



**TOWN OF AMHERSTBURG
COUNCIL MEETING
Monday, May 27, 2013
7:00 PM**

Council Chambers, 271 Sandwich Street South, Amherstburg

MINUTES

PRESENT

Mayor Wayne Hurst
Deputy Mayor Ron Sutherland
Councillor Robert (Bob) Pilon
Councillor Diane Pouget
Councillor Bart DiPasquale

Kristina Pozar Di Paolo, Acting CAO
Brenda Percy, Manager of Council & Legislative
Services/Clerk

ABSENT WITH NOTICE

Councillor John Sutton
Councillor Carolyn Davies

CALL TO ORDER

The Mayor called the meeting to order at 6:00 pm.

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF
(In-Camera agenda items)

There were no disclosures of pecuniary interest noted.

SPECIAL IN-CAMERA MEETING

Deputy Mayor Sutherland moved, Councillor DiPasquale seconded:

That Council move into an In-Camera Meeting of Council at 6:00pm., pursuant to Section 239 of the Municipal Act, 2001, as amended, for the following reasons:

ITEM A – Land Acquisition/Disposition - Section 239(2)(c) – A proposed or pending acquisition or disposition of land by the municipality or local board

ITEM B – Massen Update – Section 239(2)(f) - Advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

The Mayor put the Motion.

Motion Carried

ADJOURNMENT OF IN-CAMERA MEETING

RESUMPTION OF REGULAR COUNCIL MEETING - 7:00 P.M.

The Mayor called the meeting to order at 7:00 pm.

PRAYER

Brenda Percy, Director, Legislative Services/Clerk said prayer.

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF *(Public Council Meeting agenda items)*

There were no disclosures of pecuniary interest noted.

MINUTES OF PREVIOUS MEETING

Approval of Minutes

Deputy Mayor Sutherland moved, Councillor Pillon seconded:

That the minutes be adopted by Council 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:

- 1. Regular Council Meeting Minutes - May 13, 2013**
- 2. Special Council Meeting Minutes - ZBA - May 13, 2013**

The Mayor put the Motion.

Motion Carried Unanimously

PRESENTATIONS

9.1 Branding Part 2 - Dean Collver, Director, Recreation & Culture

Dean Collver, Director, Recreation & Culture presented a PowerPoint presentation with regard to branding of the Town of Amherstburg.

Councillor Pillon moved, Deputy Mayor Sutherland seconded:

That the presentation be received.

The Mayor put the Motion.

Motion Carried Unanimously

REPORTS – POLICE SERVICES

No reports at this time.

REPORTS – RECREATION AND CULTURE

11.1 Branding the Town of Amherstburg

Councillor Pillon moved, Deputy Mayor Sutherland seconded:

That the report by Dean Collver dated April 30, 2013 regarding Branding the Town of Amherstburg be received;

That Council approve the “step by step” process of establishing a brand identity for the Town of Amherstburg as recommended;

And further that Council authorize the use of “200 Years of History ... and We’re Just Getting Started”, and all derivative uses of the phrase, in marketing the Town of Amherstburg to residents and visitors.

The Mayor put the Motion.

Motion Carried Unanimously

11.2 Request to Waive 2013 Fees to Operate the Amherstburg Malden Centre Ball Diamond Concession

Councillor Pillon moved, Councillor DiPasquale seconded:

That the report prepared by Rick Daly dated May 14, 2013 regarding a Request to Waive 2013 Fees to Operate the Amherstburg Malden Centre Ball Diamond Concession be received;

And further that Council approve a waiver of the \$150.00 monthly fee or approve a reduction in fee to \$50.00/month to operate the Malden Centre Ball Diamond Concession at Malden Centre Park for the 2013 Baseball season.

The Mayor put the Motion.

