



**TOWN OF AMHERSTBURG
COUNCIL MEETING
Monday, November 04, 2013
7:00 PM**

Council Chambers, 271 Sandwich Street South, Amherstburg

MINUTES

PRESENT

Mayor Wayne Hurst
Deputy Mayor Ron Sutherland
Councillor Robert (Bob) Pilon
Councillor Bart DiPasquale
Councillor John Sutton
Councillor Carolyn Davies
Councillor Diane Pouget

Paula Parker, Deputy Clerk
Mike Phipps, Chief Administrative Officer

CALL TO ORDER

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF *(In-Camera agenda items)*

SPECIAL IN-CAMERA MEETING

Councillor Sutton moved, Councillor Davies seconded:

That Council move into an In-Camera Meeting of Council at 6:30pm., pursuant to Section 239 of the Municipal Act, 2001, as amended, for the following reasons:

ITEM A – Massen Litigation Update – Section 239(2)(f) – Advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

The Mayor put the Motion.

Motion Carried

ADJOURNMENT OF IN-CAMERA MEETING

RESUMPTION OF REGULAR COUNCIL MEETING - 7:00 P.M.

PRAYER

The Deputy Clerk said prayer.

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF
(Public Council Meeting agenda items)

MINUTES OF PREVIOUS MEETING

Approval of Minutes

Councillor Sutton moved, Councillor Pillon seconded:

That the minutes be adopted by Council and that those confidential minutes of the closed sessions of Council remain confidential and restricted from public disclosure in accordance with exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act:

1. **Special Council Meeting Minutes - Planning - October 21, 2013**

The Mayor put the Motion.

Motion Carried Unanimously

RECOGNITIONS

9.1 **Long Service Award Recognition**

The Manager of Human Resources said a few words to recognize Dwayne Grondin, Public Works and Randy Sinasac, Fire Chief, who were present for their awards.

Councillor Pillon moved, Deputy Mayor Sutherland seconded:

It is recommended that:

1. **The report from the Manager of Human Resources dated October 25, 2013 regarding Long Service Award Recognition be received.**

- **Elke Leblanc - Financial Services** 10 years
- **Dwayne Grondin - Public Works** 10 years
- **Randy Sinasac - Fire** 15 years

The Mayor put the Motion.

Motion Carried Unanimously

PRESENTATIONS

10.1 **Amherstburg's 2013 Tall Ships Festival**

The Manager of Tourism and Culture and the Manager of Visitor Information Centre presented Council with the post report for the 2013 Tall Ships Festival.

Deputy Mayor Sutherland moved, Councillor Davies seconded:

It is recommended that:

1. **The presentation be received, and;**
2. **The report from the Manager of Tourism and Culture regarding Amherstburg's 2013 Tall Ships Festival be received.**

The Mayor put the Motion.

Motion Carried Unanimously

Councillor Pillon moved, Councillor Sutton seconded:

That Information Report item 17 - c be brought forward at this time.

The Mayor put the Motion.

Motion Carried

10.2 **Ontario 55+ Summer Games, Tim Beaulieu and Calvin Little, Co-Chairs and Janis Cookson, Games General Manager**

Tim Beaulieu, Calvin Little and Janis Cookson provided a PowerPoint presentation to Council as an update of the Ontario 55+ Summer Games.

Councillor Pillon moved, Councillor Sutton seconded:

It is recommended that:

- 1. The presentation be received, and;**
- 2. Information report item 17 - c be received.**

The Mayor put the Motion.

Motion Carried

REPORTS – POLICE SERVICES

No reports at this time.

REPORTS – RECREATION AND CULTURE

No reports at this time.

REPORTS – CORPORATE SERVICES

No reports at this time.

REPORTS – ENGINEERING AND INFRASTRUCTURE

No reports at this time.

