



**TOWN OF AMHERSTBURG  
SPECIAL COUNCIL MEETING**

**Monday, October 5, 2015**

**6:00 PM**

Council Chambers, 271 Sandwich Street South, Amherstburg

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**MINUTES**

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**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  
Tammy Fowkes, Deputy Clerk

**CALL TO ORDER**

The Mayor called the meeting to order at 6:01 p.m.

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

There were no disclosures of pecuniary interest noted.

## **SPECIAL IN-CAMERA MEETING**

The Director of Engineering and Public Works, The Director of Financial Services and the Town's Solicitor, Ed Posliff, were present for discussion on Item A.

Councillor Meloche moved, Councillor Pouget seconded:

**That Council move into an In-Camera Meeting of Council at 6:01 p.m., pursuant to Section 239 of the Municipal Act, 2001, as amended, for the following reasons:**

**ITEM A – Facca Update - Section 239 (2)(e) – Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.**

The Mayor asked if there were any concerns on the issues being heard in closed session. There were no concerns noted.

The Mayor put the Motion.

**Motion Carried**

## **ADJOURNMENT OF IN-CAMERA MEETING**

Councillor Fryer moved, Councillor Pouget seconded:

**That Council rise from In-Camera session at 6:19 p.m.**

The Mayor put the Motion.

**Motion Carried**

## **RESUMPTION OF SPECIAL COUNCIL MEETING**

Councillor Pouget moved, Councillor Fryer seconded:

**That Council resume Public session at 6:19 p.m.**

The Mayor put the Motion.

**Motion Carried**

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

There were no disclosures of pecuniary interest noted.

**COUNCIL IN CAMERA SESSION – REPORT OUT**  
**October 5, 2015 MEETING**

Council met at 6:01 pm on October 5, 2015, for a Special In-Camera meeting and discussed (1) item as provided for under Section 239 of the Municipal Act:

**ITEM A – Facca Update** heard under Section 239 (2)(e) of the Act. As a result of that discussion, the following motion is before Council for consideration:

Councillor Fryer moved, Councillor Lavigne seconded:

**That:**

- 1. The report from the Director of Financial Services, dated September 29, 2015, BE RECEIVED;**
- 2. Council APPROVE the Minutes of Settlement in Court File No. CV-12-18244 Facca Incorporated and The Corporation of the Town of Amherstburg; and,**
- 3. The Director of Financial Services BE AUTHORIZED to fund the approved Minutes of Settlement with Facca Incorporated through the Wastewater Capital Reserve.**

The Mayor put the Motion.

**Motion Carried**

**REPORTS – CORPORATE AND COMMUNITY SERVICES**

**7.1 Public Events Policy and Process**

Councillor Fryer proposed an amendment to the policy to add Council approval of all events held in the Town.

Councillor Courtney moved, Deputy Mayor DiPasquale seconded:

**That:**

- 1. The report from the Manager of Business Development and Programs dated August 27, 2015, regarding Public Events Policy and Process BE RECEIVED; and,**
- 2. The Public Events Policy for Public Events in the Town of Amherstburg BE APPROVED, as amended.**

The Mayor put the Motion.

	<b>Yes/Concur</b>	<b>No/Not Concur</b>
Councillor Courtney	X	
Mayor DiCarlo		X
Deputy Mayor DiPasquale	X	
Councillor Fryer	X	
Councillor Lavigne	X	
Councillor Meloche	X	
Councillor Pouget	X	

**Motion Carried**

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

### **8.1 By-law Enforcement Policy**

Councillor Lavigne moved, Councillor Fryer seconded:

**That the By-law Enforcement Policy be deferred to a future policy meeting.**

The Mayor put the Motion.

**Motion Carried**

## **REPORTS – CAO's OFFICE**

### **9.1 Local Boards/Committees Terms of Reference**

Councillor Pouget proposed an amendment to the policy to change 4 missed consecutive meetings to 3 consecutive missed meetings.

