



**TOWN OF AMHERSTBURG
COUNCIL MEETING**

Monday, March 23, 2015

6:00 PM

Council Chambers, 271 Sandwich Street South, Amherstburg

MINUTES

PRESENT

Mayor Aldo DiCarlo
Deputy Mayor Bart DiPasquale
Councillor Joan Courtney
Councillor Rick Fryer
Councillor Jason Lavigne
Councillor Leo Meloche
Councillor Diane Pouget

Giovanni (John) Miceli, Chief Administrative Officer
Paula Parker, Clerk

CALL TO ORDER

The Mayor called the meeting to order at 6:01p.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 DiPasquale moved, Councillor Fryer 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 - February 23, 2015
2. Special Council Meeting Minutes - March 5, 2015
3. Special In-Camera Meeting Minutes - March 9, 2015
4. Regular Council Meeting Minutes - March 9, 2015

The Mayor put the Motion.

Motion Carried

REPORTS – POLICE SERVICES

No reports at this time.

REPORTS – CORPORATE AND COMMUNITY SERVICES

No reports at this time.

REPORTS – FINANCIAL SERVICES

7.1 March 2, 2015- March 16, 2015 Accounts Payable

Councillor Fryer requested an amendment to the motion to have Administration look into the fee that was charged for the joint Council training in the Town of Tecumseh.

Councillor Meloche moved, Councillor Lavigne seconded:

That:

1. **The report from the Director of Financial Services dated March 2, 2015, regarding March 2, 2015 – March 16, 2015 Accounts Payable, BE APPROVED; and,**
2. **The Director of Financial Services BE AUTHORIZED to release funds for the approved payables.**
3. **Council DIRECT Administration to report back to Council the reason why a fee was applied for the joint Council training in the Town of Tecumseh.**

The Mayor put the Motion.

Motion Carried

7.2 2015 Water and Waste Water Budget

Councillor Fryer moved, Councillor Pouget seconded:

That the report from the Manager of Financial Services, dated March 17, 2015, BE RECEIVED.

The Mayor put the Motion.

Motion Carried

Councillor Fryer moved, Councillor Pouget seconded:

That the 2015 Water and Waste Water Budget and the 2015 Water and Waste Water Rates be deferred to the March 31, 2015 Budget deliberation.

The Mayor put the Motion.

Motion Carried

REPORTS – ENGINEERING AND PUBLIC WORKS

8.1 2015 Water and Wastewater Rates *(As dealt with and deferred above)*

REPORTS – ECONOMIC AND COMMUNITY DEVELOPMENT

9.1 Amherstburg Farmers Market (AMF) Update

Councillor Pouget moved, Councillor Courtney seconded:

That:

- 1. The report from the Manager of Tourism and Culture, dated March 3, 2015, regarding the Amherstburg Farmers Market (AMF) Update, BE RECEIVED; and,**
- 2. The Amherstburg Farmers Market Association's continued operations at two locations, the Malden Community Center parking lot at 7860 County Road 20 every Saturday from 8:30 am to 1:30 pm and at the south end of Toddy Jones Park every Tuesday, from 1 pm to 6 pm beginning on May 16, 2015, to October 10, 2015, BE APPROVED.**

The Mayor put the Motion.

Motion Carried

9.2 Development Agreement for 105 Richmond Street

Deputy Mayor DiPasquale moved, Councillor Pouget seconded:

That:

- 1. The report from the Manager of Planning Services dated February 23, 2015, regarding a Development Agreement for 105 Richmond Street BE RECEIVED;**
- 2. The site plan and development agreement for the redevelopment of the site to a quick lube and car wash BE APPROVED; and,**
- 3. By-law 2015-17 being a By-law to authorize the signing of a development agreement 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

9.3 Construction of Paved Shoulder along County Road 5 (AMH-13) & County Road 20 (AMH-14) in the County Wide Active Trail System (CWATS)

Councillor Fryer moved, Deputy Mayor DiPasquale seconded:

That:

- 1. The report from the Director of Economic and Community Development dated March 14, 2015, regarding the Construction of Paved Shoulder along County Road 5 (AMH-13) & County Road 20 (AMH-14) as in the County Wide Active Trail System (CWATS) BE RECEIVED;**
- 2. Council PRE-COMMIT \$39, 000.00 in the 2015 Capital Budget to fund the Town of Amherstburg 60% portion of the total estimated costs of County Road 20 (AMH-14);**
- 3. Council PRE-COMMIT \$163, 800.00 for County Road 5 (AMH-13) in the 2016 Capital Budget to fund the Town of Amherstburg 60% portion of the total estimated costs of the project; and,**
- 4. Administration NOTIFY the CWATS Committee, by a resolution of Council, no later than March 25th, 2015.**

The Mayor put the Motion.

Motion Carried

REPORTS - CAO's OFFICE

No reports at this time.

