



**Minutes
Cornwall City Council**

Meeting ID: 2014-01
Meeting Date: January 13 2014 07:00 PM
Location: Council Chambers
Chair: Bob Kilger, Mayor
Prepared By: Manon L. Poirier, Deputy Clerk

Attendance Committee

Members:

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

Regrets:

Denis Thibault, Councillor

Attendance Staff:

Norm Levac, Chief Administrative Officer
Helen Finn, City Clerk
Manon L. Poirier, Deputy Clerk
Maureen Adams, General Manager, Financial Services
John St. Marseille, General Manager, Infrastructure and Municipal Works
Stephen Alexander, General Manager, Planning, Parks and Recreation
Dail Levesque, Manager, Human Resources
Norm Quenneville, Manager Glen Stor Dun Lodge
Richard McCullough, Fire Chief
Mark A. Boileau, Manager, Economic Development
Myles Cassidy, Manager, Emergency Medical Services
Debora M. Daigle, Manager, Social and Housing Services
Christine Lefebvre, Division Manager, Parks and Recreation Services
Morris McCormick, Division Manager, Environmental Services
Anne-Marie Fobert-Poirier, Program Coordinator
Nicole Robertson, Environmental Analyst

IN-CAMERA SESSION

Motion to MOVE INTO A CLOSED MEETING at 5:30 p.m. to address matters pertaining to Section 239 (2) and (3.1) of the Municipal Act, 2001 S.O. 2001 S.O. 2001, Chapter 25:

Item 1 - 2014-02 PPR-PL Report on a proposed land disposition

239. (2) A meeting or part of a meeting may be closed to the public if the subject matter being considered is:

(c) a proposed or pending acquisition or disposition of land by the municipality or local board;

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

Item 2 - 2014-04 PPR-PL Report on a litigation issue

239.(2)A meeting or part of a meeting may be closed to the public if the subject matter being considered is:

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

(3.1) A meeting of a council or local board or of a committee of either of them may be closed to the public if the following conditions are both satisfied:

1. The meeting is held for the purpose of educating or training the members.

2. 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. 2006, c. 32, Sched. A, s. 103 (1).

Moved By: André Rivette, Councillor

Seconded By: Gerald E. Samson, Councillor

Motion Approved

RISE AND REPORT

Item 1 - 2014-02 PPR-PL Report on a proposed land disposition

Motion to direct Administration to proceed according to recommendations.

Item 2 - 2014-04 PPR-PL Report on a litigation issue

That Council receive this report.

Item 3 - Discussion regarding procedure

No action taken.

INVOCATION

Bishop Marcel Damphousse
Diocese of Alexandria-Cornwall

NATIONAL ANTHEM

Assembly

ROLL CALL

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.

Amendments:

1. Consent Item #2, Resolution of support in principle for solar panels, FIT program (Feed-in tariff Program, Ontario Power Authority), was moved to Communication Item #6 for discussion.
2. Consent Item #3, Traffic Safety on Provincial Highway 138, was moved to Communication Item #7 for discussion.

DISCLOSURE OF INTEREST

There were no disclosures of interest declared.

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: André Rivette, Councillor
Seconded By: Gerald E. Samson, Councillor

Motion Approved

GENERAL CONSENT

ADOPTION OF MINUTES

Motion to approve the following Minutes as presented.

1 December 5, 2013 Cornwall City Council Meeting

Click for detail --> 

2 December 9, 2013 Cornwall City Council Meeting

Click for detail --> 

Moved By: Maurice Dupelle, Councillor

Seconded By: Syd Gardiner, Councillor

Motion Approved

PRESENTATIONS

1 Presentation - Update from Transition Cornwall + Active Transportation Action Group

Click for detail --> 

John Towndrow and Chantal Lalonde provided an update from Transition Cornwall + Active Transportation Action Group.

