

**Minutes of An Amherstburg Municipal Council Meeting Held
On Monday, March 22, 2010 At 7:00 p.m. In Council
Chambers**

PRESENT:

Mayor Wayne Hurst
Deputy Mayor Robert Bailey
Councillor Rick Fryer
Councillor Robert (Bob) Pillon
Councillor John Sutton
Councillor William (Bill) Wark
Councillor Rosa White

ALSO PRESENT:

Pamela Malott, Chief Administrative Officer
Brenda Percy, Manager of Council & Leg. Services/Clerk
Carol Bendo, Human Resources Manager
Paul Beneteau, Treasurer
Lory Bratt, Planning Coordinator
David Carpenter, IT Manager
Ivano Fregonese, Supervisor of Budget Services
Jackie Hubbs, Manager of Development Services
Lou Zarlenga, Public Works Manager
Todd Hewitt, Engineering Coordinator

CALL TO ORDER

Mayor Hurst called the meeting to order at 7:00 p.m.

PRAYER

The Manager of Council and Legislative Services/Clerk, Brenda Percy, said prayer.

DISCLOSURE OF PECUNIARY INTEREST

Councillor Sutton declared a pecuniary interest in Item 12.1- Traffic Committee Minutes of February 24, 2010.

MINUTES OF PREVIOUS MEETING

Councillor Sutton moved, Councillor Fryer seconded:

That the minutes of the following Amherstburg Municipal Council meetings be adopted as circulated:

- 1. Special In-Camera Meeting held on March 4, 2010 at 3:30 PM;**
- 2. Regular In-Camera Meeting held on March 8, 2010 at 4:00 PM;**
- 3. Regular Public Meeting held on March 8, 2010 at 7:00 PM; and**
- 4. Special In-Camera Meeting held on March 9, 2010 at 11:30AM.**

Councillor Pillon asked that the Special In-Camera minutes from the meeting held on March 9, 2010 be amended to reflect the meeting as 11:30 a.m. and not p.m.

The Mayor put the Motion.

Motion Carried

CHANGE TO PROCEDURAL BY-LAW

Councillor Fryer moved, Councillor Wark seconded:

That Council agree to hear presentations ahead of delegations

The Mayor put the Motion.

Motion Carried

PRESENTATIONS

Presentation # 1

The Council of the Town of Amherstburg presented Paul Hertel with an appreciation plaque for serving as President of the Amherstburg Family Health Team Board from 2007-2010.

Presentation # 2

Dr. J. W. Spellman made a presentation to Council, on behalf of the Fort Malden Horticultural Society, regarding the Tree Evaluations. A copy of Dr. Spellman's presentation is attached to and forms a part of these minutes.

Councillor Pillon moved, Councillor Sutton seconded:

That the presentation by Dr. Spellman be received.

The Mayor put the Motion.

Motion Carried

Councillor Pillon moved, Councillor Fryer seconded:

That the recommendations contained in the Fort Malden Horticultural Society Report to Council of March 22, 2010 be received;

That in the future, the Public Works department and contractors consult and collaborate with the Fort Malden Horticultural Society and Parks Committee before planting, pruning, management or removal of trees;

And further that the Town be committed to apply best management practices in the planning and management of trees on Town property.

The Mayor put the Motion.

Motion Carried

DELEGATIONS

Delegation # 1

Mr. Chuck Bondy and Ms. Michele Vigneux provided a video on the Miracle League Baseball initiative and introduced the Amherstburg Miracle League members. Michele Vigneux also provided an update on the league progress to date. She reported that Opening Day is scheduled for September 18th and encouraged everyone to attend. There will be a number of registration dates held in the near future.

Councillor Wark moved, Councillor Sutton seconded:

That the delegation by Mr. Bondy and Ms. Vigneux be received.

The Mayor put the Motion.

Motion Carried

Delegation # 2

Mr. Gordon Freeman addressed Council regarding Richmond Street deforestation. Mr. Freeman provided a handout to Council, a copy of which is attached and forms an Addendum to these minutes.

Councillor Wark noted that there are some planters shown in the photos provided by Mr. Freeman that pose accessibility issues, some of which have been identified by the AAAC. He asked that Administration correspond with Mr. Freeman regarding those barriers.

Deputy Mayor Bailey moved, Councillor Pillon seconded:

That the delegation by Mr. Freeman be received.

The Mayor put the Motion.

Motion Carried

Delegation # 3

Mr. Rick Meloche addressed Council regarding the Ice User Rates and Ice Allocation Policy. Mr. Meloche provided a handout, a copy of which is attached to and forms a part of these minutes.

Report # 1 brought was forward after Delegation # 3

Mr. Meloche advised that he acknowledges that the BCF Terms of Reference stipulate that there must be a preferred rate for youth sports; however, the adult league is requesting a comparable rate. Mr. Meloche explained the groups request for comparable rates.

Mr. Ed Pavao commented on user rates and recommended stabilizing the rates for the first year, review actual costs after a year of operation and then review rates again. He did not suggest setting rates two to three years in advance due to unforeseen and uncontrollable costs.

Councillor Sutton moved, Councillor White seconded:

That the delegation by Mr. Meloche be received;

That the report by Paul Beneteau, dated March 17, 2010 regarding the Ice Allocation Policy and 2011 Ice User Rates be received;

That the Council of the Town of Amherstburg adopt the Ice Allocation Policy as presented in Schedule A;

And further that Council adopt the rate structure proposed in Schedule B as presented for years one and two.

The Mayor put the Motion.

Motion Carried

REPORTS OF MUNICIPAL OFFICERS

Report # 2

A report by Carol Bendo regarding the Good Friday Jesus Walk to Calvary.

Deputy Mayor Bailey moved, Councillor White seconded:

That Council receive the report by Carol Bendo dated March 12, 2010 regarding the annual Good Friday Jesus Walk to Calvary.

That Council approve the route and police escort for the event to be held on April 2, 2010.

And further that Council direct Administration to forward a letter of appreciation to the Verdi Club for their efforts on this annual event.

The Mayor put the Motion.

Motion Carried

Report # 3

A report by Lory Bratt dated March 11, 2010 regarding an amending Subdivision Agreement for Forhan Street and Riverfront Park Subdivision.

Councillor Sutton moved, Councillor Fryer seconded:

That the report by Lory Bratt regarding an amending Subdivision Agreement for Forhan Street be received;

That Council approve the amending Subdivision Agreement;

And further that By-law 2010-32 being a by-law to authorize the execution of an Amending Subdivision Agreement for Forhan Street be taken as having been read three times and finally passed and the Mayor and Clerk be authorized to sign same and affix the Corporate Seal thereto.

The Mayor put the Motion.

Motion Carried

Councillor Sutton moved, Councillor Fryer seconded:

That the report by Lory Bratt regarding an amending Subdivision Agreement for Riverfront Park Subdivision be received;

That Council approve the amending Subdivision Agreement;

And further that By-law 2010-33 being a by-law to authorize the execution of an Amending Subdivision Agreement for Riverfront Park Subdivision be taken as having been read three times and finally passed and the Mayor and Clerk be authorized to sign same and affix the Corporate Seal thereto.

