



**TOWN OF AMHERSTBURG
REGULAR COUNCIL MEETING**

**Monday, April 26, 2021
6:00 PM**

MINUTES

PRESENT

Mayor Aldo DiCarlo
Deputy Mayor Leo Meloche
Councillor Peter Courtney
Councillor Donald McArthur
Councillor Michael Prue
Councillor Marc Renaud
Councillor Patricia Simone

Giovanni (John) Miceli, CAO
Paula Parker, Clerk
Tammy Fowkes, Deputy Clerk

All members of Council participated in the meeting through video conferencing technology from remote locations. Public participation was conducted via livestream.

CALL TO ORDER

The Mayor called the meeting to order at 4:03 p.m.

ROLL CALL

SPECIAL IN-CAMERA COUNCIL MEETING

Resolution # 20210426-126

Moved By Councillor Renaud

Seconded By Deputy Mayor Meloche

That Council move into an In-Camera Meeting of Council at 4:04 p.m. pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reason:

Item A - Section 239(2)(d) - Labour relations or employee negotiations; and, 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 SPECIAL IN-CAMERA COUNCIL MEETING @ 5:08 P.M.

RESUMPTION OF REGULAR COUNCIL MEETING

Moved By Councillor Simone

Seconded By Councillor McArthur

That Council resume Regular session at 6:05 p.m.

The Mayor put the Motion.

Motion Carried

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

Item # 18.1 - Paramedic Recognition Banners, County of Essex Request - Councillor McArthur declared a conflict of pecuniary interest with respect to the County's request. He advised that he works for the County of Essex and his office is actively working on this file.

LAND ACKNOWLEDGMENT

We will begin by acknowledging that the land on which we gather is the traditional territory of the Three Fires Confederacy of First Nations (comprising the Ojibway, the Odawa, and the Potawatomie Peoples), and of the Huron-Wendat and Wyandot Peoples. We recognize the land as an expression of gratitude to those whose traditional territory we reside on, and a way of honouring the Indigenous people who have been living and thriving on the land since time immemorial. We value the significant historical and contemporary contributions of local and regional First Nations and all of the Original Peoples of Turtle Island.

REPORT OUT FROM IN-CAMERA SESSION - April 12 & April 26, 2021

Council met on April 12th, 2021, for a Special In-Camera Meeting at 8:24 p.m. and discussed the following item as provided for under Section 239 of the Municipal Act:

Item A – was heard under Section 239(2)(c) of the Act. There is nothing further to report.

Council met on April 12th, 2021, for a Special In-Camera Meeting at 4:00 p.m. and discussed the following item as provided for under Section 239 of the Municipal Act:

Item A – was heard under Section 239(2)(d)&(f) of the Act. There is nothing further to report.

MINUTES OF PREVIOUS MEETING

Resolution # 20210426-130

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

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:

- 9.1 Special In-Camera Council Meeting Minutes - March 22, 2021, *as amended*
- 9.2 Special In-Camera Council Meeting Minutes - April 12, 2021
- 9.3 Special Council Meeting Minutes - Planning - April 12, 2021
- 9.4 Regular Council Meeting Minutes - April 12, 2021

The Mayor put the Motion.

Motion Carried

DELEGATIONS

- 10.1 Honouring the Accomplishments of Local Immigrants - Betty Federico and Frank Di Pasquale

Resolution # 20210426-131

Moved By Councillor Simone
Seconded By Councillor Prue

That the delegation BE RECEIVED.

The Mayor put the Motion.

Motion Carried

REPORTS – CORPORATE SERVICES

- 11.1 2020 Budget PSAB Compliant (O.Reg 284/09)

Resolution # 20210426-132

Moved By Deputy Mayor Meloche
Seconded By Councillor Simone

That the report from the Treasurer and the Director of Corporate Services dated March 23, 2021 regarding 2020 Budget - PSAB Compliant (O. Reg. 284/09) BE ADOPTED.

The Mayor put the Motion.

Motion Carried

11.2 Court Security Prisoner Transportation Program - 2021 Funding Agreement

Resolution # 20210426-133

Moved By Councillor Courtney
Seconded By Councillor McArthur

That By-law 2021-026 being a by-law authorizing the execution of the Agreement between the Town of Amherstburg and Her Majesty the Queen in Right of Ontario as represented by the Minister of Community Safety and Correctional Services be taken as having been read three times, and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.

The Mayor put the Motion.

Motion Carried

11.3 Final Tax Rate By-Law 2021-010

Resolution # 20210426-134

Moved By Deputy Mayor Meloche
Seconded By Councillor Courtney

That By-law 2021-010 being a by-law to set and levy the rates of taxation for the year 2021, be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.