COMMUNICATION REPORTS

Councillor Meloche moved, Councillor Lavigne seconded:

That the communication reports BE RECEIVED:

- a) 2014 Annual Audit Planning Report**
- b) 2014 Amherstburg Drinking Water System Annual Inspection**

- c) **Update Regional Intensity Duration Frequency Curve Analysis and Climate Change Variability Study**
- d) **Tax Sale Registration and Tax Sale**

The Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

Councillor Fryer moved, Councillor Lavigne seconded:

That the consent correspondence BE RECEIVED:

- a) **Royal Canadian Legion, Branch 157 - 85th Anniversary Invitation**
- b) **Essex Region Conservation Authority (ERCA) - Thank you letter**

The Mayor put the Motion,

Motion Carried

CONSENT OTHER MINUTES

Councillor Meloche moved, Councillor Lavigne seconded:

That the following minutes BE RECEIVED:

- a) **Amherstburg Police Service Meeting Minutes - February 17, 2015**
- b) **Co-An Park Committee Meeting Minutes - February 17, 2015**

The Mayor put the Motion.

Motion Carried

CORRESPONDENCE

14.1 Ontario Student Nutrition Program (OSNP)

Councillor Fryer moved, Councillor Pouget seconded:

That:

1. **Administration BE DIRECTED to sign the "Say YES to Good Food in Schools" pledge.**

The Mayor put the Motion.

Motion Carried

OTHER MINUTES

15.1 Traffic Committee Meeting - February 5th, 2015

Councillor Pouget moved, Councillor Lavigne seconded:

That:

1. **Council CONCUR with the Traffic Committee recommendation that four 'Horse and Rider' Warning Signs be placed along Concession 8 at Middle Side Road, Texas Road and Alma Street.**

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

1. Councillor Meloche noted some concerns with respect to the temporary construction closure on Walker Road. He stated that the closure, which detours traffic onto Concession 8, will be in effect until sometime in June. He advised that residents have concerns with the 2 mile detour for emergency services. He also stated that Concession 8 residents are concerned with the speed in which vehicles are travelling and that more enforcement is needed on that Concession. They are also concerned about truck traffic being detoured down the Concession and the bridge at Sucker Creek should be looked at to ensure it can bear truck weight.

Councillor Meloche asked if the pedestrian bridge on Walker Road was going to be repaired due to its poor condition. The Director of Engineering and Public Works acknowledged that the bridge is in need of repair and it is included in the 2015 Budget.

NOTICES OF MOTION

18.1 Deputy Mayor DiPasquale - Election by Ward System

Deputy Mayor DiPasquale withdrew his Notice of Motion after some discussion with Council and moved the following motion in its place.

Deputy Mayor DiPasquale moved, Councillor Meloche seconded:

That Council defer the Election by Ward System motion and revisit it at a later date.

The Mayor put the Motion.

Motion Carried

- 18.2 Councillor Fryer introduced a Notice of Motion with respect to phasing out the Director of Economic and Community Development position. This motion will be before Council for consideration and voting at the March 30, 2015, Special Council Meeting.

BY-LAWS

19.1 By-law 2015-27 - OMAFRA Contribution Agreement

Councillor Meloche moved, Councillor Fryer seconded:

That By-law 2015-27 being a by-law to Enter into a Contribution Agreement with Her Majesty the Queen in Right of Ontario as Represented by the Minister of Agriculture, Foods and Rural Affairs for the Ontario Community Infrastructure Fund - Application Based Component be taken as having been read 3 times and finally passed and the Mayor and Clerk be authorized to sign same.

The Mayor put the Motion.

Motion Carried

19.2 **Confirmatory By-law**

Councillor Fryer moved, Councillor Meloche seconded:

That By-law 2015-30 being a by-law to confirm all resolutions of the Municipal Council Meeting held on March 23rd, 2015 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

Councillor Meloche moved, Deputy Mayor DiPasquale seconded:

That Council break for a 5 minutes recess.

The Mayor put the Motion.

Motion Carried

Councillor Lavigne moved, Councillor Pouget seconded:

That Council reconvene at 8:29 p.m.

The Mayor put the Motion.

Motion Carried

Councillor Fryer moved, Councillor Courtney seconded:

That Council move into an In-Camera Meeting of Council at 8:29 p.m., pursuant to Section 239 of the Municipal Act, 2001, as amended, for the following reasons:

ITEM A – Audit & Finance Advisory and Economic Development Advisory Committee Appointees - Section 239 (2)(b) - personal matters about an identifiable individual, including municipal or local board employees

The Mayor put the Motion.

Motion Carried

Councillor Meloche moved, Councillor Courtney seconded:

That Council reconvene to public session at 9:11 pm.

The Mayor put the Motion.

Motion Carried

ADJOURNMENT

Councillor Meloche moved, Councillor Courtney seconded:

That Council rise and adjourn at 9:12 p.m.

The Mayor put the Motion.

Motion Carried



MAYOR – ALDO DICARLO



CLERK – PAULA PARKER