The Mayor put the Motion.

Motion Carried

Report # 4

A report from Lory Bratt regarding removal of Part Lot Control.

Councillor Pillon moved, Councillor Sutton seconded:

That the report from Lory Bratt dated March 15, 2010 regarding removal of Part Lot Control be received;

That Council approve the application for removal of Part Lot Control for Part Block 1, Plan 12M-550, being Parts 3, 4, 5 and 6 on 12R-23157, Part Block 2, Plan 12M-550, being Parts 1 and 6 on Plan 12R-23280, Blocks 3 through 11, inclusive, Plan 12M-550;

And further that By-law 2010-35 being a By-law to remove certain lands from Part Lot Control (12M-550) be taken as having been read three times and finally passed and the Mayor and Clerk be authorized to sign same and affix the Corporate Seal thereto.

The Mayor put the Motion.

Motion Carried

Report # 5

A report by Jackie Hubbs regarding a Heritage Designation By-law.

Councillor Wark moved, Councillor Fryer seconded:

That Council receive the report by Jackie Hubbs, Manager of Development Services, dated March 11, 2010 regarding the By-law to designate 73 Rankin Avenue, Amherstburg, also known as the Captain Allen House;

And further that By-law 2010-34 being a by-law to designate the property at 73 Rankin Avenue, and known as the Captain Allen House as being of architectural and cultural heritage value or interest be given 1st, 2nd and 3rd reading and subsequently passed.

The Mayor put the Motion.

Motion Carried

Report #6

A report by Jackie Hubbs, regarding Medical Lab Closure.

Deputy Mayor Bailey moved, Councillor Sutton seconded:

That the report dated March 17, 2010 prepared by Jackie Hubbs on behalf of the ACE Committee be received;

And further that Council correspond with the Ministry of Health, the provincial health agency responsible for the Windsor Health Lab, to determine the intent and scope of the regionalization of the proposed move and closure.

The Mayor put the Motion.

Motion Carried

Report # 7

A report from Dave Carpenter regarding Wide Format Scanner Plotter RFQ Results.

Councillor Sutton moved, Councillor White seconded:

That the report by Dave Carpenter dated March 22, 2010 regarding Wide Format Plotter Scanner Results be received;

And further that Council approve the purchase of a wide format scanner plotter device from The Drafting Clinic of Canada, as approved in the 2010 budget.

The Mayor put the Motion.

Motion Carried

Report # 8

A report from Dave Carpenter regarding 3 Node Cluster Remote Access Server Equipment RFQ Results.

Councillor Pillon moved, Councillor White seconded:

That the report by Dave Carpenter dated March 22, 2010 regarding 3 Node Cluster Remote Access Server Equipment RFQ Results be received;

And further that Council approve the purchase of server hardware equipment from Next Dimensions, as approved in the 2010 budget.

The Mayor put the Motion.

Motion Carried

Report # 9

A report from Dave Carpenter Citrix Remote Access Software RFQ Results.

Councillor Pillon moved, Councillor White seconded:

That the report by Dave Carpenter dated March 22, 2010 regarding Citrix software licensing RFQ results be received;

That Council approve the purchase of Citrix software licensing from Next Dimensions, as approved in the 2010 budget.

The Mayor put the Motion.

Motion Carried

Report # 10

A report by Dave Carpenter regarding Technology Use Policy 2010 Revisions.

Councillor White moved, Councillor Fryer seconded:

That the report by Dave Carpenter dated March 22, 2010 regarding Technology Use Policy 2010 Revisions be received;

And further that Council adopt the Information Security Policy and Technology Use Policy as revised for 2010.

The Mayor put the Motion.

Motion Carried

Report # 11

A report by Pamela Malott regarding a Response from the Ministry of the Environment regarding a meeting request to discuss implementation of the Green Energy Act.

Councillor Sutton moved, Councillor Wark seconded:

That the report by Pamela Malott dated March 17, 2010 regarding a Response from the Ministry of the Environment regarding a meeting request to discuss implementation of the Green Energy Act be received;

That the correspondence from Minister John Gerretsen dated March 8, 2010 regarding a request to discuss the Implementation of the Green Energy Act be received;

That this correspondence be provided to Mr. Mick MacCorquodale;

And further that Administration be directed to contact the Area Supervisor of the Ministry's Windsor Area Office and request a meeting to discuss concerns regarding the Green Energy Act.

The Mayor put the Motion.

Motion Carried

Report # 12

A report by Pamela Malott regarding the tender results for the Visitor Information Centre (Tourism Booth).

Deputy Mayor Bailey moved, Councillor Pillon seconded:

That the report by Pamela Malott dated March 17, 2010 regarding the tender results for the Visitor Information Centre (Tourism Booth) be received;

And further that Council accept Administration's recommendation to award the contract to the lowest bidder, being Morency Construction Ltd.

The Mayor put the Motion.

Motion Carried

Report # 13

A report by Brenda Percy regarding the 2010 Amherstburg Accessibility Plan.

Councillor White moved, Councillor Wark seconded:

That the report by Brenda Percy on behalf of Kathleen Hay, Chair, Amherstburg Accessibility Advisory Committee dated March 15, 2010 regarding the 2010 Amherstburg Accessibility Plan be received;

That Council adopt the Plan as presented;

And further that Administration be directed to post the plan on the Town of Amherstburg website

The Mayor put the Motion.

Motion Carried

Report # 14

A report by Paul Beneteau, Treasurer and Ivano Fregonese Supervisor of Budget Services regarding the 2010 to 2014 Federal Gas Tax Agreement..

Councillor Sutton moved, Councillor Pillon seconded:

That Council receive the report by Paul Beneteau and Ivano Fregonese dated March 18, 2010 regarding the 2010 - 2014 Federal Gas Tax Agreement;

And further that Council approve entering into the amended Municipal Funding Agreement with the Association of Municipalities of Ontario (AMO).

The Mayor put the Motion.

Motion Carried

Report # 15

A report by Ivano Fregonese regarding the 2010 Essex Region Conservation Authority Levy.

Councillor Fryer moved, Councillor White seconded:

That the report by Ivano Fregonese dated March 18, 2010 regarding the "2010 Essex Region Conservation Authority Levy" be received;

And further that Council approve the 2010 Essex Region Conservation Authority (ERCA) levy of \$135,188.

The Mayor put the Motion.

Motion Carried

Report # 16

A report by Lou Zarlenga dated March 3, 2010 regarding the appointment of Benjamin Wilder as the Town's Weed Inspector.

Councillor White moved, Councillor Sutton seconded:

That Council receive the report from Lou Zarlenga regarding By-Law 2010-27 and the Weed Inspector Designation;

That Council repeal By-Law 2006-31 which named Dwayne Grondin as Weed Inspector;

And further that By-Law 2010-27 being a By-Law to authorize the appointment of Benjamin Wilder as Weed Inspector for the Town of Amherstburg be taken as having been read three times and finally passed and the Mayor and Clerk be authorized to sign same and affix the Corporate Seal thereto.

