

**Minutes of an Amherstburg Municipal Council
Monday, June 27, 2011 at 7:00 p.m.
Council Chambers**

PRESENT

Mayor Wayne Hurst
Deputy Mayor Ron Sutherland
Councillor Carolyn Davies
Councillor Robert (Bob) Pillon
Councillor John Sutton
Councillor Diane Pouget
Councillor Bart Di Pasquale

CALL TO ORDER

The Mayor called the meeting to order at 7:03 p.m.

PRAYER

Pastor Barry Antle, Amherstburg Community Church said prayer.

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

There were no disclosures of pecuniary interest.

MINUTES OF PREVIOUS MEETING

Councillor Sutton moved, Councillor DiPasquale seconded:

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

- 1. In-Camera Meeting - June 13, 2011 at 6:30 p.m.**
- 2. Council Meeting - June 13, 2011 at 7:00 p.m.**
- 3. In-Camera Budget Meeting - March 25, 2011 at 9:20 a.m. – Revised**

The Mayor put the Motion.

Motion Carried

PRESENTATIONS

Presentation # 1

Mayor Hurst will present to Sara Beaudoin and Lenora Richardson, Specks Restaurant a plaque in recognition of 40 years in business

Councillor Pillon moved, Councillor Pouget seconded:

That the presentation be received.

DELEGATIONS

Delegation # 1

Ted Popel addressed Council regarding his concern of the condition of the Amherstburg Library. He indicated it is in poor condition and asked to see a feasibility study to expand the building. Mr. Popel asked for updates including washroom, windows, lighting with new green fixtures, review of the foundation and water damage and a detailed assessment. He noted he would like to see a detailed building assessment and concept designs. He also requested that Council make a resolution to continue to support the library and last civic heritage building in Town.

Councillor Pouget moved, Deputy Mayor Sutherland seconded:

That Council allow the delegate 5 additional minutes.

The Mayor put the Motion.

Motion Carried

Pamela Malott advised that an inspection was completed on the building and a list of items for repair has been received. This list has been directed to Tony DeThomasis for review and to report back to Council. Councillor Pouget asked that the recommendations from the delegate be given to Mr. DeThomasis and form part of his report back.

Councillor Sutton moved, Councillor Davies seconded:

That the delegation by Ted Popel be received.

The Mayor put the Motion.

Motion Carried

Councillor Pouget moved, Councillor Davies seconded:

That the information be forwarded to the Heritage Committee for its review and advice on the 100 year old building;

And further that Mr. Popel's requests be copied to Tony DeThomasis for review.

The Mayor put the Motion.

Motion Carried

REPORTS - RECREATION/CULTURE/PARKS

7.1 A report by Rick Daly regarding Tri-Community Twinning; Amherstburg, Monroe, Michigan, Put-in-Bay, Ohio

Deputy Mayor Sutherland moved, Councillor Sutton seconded:

That the report by Rick Daly dated June 21, 2011 regarding a Tri Community Twinning initiative be received;

That Council approve Twinning between Amherstburg, Ontario, City of Monroe, Michigan and Put-in-Bay, Ohio on the basis of cultural and economic development to promote education, tourism, sports, festivals and events, waterway access and the War of 1812 Bi Centennial collaborations;

And further that Council direct Administration to collaborate with Monroe and Put-in-Bay on creating a Policy on Twinning that forms a Memorandum of Understanding (MOU) between the Towns that fosters local enterprise to promote business contacts, partnerships and ventures that enhance the economic impact on all three communities.

There was discussion on financial implications associated.

The Mayor put the Motion.

Motion Carried

7.2 A report by Rick Daly regarding Rotary Rib Fest Parking request

Councillor Pillon moved, Councillor Pouget seconded:

That the report by Rick Daly regarding Rotary Rib Fest parking request be received;

And further that Council approve the proposed request, as attached to the report.

Councillor Pouget asked that Administration consider parking at St. Jean Baptiste Church and any weddings or mass that may be taking place.

The Mayor put the Motion.

Motion Carried

7.3 A report by Rick Daly regarding Extension of Concrete Pathway Curb and Gutter, and Drainage Improvements at the United Communities Credit Union Complex

Councillor Pouget moved, Councillor DiPasquale seconded:

That the report be deferred until budget deliberations in September.

The Mayor put the Motion.