Councillor Lavigne moved, Councillor Meloche seconded:

**That:**

- 1. The report from the Municipal Clerk dated August 18, 2015, regarding Local Boards/Committees – Terms of Reference BE RECEIVED;**
- 2. Local Boards/Committees - Terms of Reference BE ADOPTED as amended; and,**
- 3. The Clerk BE DIRECTED to provide training as required to staff liaisons, Committee Chairs and Vice Chairs, as per the newly adopted terms.**

The Mayor put the Motion.

**Motion Carried**

### **9.2 Professional Dress Policy for Non-Uniformed Employees**

Councillor Lavigne moved, Councillor Fryer seconded:

**That:**

- 1. The new Professional Dress Policy for Non-Uniformed Employees – CAO-HR-POL05, BE APPROVED as presented.**

The Mayor put the Motion.

**Motion Carried**

Councillor Fryer moved, Councillor Pouget seconded:

**That Administration bring back information on a Drainage Board as soon as possible.**

The Mayor put the Motion.

**Motion Carried**

Councillor Fryer moved, Councillor Meloche seconded:

**That Council recess at 7:33 p.m.**

The Mayor put the Motion.

**Motion Carried**

Councillor Lavigne moved, Councillor Meloche seconded:

**That Council reconvene at 7:44 p.m.**

The Mayor put the Motion.

**Motion Carried**

### **SPECIAL IN-CAMERA MEETING**

The Director of Finance was present for discussion on Items B and C.

Councillor Lavigne moved, Councillor Meloche seconded:

**That Council move into an In-Camera Meeting of Council at 7:45 p.m. pursuant to Section 239 of the Municipal Act, 2001, as amended, for the following reasons:**

**ITEM B - MFIPPA Reporting Update – Section 239 (2)(b) - Personal matters about an identifiable individual, including municipal or local board employees.**

**ITEM C - Municipal Restructuring – Section 239 (2)(b) - Personal matters about an identifiable individual, including municipal or local board employees; and, Section 239 (2)(d) - Labour relations or employee negotiations.**

The Mayor put the Motion.

**Motion Carried**

### **ADJOURNMENT OF IN-CAMERA MEETING**

Councillor Pouget moved, Deputy Mayor DiPasquale seconded:

**That Council rise and adjourn In-Camera session at 9:19 p.m.**

The Mayor put the Motion.

**Motion Carried**

### **RESUMPTION OF SPECIAL COUNCIL MEETING**

Councillor Pouget moved, Councillor Meloche seconded:

**That Council resume Public session at 9:19 p.m.**

The Mayor put the Motion.

**Motion Carried**

### **COUNCIL IN CAMERA SESSION – REPORT OUT October 5, 2015 MEETING**

Council met at 7:45 pm on October 5, 2015, for a Special In-Camera meeting and discussed (2) items as provided for under Section 239 of the Municipal Act:

**ITEM B - MFIPPA Reporting Update** heard under Section 239 (2)(b) of the Act. There is nothing further to report at this time.

**ITEM C - Municipal Restructuring** heard under Section 239 (2)(b) of the Act. As a result of that discussion, the following motion is before Council for consideration:

Councillor Lavigne moved, Councillor Meloche seconded:

**That:**

1. That the report from the CAO BE APPROVED in principal;
2. That the position of Director of Economic and Community Development BE ELIMINATED and the position of Director of Planning, Development and Legislative Services BE ADDED to the organizational structure subsequent to Council approval;
3. That the position of Director of Parks, Recreation, Facilities and Cultural Services BE ADDED to the organizational structure subsequent to Council approval; and,
4. That the CAO BE DIRECTED to bring back job descriptions and costing of each approved Director position prior to their recruitment.

The Mayor put the Motion.

**Motion Carried**

#### **ADJOURNMENT**

Councillor Meloche moved, Councillor Courtney seconded:

**That Council rise and adjourn at 9:24 p.m.**

The Mayor put the Motion.

**Motion Carried**

  
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MAYOR – ALDO DICARLO

  
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CLERK – PAULA PARKER