



**TOWN OF AMHERSTBURG  
COUNCIL MEETING  
Monday, September 22, 2014  
7:00 PM**

Council Chambers, 271 Sandwich Street South, Amherstburg

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**MINUTES**

**PRESENT**

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

Mike Phipps, Chief Administrative Officer  
Paula Parker, Clerk

**CALL TO ORDER**

The Mayor called the meeting to order at 7:01 p.m.

**PRAYER**

The Clerk said prayer.

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

There were no disclosures of pecuniary interest noted.

**MINUTES OF PREVIOUS MEETING**

**Approval of Minutes**

Deputy Mayor Sutherland moved, Councillor Sutton 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 - August 11, 2014**
- 2. Special Council Meeting Minutes - August 19, 2014**

The Mayor put the Motion.

**Motion Carried Unanimously**

## **RECOGNITIONS**

### **5.1 Long Service Award Recognition**

Human Resources Manager, Michelle Rose and Human Resources Coordinator, Sabrina Bilyk recognized employees for their years of service.

Councillor Sutton moved, Councillor Davies seconded:

**That the recognitions and information report be received.**

The Mayor put the Motion.

**Motion Carried**

## **PRESENTATIONS**

### **6.1 New Amherstburg GIS-IT Web/Mobile Mapping Initiatives - Tony Marra, GIS Coordinator**

Tony Marra gave thanks to Lauren Yee for her assistance with this project and took Council through 3 GIS mapping websites.

Councillor Sutton moved, Councillor Davies seconded:

**That the presentation be received.**

The Mayor put the Motion.

**Motion Carried Unanimously**

## **REPORTS – POLICE SERVICES**

No reports at this time.

The Mayor asked for Council's indulgence with regard to bringing Report item 12.1 forward at this time.

Councillor Sutton moved, Deputy Mayor Sutherland seconded:

**That Council bring forward Report item 12.1 at this time.**

The Mayor put the Motion.

**Motion Carried**

## **REPORTS - CAO's OFFICE**

### **12.1 Council Compensation Review for the 2014 – 2018 Term of Office**

Councillor Sutton moved, Councillor DiPasquale seconded:

**That this report be deferred to the new Council.**

The Mayor put the Motion.

**Motion Carried Unanimously**

## **REPORTS – CORPORATE AND COMMUNITY SERVICES**

No reports at this time.

## **REPORTS – FINANCIAL SERVICES**

### **9.1 Reserves and Reserve Funds**

Deputy Mayor Sutherland moved, Councillor Davies seconded:

**That:**

- 1. The report from the Manager, Financial Services dated September 10, 2014 regarding Reserves and Reserve Funds be received; and,**
- 2. Council approve the restructuring of the non-cash, equity reserves and the segregated-cash reserve funds; and,**

- 3. Council approve the transfer of budgeted monies, in the amount of \$658,200.00, to the General Town Reserve Fund.**

The Mayor put the Motion.

**Motion Carried Unanimously**

Councillor DiPasquale asked if the reserve fund was separate. The Manager of Financial Services stated that the reserve account is set up separate.

## **REPORTS – ENGINEERING AND PUBLIC WORKS**

### **10.1 6th Concession North Watermain Replacement -Tender Results**

Councillor Pouget moved, Deputy Mayor Sutherland seconded:

**That:**

- 1. The report from the Manager of Environmental Services dated September 8, 2014 regarding the 6th Concession North Watermain Replacement - Tender Results be received; and,**
- 2. Council award the contract to SLR Contracting Group to complete the 6th Concession North Watermain Replacement; and,**
- 3. By-law 2014-97 being a by-law to enter into a contract with SLR Contracting Group to complete the 6th Concession North Watermain Replacement be taken as having been read three times and finally passed and the Mayor and Clerk be authorized to sign same.**

The Mayor put the Motion.