Motion Carried

REPORTS - POLICE

No reports at this time.

REPORTS – FIRE

No reports at this time.

REPORTS - INFORMATION TECHNOLOGY

No reports at this time.

REPORTS – DEVELOPMENT SERVICES

No reports at this time.

REPORTS – ENGINEERING AND INFRASTRUCTURE

12.1 A report by Lou Zarlenga regarding the Major Municipal Drain - Notice from Michel & Marie Crovisier Request for Repair and Improvement

Councillor Sutton moved, Councillor Pillon seconded:

That Council accept the report regarding a request for repair and improvement on the Major Municipal Drain;

That Council accept the request from Michel & Marie Crovisier for improvements on the Major Municipal Drain as per section 78 of the Drainage Act;

And that Council appoint a Drainage Engineer pursuant to the provisions of the Drainage Act for the repair and improvement of the Major Municipal Drain;

And further that Mr. Gerard Rood, P.Eng. from the firm of Rood Engineering Inc. be appointed for the purpose of preparing an engineer's report including plans and profile for the Major Municipal Drain.

The Mayor put the Motion.

Motion Carried

12.2 A report by Lou Zarlenga regarding the D.W. Crowder Trucking request for extension of 2006 to 2011 garbage collection contract

Councillor Pilon moved, Councillor Pouget seconded:

That Council receive the report from Lou Zarlenga regarding a request from D.W. Crowder Trucking to extend the 2006 to 2011 garbage collection contract;

And further that Council concur with Administration's recommendation to extend the current garbage collection contract with D.W. Crowder Trucking for a period of 3 to 6 months.

The Mayor put the Motion.

Motion Carried

12.3 A report by Lou Zarlenga regarding the Public Works Department yard waste depot - consideration of yard waste collection options

Councillor Sutton moved, Councillor Pouget seconded:

That Council receive the report from Lou Zarlenga regarding options for yard waste collection;

And further that Council concur with Administration's recommendation to include an alternative utilizing curb-side collection of residential yard waste in the proposed 2011 to 2016 garbage collection tender.

There was discussion on wet composting and trying to negotiate with Essex County to start future pick up. There were also questions regarding the associated cost of delivering to the landfill or picking up door-to-door.

The Mayor put the Motion.

Motion Carried

REPORTS – CAO'S OFFICE

13.1 A report by Pamela Malott regarding Tax Rebates on Eligible Heritage Properties

Councillor Sutton moved, Councillor Pillon seconded:

That Council receive the report dated June 22, 2011 as submitted by the Chief Administrative Officer and Treasurer regarding the Heritage Property Tax Rebates program;

That Council provide direction to administration to report on the feasibility and financial analysis to implement option 2(i), taking into consideration the number of additional properties contained in the Heritage District.

And further that the Heritage Committee be asked to provide feedback on the matter.

There was discussion related to options, analysis, feasibility and feedback.

The Mayor put the Motion.

Motion Carried

13.2 A report by Pamela Malott regarding Pepsi Refresh Project - Update

Deputy Mayor Sutherland moved, Councillor DiPasquale seconded:

That the report submitted by Pamela Malott dated June 23, 2011, regarding the Pepsi Refresh Project - Update be received;

And further that Council receive and encourage residents to vote daily until June 30th.

The Mayor put the Motion.

Motion Carried

13.3 A report by Pamela Malott regarding Recreation and Culture Advisory Committee Implementation & Parks Advisory Committee Implementation

There was discussion on joining the Committees for the interim, number of members required for each Committee, and Terms of Reference.

Councillor Sutton moved, Councillor Pouget seconded:

That the report prepared by Pamela Malott dated June 27, 2011 regarding the Recreation and Culture Advisory Committee and the Parks Advisory Committee be received;

That Rosa White, Ted Popel, Dante Pagliaroli and Paulette Drouillard be appointed to the Parks Advisory Committee;

That Rosa White, John McDonald, Shirley Curson-Prue, Patrick Catton, Gregory Leal, Tony DiBartolomeo be appointed to the Recreation and Culture Advisory Committee;

And further that the Terms of Reference for each Committee be amended to reflect the number of Committee members appointed.

The Mayor put the Motion.

Motion Carried

There was discussion on appointment of Council members to each Committee. It was noted that each Committee requires 2 members of Council.

