



**TOWN OF AMHERSTBURG**  
**COUNCIL MEETING**  
**Monday, October 23, 2017**  
**6:00 PM**

**MINUTES**

Council Chambers, 271 Sandwich Street South, Amherstburg, ON

**PRESENT**

Deputy Mayor DiPasquale  
Councillor Joan Courtney  
Councillor Rick Fryer  
Councillor Jason Lavigne  
Councillor Leo Meloche  
Councillor Diane Pouget

Tammy Fowkes, Deputy Clerk  
Jerry Marion, Deputy Clerk  
Giovanni (John) Miceli, CAO

**ABSENT**

Mayor Aldo DiCarlo

---

**CALL TO ORDER**

The Deputy Mayor called the meeting to order at 6:00 p.m.

**NATIONAL ANTHEM**

Bruce Montone, Fire Chief, advised Council that the Volunteer Firefighters Association provided a monetary donation on Friday, October 20, 2017 to 7 year old Brock Hasson who has been diagnosed with a rare form of cancer. The donation is to assist his family with the costs incurred for frequent travel to London for Brock's appointments and treatments. The department made Brock an honorary firefighter and outfitted him in miniature turn out gear. The firefighters issued a challenge across the County to their emergency response partners to match or exceed the Association's contribution. The Fire Chief also advised that the Libro branches across Windsor and Essex County are taking contributions and further that there are a number of fund raising events planned to assist Brock and his family.

**DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF**  
*(Public Council Meeting Agenda Items)*

There were no disclosures of pecuniary interest noted.

**MINUTES OF PREVIOUS MEETING**

Resolution # 20171023-924

**Moved By** Councillor Fryer  
**Seconded By** Councillor Pouget

**That the minutes BE ADOPTED 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:**

- 4.1 **Regular Council Meeting Minutes - October 10, 2017**
- 4.2 **Special In-Camera Council Meeting Minutes - October 10, 2017**

The Deputy Mayor put the Motion.

**Motion Carried**

**DELEGATIONS**

- 5.1 **Request for Dedicated Parking Spaces - Stefano Storey and Chad Denomme, Storey and Denomme Family Dentistry**

Councillor Fryer moved the motion to include item # 10.3 and amended that motion to direct Administration to bring a report back providing Council with options for the public parking lot located at Ramsay and Richmond Street.

Resolution # 20171023-925

**Moved By** Councillor Fryer  
**Seconded By** Councillor Pouget

**That:**

1. **The delegation BE RECEIVED;**
2. **The report from the Manager of Licensing and Enforcement dated October 18, 2017, regarding Parking Space Request – Delegation from Storey and Denomme Family Dentistry BE RECEIVED;**
3. **The request for reserved and exclusive use of parking spaces in the Public Parking lot located at Ramsay and Richmond Street for Storey and Denomme Family Dentistry BE DENIED;**
4. **Administration BE AUTHORIZED to enter into an Encroachment Agreement with the Owners of 79 Richmond Street to allow for a projecting sign over the Town sidewalk on Richmond Street; and,**
5. **Administration BE DIRECTED to bring a report back providing Council with options for the public parking lot located at Ramsay and Richmond Street.**

The Deputy Mayor put the Motion.

**Motion Carried**

#### **REPORTS – POLICE SERVICES**

There were no reports.

#### **REPORTS – CORPORATE SERVICES**

There were no reports.

#### **REPORTS – PARKS, FACILITIES, RECREATION AND CULTURE**

There were no reports.

## **REPORTS – ENGINEERING AND PUBLIC WORKS**

### **9.1 Repair and Improvement to the Leo Beaudoin Drain – Tender Results**

Resolution # 20171023-926

**Moved By** Councillor Lavigne

**Seconded By** Councillor Meloche

**That:**

- 1. The report from the Drainage Superintendent and Engineering Coordinator dated October 6, 2017, regarding the Leo Beaudoin Drain-Tender Results BE RECEIVED;**
- 2. An agreement with Bart DiGiovanni Construction Ltd. to complete the Leo Beaudoin Drain BE AUTHORIZED in the amount of \$122,820.00 (excluding H.S.T.);**
- 3. The Project Cost for the Repair and Improvement to the Leo Beaudoin Drain in the amount of \$172,458.95 BE FUNDED as follows:**
  - The Drainage Operational Budget in the amount of \$3,575.72**
  - The assessment to the County of Essex in the amount of \$50,006.75**
  - The assessment to Town Residents in the amount of \$118,876.48; and,**
- 4. By-law 2017-93 being a by-law to enter into an agreement with Bart DiGiovanni Construction Ltd. to complete the Repair and Improvement to the Leo Beaudoin Drain be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.**

The Deputy Mayor put the Motion.

**Motion Carried**

## **REPORT – PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES**

### **10.1 By-law 2017-94 to Repeal and Replace By-law 2017-50**

Resolution # 20171023-927

**Moved By** Councillor Fryer

**Seconded By** Councillor Courtney

**That:**

- 1. The report from the Manager of Planning Services dated October 6, 2017, regarding By-law 2017-94 to Repeal and Replace By-law 2017-50, BE RECEIVED;**
- 2. By-law 2017-50 which authorized the execution of a Development Agreement for 8728 Howard Avenue BE REPEALED; and,**
- 3. By-law 2017-94 being a by-law to authorize the signing of a Development Agreement be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign the same.**

The Deputy Mayor put the Motion.