**Motion Carried Unanimously**

### **10.2 Shaw Drain North Improvements**

Councillor Sutton moved, Councillor Pouget seconded:

**That:**

- 1. The report from the Manager of Public Works dated September 10, 2014 regarding Shaw Drain North Improvements be received; and,**
- 2. Council appoint N.J. Peralta Engineering Ltd. pursuant to the provisions of the Drainage Act for the repair and improvement to the Shaw Drain North.**

The Mayor put the Motion.

**Motion Carried Unanimously**

## **REPORTS – ECONOMIC AND COMMUNITY DEVELOPMENT**

### **11.1 Proposed Nuisance Smoke By-law**

Councillor Sutton moved, Councillor Davies seconded:

**That:**

- 1. The report from the Manager of Licensing and Enforcement dated September 12, 2014 regarding Proposed Nuisance Smoke By-law be received; and,**
- 2. Council direct administration to prepare a revised draft Nuisance Smoke By-law for Council consideration and this report be provided to Council in November 2014, provided Ministry comments have been received.**

The Mayor put the Motion.

**Motion Carried Unanimously**

### **11.2 Discharge of Development Agreement & Correction of Easement 199 Sandwich Street South**

Councillor Pillon moved, Councillor DiPaquale seconded:

**That:**

- 1. The report from the Manager of Planning Services dated September 11, 2014 regarding Discharge of Development Agreement & Correction of Easement 199 Sandwich Street South be received; and,**
- 2. Council approve the discharge of the existing Development Agreement of April 12, 1994 from Part 2 on 12R-20905; and,**
- 3. Council support approval of the proposed new transfer of Easement to Hampton Holdings of Windsor Limited and the Release and Discharge of the prior Easement, to be registered concurrently; and,**

4. **By-law 2014-95 and 2014-98 being by-laws to authorize the Discharge of a Development Agreement and the Transfer of Easement be taken as having been read three times and finally passed and the Mayor and Clerk be authorized to sign same.**

The Mayor put the Motion.

**Motion Carried Unanimously**

#### 12.2 **Election Compliance Audit Committee – 2014 Election**

Councillor Sutton moved, Deputy Mayor Sutherland seconded:

**That:**

1. **The report from the Manager of Municipal Governance dated September 15, 2014 regarding an Election Compliance Audit Committee be received;**
2. **A three-member Election Compliance Audit Committee be established consisting of:**  
  
**Joe Gorski  
Robin Hall  
Chris Gibb**
3. **By-law 2014-99 being a by-law to establish an Election Compliance Audit Committee for the Town of Amherstburg for the 2014-2018 term be read three times and finally passed and the Mayor and Clerk be authorized to sign same.**

The Mayor put the Motion.

**Motion Carried**

#### 12.3 **Cost to Operate the Libro Center**

Councillor Sutton moved, Councillor Davies seconded:

**That the report be received.**

The Mayor put the Motion.

**Motion Carried Unanimously**

#### 12.4 **Application for Grant for Texas Road**

Councillor Sutton moved, Deputy Mayor Sutherland seconded:

**That the report be received.**

The Mayor put the Motion.

**Motion Carried Unanimously**

## 12.5 Procedural By-law Amendment

Councillor Pouget moved, Councillor Davies seconded:

**That this report be deferred to the new Council.**

The Mayor put the Motion.

**Motion Carried Unanimously**

## INFORMATION REPORTS

Councillor Sutton moved, Councillor Pillon seconded:

**That the information reports be received.**

### a) Accounts Paid for the Period of August 19, 2014 to September 8, 2014

The Mayor put the Motion.

**Motion Carried Unanimously**

## CONSENT CORRESPONDENCE

Councillor Pillon moved, Councillor Pouget seconded:

**That the consent correspondence be received.**

- a) Community Grant Program – Amherstburg Community Services
- b) National Seniors Day – Government of Canada
- c) Annual General Meeting – Amherstburg Food & Fellowship Mission
- d) Request for land – Barbara Bondy-Pare

The Mayor put the Motion.