REPORTS – LEGISLATIVE SERVICES

15.1 **Town Property Damage Cost Recovery**

Councillor DiPasquale moved, Deputy Mayor Sutherland seconded:

It is recommended that:

- 1. The report from the Deputy Clerk/Risk Manager dated October 21, 2013 regarding Town Property Damage Cost Recovery be received, and;**
- 2. Council delegate authority to the Deputy Clerk/Risk Manager to pursue and settle with third parties for the recovery of Town Property Damage Claims, and;**
- 3. By-law 2013-106, being a by-law to delegate authority to Deputy Clerk/Risk Manager, be taken as having been read three (3) times and finally passed and the Mayor and Clerk be authorized to sign same.**

The Mayor put the Motion.

15.2 Fighting Island Amateur Boxing Club - Renewal of Lease Agreement

Councillor Sutton moved, Councillor Pillon seconded:

It is recommended that:

- 1. Council receive the report prepared by the Human Resources Assistant dated October 17, 2013 regarding Fighting Island Amateur Boxing Club – Renewal of Lease Agreement;**
- 2. Council approve the execution of the lease agreement for an additional twelve (12) month period;**
- 3. By-law 2013-105 being a by-law to authorize the renewal of a lease agreement between the Corporation of the Town of Amherstburg and the Fighting Island Amateur Boxing Club be taken as having been read three (3) times and finally passed and the Mayor and Clerk be authorized to sign same.**

The Mayor put the Motion.

Motion Carried

Councillor Pouget requested that administration review this in 2014 for opportunity to increase revenue.

REPORTS - CAO's OFFICE

16.1 Request for Repeal of Heritage Designation By-law - 1105 Front Road South, Amherstburg

The Mayor informed Council that a 2/3 vote was required to reconsider the matter.

Councillor Sutton moved, Councillor Pillon seconded:

Motion to reconsider.

The Mayor put the Motion.

	Yes/Concur	No/ Not Concur
Councillor Davies		X
Councillor DiPasquale		X
Councillor Pillon	X	
Councillor Pouget		X
Deputy Mayor Sutherland		X
Councillor Sutton	X	
Mayor Hurst	X	

Motion Failed

16.2 2013 Small, Rural and Northern Municipal Infrastructure Fund Application for the Texas Road Reconstruction Program

Councillor Sutton moved, Councillor DiPasquale seconded:

It is recommended that:

- 1. The report from the Manager of Economic Development and Strategic Asset Planning dated November 4, 2013 regarding 2013 Small, Rural and Northern Municipal Infrastructure Fund Application for the Texas Road reconstruction program be received, and;**

2. **The Texas Road Reconstruction Program project set out herein is approved for submission under the 2013 Small, Rural and Northern Municipal Infrastructure Fund, and;**
3. **The following declaration be included with the expression of interest submission:**

“The information in the expression of interest submission is factually accurate, and;

The Town of Amherstburg is committed to developing and maintaining a comprehensive asset management plan by December 31, 2013 and this asset management plan will be made publicly available, including online on the municipal website, by May 30, 2014, and;

The Texas Road reconstruction program, if successfully selected as a recipient of the Small, Rural and Northern Municipal Infrastructure Fund, will be completed by December 31, 2015.”

The Mayor put the Motion.

Motion Carried Unanimously

INFORMATION REPORTS

Councillor Pillon moved, Deputy Mayor Sutherland seconded:

That the consent reports a and b be received.

- a) **Procedure By-law 2008-28**
- b) **Accounts Paid for the Period of October 9, 2013 to October 23, 2013**
- c) **2014 Ontario 55+ Summer Games (as dealt with above)**

The Mayor put the Motion.

Motion Carried

Councillor Pouget requested that administration investigate and respond to an invoice in the Accounts Paid listing for Levack Management Consulting for September, as well as an invoice to McTague Law Firm for the same month. The CAO advised that he would provide that information.

CONSENT OTHER MINUTES

Councillor DiPasquale moved, Councillor Davies seconded:

That the following minutes be received:

- a) **Heritage Committee Minutes - August 22, 2013**

The Mayor put the Motion.