Councillor Sutton moved, Councillor Pillon seconded:

That Councillors Pouget and DiPasquale be appointed to the Parks Advisory Committee for the 2010-2014 term.

The Mayor put the Motion.

Motion Carried

Councillor Pillon moved, Deputy Mayor Sutherland seconded:

That Deputy Mayor Sutherland and Councillor Davies be appointed to the Recreation Advisory Committee for the 2010-2014 term.

The Mayor put the Motion.

Motion Carried

REPORTS – TREASURY

14.1 A report by Paul Beneteau regarding Tax Rebates on Eligible Heritage Properties *(As deferred from the June 13, 2011 Council meeting)*

Councillor Pouget moved, Councillor Davies seconded:

That Council receive the report;

That Council approve the heritage rebates as outlined on Schedule A of the report with exception of the units at 252 Dalhousie Street;

And further that it be sent back to the Heritage Committee for investigation and reporting on the matter.

There was discussion on who may receive the rebate (owner of the building or the resident living in the building), that there have been changes to original building and concern that there is proper designation.

Councillor Sutton requested a recorded vote.

The Mayor put the Motion.

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

Motion Carried

REPORTS – HUMAN RESOURCES

15.1 A report by Carol Bendo regarding Lifeguard Pay Rates

Deputy Mayor Sutherland moved, Councillor DiPasquale seconded:

That the lifeguard pay rates be adjusted to the recommended schedule;

And further that the student hiring policy containing those rates be updated and approved.

The Mayor put the Motion.

Motion Carried

REPORTS – CLERK'S OFFICE

16.1 A report by Brenda Percy regarding Election Compliance Audit Committee – 2010 Election

The Mayor declared a conflict of interest and vacated his seat during discussion and voting on the matter.

The Clerk asked that the report be deferred. She noted that the report was prepared as she was unable to make contact with the third member of the Committee. Since the printing of agenda, contact has been made with that member. The Clerk asked

that the report be deferred and should an additional member be required, it would be brought back before Council for consideration.

Councillor Davies moved, Councillor Sutton seconded:

That the report prepared by Brenda Percy dated June 23, 2011 regarding an Election Compliance Audit Committee be deferred.

The Deputy Mayor put the Motion.

Motion Carried

The Mayor resumed his Chair.

CONSENT REPORTS

17.1 Accounts Paid Listing for the Period of June 8, 2011 to June 22, 2011

Councillor Pouget declared a conflict of interest and vacated her seat during discussion and voting on the matter.

Councillor Sutton moved, Councillor Pillon seconded:

That the report regarding the Accounts paid for the period of June 8, 2011 to June 22, 2011, be received as submitted.

The Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

18.1 Consent Correspondence

Councillor DiPasquale moved, Councillor Pillon seconded:

That the following correspondence be received:

- 1. The Amherstburg Rotary Club & the Shoreline Entertainers - The Golden Age of Rock N Roll - June 17, 2011 (*for tickets please see Clerk's office*)**
- 2. Monroe County Historical Society - Thank you correspondence - June 16, 2011**
- 3. Essex County Steam & Gas Engine Museum Inc. - Parade - June 23, 2011**
- 4. Association of Municipalities of Ontario - Medical Marihuana Access Program - June 23, 2011**

The Mayor put the Motion.

Motion Carried

CONSENT BUSINESS LICENCES

19.1 Consent Business Licences

Councillor Sutton moved, Councillor Pillon seconded:

That the following business licence applications be received and approved subject to compliance with By-law 2009-44, all agencies and regulations;

1. Southshore Transportation

And further that the licence be issued by the Licensing Officer once the applicant has met all of the special conditions as listed in By-law 2009-44.

The Mayor put the Motion.

Motion Carried

CONSENT OTHER MINUTES

20.1 Consent Other Minutes

Deputy Mayor Sutherland moved, Councillor DiPasquale seconded:

That the following minutes be received:

1. Heritage Committee Minutes - May 18, 2011 @ 5:30 p.m.

Councillor Pouget drew attention to the minutes with respect to heritage designation.

The Mayor put the Motion.

