nepean, ON at the total bid price of \$24,790.80;
- Item 7 to Genrep Ltd./Ltee., Nepean, ON at the total bid price of \$2,592.15;
- Item 8 to Geco Industries, Campbellford, ON at the total bid price of \$9,604.00;
- Item 9 to Geco Industries, Campbellford, ON at the total bid price of \$9,604.00;

being the best bids meeting the tender specifications.

#### **10 Tender No. 13-T15 Centreline Pavement Markings**

Click for detail --> 

Motion to **AWARD** Tender 13-T15 be awarded to O'Brien Road Marking Limited, Niagara Falls, Ontario, at the total bid price of \$79,156.50 (net cost to the Corporation - \$71,282.88) with an option to renew for an additional two years being the best bid meeting the tender specifications.

Motion to **AWARD** all Tenders are presented.

Moved By: Glen Grant, Councillor

Seconded By: Maurice Dupelle, Councillor

## **MOTION APPROVED**

### **NEW BUSINESS**

There were no New Business Motions.

### **PASSING OF BY-LAWS**

Motion to **APPROVE** By-laws 2013-043 to 2013-054 inclusive, listed on the Agenda.

**2013-043 A By-Law authorizing The Corporation of the City of Cornwall for a partial discharge on a severed portion of property for it's Liens under the Heart of the City CIP (HOTC)**

Click for detail --> 


**EXPLANATORY NOTE 2013-043** Explanation of Purpose and Effect for a partial discharge on a severed portion of Property for it's liens for the Heart of the City CIP (HOTC)

Click for detail --> 


**2013-044 A By-Law authorizing The Corporation of the City of Cornwall for a partial discharge on a severed portion of property for it's Notice of Agreement under the Brownfield Community Improvement Plan**

Click for detail --> 


**EXPLANATORY NOTE 2013-044** Explanation of Purpose and Effect for a partial discharge on a severed portion of Property for a Notice of Agreement for the Brownfield CIP

Click for detail --> 


**2013-045 A By-law to name and dedicate two strips of land on the north side of South Branch Road at 17885 South Branch Road, being Part 1 on Reference Plan 52R-1802, PIN 60142-0127 and PIN 60142-0092 LT as South Branch Road**

Click for detail --> 

**EXPLANATORY NOTE 2013-045** Explanatory Note to By-law to name and dedicate two strips of land as South Branch Road

Click for detail --> 

**2013-046 A By-law to grant an Easement in favour of Trans-Northern Pipeline Inc. on Part 1, Plan 52R-7566, in the City of Cornwall, County of Stormont**

Click for detail --> 

**EXPLANATORY NOTE 2013-046** Explanatory Note to By-law #2013-046 to grant an easement in favour of Trans-Northern Pipeline Inc.

[Click for detail -->](#)

**2013-047 A By-law to enter into a Contribution Agreement with the Province of Ontario for funding under the MIII Asset Management Program**

[Click for detail -->](#)

EXPLANATORY NOTE 2013-047 Explanatory Note to By-law 2013-047 to enter into a Contribution Agreement with the Province for funding under MIII - Asset Management Program

[Click for detail -->](#)

**2013-048 A By-law to authorize The Corporation of the City of Cornwall to acquire property along Gloucester Street South for the purpose of widening the road allowance to construct a standard 1.5m sidewalk**

[Click for detail -->](#)

EXPLANATORY NOTE 2013-048 Explanatory Note to Bylaw to authorize City to purchase property along Gloucester Street South for widening of road allowance to construct sidewalk

[Click for detail -->](#)

**2013-049 A By-law to authorize The Corporation of the City of Cornwall (on behalf of the Glen Stor Dun Lodge) to enter into a Long Term Care Home Service Accountability Agreement for the period of April 1, 2013 - March 31, 2016 with the Champlain Local Integration Network (LHIN)**

[Click for detail -->](#)

**2013-050 A By-law to authorize The Corporation of the City of Cornwall (on behalf of the Glen Stor Dun Lodge) to enter into Funding Agreement-Community Support Services Common Assessment Project) - InterRAI Preliminary Screener**

[Click for detail -->](#)

**2013-051 A By-law to authorize The Corporation of the City of Cornwall to enter into a Sponsorship Agreement with Tim Hortons Advertising and Promotion Fund (Canada) Inc. for a period of five (5) years**

[Click for detail -->](#)

EXPLANATORY NOTE 2013-051 Explanatory Note for Sponsorship Agreement with Tim Hortons Advertising and Promotion Fund (Canada) Inc.