**Motion Carried**

## **10.2 2017 Special Event Approval**

Resolution # 20171023-928

**Moved By** Councillor Fryer

**Seconded By** Councillor Courtney

**That:**

- 1. The report from the Public Events Committee (PEC) dated October 5, 2017, regarding 2017 Special Event Approval BE RECEIVED;**
- 2. That the event BE APPROVED as listed:**
  - Remembrance Day Parade & Ceremony at Cenotaph (KNYP) – November 11, 2017**
- 3. The following event BE EXEMPT and PERMITTED for road closures to begin prior to 5:00 pm;**
  - Remembrance Day Parade & Ceremony at Cenotaph (KNYP) – November 11, 2017; and,**
- 4. The Public Events Committee BE DIRECTED to confirm that the requirements identified by the Committee are met prior to the event.**

The Deputy Mayor put the Motion.

**Motion Carried**

- 10.3 Parking Space Request – Delegation from Storey and Denomme Family Dentistry**  
*(As dealt with above in item # 5.1)*

**REPORTS - CAO's OFFICE**

**11.1 Sale and Use of Fireworks By-law 2017-92**

Resolution # 20171023-929

**Moved By** Councillor Meloche  
**Seconded By** Councillor Pouget

**That:**

- 1. The report from the Fire Chief dated July 28, 2017 regarding Sale and Use of Fireworks By-law 2017-92 BE RECEIVED; and,**
- 2. By-law 2017-92 being a By-law to prohibit regulate the Sale and Use of Fireworks in the Town of Amherstburg be taken as having been read 3 times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.**

The Deputy Mayor put the Motion.

**Motion Carried**

**11.2 2018 Calendar of Council Meetings**

Resolution # 20171023-930

**Moved By** Councillor Meloche  
**Seconded By** Councillor Pouget

**That:**

- 1. The report from the Deputy Clerk dated October 5, 2017, regarding the 2018 Calendar of Council Meetings BE RECEIVED;**
- 2. The rules in the Procedural By-law requiring that meetings be held the second and fourth Monday of each month for the months of March, July, August, and December BE WAIVED; and,**
- 3. The 2018 Calendar of Council Meetings BE APPROVED, as presented.**

The Deputy Mayor put the Motion.

**Motion Carried**

**11.3 Ontario Municipal GHG Challenge Fund Application**

Resolution # 20171023-931

**Moved By** Councillor Fryer

**Seconded By** Councillor Meloche

**That:**

1. **The report from the Chief Administrative Officer dated October 23, 2017, regarding the Municipal GHG Challenge Fund Application BE APPROVED;**
2. **The Town of Tecumseh be the lead applicant in the Municipal GHG Challenge Fund with Essex Power Corporation and the municipalities of Amherstburg, LaSalle, and Leamington;**
3. **The Chief Administrative Officer BE AUTHORIZED to incur costs to an upset limit of \$15,000 to BE FUNDED from the CAO's 2018 Budget for Professional Fees to support the partnership and application; and,**
4. **Council resolve to commit to complete a community-wide GHG inventory, targets and plan.**

The Deputy Mayor put the Motion.

**Motion Carried**

**INFORMATION REPORTS**

Resolution # 20171023-932

**Moved By** Councillor Lavigne

**Seconded By** Councillor Pouget

**That the following information reports BE RECEIVED:**

- 12.1 **Monthly Activity Report – APSB Meeting of June 20, 2017**
- 12.2 **Amherstburg Police Service 2016 Annual Report**
- 12.3 **October 4, 2017 – October 17, 2017 Accounts Payable**

The Deputy Mayor put the Motion.

**Motion Carried**

## **CONSENT CORRESPONDENCE**

Resolution # 20171023-933

**Moved By** Councillor Meloche

**Seconded By** Councillor Lavigne

**That the following consent correspondence BE RECEIVED:**

- 13.1 **2017 Annual Poppy Campaign & Remembrance Wreath**
- 13.2 **Thank you Letter - Gibson Gallery, Fort Malden Guild of Arts and Crafts**
- 13.3 **Community Energy Plan and Corporate Climate Change Action Plan - City of Windsor Resolution**
- 13.4 **June Callwood Outstanding Achievement Award for Voluntarism - Ministry of Citizenship and Immigration**

The Deputy Mayor put the Motion.

**Motion Carried**

## **CORRESPONDENCE**

- 14.1 **2017 Remembrance Day Celebration**

Resolution # 20171023-934

**Moved By** Councillor Fryer

**Seconded By** Councillor Courtney

**That:**

1. **The correspondence from the Royal Canadian Legion, Fort Malden Branch 157, regarding 2017 Remembrance Day Proclamation BE RECEIVED;**
2. **November 1 - 11, 2017, BE PROCLAIMED as Veteran's Week in the Town of Amherstburg; and,**
3. **The distribution of Poppies throughout the Town BE GRANTED commencing October 27, 2017, through to and including November 11, 2017.**

The Deputy Mayor put the Motion.