Motion Carried Unanimously

11.3 Waiver of User Fees for Toddy Jones Park Pavilion

Councillor Pouget moved, Councillor DiPasquale seconded:

That the report by Dean Collver dated May 17, 2013 regarding the waiver of fees for Toddy Jones Park Pavilion be received;

And further that Council agree to waive the rental fee for the Pavilion at Toddy Jones Park for the following organizations pending the receipt of a Certificate of Insurance for each user by the Town of Amherstburg:

**Corey Meloche Memorial Walk – event on June 8th, 2013
St Andrew’s Presbyterian Church – event on June 9th, 2013
Lighthouse Baptist Church – event on June 16th, 2013.**

The Mayor put the Motion.

Motion Carried Unanimously

REPORTS – ENGINEERING AND INFRASTRUCTURE

12.1 Termination of Fluoridation – Housekeeping Matter

Deputy Mayor Sutherland moved, Councillor Pouget seconded:

That the report by Lou Zarlenga, dated May 9, 2013 regarding the Termination of Fluoridation – Housekeeping Matter be received;

And further that By-law 2013-45 being a By-law to discontinue the fluoridation system in the Town of Amherstburg be taken as having been read three times and finally passed and the Mayor and the Clerk be authorized to sign same thereto.

The Mayor put the Motion.

REPORTS – CORPORATE SERVICES

13.1 Tax Arrears Extension Agreement for 454 Linden Court

Councillor DiPasquale moved, Councillor Pouget seconded:

That the report prepared by Greg Bedard, Supervisor of Revenue/Financial Analyst dated May 14, 2013 regarding Tax Arrears Extension Agreement for 454 Linden Court be received;

That the Mayor and Clerk be authorized to enter into the Extension Agreement between the Town and the property owner, on behalf of the Town, with the terms outlined in the said agreement;

And further that By-law 2013-53 being a By-law to authorize the execution of a Tax Arrears Extension Agreement, pursuant to Section 378 of the Municipal Act, 2001, 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 Unanimously

REPORTS – LEGISLATIVE SERVICES

14.1 Heritage Tax Rebate Applications for 2012

Councillor Pillon moved, Deputy Mayor Sutherland seconded:

That the report by Stephen Brown dated April 19, 2013 regarding the Heritage Tax Rebate Applications for 2012 be deferred to the June 10th meeting.

The Mayor put the Motion.

Motion Carried Unanimously

14.2 Sign By-law Review

Councillor Pouget moved, Councillor Pillon seconded:

That the report prepared by Brenda Percy dated May 16, 2013 regarding Sign By-law Review be received;

And further that Council approve the steps outlined within the report addressing the Sign By-law review.

The Mayor put the Motion.

Motion Carried Unanimously

14.3 Council Compensation Review Committee - Extension of Application Deadline

Councillor DiPasquale moved, Councillor Pouget seconded:

That the report by Brenda Percy dated May 17, 2013 regarding Council Compensation Review Committee – Extension of Application Deadline be received;

And further that Administration be directed to re advertise for the Committee.

The Mayor put the Motion.

Motion Carried Unanimously

14.4 **Avoiding a Municipal Insurance Crisis – Call to Action**

Councillor Pouget moved, Deputy Mayor Sutherland seconded:

That the report by Paula Parker, Deputy Clerk/Risk Manager dated May 21, 2013 regarding Avoiding a Municipal Insurance Crisis – Call to Action be received;

And further that Council direct Administration to advise MPP, Taras Natyshak and the Province of Ontario of Council's request for change.

The Mayor put the Motion.

Motion Carried

Deputy Mayor Sutherland moved, Councillor Pouget seconded:

That Administration send a copy of this report to County Council for it's information.

The Mayor put the Motion.

Motion Carried

REPORTS - CAO's OFFICE

No reports at this time.

INFORMATION REPORTS

Councillor Pillon moved, Councillor Pouget seconded:

That the consent reports be received.

- a) KNYP Privy Restoration Resulting from an Act of Vandalism**
- b) Accounts Paid for the Period of May 2, 2013 to May 14, 2013**
- c) Life Saving Devices at King's Navy Yard Park**
- d) 2011, 2012 & 2013 Winter Control Cost Summary and Cost Comparison**
- e) Liquor Licence Application – Rosa's Restaurant, 67 Murray Street**

The Mayor put the Motion.