The Mayor put the Motion.

Motion Carried

REPORTS – COMMUNITY & PROTECTIVE SERVICES

12.1 2021 Public Event Approvals

Resolution # 20210426-135

Moved By Councillor Prue
Seconded By Deputy Mayor Meloche

That:

- 1. Administration be DELEGATED AUTHORITY to APPROVE any new or recurring Public Events for the remainder of 2021, in accordance with**

the Public Events Policy for non-Town events and for Town events within the approved 2021 Budget;

2. Administration be DELEGATED AUTHORITY to CONSIDER and APPROVE any exemptions to Municipal By-laws and Road Closure Requests for Public Events occurring in 2021;
3. Administration be DELEGATED AUTHORITY to CONSIDER and APPROVE any Alcohol and Gaming Commission of Ontario requirements for Public Events occurring in 2021; and,
4. A 2021 cost in the Non-Departmental budget centre, waiver of fees expense, not to exceed \$5,000 BE APPROVED for waiver of fees up to \$1,000 per event for approved non-Town events.

The Mayor put the Motion.

Motion Carried

REPORTS – INFRASTRUCTURE SERVICES

There were no reports.

REPORTS - PLANNING & DEVELOPMENT SERVICES

Item # 14.2 was moved forward.

14.2 Suitability for Development on Private Septic System on one Severed Lot on Front Road N

Resolution # 20210426-136

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That the development of a lot on Front Road North, severed off 1459 Front Road N, on a private septic system, as outlined in the March 22, 2021 report from the Manager of Planning Services, BE APPROVED.

The Mayor put the Motion.

Motion Carried

14.1 Zoning By-law Amendment for 1459 Front Road North

Resolution # 20210426-137

Moved By Councillor Renaud
Seconded By Councillor Prue

That By-law 2021-021 being a by-law to amend Zoning By-law No. 1999-52, to amend the zoning for the subject lands known 1459 Front Road North, be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.

The Mayor put the Motion.

Motion Carried

14.2 Suitability for Development on Private Septic System on one Severed Lot on Front Road N

As dealt with above

14.3 Zoning By-law Amendment for E/S Concession 7

Resolution # 20210426-138

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That By-law 2021-017 being a by-law to amend Zoning By-law No. 1999-52, to amend the zoning for the subject lands known as E/S Concession 7, be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.

The Mayor put the Motion.

Motion Carried

REPORTS - CAO's OFFICE

15.1 Inclusive Community Program (ICP) Initiative and Advisory Steering Committee

Resolution # 20210426-139

Moved By Deputy Mayor Meloche
Seconded By Councillor McArthur

That:

1. The Inclusive Community Program Advisory Steering Committee BE STRUCK to serve from April 12, 2021 to March 31, 2022 as outlined in the report of April 2, 2021 entitled, *Inclusive Community Program (ICP) Advisory Steering Committee*;
2. The ICP Advisory Steering Committee Terms of Reference BE ADOPTED as presented;
3. Members BE APPOINTED to the ICP Advisory Steering Committee as per the Terms of Reference:
 - a. William Whittall (current AAAC Chair);
 - b. Kathy DiBartolomeo (current SAC Chair);
 - c. Councillor Marc Renaud;
 - d. Christine Easterbrook, (current Member of AAAC)
 - e. Heather Vandenharn, (current Member of the SAC)
 - f. The Director, President or Vice President of the Amherstburg Freedom Museum; and,
 - g. The Executive Director of the Essex County Nurse Practitioner Led Clinic;
4. An over-expenditure in the CAO's Office budget centre, professional fees expense account, not to exceed \$60,000 including net HST BE APPROVED to be funded by the Inclusive Community Grant Program; and,
5. The CAO BE AUTHORIZED to execute the one-time agreement with the Province of Ontario - Ministry for Seniors and Accessibility in accordance with Section 6.2.18 of the Delegation of Powers and Duties Policy.

The Mayor put the Motion.

Motion Carried

INFORMATION REPORTS

Resolution # 20210426-140

Moved By Councillor Simone

Seconded By Deputy Mayor Meloche

That the following information reports BE RECEIVED:

- 16.1 Cheque Listing for the Month of March 2021**
- 16.2 Monthly Fire Department Activity Report, March 2021**

The Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

Resolution # 20210426-141

Moved By Councillor Courtney

Seconded By Councillor McArthur

That the following consent correspondence BE RECEIVED:

- 17.1 First Quarter Statistics, 2021 - Windsor Police Service, Amherstburg Detachment**
- 17.2 COVID-19 Shutdown, Support for Small Businesses - Town of Essex Resolution**
- 17.3 Healthy Professional News Media - Municipality of Chatham-Kent Resolution**
- 17.4 Clean Fuel Standard - Township of Springwater Resolution**
- 17.5 National Nursing Week 2021 - Windsor Star Special Edition**
- 17.6 Road Management Action on Invasive Phragmites - Township of Archipelago Resolution**

The Mayor put the Motion.