The Mayor put the Motion.

Motion Carried

Report # 17

A report by Lou Zarlenga dated March 9, 2010 regarding By-Law 2010-24 and revisions to the Superintendent Designation.

Councillor Wark moved, Deputy Mayor Bailey seconded:

That Council receives the report from Lou Zarlenga regarding the revision to the Drainage Superintendent Designation to appoint Lou Zarlenga and Todd Hewitt;

That Council repeal By-Law 2006-74 which named Lou Zarlenga and Dwayne Grondin as Drainage Superintendents;

And further the By-Law 2010-24 being a By-law to appoint two Drainage Superintendents Pursuant to the Drainage Act, RSO 1990 be taken as having been read three times and finally passed and the Mayor and Clerk be authorized to sign same and affix the Corporate Seal thereto.

The Mayor put the Motion.

Motion Carried

Report # 18

A report by Lou Zarlenga dated March 12, 2010 regarding the tender results for the 2010 Roadside Weed Spraying Project.

Councillor White moved, Councillor Pillon seconded:

That Council receive the report from Lou Zarlenga regarding the tender results for the 2010 Roadside Weed Spraying Project;

And further that Council approve Administration's recommendation to award a contract to the lowest tenderer, being DeAngelo Brothers Corporation, for the 2010 Roadside Weed Spraying Project.

Councillor Pillon asked that Administration ensure the contractor is advised to be cautious of wind direction and over spraying.

The Mayor put the Motion.

Motion Carried

CONSENT REPORTS

Deputy Mayor Bailey moved, Councillor Sutton seconded:

That the following reports be received:

1. **A report by Paul Beneteau, Treasurer, dated March 15, 2010, regarding the 2009 Treasurer's Report.**

The Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

Councillor Fryer moved, Councillor Wark seconded:

That correspondence Items 1 to 4, 6, 7, and 20 to 25 be received:

1. **2010 OSUM Conference and Trade Show May 5-7, 2010 - OSUM - February 26, 2010;**
2. **Official Plan Review Background Reports on March 8 Agenda - City of Windsor Planning Department - March 1, 2010;**
3. **Official Plan Review Report on March 11 Agenda - City of Windsor Planning Department - March 4, 2010;**

4. **Lincoln M. Alexander Award 2010 - Ministry of Citizenship and Immigration - March 5, 2010;**
5. **Waste from Ontario Municipalities Resolution - Essex-Windsor Solid Waste Authority - March 8, 2010;**
6. **2010 Recycling Services for Special Events - Essex-Windsor Solid Waste Authority - March 5, 2010;**
7. **Toronto's Harmonized Comprehensive Zoning By-Law - WeirFoulds - March 2010;**
8. **Highway 401 Signage for Town of Amherstburg - Ministry of Transportation - March 2, 2010;**
9. **Request to support resolution of the Ontario Agriculture Sustainability Coalition - County of Huron - February 16, 2010;**
10. **Request to support resolution on the Rural Septic System - County of Huron - February 16, 2010;**
11. **May Madness - Saturday, May 1, 2010 - Amherstburg's Fighting Island Boxing Club - March 11, 2010;**
12. **2010 Senior of the Year Award - Chair of Cabinet Minister Without Portfolio, Responsible for Seniors - March 2010;**
13. **Municipal DataWorks - Ontario Good Roads Association - March 9, 2010;**
14. **New Location Public Service Announcement - John McGivney Children's Centre - March 11, 2010;**
15. **2010 Canada Post Community Literacy Awards - Canada Post - March 2010;**
16. **Hospice 30th Anniversary - October 16, 2009 - Hospice of Windsor and Essex County - March 16, 2009;**
17. **Field Guide - Essex County Field Naturalists' Club - March 14, 2010;**
18. **2010 Business Excellence Awards - April 14, 2010 - Chrysler Building - Windsor -Essex Regional Chamber of Commerce - March 16, 2010;**
19. **Leadership in Tough Times - Thursday, April 29, 2010 - Windsor-Essex Chamber of Commerce - March 16, 2010;**
20. **After Business - Thursday, May 6, 2010 - Beach Grove Golf and Country Club - Windsor-Essex Chamber of Commerce - March 16, 2010;**
21. **74th Annual Golf Tournament - Monday, June 7, 2010 - Windsor -Essex Chamber of Commerce - March 16, 2010;**
22. **Call for Nominations - Volunteers Changing Lives Awards - United Way - March 17, 2010;**
23. **Service Quality Issues at MPAC - OPSEU - March 16, 2010;**
24. **Spring into Action - 2010 Walk Run - Canadian Mental Health Association - March 15, 2010 and**
25. **Annual Induction Ceremony of the Essex County Agricultural Hall of Fame - Agricultural Hall of Fame - March 17, 2010**

The Mayor put the Motion.

Motion Carried

Consent Correspondence Item #5

Councillor Pillon moved, Councillor White seconded:

That Council not concur with the Board of Essex-Windsor Solid Waste Authority resolution regarding waste from Ontario municipalities.

Councillor Fryer asked for a recorded vote.

| | <u>YEA</u> | <u>NAY</u> |
|---------------------|------------|------------|
| Deputy Mayor Bailey | | x |
| Councillor Fryer | x | |
| Councillor Pillon | x | |
| Councillor Sutton | | x |
| Councillor White | | x |
| Councillor Wark | x | |
| Mayor Hurst | | x |

The Mayor put the Motion.

Motion Failed

Consent Correspondence Item #8

It was noted that Councillor White would continue her efforts for Highway 401 signage for the Town of Amherstburg

Councillor White moved, Councillor Fryer seconded:

That the item be received.

The Mayor put the Motion.

Motion Carried

Consent Correspondence Item #9

Councillor Pillon moved, Councillor Wark seconded:

That Council support the resolution of the County of Huron with regard to Ontario Agriculture Sustainability Coalition (OASC).

The Mayor put the Motion.

Motion Carried

CORRESPONDENCE

Councillor Sutton moved, Deputy Mayor Bailey seconded:

That the correspondence from the Teachers of English as a Second Language Association of Ontario dated February 26, 2010 be received;

And further that the Mayor proclaim October 24-30, 2010 as English as a Second Language Week.

The Mayor put the Motion.

Motion Carried

Mayor's proclamation

Whereas Ontario has been the destination of choice for many immigrants who have added to the diversity of the province by bringing their culture, customs and language, even as they endeavour to acquire the ability to communicate in English;

I, Wayne Hurst, Mayor of the Town of Amherstburg, do hereby proclaim the week of October 24-30th, 2010 be observed as " English as a Second Language Week" in the Town of Amherstburg

Correspondence # 2 - Essex County Steam and Gas Engine Museum Inc.