Motion Carried Unanimously

CONSENT CORRESPONDENCE

Councillor Pillon moved, Councillor Pouget seconded:

That the correspondence a – c & e be received.

- a) CAA's Annual Worst Roads Campaign**
- b) World Elder Abuse Awareness Day**
- c) Ontario Medal For Good Citizenship**
- d) Amherstburg Chamber of Commerce Golf Classic**
- e) Clean up of First Baptist Church**

The Mayor put the Motion.

Motion Carried Unanimously

Item d

Councillor Pillon moved, Councillor DiPasquale seconded:

That Council support the Chamber of Commerce Golf Classic for a \$1,000 bronze donation.

The Mayor put the Motion.

Motion Carried Unanimously

CONSENT OTHER MINUTES

Councillor Di Pasquale moved, Councillor Pillon seconded:

That the following minutes be received:

- a) Amherstburg Police Services Board Minutes - March 19, 2013**
- b) Amherstburg Police Services Board Minutes - April 16, 2013**
- c) Co-An Park Committee Minutes - February 13, 2013**
- d) Co-An Park Committee Minutes - March 19, 2013**

The Mayor put the Motion.

Motion Carried

Councillor Pillon updated Council on the accessible washroom at Co-An Park. That the washroom is complete and up and running.

CORRESPONDENCE

19.1 Spina Bifida and Hydrocephalus Awareness Month

Councillor Pillon moved, Deputy Mayor Sutherland seconded:

That the correspondence regarding Spina Bifida and Hydrocephalus Awareness Month be received;

And further that Council proclaim the month of June as Spina Bifida and Hydrocephalus Awareness Month in the Town of Amherstburg.

(The Mayor now reads the Proclamation)

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

Unfinished Business items as of Monday, May 27, 2013

Councillor Pouget requested the addition of unwilling host for wind turbines and protecting our protectors.

Councillor DiPasquale requested an update on the water treatment plant. Lou Zarlenga, Director, Engineering and Infrastructure stated that the June deadline is still intact.

NEW BUSINESS

There was no New Business.

REPORT FROM IN-CAMERA SESSION

Report from In Camera Meeting held Monday, May 27, 2013

The Clerk reported from the Closed meeting session of Council held on May 27, 2013.

COUNCIL IN CAMERA SESSION – REPORTING OUT May 27, 2013 MEETING

Council met at 6:00 pm. on May 27, 2013 for a Special In-Camera meeting and discussed two (2) items as provided for under Section 239 of the Municipal Act.

ITEM A - Land Acquisition/Disposition was heard under Section 239(2)(c) of the Municipal Act. There is nothing further to report on this matter.

ITEM B - Massen Update was heard under Section 239(2)(f) of the Municipal Act. There is nothing further to report on this matter.

NOTICES OF MOTION

There were no Notices of Motion.

BY-LAWS

24.1 By-law to Provide for the Appointment of a Deputy Treasurer

Councillor Pouget moved, Councillor Pillon seconded:

That By-law 2013-55 being a By-law to Provide for the Appointment of a Deputy Treasurer 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 Unanimously

24.2 Housekeeping By-law to Repeal By-law 1998-21

Councillor Pillon moved, Councillor Pouget seconded:

That By-law 2013-56 being a By-law to Repeal By-law 1998-21 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 Unanimously

24.3 Housekeeping By-law to Appoint a Municipal Auditor

Deputy Mayor Sutherland moved, Councillor DiPasquale seconded:

That By-law 2013-57 being a By-law to Appoint a Municipal Auditor 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

24.4 Confirmatory By-law

Councillor Pillon moved, Deputy Mayor Sutherland seconded:

That By-law 2013-58 being a By-law to confirm all resolutions of the Municipal Council Meetings held on May 16 and 27, 2013 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 Pillon moved, Deputy Mayor Sutherland seconded:

That Council rise and adjourn at 7:30 p.m.

The Mayor put the Motion.

Motion Carried

MAYOR – WAYNE HURST

CLERK – BRENDA M. PERCY