



**TOWN OF AMHERSTBURG  
REGULAR COUNCIL MEETING**

**Monday, May 10, 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

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

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**CALL TO ORDER**

The Mayor called the meeting to order at 6:12 p.m.

**ROLL CALL**

## **DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF**

There were no disclosures of pecuniary interest noted.

## **LAND ACKNOWLEDGEMENT**

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.

## **MINUTES OF PREVIOUS MEETING**

Resolution # 20210510-149

**Moved By** Deputy Mayor Meloche  
**Seconded By** Councillor McArthur

**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:**

- 5.1 Special In-Camera Council Meeting Minutes - April 26, 2021**
- 5.2 Special Council Meeting Minutes - Planning - April 26, 2021**
- 5.3 Regular Council Meeting Minutes - April 26, 2021**

The Mayor put the Motion.

**Motion Carried**

## **DELEGATIONS**

There were no delegations.

## REPORTS – CORPORATE SERVICES

There were no reports.

## REPORTS – COMMUNITY & PROTECTIVE SERVICES

There were no reports.

## REPORTS – INFRASTRUCTURE SERVICES

### 9.1 2021 Fleet Vehicle Purchase

Resolution # 20210510-150

**Moved By** Deputy Mayor Meloche  
**Seconded By** Councillor Renaud

**That:**

1. **An over-expenditure for the purchase of a ¾ ton standard cab pick up truck not to exceed \$9,900 BE APPROVED for a total cost not to exceed \$44,370 including net HST and that the over-expenditure BE FUNDED from the Fleet Reserve; and,**
2. **An over-expenditure for the purchase of a ¾ ton crew cab pick up truck not to exceed \$6,000 BE APPROVED for a total cost not to exceed \$45,252 including net HST and that the over-expenditure BE FUNDED from the Fleet Reserve.**

The Mayor put the Motion.

**Motion Carried**

## REPORTS - PLANNING & DEVELOPMENT SERVICES

### 10.1 Zoning By-law Amendment for 4401 Concession 4 S

Resolution # 20210510-151

**Moved By** Councillor Courtney  
**Seconded By** Councillor Simone

**That By-law 2021-024 being a by-law to amend Zoning By-law No. 1999-52, to amend the zoning for the subject lands known as 4401 Concession 4 S, 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**

**10.2 Zoning By-law Amendment for 5569 Concession 5 N**

Resolution # 20210510-152

**Moved By** Deputy Mayor Meloche

**Seconded By** Councillor Simone

**That By-law 2021-023 being a by-law to amend Zoning By-law No. 1999-52, to amend the zoning for the subject lands known as 5569 Concession 5 N, 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**

There were no reports.

**INFORMATION REPORTS**

Resolution # 20210510-153

**Moved By** Councillor Courtney

**Seconded By** Councillor McArthur

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

**12.1 Amherstburg Accessibility Advisory Committee Achievements and Objectives in 2020**

The Mayor put the Motion.

**Motion Carried**

## **CONSENT CORRESPONDENCE**

Resolution # 20210510-154

**Moved By** Councillor Prue  
**Seconded By** Councillor Simone

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

- 13.1 Lottery Licensing to Assist Small Organizations - Town of South Bruce Peninsula Resolution**
- 13.2 NAV Canada Aeronautical Study at Windsor International Airport - YQG, Windsor International Airport**
- 13.3 Source Water Protection Legislation - Town of Fort Erie Resolution**

The Mayor put the Motion.

**Motion Carried**

## **CORRESPONDENCE**

- 14.1 Day of Action Against Asian Racism - May 10, 2021**

Resolution # 20210510-155

**Moved By** Deputy Mayor Meloche  
**Seconded By** Councillor Renaud

**That May 10, 2021, BE PROCLAIMED as Day of Action Against Asian Racism in the Town of Amherstburg.**

The Mayor put the Motion.

**Motion Carried**

## **CONSENT OTHER MINUTES**

Resolution # 20210510-156

**Moved By** Deputy Mayor Meloche  
**Seconded By** Councillor Prue

**That the following minutes BE RECEIVED:**

- 15.1 Committee of Adjustment Meeting Minutes - April 27, 2021**

The Mayor put the Motion.

**Motion Carried**

## **OTHER MINUTES**

### **16.1 Drainage Board Meeting Minutes - April 6, 2021**

Resolution # 20210510-157

**Moved By** Councillor Prue  
**Seconded By** Councillor Simone

**That:**

- 1. The Drainage Board Meeting Minutes of April 6, 2021 BE RECEIVED;**
- 2. The appeal from Joe Grondin relating to the assessment of Culvert #8 BE DENIED and the assessment as presented by R. Dobbin Engineering Inc. BE ACCEPTED, as recommended by the Drainage Board;**
- 3. The request from 1583953 Ontario Inc. per Section 78 of the Drainage Act BE ACCEPTED, as recommended by the Drainage Board;**
- 4. The appointment of the firm of R. Dobbin Engineering Inc. to complete the necessary report for the repair and improvement to the Morgan Drain and South Branch BE APPROVED, as recommended by the Drainage Board;**
- 5. The report from the Drainage Superintendent and Engineering Coordinator dated March 22, 2021 regarding Various Drainage Apportionments BE RECEIVED, as recommended by the Drainage Board; and,**
- 6. The following drainage apportionments BE APPROVED as listed:**
  - Consent B/30/19 - Drainage Apportionments for the Jeths Drain - 128 Texas Rd.**
  - Consent B/8-9/20 - Drainage Apportionments for the Dufour Drain and Sucker Creek Drain - 8121 Middle Sideroad**
  - Consent B/25/20 - Drainage Apportionments for the Mitchell Drain - 7273 County Road 50**

The Mayor put the Motion.