Councillor Wark moved, Councillor Pillon seconded:

That Council receive the correspondence from the Essex County Steam and Gas Engine Museum Inc. regarding a request to place an Advertisement in the 2010 Show Book;

And further that Council authorize the placement of an advertisement in the 2010 Essex County Steam and Gas Engine Museum Inc. Show Book.

The Mayor put the Motion.

Motion Carried

OTHER MINUTES

Traffic Committee Minutes of February 24, 2010

Councillor Sutton declared a pecuniary interest in the matter and withdrew from discussion and voting on the matter.

Councillor Pillon moved, Councillor Wark seconded:

That Council receive the minutes of the Traffic Committee Meeting held on Wednesday February 24th, 2010 at 1:00 PM and concur with the Traffic Committee's recommendation that:

Laird Avenue

No parking continue to be implemented on Laird Avenue as recommended by the Amherstburg Fire Department and Amherstburg Police Services.

67 Alma Street

The current traffic by-law be followed and that no parking will stand in front of 67 Alma Street.

West Side of Laird

The Town of Amherstburg continue to follow parking signage as stated in the current traffic by-law, except for the west side of Laird (adjacent to Toddy Jones Park), which will be added to the by-law as 2 hour parking Monday - Friday.

Pickering and Fryer

A three way stop be erected at Pickering and Fryer Street to help with the safety concerns regarding the speed of vehicles at St. Jean Baptiste School.

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

Council reviewed the Unfinished Business Items List as of March 22, 2010.

NEW BUSINESS

Councillor Pillon referred to Seventh Concession Drain Outlet. He asked that Administration look into the deteriorating bridge and also contact the County with respect to same.

Councillor Pillon commented on the stone placed on the shoulder of the road in the fall and then being caught by a snowplough.

Councillor Pillon moved, Councillor Sutton seconded:

That Administration send correspondence to the County of Essex asking the County to refrain from putting stone down on the shoulder of the road in the fall and instead, place stone down earlier in season.

The Mayor put the Motion.

Motion Carried

Councillor Pillon moved, Councillor Sutton seconded:

That Administration erect signage in a suitable location announcing the Town of Amherstburg as the home of the Midget Major OMHA Champions in 2010 and further that Council provide the team with tourism packages inclusive of Town pins for the team to bring them to the OHF tournament held in Timmins, Ontario.

Deputy Mayor Bailey cautioned Council that if Council recognizes one successful team, all successful teams should be recognized.

The Mayor put the Motion.

Motion Carried

Councillor Fryer referred to 31 Laird Street South and the resident's request for a different tree other than what was planted. He asked Lou Zarlenga to follow up on the tree planted and the resident's request for a red maple. He also asked that Lou Zarlenga review the stop sign placed too close to the fire hydrant. Lou Zarlenga advised that the signs are located within the specified spacing. Lou Zarlenga advised that he would bring back a Report to Council.

Councillor Sutton referred to the Amherstburg Midget Major hockey team who won the OMHA Championship and recognition of that team.

Councillor Sutton moved, Councillor White seconded:

Town of Amherstburg erect signage at a suitable location announcing Home of Champions and provide pins.

The Mayor put the Motion.

Motion Carried

Councillor Fryer noted that the Amherstburg Midget Major Hockey teams is seeking support from the community on the costs associated with the tournament to be held in Timmins, Ontario.

NOTICE OF MOTION

Councillor White introduced a Notice of Motion with respect to an amendment to Section 12.2 of Town of Amherstburg By-law 2006-26 (Sign By-law). The Notice of Motion will be added to a future Council agenda for Council's consideration.

BY-LAWS

Confirmatory By-Law

Deputy Mayor Bailey moved, Councillor Sutton seconded:

That By-Law 2010-37 being a By-Law to confirm all resolutions of the Municipal Council Meeting held on March 22, 2010 be taken as having been read a first, second and third time, be finally passed and the Mayor and the Clerk be authorized to sign same and affix the Corporate Seal thereto.

The Mayor put the Motion.

Motion Carried

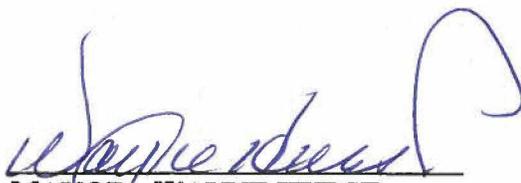
ADJOURNMENT

Councillor Sutton moved, Councillor White seconded:

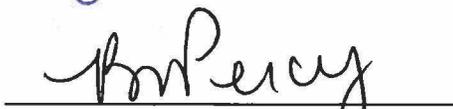
That Council adjourn at 9:40 p.m.

The Mayor put the Motion.

Motion Carried



MAYOR - WAYNE HURST



CLERK - BRENDA M. PERCY

**REPORT OF THE FORT MALDEN HORTICULTURAL SOCIETY
REGARDING TREE REMOVAL PROPOSAL BY PUBLIC WORKS**

By

Dr. J. W. Spellman

Mr. Mayor, Members of Council:

The Council Resolution

I appear before you pursuant to a Council resolution passed at your last meeting for a response from the Fort Malden Horticultural Society with respect to proposals from Public Works to remove a further 18 trees-primarily Austrian pines and other conifers from the King's Navy Yard Park. There was also a second proposal to remove virtually all the trees on the main town thoroughfare of Richmond Street. These trees are honey locust (*gleditsia triacanthos*)- a valuable indigenous variety.

Following Council's motion, the President of the Fort Malden Horticultural Society, Casey Overgaauw, appointed 3 senior members of the society, including myself, to prepare a report to council. In order to obtain an impartial, objective, scientific analysis, we retained a prominent certified arborist, Casey Colthurst to conduct a detailed examination of all the relevant trees. Mr. Colthurst is a long established arborist and forester with his own business, Riverside Tree Care. He formerly worked for the Conservation Authority, and is now retained by the town of Tecumseh. He was earlier the arborist for the Town of Amherstburg and conducted a tree inventory for our town. He has also been qualified by the Ontario Municipal Board as an expert witness in his field.

The Council motion was passed on March 8th and a detailed on-site analysis and evaluation was conducted by the committee and arborist 1 week later on March 15th. The arborist's report was received 2 days later on March 17th, and was delivered by me to town hall on March 18., 3 days ago, with supplementary documentation for your consideration tonight. We want to acknowledge the fine co-operation and assistance we received from the deputy clerk, Kristina DiPaolo.

Background

Most of you know that the horticultural society has been involved for over 100 years in many significant ways in the beautification of Amherstburg. We have planted and tendered many hundreds of trees along the streets, in the parks, around schools, nursing homes and public buildings. We have created special areas of beauty at the entrances to the town, in seasonal planters and the Rhododendron beds which bring tourists from all over as a special feature of the kings navy yard park.