Motion to receive this presentation

Moved By: André Rivette, Councillor

Seconded By: David Murphy, Councillor

Motion Approved

DELEGATIONS

1 Delegation - Harbour Tanks

Click for detail --> 

G. H. Chuck Charlebois and Kevin Hargreaves updated Council on activities regarding the storage tanks being built on Cornwall's historic waterfront in the Cotton Mill and harbour area.

Motion to receive the Delegation on the Harbour storage tanks.

Moved By: Glen Grant, Councillor

Seconded By: Maurice Dupelle, Councillor

Motion Approved

2 Delegation - Rotary Workout Area

Click for detail --> 

Patrick Clarke and Sebastien Warner presented to Council a proposal for an outdoor gym in Lamoureux Park.

Motion to refer this matter to Administration for Report on the impacts and feasibility of the project.

Moved By: David Murphy, Councillor

Seconded By: André Rivette, Councillor

Motion Approved

CONSENT/CORRESPONDENCE

1 PAC Report No. 1 Application to Rezone the property located at 1310 Boundary Road, Cornwall, Ontario being Part of Lot D, Concession 2, as shown on Part 1 Reference Plan 52R-2021.

Click for detail --> 

That Council endorse the PAC recommendations as presented:

(a) That the subject lands be rezoned from Manufacturing 40 (MFR40) to Manufacturing 10 (MFR10) with site specific exceptions to add the Quick Service Restaurant and recognize the Convenience Store.

(b) The issue of ingress and egress, as well as buffering, fencing, lighting and other such physical features of the redevelopment be addressed through the site plan approval process that will apply to the site.

Moved By: Gerald E. Samson, Councillor

Seconded By: Maurice Dupelle, Councillor


Motion Approved

2 Resolution of support in principle for solar panels, FIT program (Feed-in tariff Program, Ontario Power Authority)

Click for detail --> 

This matter was moved to Communication Item #6 for discussion.

3 Traffic Safety on Provincial Highway 138

Click for detail --> 

This matter was moved to Communication Item #7 for discussion.

RESOLUTIONS / BUSINESS ARISING FROM NOTICE OF MOTION

There were no Resolutions.

UNFINISHED BUSINESS REPORTS

There were no Unfinished Business Reports.

COMMUNICATIONS / REPORTS

1 Solid Waste Management Program - Update Report

Click for detail --> 

Motion to receive Report #2013-33-IMW-EN.

Moved By: Bernadette Clément, Councillor

Seconded By: Glen Grant, Councillor

Motion Approved

2 Compliance Audit Committee for the years 2014 to 2018

Click for detail --> 

Motion to approve the appointment of a three (3) Member Compliance Audit Committee for 2014-2018, and that the Clerk be authorized to proceed with call for members from the public, applications to be brought to Council for endorsement.

Moved By: Glen Grant, Councillor

Seconded By: Elaine MacDonald, Councillor

Motion Approved

3 Closed Meeting Investigation - Committee of Adjustment (File No. CMI-C-2013-3)

Click for detail --> 

Motion to receive the report from Mr. Stephen Fournier, Closed Meeting Investigator.

Moved By: Syd Gardiner, Councillor

Seconded By: André Rivette, Councillor

Motion Approved

4 Delivery of the Agenda - Procedural By-law 2012-058 amendment

Click for detail --> 

Motion to receive Report 2014-01-CL and proceed with the Notice of Motion, for final adoption of the amended By-law at the Council Meeting of January 27, 2014.

Moved By: Maurice Dupelle, Councillor

Seconded By: David Murphy, Councillor

Motion Approved

5 Corporate Policy on Integrated Accessibility

Click for detail --> 

Motion to endorse the Corporate Policy on Integrated Accessibility.

Moved By: André Rivette, Councillor

Seconded By: Gerald E. Samson, Councillor

Motion Approved

6 Resolution of support in principle for solar panels, FIT program (Feed-in tariff Program, Ontario Power Authority)

Click for detail --> 

Motion to approve the attached resolution, the operative clause being:

Now therefore be it resolved that Council support the construction and operation of the Project on the Lands.