Motion Carried

CORRESPONDENCE

21.1 Correspondence # 1 - Request from the Township of South Frontenac seeking support in asking the Province to limit manufacturing and packaging to products that can be recycled

Councillor DiPasquale moved, Councillor Davies seconded:

That Council receive the correspondence from the Township of South Frontenac;

That Council support that the Province introduce legislation that limits the sale of goods sold in Ontario to those which are completely recyclable or

compostable and packaged in materials that are completely recyclable or compostable;

And further that a copy of the resolution be forwarded to the Township of South Frontenac, Minister of the Environment and the Association of Municipalities of Ontario.

There was discussion on the associated cost of supporting the resolution and benefits of this resolution.

The Mayor put the Motion

Motion Carried

21.2 Correspondence # 2 - Request from the Amherstburg's Gone Car Crazy Show regarding street closures

Councillor Sutton moved, Councillor Pillon seconded:

That Council support the following street closures for the day of July 31, 2011, from 6:00 a.m. to 4:00 p.m.;

- **Murray Street at Ramsey**
- **Dalhousie Street (barricades just north of the Legion)**
- **Fort Malden Drive at Laird Avenue**
- **North Street at Laird Avenue**
- **Rankin Street (barricades west of Richmond Terrace entrance - giving free access to both entrances)**

And further that a copy of this resolution be forwarded to the Amherstburg Police Services.

The Mayor put the Motion.

Motion Carried

OTHER MINUTES

22.1 Traffic Committee Minutes from the meeting of May 19, 2011

Councillor Pillon moved, Councillor Sutton seconded:

That Council reconsider the motion passed April 4, 2011 recommending that a designated unloading area on Dalhousie Street near the Gordon House be approved.

The Mayor put the Motion.

Motion Carried

Councillor Pillon moved, Deputy Mayor Sutherland seconded:

That Council concur with the Traffic Committees recommendation to deny a designated unloading area on Dalhousie Street near the Gordon House at this time.

There was discussion with regard to different parking options and residents obliging to two hour parking signs.

The Mayor put the Motion.

Motion Carried

Councillor Pillon moved, Deputy Mayor Sutherland seconded:

That Council concur with the Traffic Committees recommendation that the current parking spaces stay in effect on Murray Street from Ramsay Street to Dalhousie Street;

And further that additional enforcement be conducted for the time limit parking spaces on Murray and education be provided to businesses on available public parking in the area.

That Council concur with the Traffic Committees recommendation that the speed limit stay as posted on Front Road North.

That Council concur with the Traffic Committees recommendation that the time allotment for pedestrian traffic during off school hours at the General Amherst crosswalk remains as is.

That Council concur with the Traffic Committee to recommend to the County of Essex that the speed limit be changed from 50 km to 60 km, 625 meters from Alma Street on Thomas Road to Middle Side Road.

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

No unfinished Business Items as of June 27, 2011

NEW BUSINESS

i) Abandonment or Dumping Animals in Amherstburg

Deputy Mayor Sutherland moved, Councillor Pouget Seconded:

WHEREAS each year more and more animals are abandoned by their owners;

AND WHEREAS these animals are frequently hit by cars and then die from their injuries or many times die from starvation;

AND WHEREAS it is important to have measures in place to deter individuals from dumping or abandoning unwanted animals by making it a fineable offence;

AND WHEREAS the Town of Essex passed a by-law prohibiting the abandonment or disposal of animals and/or litters of animals on private or other property, including public property (known as the Animal Anti-Abandonment By-law);

THEREFORE IT BE RESOLVED that Administration be requested to bring a report to Council investigating the impact, benefits, ability to enforce and costs associated with implementing a similar By-law in the Town of Amherstburg.

The Mayor put the Motion.

Motion Carried

ii) Council sought an update on the road projects which were approved in the 2011 budget deliberation.

REPORT FROM IN-CAMERA SESSION

None at this time

NOTICE OF MOTION

None at this time

BY-LAWS

27.1 Confirmatory By-law

Councillor Davies moved, Councillor Pillon seconded

That By-law 2011- 68 being a By-law to confirm all resolutions of the Municipal Council Meeting held on June 27, 2011 be taken as having been read three times, and finally passed and the Mayor and Clerk be authorized to sign same thereto.

The Mayor put the Motion.

Motion Carried

ADJOURNMENT

Councillor Sutton moved, Deputy Mayor Sutherland seconded:

That Council adjourn at 8:32 p.m.

The Mayor put the Motion.

Motion Carried



MAYOR - WAYNE HURST



CLERK - BRENDA M. PERCY