I have been with the society for approximately 40 of those 100 years having served on the executive, as president, as a fund raiser and a willing contributor of thousands of dollars from my own personal funds. I have been honored by awards of recognition from the Ontario Horticultural Society and in 2005 from the Province of Ontario for over 30 years of volunteer service in beautifying this town. I must add, however, there are many in the Fort Malden Horticultural Society who have contributed far more than I have. I say this so that all may understand that there is a solid foundation of validity and history behind the analysis, comments and criticisms that members of the society and others have been making over the last few years with respect to the removal and damage that has occurred, it is said, to hundreds of trees in the parks and streets of Amherstburg.

Some have attempted to dismiss these critical remarks as the unwarranted complaints of tree huggers out of touch with modern

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developments. Others have exaggerated and distorted our well founded objections claiming that we oppose the removal of any tree anywhere no matter what its condition. I hope to show tonight that both of these misrepresentations are not only false and unjust to us, but that they deprive the town and the community of a wealth of free specialized knowledge that can benefit us today and truly for generations to come.

Because of the motion by Council requiring consultation with the horticultural society before any action was taken by public works or sub-contractors to remove or destroy the trees, we were able to conduct a reasonably thorough and impartial evaluation. Our conclusions may astonish many and will certainly repudiate the simplistic and false stereotypes about tree huggers mentioned above.

The King's Navy Yard Park

The public works department report recommends the removal of 18 trees in the King's Navy Yard Park. As a result of our on-site evaluation and the arborist's report we are now able to endorse and support the public works proposal to remove 14 of the 18 trees. Many of these trees were improperly planted much too closely, are in declining health and their removal is, in our opinion, fully justified. The Norway maple mentioned does show signs of decline with some dead branches in the crown, but there is no decay within the trunk or main scaffolding branches. Since a decision could be made either way, we prefer to recommend appropriate pruning at this time and make an updated decision a year or two later. The tree poses no hazard if left standing. With respect to 2 Austrian pines and 1 spruce, where the situation is also one of overcrowding because of improper planting, we suggest that the better solution is to remove the adjoining trees as scheduled and then reevaluate. The spruce provides important screening from the parking lot to the north and the tree would be a net benefit if it remains viable.

Richmond Street Proposal

The trees on Richmond Street are all honeylocust (*Gleditsia triacanthos*) which is widely planted as a shade tree throughout Canada and is related to other valuable species such as Canada redbud, Kentucky Coffee tree and Black Locust. Honey Locust is indigenous to this area and is very adaptable to a wide range of soil types. It is noted for being extremely tolerant of summer heat, sweeping winds, drought, flooding and poor soils. Another advantage is its small leaflets which dry and crumble as they fall which reduces the need for leaf cleanup. The bright green leaves turn a distinctive yellow in the fall and casts a filtered shade which allows grass to grow more easily. It grows in full or partial sunlight making it relatively simple to maintain. Young trees may require some pruning in the fall but older trees of the variety on Richmond Street rarely require pruning.

The arborist's report about the trees on Richmond Street indicates that of the 14 trees evaluated only 3 should be even considered for removal and replacement. The problem again is inappropriate horticultural practices which might have been avoided by consultation and co-operation with the Horticultural Society before the plantings took place. As the report states, "The lack of visible root flare suggests that the trees were planted too deep. The signs of decline in the crown are indicative of poor growing conditions. This relates to the limited amount and poor quality of the soil these trees must grow in." (P.2)

The report adds, "With the exception of trees #6 and #2 (low condition and requiring future evaluations), the remaining trees are all in good or excellent condition. None of them have any signs of internal rot or decay. They pose no immediate hazard that would require their removal." Mr. Colthurst points out, "It is worth noting that the healthiest specimens are the ones that have the largest rooting zones,

such as the large area of turf adjacent Richmond Terrace. ...In order for urban trees to survive, the opening in the sidewalk at the base of the tree must be as large as possible. In the case of the trees along Richmond, the present openings are approximately 3 feet by 3 feet. These openings should be extended to 4 or 5 feet, which can easily be accommodated by the removal of some of the sidewalk pavers. The resulting opening can be treated with stone dust or fine gravel which should stay in place once it fully settles." Thus, the solution to the problem of the stunted growth of some trees is very simple and not only inexpensive, but actually saves money over the present practice. It uses less paving stones, lowers the amount of heaving and provides for stronger and much healthier trees.

Facts and Statistics on Tree Benefits

We have included in our report to Council a Statistics Sheet which indicates plain straight forward facts based on research documents about the value of trees. These are not imaginary speculations of tree huggers but financial and economic calculations which affect taxation, property values, business, health and energy consumption. These issues are too important and critical to leave to amateur landscapers, architects, civil engineers, or workers with chainsaws to decide on their own.

Among the economic contributions of trees noted in the statistics sheet are that "research shows that shoppers in well-landscaped business districts are willing to pay more for parking and up to 12% more for goods and services". I have added comments and quotes from others sources which are available if you would like to see them. Businesses do better on tree lined streets. "A 2004 study found that consumers overwhelmingly preferred business areas with planted canopy-covered streets and suggests a link to the amount of time that shoppers are willing to spend in stores. Businesses on tree scaped streets show 20% higher income , which is often the essential competitive edge needed for

main street store success, versus competition from plaza discount store prices”.

Landscaping, especially with trees, can significantly increase property values. On a property valued at about \$165,000, (an average home price in Amherstburg) a tax court determined a value of \$15,000 for the loss of a large black oak. Realtor based estimates of street tree vs. non street tree plantings relate a \$15 - 25,000 increase in home or business value. This often adds to the base tax and operations budgets of a city allowing for added street maintenance budgets.

Trees properly placed around buildings as windbreaks can save up to 25% on winter heating costs. As few as 3 trees properly positioned can save the average household between \$100 and \$250 annually in energy costs. Shade from 2 large trees on the west side of a house and one on the east side can save up to 30% of a typical residence’s annual air conditioning costs. The net cooling effect of even a young, healthy tree is equivalent to 10 room-size air conditioners operating 20 hours a day.

Trees help to reduce stormwater runoff and improve water quality. Stormwater runoff can be a big problem in towns and urban environments. Large amounts of concrete, asphalt, and other impervious surfaces can force excess rainwater to pool in streets and on properties faster than sewer systems can absorb it. The result can be flash floods and damage to properties. This is of special concern on Richmond Street and the huge Walmart parking lot which slope steeply towards the Detroit River carrying toxic contaminants which pollute the waters, fish and ecosystem. In both areas over the last few years there has been a serious reduction in trees without replacement. This cannot bode well for boating, fishing or eco-tourism which are being put forth as additional sources of revenue for the town. Trees can capture large amounts of rain through their root systems and canopies, which also help to filter some of the pollutants. The net result is a redirection of rainwater into the groundwater supply and the improvement of water

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quality. Research indicates that 100 mature tree crowns intercept about 100,000 gallons of rainfall per year, reducing runoff and providing cleaner water.