This resolution's sole purpose is to enable the Applicant to receive Priority Points under the FIT Program and may not be used for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

Moved By: Elaine MacDonald, Councillor

Seconded By: Bernadette Clément, Councillor

Motion Approved

7 Traffic Safety on Provincial Highway 138

Click for detail --> 

Motion to endorse the South Stormont resolution, the operative clause being:

Now therefore be it resolved that the City of Cornwall supports the resolution of the Council of the Township of South Stormont and hereby respectfully requests the Minister of Transportation review and reassess the urgency of public safety, traffic hazards, traffic volumes and signage on Provincial Highway 138; and

Be it further resolved that a copy of this resolution be forwarded to the Township of South Stormont and our local MP and MPP, requesting their support and endorsement; and

The City of Cornwall also supports the Township of South Stormont's request for a meeting between a delegation of local representatives and the Honourable Glen Murray to further voice their concerns regarding this matter.

Moved By: David Murphy, Councillor

Seconded By: Bernadette Clément, Councillor

Motion Approved

TENDERS AND REQUESTS FOR PROPOSALS

1 Request for Proposal 13-P14 Comprehensive Services Review - Department of Social and Housing Services

Click for detail --> 

Motion to award Request for Proposal 13-P14 to KPMG LLP, from Kingston, Ontario, being the best proposal meeting the specifications.

Moved By: Glen Grant, Councillor

Seconded By: André Rivette, Councillor

Motion Approved

NEW BUSINESS

1 Motion to create a Local Improvement Charges program to reduce Greenhouse Gas emissions

Click for detail --> 

Whereas the City of Cornwall formally recognized the primacy of a healthy physical environment and pledged to treat the environment with heightened regard as part of its post-industrial rehabilitation;

Whereas Council established an Environmental Advisory Committee to assess the environmental soundness of practices and policies and make recommendations to council;

Whereas the City has a plan to reverse the ratios of waste and recycling, and extend the life of our landfill site.

Whereas the City established the Energy Efficiency Working Group in 2010;

Whereas the construction of the secondary wastewater treatment plant started in 2012 and will be completed in 2014;

Whereas our city has been diligent in colouring itself green.

Whereas our Planning Department has been proactive in pioneering Brownfield Strategies, which showcases our post-industrial environmental rehabilitation;

Whereas the community is proactive and part of a global transition movement, to prepare for accommodation to the repercussions of peak oil, climate change, and global economic instability;

Whereas a group of citizens established Transitions+, providing leadership and resources to those committed to protecting the environment;

Whereas changes enacted in the Municipal Act in late 2012, (Local Improvement Charges) allow municipalities to offer low-cost financing for homeowners, to insulate their homes, add energy-efficient windows, install smart thermostats, upgrade to high-efficiency furnaces, air conditioners and water heaters;

Whereas this process is similar to past LIC practice where major infrastructure improvement undertaken for a neighbourhood would be repaid through increments to the property tax bills of the residents;

Whereas residential households are the greatest source of greenhouse gases in Canadian cities;

Whereas low-income households may not have access to capital for major home energy-conservation improvements;

Whereas it is consistent with our pledge to become a greener city to offer a program of local improvement charges to homeowners for energy conservation measures;

Therefore be it resolved that administration report to Council on the feasibility of developing a Local Improvement Charges program to enable low-income households to enact energy-saving conservation measures, which should include:

- 1) financing arranged by the City and repayment through LIC charges added to the tax bill, with interest; and
- 2) repayable over a 10-year period, and
- 3) considered as a lien on the property, even in the event of a sale of the improved property; and
- 4) The program should be designed to be cost-neutral to the City; and
- 5) Incorporate an acknowledgement of the ratio of cost-savings to expenditures for the average applicant.

Moved By: Elaine MacDonald, Councillor

Seconded By: Syd Gardiner, Councillor

PASSING OF BY-LAWS

Motion to approve By-laws 2014-001 to 2014-010 inclusive, listed on the Agenda.

