



**TOWN OF AMHERSTBURG
COUNCIL MEETING
Monday, September 16, 2013
7:00 PM**

Council Chambers, 271 Sandwich Street South, Amherstburg

MINUTES

PRESENT

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

Brenda Percy, Director, Legislative Service/Clerk
Mike Phipps, Chief Administrative Officer

CALL TO ORDER

The Mayor called the meeting to order at 7:51 pm.

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

There were no disclosures of pecuniary interest noted.

PRAYER

Paula Parker, Deputy Clerk said prayer.

MINUTES OF PREVIOUS MEETING

Approval of Minutes

Councillor DiPasquale moved, Deputy Mayor Sutherland 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 - September 3, 2013

The Mayor put the Motion.

Motion Carried Unanimously

The Mayor asked for Council's indulgence to bring forward By-law items 19.1 and 19.2 at this time.

Councillor Pillon moved, Councillor Davies seconded:

That By-law Items 19.1 and 19.2 be brought forward at this time.

The Mayor put the Motion.

Motion Carried

19.1 By-law 2013-91 OPA No. 2 – 365 Sandwich Street South

Councillor Sutton moved, Deputy Mayor Sutherland seconded:

That By-law 2013-91 being a By-law to Adopt Amendment No. 2 to the Official Plan 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 thereto.

The Mayor put the Motion.

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

Motion Carried

19.2 By-law 2013-92 Zoning By-law Amendment – 365 Sandwich Street South

Councillor Pouget requested clarification on the By-law amendments prior to voting on the item. The Town’s Planner clearly stated the amendments that were a result of the previous 6:00pm Special Council meeting. These amendments included: removal of the request for relief from the height of the building, the building development will return to the required 7.5 meters; the removal of the request for a patio in close proximity to a residential zone, and that a public meeting will be held during the site plan control process with the developer and involved residents to obtain feedback on the proposed site plan prior to the removal of the holding symbol. It was also noted that the developer still wishes to reduce the parking spaces from 117 to 114 and the request for 6.1 meters of side yard still remains.

Councillor Sutton moved, Councillor Pillon seconded:

That By-law 2013-92 being a By-law to Amend Zoning By-law No. 1999-52, as amended on September 16, 2013 at the prior public meeting of Council, 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.

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

Motion Carried

REPORTS – POLICE SERVICES

No reports at this time.

REPORTS – RECREATION AND CULTURE

6.1 Follow Up with Parks Canada - Fort Malden NHSC

Councillor Sutton moved, Councillor Pillon seconded:

It is recommended that:

- 1. That the report from the Manager of Tourism and Culture dated July 16, 2013 regarding a follow up meeting with Parks Canada regarding Fort Malden NHSC be received.**

The Mayor put the Motion.

Motion Carried Unanimously

REPORTS – ENGINEERING AND INFRASTRUCTURE

7.1 Request for Drain Maintenance for the 7th Concession Road Drain North From James McGuire

Councillor Pillon moved, Councillor Pouget seconded:

It is recommended that:

- 1. The report from the Engineering Coordinator dated August 21, 2013 regarding the request for drain maintenance for the 7th Concession Road Drain North from James McGuire be received, and;**
- 2. Council receive the request for drain maintenance for the 7th Concession Road Drain North submitted by James McGuire, and;**
- 3. Council approve the request for drain maintenance from James McGuire and that maintenance work be undertaken to the 7th Concession Road Drain North consisting of bottom cleaning and brushing, pursuant to the dimensions and elevations provided in the current 1991 drainage report.**

The Mayor put the Motion.

Motion Carried Unanimously

7.2 **Request for Drain Maintenance for the Culvert Replacement over the Ernest Paquette Drain From John Omstead**

Councillor Pillon moved, Deputy Mayor Sutherland seconded:

It is recommended that:

1. **The report from the Engineering Coordinator dated August 30, 2013 regarding the request for drain maintenance for the culvert replacement over the Ernest Paquette Drain from John Omstead be received, and;**
2. **Council receive the request for drain maintenance for the Ernest Paquette Drain submitted by John Omstead, and;**
3. **Council approve the request for drain maintenance from John Omstead and that maintenance to replace the culvert over the Ernest Paquette Drain consisting of removing and replacing the existing culvert, pursuant to the dimensions and elevations provided in the current 2010 drainage report.**

The Mayor put the Motion.

Motion Carried Unanimously

REPORTS – CORPORATE SERVICES

No reports at this time.

REPORTS – LEGISLATIVE SERVICES

9.1 **Amendment to Current Fireworks By-law regarding Flying Lanterns**

Councillor DiPasquale moved, Deputy Mayor Sutherland seconded:

It is recommended that:

1. **The report from the Fire Chief dated September 4, 2013 regarding the Amendment to current fireworks by-law regarding flying lanterns be received, and:**
1. **By-law 2003-26 be updated to reflect the banning of flying lanterns in the Town of Amherstburg.**

The Mayor put the Motion.

Motion Carried Unanimously

9.2 **Request for Designation of Town of Amherstburg Events as Municipally Significant**

Deputy Mayor Sutherland moved, Councillor Pillon seconded:

It is recommended that:

1. **The report from the Licensing Officer dated September 11, 2013 regarding Request for Designation of Town of Amherstburg Events as Municipally Significant be received;**
2. **The events listed in Appendix "A", attached to this report be deemed as municipally significant events for the purpose of applying for a Special Occasion Permit.**

The Mayor put the Motion.

Motion Carried Unanimously

REPORTS - CAO's OFFICE

10.1 **Clarification of the Auditor's Role**

Councillor Sutton moved, Councillor Pillon seconded:

It is recommended that:

1. **The report from the Chief Administrative Officer dated September 3, 2013 regarding clarification of the auditor's role be received.**

The Mayor put the Motion.