If you have walked across an unshaded parking lot during the hot summer, you have experienced the urban heat island effect. Large areas of asphalt and concrete trap the heat of the sun and reflect it back into the environment, thereby raising the temperature in surrounding areas. The process contributes to smog, global warming and higher energy costs associated with increased air conditioning in buildings. In a California study, trees in parking lots reduced asphalt temperatures by as much as 36 degrees Fahrenheit and car interior temperatures by over 47 degrees F. In addition, the shade of street trees can add from 40-60% more life to costly asphalt. This is based on the reduced daily heating and cooling -expansion and contraction- of asphalt. As peak oil pricing increases roadway overlays, this will become a significant cost reduction to maintaining more affordable roads. One study of the effects of trees in parking lots providing only 8.1% shade were valued at \$700,000 in annual benefits for improved air quality.

Obviously many of these figures come from studies in large urban centers and may not translate precisely under Amherstburg conditions. But the central point is clear and well documented in multiple studies and research. Significant financial and economic benefits accrue to municipalities which properly plant and protect trees along streets, in parks and parking lots, around schools and municipal buildings. We have not even touched the surface of the benefits of trees in the areas of health, safety, social interaction and tourism which are intricately connected with the residential quality of life as a result of significant municipal tree cover. It is wrong, immoral and an abuse of public trust for healthy trees on public property to be cut down and destroyed to satisfy the whims of private parties who think they might improve their sight lines or to indulge the vagaries of personal landscaping.

Some Concerns

It is claimed by some that in the last few years, over 100 healthy mature trees have been cut down and removed from streets, parks and other public property. Although many photographs exist showing some of this damage, it has not been possible to verify the accuracy of those statements. We have included with this report a standard method of calculating the replacement value of trees based on the diameter of the tree measured by the size of the trunk at 4 and ½ feet from the ground. We measured all the trees proposed for removal on Richmond Street which ranged from 21cm to 59cm. (from about 8" to nearly 2 feet). with an average of about 36-40 cm (14-16 in.) Using the calculation table applied to 12 trees suggested for removal that would bring the total financial loss for replacement of similar size trees on Richmond to about \$50,000. That does not include the enormous other environmental and economic benefits mentioned above that would also be lost. If there is verification in the claim that over 100 healthy mature trees have been removed during the last few years and their diameter at 4 and ½ feet was in the range of 20 to 25 inches, that could translate into a replacement only loss of nearly one million dollars. That would be a huge unwarranted burden for the taxpayers of Amherstburg.

There are many in this town who think that the administration and political leadership has been seriously delinquent in fulfilling its responsibilities on these issues of trees and environmental protection. They are concerned and disturbed, for example, by the municipal approval of a mammoth mega sub-division of 800 housing units between the two arms of the Big Creek provincially significant wetland adjacent to the habitat of threatened and endangered species. This may be the most destructive violence suffered by this critical coastal ecological treasure since white settlement in the 1700's. And the local press and

media has not breathed a single word about this scandal. When the issue was raised at the environmental advisory committee, the minutes show that the chairman ruled that the committee was advisory only and was not to comment on matters not specifically requested by council. Common, widely publicized suggestions by many groups to change light bulbs or plant a couple of trees in your back yard and other greenwash is a pitiful substitute for genuine committed provincial and municipal environmental protection. There are many other issues about which we must speak critically including the environmental damages of wind turbines, waterfront condominiums, municipal use of pesticides and herbicides, and a watershed study which has been seriously flawed from the beginning. But while this is the place, it is not the time for such discussions.

Whatever my personal ideas may be, the Fort Malden Horticultural Society takes no official position on these issues. It strives, as it always has, to beautify, co-operate, collaborate, and provide horticultural information, trees and other plantings to benefit the people who live and visit Amherstburg. We appreciate this invitation of council to continue that relationship through meaningful and active participation in decisions affecting the care and management of trees and other plant materials on streets, parks and other public places in our town. We hope that by working together with a full and free exchange of information, ideas and options before tree planting, pruning or cutting takes place that we can lower the volume on the discord that has taken place. Council and administration have taken the first step by inviting us to make this presentation and report. The Horticultural Society is both willing and able to provide valuable inputs and information as we have shown by our speedy and timely response to your request.

Since Council can only move by resolution or motion, we request the following motions be made by Council to help us all move forward.

1. That the recommendations contained in the Fort Malden Horticultural Society Report to Council of March 22, 2010 be ~~accepted~~. *received*
2. That in the future, the Public Works department and contractors consult and collaborate with the Fort Malden Horticultural Society + *Parks C'ee* before planting, pruning, management or removal of trees.
3. That the town ~~is~~ *be* committed to apply best management practices in the planning and management of trees on town property.
4. That the town will reimburse the FMHS for reasonable outside expenses incurred in implementing these resolutions.

All of which is respectfully submitted,

J. W. Spellman
Fort Malden Horticultural Society
March 22, 2010

Pillon / Fryer

Add Parks C'ee to motion

**PROPOSED TREE REMOVAL ON RICHMOND ST.
DELEGATION ON MARCH 22, 2010
GORDON FREEMAN**

The motion for the removal of the trees on Richmond Street in the March 8, 2010 Council Meeting agenda was a surprise. However, what had prompted such a report by the Parks Supt. in my estimation was irresponsible. The report looked as if it was based on a whim or a personal dislike of mature trees on town property because maintenance was the only excuse for removal. Further on in the report the suggestion that planters could replace the trees, but had to be studied. If improving the streetscape was the reason for removal, then the plan for improvement should have been submitted before the plan for tree removal was brought forward.

This motion and the tree maintenance motion for the KNYP, I believe, are symptomatic of problems facing this council. You apparently aren't getting a heads up on hot button issues such as these before they are put on the agenda. Reaction from the public is the result.

The removal of the large mature trees on Laird and in the Jones and Wigle parks can also be used as symptoms of poor communications between the Board of Works and Council. The contractor did the Laird clearcut and then came back time and time again to take out individual trees. If there had been a proper plan the work should have been completed the first time. It appeared to us that someone was continually, almost as a whim, directing the removal of the large trees for no good reason.

My wife and I came across a felled, large tree in the Jones park Dec. 8/09, days after others had been removed and inquired what was wrong with this one. We were told "nothing" by the contractor's employee, but the arborist had bored the trunk and said it was hollow. Looking at the trunk cut up in pieces laying on the ground, we could not find any evidence of rot. L. Zarlenga was notified immediately by Diane and again at a later date and we are still waiting for a reply. How many other trees were treated in such a fashion?

I would recommend that you direct the Board of Work employees to actively supervise all tree felling and pruning according to the Tree Bylaw and report their activities to Council.

2005-19

We commend you for approving the planting of 800 trees around town, however, you forgot about the of replanting the Horticultural Society and the TD Friends of the Environment thirty trees that were spaded to be returned to Laird boulevard along with the dedicated plaque.

I would also suggest that you direct Public Works to provide you with a watering strategy for the next three years which is a must if these trees are to survive. We have seen what has happened in the past because of this neglect eg the 100 trees, costing \$20,000, that the Horticultural Soc. presented to the Town for their 100th anniversary and half died due to lack of watering!

In closing I would say this Council has to insist on accountability from Public Works.