2014-001 A By-law to authorize The Corporation of the City of Cornwall to register a lien and to provide and subsequently administer municipal funds to the identified home owner under the Renaissance Housing Renovations Program

Click for detail --> 

Explanatory Note 2014-001 of Purpose and Effect for Renaissance Housing Rehabilitation Program Applications By-law 2014

Click for detail --> 

2014-002 A By-Law to authorize the corporation of the City of Cornwall to enter into a Land Ambulance Service Grant Agreement with Her Majesty the Queen in Right of Ontario (Minister of Health and Long-Term Care)

Click for detail --> 


Explanatory Note 2014-002 regarding Land Ambulance Services Grant Agreement

Click for detail --> 

2014-003 A By-law to further Amend By-law No.751-1969, as amended, by the Corporation of the City of Cornwall, being a By-law respecting the use of land and location of buildings legally described as Part of Lot D, Concession 2, more specifically Part 1 on Reference Plan 52R-2021. The property is municipally known as 1310 Boundary Road, situated south of the MacEwens gas bar.

Click for detail --> 

Explanatory Note 2014-003 to Bylaw 2014-003 Zoning Bylaw Amendment for 1310 Boundary Road from Manufacturing 40 (MFR40) to Manufacturing 10 (MRF10) with site specific exceptions to allow the redevelopment of the site at Boundary Road and introduction of a Quick Service Restaurant and Convenience Store, (PAC File Z- 07-13)

Click for detail --> 

2014-004 A By-law to amend the Traffic & Parking By-law 069-1989, Schedule XX(b) (Rates of Speed on Highways - Max. 70 km/hr) on Industrial Park Drive.

Click for detail --> 

2014-005 A By-law to authorize The Corporation of the City of Cornwall to enter into a Letter of Agreement with the Minister of Transportation for funding provided under the 'Dedicated Gas Tax Funds for Public Transportation Program

Click for detail --> 

2014-006 A By-law to authorize temporary borrowing until taxes are collected

and other revenues are received for the current year by the municipality

Click for detail --> 

2014-007 A By-law directing and enacting the manner in which the 2014 interim levy authorized by Section 317 of the Municipal Act, 2001 to be collected

Click for detail --> 

2014-008 A By-law to enter into a Fire Dispatch Communications Centre Services Agreement with the Cornwall Community Police Services Board

Click for detail --> 

2014-009 A By-law to declare certain real property surplus, legally described as Part of Lot 3 Concession 3, City of Cornwall, County of Stormont (Marleau Avenue and Nick Kaneb Drive)

Click for detail --> 

2014-010 A By-Law to enter into a Purchase and Sale Agreement with the Upper Canada District School Board to sell surplus land (Marleau Avenue and Nick Kaneb Drive)

Click for detail --> 

Explanatory Note 2014-010 of Purpose and Effect to By-Law #2014-010 to authorize the Mayor and Clerk to sign a Purchase and Sale Agreement with the Upper Canada District School Board for the sale of Surplus Land being Part of Lot 3, Concession 1, City of Cornwall, (Marleau Avenue and Nick Kaneb Drive).

Click for detail --> 

Moved By: Gerald E. Samson, Councillor

Seconded By: Maurice Dupelle, Councillor

Motion Approved

REPORTS FROM STANDING / SPECIAL COMMITTEES OF COUNCIL

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

NOTICES OF MOTION

1 Procedural By-law (2012-058) Amendment

Click for detail --> 

Now therefore be it resolved that By-law 2012-058 be modified in sections 9.1.1; 13.1; 13.2; 13.7; 16.8; 17.2 and 21.4 to inscribe a preceding day, with modifications as necessary so that the new sections read as follows (oversized):