[Click for detail -->](#)

**2013-052 A By-law authorizing The Corporation of the City of Cornwall to purchase property in the Business Park.**

[Click for detail -->](#)

**2013-053 By-law to authorize The Corporation of the City of Cornwall to enter into a Leasing Agreement with Ontario Infrastructure, to access wells for monitoring purposes**

[Click for detail -->](#)

EXPLANATORY NOTE 2013-053 Explanatory Note for License Agreement between the Ontario Infrastructure and Lands Corporation and the City of Cornwall

[Click for detail -->](#)

**2013-054 A By-law to amend By-law 2011-011 and to appoint lay members of the community to various Boards, Commissions and Committees**

[Click for detail -->](#)

EXPLANATORY NOTE 2013-054 Explanatory Note 2013-054 on a By-law to amend By-law 2011-011 and to appoint lay members of the community to various Boards, Commissions and Committees

Click for detail --> 

Moved By: Bernadette Clément, Councillor

Seconded By: David Murphy, Councillor

**MOTION APPROVED**

### **REPORTS FROM STANDING / SPECIAL COMMITTEES OF COUNCIL**

There were no Report from Standing nor Special Committees of Council.

### **NOTICES OF MOTION**

#### **1 Rescheduling of a Regular Council Meeting**

Click for detail --> 

Proposed by: Councillor Glen Grant

Seconded by: Councillor David Murphy

**WHEREAS** City Council has been invited to participate in a major fundraiser on April 22, 2013; and

**WHEREAS** April 22, 2013, is a scheduled City Council meeting; and

**WHEREAS** the City of Cornwall procedural By-law prescribes the process to modify a scheduled meeting date, by way of Notice of Motion and a 2/3 majority vote at the subsequent meeting; and

**WHEREAS** Council wishes to reschedule the April 22, 2013, City Council meeting to April 29, 2013.

### **PENDING BUSINESS LISTING**

The Pending Business Listing was presented and no discussion ensued.

#### **1 Pending Business Listing for Monday, March 25, 2013**

Click for detail --> 

Motion to **RECEIVE** the Pending Business Listing.

Moved By: Syd Gardiner, Councillor

Seconded By: Gerald E. Samson, Councillor

**MOTION APPROVED**

**CONFIRMING BY-LAW**

Motion to **APPROVE** By-law 2013-055, 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, March 25, 2013.

**2013-055 Confirming By-law**

Click for detail --> 

Moved By: Elaine MacDonald, Councillor  
Seconded By: Maurice Dupelle, Councillor

**MOTION APPROVED**

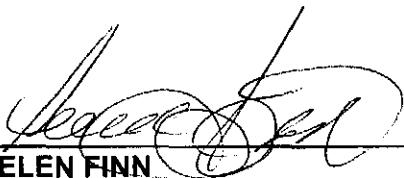
**ADJOURNMENT**

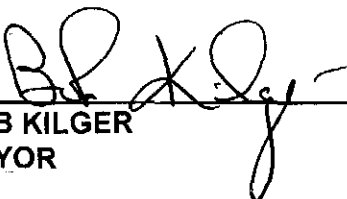
Motion to **ADJOURN** the Public Meeting of Council at 8:55 p.m.

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

**MOTION APPROVED**

**The next regular public meeting of Council is to be held on Monday, April 8, 2013.**

  
\_\_\_\_\_  
**HELEN FINN**  
**CITY CLERK**

  
\_\_\_\_\_  
**BOB KILGER**  
**MAYOR**

  
\_\_\_\_\_  
**MANON L. POIRIER**  
**DEPUTY CITY CLERK**