**UNFINISHED BUSINESS**

1. Councillor Prue asked for an update with respect to the report regarding the north end of Boblo Island (Resolution # 20191015-497).

The Chief Administrative Officer advised that Administration is still in discussions with the developer; and further, the report regarding the south end of the Island is currently being finalized and it will include some infrastructure build out on the north end.

2. Councillor Prue asked for an update with respect to the report regarding Agent of Change (Resolution # 20200309-096).

The Director of Planning and Development Services advised that she will follow up with her inquiry with the City of Hamilton and will provide Council with an update at the next Regular Council Meeting.

3. Councillor Renaud asked for an update with respect to the repairs to the 2nd Concession bridge.

The Director of Infrastructure Services advised that the contractors are back on-site and will remain on-site until the work is completed.

**NEW BUSINESS**

1. Deputy Mayor Meloche advised that speed in being monitored on Walker Road and thanked the Windsor Police Service - Amherstburg Detachment for their on-going enforcement of the speed limit in the area.

2. Resolution # 20210510-158

**Moved By** Councillor Courtney

**Seconded By** Councillor Simone

**That Administration BE DIRECTED to send correspondence to the Windsor-Essex County Health Unit regarding additional education for local businesses in the Windsor-Essex region on the enforcement of and exemptions to wearing a face mask listed under O.Reg. 364-20 with emphasis added to the education of the exemptions to the Regulation and how they should and should not be enforced.**

The Mayor put the Motion.

**Motion Carried**

**3. Resolution # 20210510-159**

**Moved By** Councillor McArthur  
**Seconded By** Councillor Renaud

**That Administration BE DIRECTED to look into a Crosswalk Art policy for the Town of Amherstburg similar to the streetscape initiative in the City of Windsor.**

The Mayor put the Motion.

**Motion Carried**

**NOTICE OF MOTION**

There were no Notices of Motion.

**BY-LAWS**

**20.1 By-law 2019-095 - John Parks No. 1 Drain Improvements - 3rd & Final Reading**

Resolution # 20210510-160

**Moved By** Deputy Mayor Meloche  
**Seconded By** Councillor Simone

**That By-law 2019-095 being a by-law to provide for the John Parks No. 1 Drain Improvements be taken as having been read a 3rd & Final Time, as amended, and the Mayor and Clerk BE AUTHORIZED to sign same.**

The Mayor put Motion.

**Motion Carried**

**20.2 By-law 2020-062 - John Parks Drain No. 2 Improvements - 3rd & Final Reading**

Resolution # 20210510-161

**Moved By** Councillor Renaud  
**Seconded By** Deputy Mayor Meloche



**That By-law 2020-062 being a by-law to provide for the John Parks Drain No. 2 Improvements be taken as having been read a 3rd & Final Time, as amended, and the Mayor and Clerk BE AUTHORIZED to sign same.**

The Mayor put the Motion.

**Motion Carried**

**20.3 By-law 2021-033 - Confirmatory By-law**

Resolution # 20210510-162

**Moved By** Councillor McArthur  
**Seconded By** Councillor Simone

**That By-law 2021-033 being a by-law to Confirm all Resolutions of the Municipal Council Meetings held on May 10, 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**

**SPECIAL IN-CAMERA COUNCIL MEETING**

Resolution # 20210510-163

**Moved By** Deputy Mayor Meloche  
**Seconded By** Councillor Simone

**That Council move into an In-Camera Meeting of Council at 6:55 p.m. pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reason:**

**Item A - Section 239(2)(k) - A position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.**

The Mayor put the Motion.

**Motion Carried**

**ADJOURNMENT OF SPECIAL IN-CAMERA COUNCIL MEETING @ 7:40 P.M.**

## **RESUMPTION OF REGULAR COUNCIL MEETING**

**Moved By** Councillor McArthur  
**Seconded By** Councillor Simone

**That Council resume Regular session at 7:43 p.m.**

The Mayor put the Motion.

**Motion Carried**

## **REPORT OUT FROM IN-CAMERA SESSION - May 10, 2021**

Council met on May 10<sup>th</sup>, 2021, for a Special In-Camera Meeting at 6:55 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)(k) of the Act. As a result of that discussion, a decision for a way forward regarding the policing contract was discussed.

**Moved By** Councillor Simone  
**Seconded By** Councillor Prue

**That:**

- 1. Administration BE DIRECTED to bring a report back to the May 25<sup>th</sup> Regular Council Meeting or a Special Council Meeting regarding the Police contract with the cost to revert back to a Town service or continue with the Windsor Police Service;**
- 2. Public consultation BE HELD with options included for the public; and,**
- 3. Public consultation BE COMPLETED by mid-June, 2021.**

While discussing this matter, the CAO advised Council that he had just realized there was an error in interpreting the contract, and the 18 month termination clause was not ready for consideration until June 2022. As a result, the motion was tabled.

Resolution # 20210510-164

**Moved By** Councillor Prue  
**Seconded By** Deputy Mayor Meloche

**That the report and discussion regarding the policing contract BE TABLED to March 2022, in advance of the June 30<sup>th</sup> exit clause deadline.**

The Mayor put the Motion.

**Motion Carried**

**ADJOURNMENT**

**Moved By** Councillor Courtney

**Seconded By** Councillor Renaud

**That Council adjourn Regular session at 7:54 p.m.**

The Mayor put the Motion.

**Motion Carried**



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MAYOR – ALDO DICARLO



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CLERK – PAULA PARKER