(The words modified are as follows: 'Thursday evening' by 'Wednesday morning', 'Friday' by 'Thursday' and the addition of the words 'Wednesday, late afternoon' s. 9.1.1'; 'Tuesday' by 'Monday' s. 13.1 and s. 13.7'; 'Thursday' by 'Tuesday' s. 13.2; '4:30 p.m. on the Wednesday' by '12 noon on the Tuesday', s.16.8, 17.2 and 21.4; and 'Complex reports, as determined by the Mayor, Chief Administrative Office and the Clerk, shall be placed on the agenda at one meeting, without discussion, until the following regular meeting.' s 11.2)

9.1.1 Delivery of Agenda

The agenda will be delivered by electronic transmission (e-genda) to each Member of Council by the Clerks Department no later than Wednesday morning, preceding the scheduled Public Council Meeting. Exceptions may be allowed when preparations of the Council Agenda falls on a week providing four work days, due to Statutory Holidays. The Agenda may be delivered on the preceding Thursday. The agenda will also be available to Administration and the Media by electronic format after it has been delivered to Members of Council, on the Wednesday, late afternoon.

ARTICLE XIII - PRESENTATIONS - DELEGATIONS

13.1 Heard - request submitted - deadline - items on agenda

Persons desiring to address Council for the purpose of making a verbal presentation with respect to items for Council consideration that fall under the Council's mandate shall be heard at the Council meeting, with those delegations having submitted their request in writing to the Clerk by 12:00 noon on the Monday preceding the meeting of Council, being heard first, in the order in which such requests are received by the Clerk.

13.2 Material - written - submitted for Council deadline

Where possible, written material to be distributed to Council shall be submitted to the Clerk by 12:00 noon on the Tuesday preceding the meeting of Council and the notice shall specify clearly the business to be presented, who the spokesperson shall be, the date at which the delegation wishes to be entertained.

13.7 Delegations - previously heard by - Planning Advisory Committee

Any person, not being a member of Council, desiring to address the Council after having addressed the Planning Advisory Committee, shall notify the Clerk only, in writing of the request and shall include with the request any new information that was not available at the hearing before the Planning Advisory Committee. A notice of delegations will not qualify for a designated regular meeting if received later than 12 noon on the Monday preceding the said meeting.

16.8 Notice - delivered - time

Notice of motions may be delivered to the Clerk no later than 12 noon on the Tuesday preceding the date of the next regular meeting, in order to be included to the final agenda, at which time the motion is to be introduced, or be read at the end of a regularly scheduled meeting of the Council.

17.2 Deadline - material submitted - to Clerk

Every communication report which deals with a matter on the Council agenda shall be delivered to the Clerk no later than 12 noon on the Tuesday preceding the meeting of the Council in order to be printed on the agenda.

21.4 New business - filing time - inclusion on agenda

New Business motions that are filed prior to 12 noon on the Tuesday preceding a regular meeting shall be included to the printing of the agenda.

Now be it further resolved that 11.2 be modified to add that complex reports shall not be discussed at the same regular meeting that they are placed on the agenda, so that the new section read as follows (oversized).

11.2 Reports to be considered

While in Committee of the Whole, the following reports shall be considered: Adoption of minutes, presentation, delegations, resolutions / business arising from notice of motions, consent/correspondence, unfinished business reports, communication reports, tenders and request for proposal reports and By-laws.

Moved By: Gerald E. Samson, Councillor

Seconded By: Maurice Dupelle, Councillor

Motion Approved

PENDING BUSINESS LISTING

The Pending Business Listing was presented and no discussion ensued.

1 Pending - Unfinished Business List

Click for detail --> 

Motion to receive the Pending Business Listing.

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

Motion Approved

CONFIRMING BY-LAW

Motion to approve By-law 2013-011, 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, January 13, 2013.

1 Confirming By-law for January 13, 2014 (Meeting 2014-01)

Click for detail --> 

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

Motion Approved

ADJOURNMENT

Motion to adjourn the Public Meeting of Council at 9:15 p.m.

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

Motion Approved

The next regular public meeting of Council is to be held on Monday, January 27, 2013.



**HELEN FINN
CITY CLERK**



**BOB KILGER
MAYOR**