Motion Carried Unanimously

CORRESPONDENCE

19.1 Purple Day - March 26, 2014

Councillor Sutton moved, Deputy Mayor Sutherland seconded:

It is recommended that:

1. **The correspondence regarding Purple Day be received, and;**

2. Council proclaim March 26, 2014 as Purple Day in the Town of Amherstburg.

The Mayor put the Motion.

Motion Carried

The Mayor read the proclamation.

UNFINISHED BUSINESS

Unfinished Business items as of Monday, November 04, 2013

Councillor Pillon requested an update on the pedestrian lights at Pickering Drive and Sandwich Street South. The Director of Engineering and Public Works provided information to Council that the light would be fixed shortly.

Councillor Pouget requested an update on the report from administration regarding the EIC. The CAO advised that the report is forthcoming.

NEW BUSINESS

There was no New Business.

REPORT FROM IN-CAMERA SESSION

Report from In-Camera Meeting held Monday, October 21, 2013

COUNCIL IN CAMERA SESSION – REPORTING OUT
October 21, 2013 MEETING

Council met at 7:33 pm. on October 21, 2013 for a Special In-Camera meeting and discussed one (1) items as provided for under Section 239 of the Municipal Act.

ITEM A – Reorganization - heard under Section 239(2)(b) and (d) of the Municipal Act. There is nothing further to report on this matter.

Report from In-Camera Meeting held Monday, November 04, 2013

COUNCIL IN CAMERA SESSION – REPORTING OUT
November 4, 2013 MEETING

Council met at 6:30 pm. on September 30, 2013 for a Special In-Camera meeting and discussed one (1) items as provided for under Section 239 of the Municipal Act.

ITEM A – Massen Litigation Update- heard under Section 239(2)(f) of the Municipal Act. There is nothing further to report on this matter.

NOTICES OF MOTION

Councillor DiPasquale introduced a Notice of Motion with regard to auditing the Town's financials and to direct administration to complete Request for Proposals and approved by Council prior to advertising. The item will be added to the next Council meeting agenda for discussion and voting.

Councillor Pouget introduced a Notice of Motion with regard to 5% Reduction for 2013 Budget and to direct administration to provide Council with a 5% reduction on their proposed 2014 operational budget expenses. The item will be added to the next Council meeting agenda for discussion and voting.

BY-LAWS

24.1 By-law 2013-71 - 4th Concession Drain South (Final Reading)

Deputy Mayor Sutherland moved, Councillor seconded:

That By-law 2013-71 being a by-law to provide for the repair and improvement of the 4th Concession Road Drain South based on the drainage report by Crozier Baird Engineers be read a THIRD AND FINAL time and finally passed and the Mayor and Clerk be authorized to sign same.

The Mayor put the Motion.

Motion Carried Unanimously

24.2 By-law 2013-107 - Appoint Bank Signing Authorities (Housekeeping)

Councillor Sutton moved, Deputy Mayor Sutherland seconded:

That By-law 2013-107 being a by-law to Appoint Bank Signing Authorities be taken as having been read three (3) times and finally passed and the Mayor and Clerk be authorized to sign same.

The Mayor put the Motion.

Motion Carried Unanimously

24.3 By-law 2013-108 - Appointment of a Deputy Treasurer (Housekeeping)

Deputy Mayor Sutherland moved, Councillor Pilon seconded:

That By-law 2013-108 being a by-law to Appoint a Deputy Treasurer be taken as having been read three (3) times and finally passed and the Mayor and Clerk be authorized to sign same.

The Mayor put the Motion.

Motion Carried Unanimously

24.4 Confirmatory By-law

Councillor Pilon moved, Councillor Sutton seconded:

That By-law 2013-109 being a by-law to confirm all resolutions of the Municipal Council Meetings held on November 4, 2013, be taken as having been read three (3) times and finally passed and the Mayor and Clerk be authorized to sign same.

The Mayor put the Motion.

Motion Carried

ADJOURNMENT

Councillor Davies moved, Deputy Mayor Sutherland seconded:

That Council rise and adjourn at 8:25 p.m.

The Mayor put the Motion.

Motion Carried

MAYOR – WAYNE HURST

CLERK – BRENDA M. PERCY