**Motion Carried**



## **CONSENT OTHER MINUTES**

Resolution # 20171023-935

**Moved By** Councillor Meloche  
**Seconded By** Councillor Fryer

**That the following minutes BE RECEIVED:**

- 15.1 **Committee of Adjustment Meeting Minutes - September 1, 2017**
- 15.2 **Co-An Park Committee Meeting Minutes - September 14, 2017**

The Deputy Mayor put the Motion.

**Motion Carried**

## **UNFINISHED BUSINESS**

There was no Unfinished Business heard.

## **NEW BUSINESS**

1. Councillor Fryer asked if it was possible to open the yard waste depot on a couple of Saturday's in the spring and the fall, in addition to the scheduled curb-side pickup dates, to assist residents with the disposal of their yard waste.

The Director of Engineering and Public Works advised Council that there are 3 depots available to residents who do not want to wait for curb side pick and they are located at the Windsor Public Drop Off Depot, the Transfer Station # 2 in Kingsville, and the Regional Recycling Depot on County Road 18.

The Chief Administrative Officer advised Council that these locations will be placed on the Town's website and the concerns can be brought back to the 2018 Budget for consideration if Council wishes.

2. Councillor Lavigne asked when the intersection at Sandwich Street and Pickering will be complete.

The Director of Engineering and Public Works advised Council that the entire project should be completed by the end of the month.

## **NOTICE OF MOTION**

There were no Notices of Motion.

## **BY-LAWS**

### **19.1 2017-95 - Confirmatory By-law**

Resolution # 20171023-936

**Moved By** Councillor Meloche

**Seconded By** Councillor Pouget

**That By-law 2017-95 being a by-law to confirm all resolutions of the Municipal Council Meeting held October 23, 2017, be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.**

The Deputy Mayor put the Motion.

**Motion Carried**

## **SPECIAL IN-CAMERA COUNCIL MEETING**

Resolution # 20171023-937

**Moved By** Councillor Meloche

**Seconded By** Councillor Lavigne

**That Council move into an In-Camera Meeting of Council at 7:02 p.m. pursuant to Section 239 of the Municipal Act, 2001, as amended, for the following reasons:**

**ITEM A - Dog Control Services - Section 239(2)(b) - Personal matters about an identifiable individual, including municipal or local board employees; and, Section 239(2)(d) - Labour relations or employee negotiations.**

**ITEM B - Update on Council Resolution # 20170821-851 - Family Physicians & Services - Section 239(2)(b) - Personal matters about an identifiable individual, including municipal or local board employees.**

**ITEM C - Policing Request for Proposal (RFP) Update - Section 239(2)(a) - The security of the property of the municipality or local board.**

The Deputy Mayor put the Motion.

**Motion Carried**

**DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF**  
*(In-Camera Council Meeting Agenda items)*

There were no disclosures of pecuniary interest noted.

**ADJOURNMENT OF IN-CAMERA COUNCIL MEETING @ 8:20 P.M.**

**RESUMPTION OF REGULAR COUNCIL MEETING**

Councillor Courtney was absent for the remainder of the meeting.

**Moved By** Councillor Meloche  
**Seconded By** Councillor Fryer

**That Council resume Regular session at 8:22 p.m.**

The Deputy Mayor put the Motion.

**Motion Carried**

**REPORT OUT FROM IN-CAMERA SESSION**

**October 23<sup>rd</sup>, 2017 Meeting**

Council met on October 23<sup>rd</sup>, 2017, for a Special In-Camera meeting at 7:02 p.m. and discussed (3) items as provided for under Section 239 of the Municipal Act:

**ITEM A – Dog Control Services** heard under Sections 239(2)(b)&(d) of the Act. There is nothing further to report on this matter.

**ITEM B – Update on Council Resolution # 20170821-851 – Family Physician & Services** heard under Section 239(2)(b) of the Act. As a result of that discussion, the following is before Council for consideration:

Resolution # 20171023-939

**Moved By** Councillor Fryer

**Seconded By** Councillor Meloche

**That the CAO BE DIRECTED to work with Pauline Gemmel, Executive Director, Essex County Nurse Practitioner Led Clinic to develop a business case and apply for grant funding through the Expansion and Enhancing of Interprofessional Primary Care for the Town of Amherstburg.**

The Deputy Mayor put the Motion.

**Motion Carried**

**ITEM C – Policing Request for Proposal (RFP) Update** heard under Section 239(2)(a) of the Act. There is nothing further to report on this matter.

### **ADJOURNMENT**

**Moved By** Councillor Lavigne  
**Seconded By** Councillor Fryer

**That Council rise and adjourn at 8:24 p.m.**

The Deputy Mayor put the Motion.

**Motion Carried**

  
\_\_\_\_\_  
DEPUTY MAYOR – BART DIPASQUALE

  
\_\_\_\_\_  
DEPUTY CLERK – TAMMY FOWKES