Rick Meloche, TCMRHL
March 22, 2010

Mayor Hurst and Members of Council:

First, let me commend Council for giving the user groups the opportunity to meet to discuss the User Rate Structure. The document "**Schedule?, User Groups and Administration's Recommended Rates**" revised March 16, 2010 as set out by the Chair of the Recreation Committee Ken Grant reflects the results of the Main User Group Meeting with Mr. Paul Beneteau held this past week regarding 2011 User Rate Structure.

At the Monday, March 8 Council Meeting a motion was made by Counsellor Rosa White to have administration work with the associations, that is, the main user groups to work out an agreeable ice user rate to be phased in over 3 years. The meeting took place on Tuesday, March 16, 2010 attended by Ken Grant (Recreation Committee Chair), Marc Renaud (Minor Hockey), Rick Hubbell (Minor Hockey), Sharon Kawai (Skate Amherstburg), Rick Meloche (Over 40 League), Pat Laferte (Oldtimers Hockey) and Paul Beneteau (Town of Amherstburg).

It is very disheartening that after this meeting where there was an agreeable ice user rate structure reached among the aforementioned user groups, Mr. Beneteau disregarded the suggestions of the members at the meeting and still proposes the rates in Schedule B which were found to be unacceptable to the user groups. I trust that Council was serious when it sent the proposal back to the users to work out agreeable ice user rates.

A request was made by adult hockey players, that is, the Over 40 League and Oldtimers Hockey and the Wednesday Night League to have a reduced rate. It was pointed out that with Schedule B's added cost of HST and the added cost of insurance, the increase in Over 40 League fees of approximately 25% would be prohibitive. Who in these economic times can afford such an increase? There are many men in the Over 40 League and the Senior Men's League that could not play hockey in Amherstburg last year for financial reasons. The situation will only be worse this year with the increased cost of Schedule B. The cost of \$15 per game per player (not counting games lost for work commitments, illness or other absences) is expensive.

In terms of actual dollars, the difference between our proposal for an adult reduced rate and Schedule B is \$2614 in the first year, \$2289 in the second year and \$1962 in the third year for a total cost of \$6865 over three years. A slight increase in the prime base rate for casual users and non-resident users would somewhat offset the decrease sought by the adult hockey players of this community. If this increase is not sufficient to meet the costs of the Town of Amherstburg, the prime base rate could be raised slightly as could the adult reduced rate. I do not believe that the income lost by our proposal is a large price to pay for the ongoing support of the adult hockey players as we move forward in our joint venture to fund the new Recreation Complex.

Mr. Beneteau pointed out that The BCF Terms of Reference stipulate that there must a preferred rate for Youth Sports. Our recommendation allows this to remain in effect. The

statement that **other recreational facilities within the area do not provide a tiered rating system as proposed** is misleading. Other recreational facilities also do not provide a Disadvantage Group Rate. So in fact our proposal already has a tiered system built into it. In fact the BCF report submitted mentions **different rates for different groups (step fees)**. The BCF report also mentions **a user fee policy that would provide for a percentage of net revenue being able to go back to user groups (Youth Sport Rate and Disadvantaged Rate)** specifically. So there is a possibility that these two groups will not only have lower rates but may also get money back. There is no provision for other users to get money back that I am aware of.

Let me provide some general information regarding the TCMRHL (Over 40 Sunday a.m. Hockey League). The TCMRHL has been in existence and has been the arena's third highest rental user since the opening of the Amherstburg Arena many years ago. Over a thousand Amherstburg residents have competed over the years. Over 40 League players have paid for glass installation, paid to cork former dressing room floors, have raised funds for arena expansion, have been private contributors for arena expansion and provided sponsorships in the form of board advertising. It is conceivable that adult players who see their request for a reduced ice time rate denied by this Council may not be generous with their time to help fundraise for a new Recreational Complex and may withdraw their funding for board advertising.

In retrospect, I believe that the process used regarding User Rate Structure at the March 16 meeting was flawed. Rather than discuss possible changes and talking in generalities, the affected groups should have sat down to actually crunch numbers and come up with rates that were agreeable to not only the main user groups but also to administration. I hope that this does not put Council in a position to have to choose either Schedule B or our proposal.

Let me now turn my attention to the proposed Ice Allocation Policy. It is my understanding that the Ice Allocation Policy will be periodically reviewed with input from the Recreation Committee made up of the main user groups. The document as presented, thanks to the ongoing work of Ken Grant, is very good and is endorsed by the TCMRHL.

In closing, I respectfully request on behalf of the TCMRHL (Over 40 League), the Wednesday Night Men's League and the Oldtimers Hockey that Council adopt the User Rate Structure as outlined in the document submitted by Ken Grant dated March 16, 2010 that was agreeable to the user groups. I further request that if Council cannot see fit to adopt the User Rate Structure that was agreeable to the user groups, that Mr. Beneteau, at his earliest convenience, meet with Ken Grant and representatives of the main user groups to work on the rates and to come to a solution that is agreeable to all. I welcome the opportunity to speak to any of you, either individually or collectively, to discuss my most serious concerns over the User Rate Structure as proposed in Mr. Beneteau's report.


Rick Meloche, President TCMRHL

Schedule ?
 User Groups and
 Administration's Recommended Rates

Revised March 16, 2010

Year One - 2010 / 2011

| | Base Rate | HST Incl. |
|-------------------------|-----------|-----------|
| Prime Base Rate | \$149.52 | \$168.96 |
| Non-Prime Base Rate | \$130.48 | \$147.44 |
| Youth Sport Base Rate | \$149.52 | \$168.96 |
| Disadvantage Group Rate | \$139.52 | \$157.66 |
| O.T.H., W.N.H & T.C.M.H | \$149.52 | \$168.96 |

Using Amherstburg Minor Hockey's and Skate Amherstburg's current ice usage - no additional hours. Using base rates (Non Prime & Youth Sport).

| | |
|------------------------------------|-----------------------------|
| AMHA & Skate A'burg | Admin. Proposed Base Income |
| \$282,455.62 | \$290,581.36 |
| Feasibility Study Income \$180 /hr | \$346,521.60 |

Year Two - 2011 / 2012

| | Base Rate | HST Incl. |
|-------------------------|-----------|-----------|
| Prime Base Rate | \$154.35 | \$174.42 |
| Non-Prime Base Rate | \$133.32 | \$150.65 |
| Youth Sport Base Rate | \$150.68 | \$170.27 |
| Disadvantage Group Rate | \$140.68 | \$158.97 |
| O.T.H., W.N.H & T.C.M.H | \$151.01 | \$170.64 |

| | |
|------------------------------------|-----------------------------|
| AMHA & Skate A'burg | Admin. Proposed Base Income |
| \$285,164.20 | \$290,581.36 |
| Feasibility Study Income \$180 /hr | \$346,521.60 |