**Motion Carried Unanimously**

## CORRESPONDENCE

15.1 **Waste Reduction Week – October 20-26, 2014**

Deputy Mayor Sutherland moved, Councillor DiPasquale seconded:

**That:**

1. **The correspondence regarding Waste Reduction Week be received; and,**
2. **Council proclaim October 20-26, 2014 as Waste Reduction Week in the Town of Amherstburg.**

The Mayor put the Motion.

**Motion Carried Unanimously**

15.2 **Child Care Worker & Early Childhood Educator Appreciation Day - October 29, 2014**

Councillor DiPasquale moved, Councillor Pillon seconded:

**That:**

1. **The correspondence regarding Child Care Worker & Early Childhood Educator Appreciation Day be received; and,**
2. **Council proclaim October 29, 2014 as Child Care Worker & Early Childhood Educator Appreciation Day in the Town of Amherstburg.**

The Mayor put the Motion.

**Motion Carried Unanimously**

**UNFINISHED BUSINESS**

1. Councillor DiPasquale asked if there would be a master flooding report. The Chief Administrative Officer replied that the intention is to bring a report to Council either late October or early November. He stated that Administration is currently working on ways to identify a long term fix but provide short term assistance to those affected.
2. Councillor Pouget asked for an update on the 3 lane configuration on Sandwich Street. The Director of Engineering and Public Works stated that staff met with affected business owners and a report regarding the results will be brought to Council at the October 6<sup>th</sup>, 2014 Regular Council Meeting. Mayor Hurst stated he will call a special meeting if there are any concerns that come up before the October 6<sup>th</sup>, 2014 meeting.



3. Councillor Pouget requested an update on the report regarding the relocation of the Building and Planning Departments to the Libro Center. The Chief Administrative Officer stated that a report will be brought to Council at the October 6<sup>th</sup>, 2014 Regular Council Meeting.
4. Deputy Mayor Sutherland stated that a resident raised concern regarding the speed limit on County Road 10 from 2<sup>nd</sup> Concession to Front Road. The resident stated that he would like to see the speed limit reduced to 50km on that portion of County Road 10. Councillor Pillon stated that the traffic committee is looking at that but can only make recommendations to the County of Essex because it is a County Road.

### **NEW BUSINESS**

1. Council Pouget moved, Councillor Davies seconded:

**That Council direct Administration to contact Deloitte to meet with Council and our taxpayers at a meeting to be advertised and to be held at the Libro Center prior to October 20<sup>th</sup>, in order that we provide our residents the opportunity to question Council and Deloitte regarding the Financial Review and Practices Report.**

The Mayor put the Motion.

**Motion Carried Unanimously**

2. Councillor Pouget moved, Councillor DiPasquale seconded:

**That Council direct Administration to make public the new CAO's contract within 7 days of this meeting.**

The Mayor put the Motion.

**Motion Lost**

Councillor Pillon asked Administration to find out the legalities of releasing the CAO contract. The Chief Administrative Officer stated that Administration will get direction from the Town Solicitor.

## NOTICES OF MOTION

Councillor Pouget moved, Deputy Mayor Sutherland seconded:

**To request Administration to provide Council with a full report, the performance and adequacy of the emergency sirens, the ability to inform the public of any possible emergency situation in our municipally owned facilities, in particular, the Libro Center and its grounds and if that structure has an intercom or PA system that could be used on short notice.**

The Mayor put the Motion.

**Motion Carried Unanimously**

## BY-LAWS

### 19.1 Confirmatory By-law

Councillor Sutton moved, Deputy Mayor Sutherland seconded:

**That By-law 2014-100 being a by-law to confirm all resolutions of the Municipal Council Meetings held on September 11th, 15th and 22nd, 2014 be taken as having being read three times and finally passed and the Mayor and Clerk be authorized to sign same.**

The Mayor put the Motion.

**Motion Carried**

**ADJOURNMENT**

Deputy Mayor Sutherland moved, Councillor Sutton seconded:

**That Council rise and adjourn at 8:11 p.m.**

The Mayor put the Motion.

**Motion Carried**

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MAYOR – WAYNE HURST

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CLERK – PAULA PARKER