Motion Carried

INFORMATION REPORTS

Councillor Pillon moved, Councillor Sutton seconded:

That the consent reports be received.

- a) **2013 Woofa-Roo Pet Festival**
- b) **Accounts Paid for the Period of August 21, 2013 to September 3, 2013**
- c) **Temporary Extension Application for Liquor Sales Licence - The Mexican Grill – 61 Richmond Street**

The Mayor put the Motion.

Motion Carried Unanimously

CONSENT CORRESPONDENCE

Deputy Mayor Sutherland moved, Councillor Davies seconded:

That the correspondence items b – d be received.

- a) Alzheimer Society - Dementia Care Strategy**
- b) Canadian Union of Public Employees (CUPE)**
- c) Essex Communities Futures Development Corporation - 2012/13 Annual Report**
- d) Trot with the Troops**

The Mayor put the Motion.

Motion Carried Unanimously

- a) Alzheimer Society - Dementia Care Strategy**

Councillor Davies moved, Councillor Pillon seconded:

Whereas Alzheimer's disease and other dementias are progressive, degenerative diseases of the brain that causes thinking and memory to become seriously impaired;

Whereas Alzheimer's disease and other dementias most often occur in people over the age of 65 but can strike adults at any age; and

Whereas Alzheimer's disease and other dementias affect more than 500,000 Canadians currently and that this figure is projected to reach 1.1 million within a generation; and

Whereas Alzheimer's disease and other dementias also takes their toll on hundreds of thousands of families and care partners; and

Whereas an estimated further three million Canadians face the burden and challenges of providing care for those suffering with Alzheimer's disease and other dementias; and

Whereas there is no known cause or cure for this devastating illness; and

Whereas the cost related to the health care system is in the billions and only going to increase, at a time when our health care system is already facing enormous financial challenges; and

Whereas Canada, unlike many countries, does not have a national dementia strategy; and

Whereas there is an urgent need to plan and raise awareness and understanding about Alzheimer's disease and other dementia as for the sake of improving the quality of life of the people it touches; and

Whereas MP Claude Gravelle Nickel Belt has introduced Bill C-356, An Act respecting a National Strategy for Dementia, as he works for broad, all party and nonpartisan support for an issue that touches us all. His legislation calls for a national plan that includes the development of strategies in primary health care, in health promotion and prevention of illness, in community development, in building community capacity and care partner engagement, investments in research and other (advisory board, objectives, investment in research, and caregivers and more)

Now therefore, the Town of Amherstburg calls on all levels of government and the Federation of Municipalities to adopt a national dementia strategy, and urges all citizens of our communities to become more aware and engaged concerning the far-reaching effects of this devastating disease.

The Mayor put the Motion.

Motion Carried

CONSENT OTHER MINUTES

Councillor Sutton moved, Deputy Mayor Sutherland seconded:

That the following minutes be received.

a) Heritage Committee Meeting Minutes – July 18, 2013

The Mayor put the Motion.

Motion Carried Unanimously

OTHER MINUTES

14.1 Traffic Committee Minutes July 18, 2013

Councillor Pillon moved, Deputy Mayor Sutherland seconded:

It is recommended that:

1. **The Traffic Committee Minutes of July 18, 2013 be received, and;**
2. **Council concur with the Traffic Committee's recommendation that the Public Works Department put up a Blind Child Sign at 311 Lakeside Drive and that the Public Works Department handle these request going forward, and;**
3. **Council concur with the Traffic Committee's recommendation that Vermont Street be deemed alternate monthly parking and that the Public Works Department issue a schedule of all streets that will be deemed alternate monthly parking annually, and;**
4. **Council concur with the Traffic Committee's recommendation that the 6th Concession North speed limit be reduced to 60km/hr, 1km south of County Road 8 to ensure a Community Safety Zone with the close proximity of Western Secondary School, and;**
5. **Council concur with the Traffic Committee's recommendation that Thrasher Drive be reviewed by the Roads Superintendent for further information, and;**
6. **Council concur with the Traffic Committee's recommendation that parking on George Street between Richmond and Simcoe Street be further reviewed for more information to see if alternate monthly parking is warranted, and;**
7. **Council concur with the Traffic Committee's recommendation that additional parking enforcement be performed on Simcoe Street for vehicles parking on the bike and walking paths.**

The Mayor put the Motion.

Motion Carried Unanimously

UNFINISHED BUSINESS

Unfinished Business items as of Monday, September 16, 2013

Councillor DiPasquale requested that the Smoke By-law be added back to the list.

The CAO advised that the EIC Training report will be brought forward at the October 7, 2013 Regular Council meeting.

Councillor Pillon requested the addition of the non-working pedestrian signals at the traffic of lights on Pickering Drive and Sandwich Street.

NEW BUSINESS

There was no New Business.

NOTICES OF MOTION

Councillor Davies brought forward the following Notice of Motion:

To request permission of administration to proceed with notification of those property owners of their inclusion on the Property of Interest list registry.

BY-LAWS

19.1 **By-law 2013-91 OPA No. 2 – 365 Sandwich Street South**

As dealt with above.

19.2 **By-law 2013-92 Zoning By-law Amendment – 365 Sandwich Street South**

As dealt with above.

19.3 **Confirmatory By-law**

Councillor Pillon moved, Councillor Sutton seconded:

That By-law 2013-94 being a By-law to confirm all resolutions of the Municipal Council Meetings held on September 16, 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 Unanimously

ADJOURNMENT

Deputy Mayor Sutherland moved, Councillor Sutton seconded:

That Council rise and adjourn at 8:26 p.m.

The Mayor put the Motion.

Motion Carried

MAYOR – WAYNE HURST

CLERK – BRENDA M. PERCY