Year Three - 2012 / 2013

| | Base Rate | HST Incl. |
|-------------------------|-----------|-----------|
| Prime Base Rate | \$159.18 | \$179.87 |
| Non-Prime Base Rate | \$136.16 | \$153.86 |
| Youth Sport Base Rate | \$151.84 | \$171.58 |
| Disadvantage Group Rate | \$141.84 | \$160.28 |
| O.T.H., W.N.H & T.C.M.H | \$152.50 | \$172.33 |

| | |
|------------------------------------|-----------------------------|
| AMHA & Skate A'burg | Admin. Proposed Base Income |
| \$287,872.78 | \$290,581.36 |
| Feasibility Study Income \$180 /hr | \$346,521.60 |

Year Four - 2013 / 2014

| | Base Rate | HST Incl. |
|-------------------------|-----------|-----------|
| Prime Base Rate | \$164.00 | \$185.32 |
| Non-Prime Base Rate | \$139.00 | \$157.07 |
| Youth Sport Base Rate | \$153.00 | \$172.89 |
| Disadvantage Group Rate | \$143.00 | \$161.59 |
| O.T.H., W.N.H & T.C.M.H | \$154.00 | \$174.02 |

| | |
|------------------------------------|-----------------------------|
| AMHA & Skate A'burg | Admin. Proposed Base Income |
| \$290,581.36 | \$290,581.36 |
| Feasibility Study Income \$180 /hr | \$346,521.60 |

** In January 2014, the neighbouring communities used to generate an aggregate rate originally will be re-surveyed to ensure competitiveness (LaSalle, Essex, Leamington)

Year Five - 2014 / 2015

| | |
|-------------------------|------------------------|
| Prime Base Rate | New Base Rate + C.P.I. |
| Non-Prime Base Rate | New Base Rate + C.P.I. |
| Youth Sport Base Rate | New Base Rate + C.P.I. |
| Disadvantage Group Rate | New Base Rate + C.P.I. |
| O.T.H., W.N.H & T.C.M.H | New Base Rate + C.P.I. |

** The maximum allowable rate increase is defined as the CPI % increase as reported by Statistics Canada for the calendar year immediately preceding the date of the rate increase.

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Allocation of Rental Hours

| | |
|-------------------------|---|
| Prime Base Rate | Weekdays - 6 pm until 11pm Weekends - 6 am until 11pm |
| Non-Prime Base Rate | Weekdays 6 am - 6 pm and after 11 pm daily |
| Youth Sport Base Rate | All hours during Prime Time |
| Disadvantage Group Rate | All hours during Prime Time Girls and Sledge Hockey as per Section 4.10 - 2008 Feasibility Study. <u>Disadvantage</u> - Regionally based programs disadvantaged in terms of access equality compared to boys minor hockey programs. |
| O.T.H., W.N.H & T.C.M.H | All hours during Prime Time |

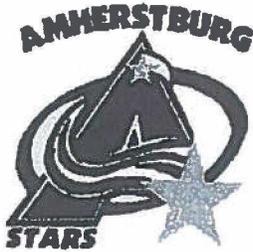
Ice Rental Rates

| | | Base Rate | Tax Incl. | | Effective |
|------------------------------|-------------------|-----------|-----------|----------------------------|----------------------------|
| Prime Base Rate | Current | \$149.52 | \$157.00 | | |
| | Proposed | \$164.00 | \$185.32 | | 2013/2014 |
| Non-Prime Base Rate | Current | \$130.48 | \$137.00 | | |
| | Proposed | \$139.00 | \$157.07 | | 2013/2014 |
| Youth Sport Base Rate | Current | N/A | N/A | | |
| | Proposed | \$153.00 | \$172.89 | New Rate per BCF | 2013/2014 |
| Disadvantage Group Base Rate | Current | N/A | N/A | | |
| | Proposed | \$143.00 | \$161.59 | New Rate per BCF | 2013/2014 |
| O.T.H., W.N.H & T.C.M.H | Current | \$149.52 | \$168.96 | | 2013/2014 |
| | Proposed | \$154.00 | \$174.02 | New Rate per BCF | 2013/2014 |
| Summer Ice Base Rate | Current Prime | \$149.52 | \$168.96 | | |
| | Non-Profit | Proposed | \$0.00 | | 2013/2014 |
| | Profit | Proposed | \$0.00 | | 2013/2014 |
| | Current Non Prime | \$130.48 | \$147.44 | | |
| | Non-Profit | Proposed | \$0.00 | | 2013/2014 |
| | Profit | Proposed | \$0.00 | | 2013/2014 |
| Mini Ice Rink Base Rate | Current | N/A | N/A | | |
| | Non-Profit | Proposed | \$25.00 | \$28.25 | Increased by C.P.I each yr |
| | Current | N/A | N/A | | |
| Profit | Proposed | \$35.00 | \$39.55 | Increased by C.P.I each yr | 2010/2011 |

BCF Project Application Stated:

The new facility will accommodate Canadians of all income levels by instituting the following:

- Different rates for different groups.
- Different rates for Prime Time Ice to the benefit of Minor Sport.
- User fees phased in over 3 years.
- Subsidizing user fees to provide greater access & increase inclusiveness.
- A user fee policy will provide for a percentage of net revenue being able to go back to the user groups.



March 18th, 2010

Mayor Hurst & Amherstburg Council Members
271 Sandwich St. S.
Amherstburg, ON
N9V 2A5

Dear Mayor Hurst & Amherstburg Council Members,

As you are probably aware on Sunday March 14th our Amherstburg Midget Major team won the OMHA Championship. This is the first time in 23 years that an Amherstburg Minor Hockey team has won an OMHA Championship. In doing so the Midget Major team will now have the opportunity to participate in the OHF Tournament against other championship teams from the Alliance League, GTAHL, OHA and Northern Hockey League.

This is the first time in AMHA history that one of our teams will be participating in this prestigious tournament. This year's tournament is being held in Timmins Ontario, April 9th - 11th. Although it will be quite an honour for the team to participate in this tournament and represent their town, it will also be quite costly. Amherstburg Minor Hockey would greatly appreciate any assistance that you can offer to help our Midget Major team with this amazing opportunity.

Sincerely,

Mike Hallock
Travel Convenor, AMHA

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NOTICE OF MOTION

**Re: Amendment to By-law 2006-26 (Sign By-law)
Placement of portable signs on the west side of Sandwich St./
Front Rd N.**

I, Councillor Rosa White, hereby provide Notice of Motion to Town of Amherstburg Council.

That Administration be directed to amend Section 12.2 of the Town of Amherstburg Bylaw 2006-26 by adding the following clause:

"12.2 LOCATION RESTRICTIONS

Every owner or lessee of any portable sign shall ensure that such sign be erected to be visible to pedestrians and traffic passing the street frontage to which it relates, but shall not be erected

(7) on any properties to the west of Sandwich St North and Front Road North between the roadway and the Detroit River"

Any existing portable signs affected by this amendment having permits at the time of the passage of such an amendment be allowed to remain until the expiry of the permit."

Signed: _____

Dated: _____