Motion Carried

Resolution # 20210426-142

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

Item # 17.5 - That an 1/8 page advertisement in the amount of \$570 BE PLACED in the Windsor Star's Special Edition in recognition of Nurses Week 2021.

The Mayor put the Motion.

Motion Carried

Resolution # 20210426-143

Moved By Councillor Prue
Seconded By Councillor Simone

Item # 17.2 - That Administration BE DIRECTED to send correspondence in support of the Town of Essex's resolution regarding COVID-19 Shutdown, Support for Small Businesses.

The Mayor put the Motion.

Motion Carried

Resolution # 20210426-144

Moved By Councillor Prue
Seconded By Councillor McArthur

Item # 17.6 - That Administration BE DIRECTED to send correspondence in support of the Township of Archipelago's resolution regarding Road Management Action on Invasive Phragmites.

The Mayor put the Motion.

Motion Carried

CORRESPONDENCE

18.1 Paramedic Recognition Banners - County of Essex Request

Councillor McArthur removed himself from discussion and voting with respect to the Paramedic Recognition Banners due to his disclosure as stated above.

Resolution # 20210426-145

Moved By Councillor Courtney
Seconded By Councillor Prue

That:

1. **The correspondence from the County of Essex dated April 14, 2021 regarding Paramedic Recognition Banners BE RECEIVED; and,**
2. **Administration BE DIRECTED to hang Paramedic Recognition Banners from May 16, 2021 to June 6, 2021 in recognition of local Paramedics, as per the County of Essex request.**

The Mayor put the Motion.

Motion Carried

18.2 Falun Dafa Month - May 2021

Resolution # 20210426-146

Moved By Councillor Prue
Seconded By Deputy Mayor Meloche

That:

1. **The correspondence dated April 8, 2021 from Falun Dafa Association Canada BE RECEIVED; and,**
2. **May 2021 BE PROCLAIMED as Falun Dafa Month in the Town of Amherstburg.**

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

There were no Unfinished Business Items brought forward.

NEW BUSINESS

1. Deputy Mayor Meloche advised of the letters received by residents in McGregor regarding the downspout disconnection program and wanted to

ensure that the length of piping being placed will be adequate for the homes in the area.

The Manager of Engineering advised that he will bring the concern to the Director of Infrastructure Services and the Manager of Environmental Services.

The Chief Administrative Officer advised that, as per the contract, there is the ability to look at each and every individual property and there may be some properties that require a 2ft pipe length extension with other properties requiring more pipe length.

2. Councillor Simone advised of residents on Pickering Street whose grass was not replaced properly after work had been done on their property and asked if their concerns can be addressed.

The Manager of Engineering advised that sod was placed on the affected properties in 2018 and it has since been determined that the sod on some of the affected properties has failed to take. He advised that the 1 year maintenance period has passed; and therefore, any costs to replace the grass would have to be absorbed in the operational budget.

3. Councillor Simone inquired about the departmental name changes on the current agenda asked for the reasoning behind the changes.

The Chief Administrative Officer advised that the name changes for certain departments were in alignment with the Service Delivery Review and further that the functions of the affected departments remain the same.

4. Councillor McArthur asked for an update with respect to the funding request for the Big Creek trail.

The Chief Administrative Officer advised that the initiative is currently in the 2021 work plan and Administration is hopeful that the Town will receive the funding.

NOTICE OF MOTION

There were no Notices of Motion.

BY-LAWS

22.1 By-law 2021-031 - Confirmatory By-law

Resolution # 20210426-147

Moved By Deputy Mayor Meloche
Seconded By Councillor McArthur

That By-law 2021-031 being a by-law to Confirm all Resolutions of the Municipal Council Meetings held on April 26, 2021, be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.

The Mayor put the Motion.

Motion Carried

ADJOURNMENT

Moved By Councillor Courtney
Seconded By Deputy Mayor Meloche

That Council adjourn Regular session at 7:29 p.m.

The Mayor put the Motion.

Motion Carried



MAYOR – ALDO DICARLO



CLERK – PAULA PARKER