



**TOWN OF AMHERSTBURG
COUNCIL MEETING**

Monday, January 25, 2016

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 6:10 p.m.

MOMENT OF SILENT REFLECTION

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

Councillor Lavigne moved, Deputy Mayor DiPasquale 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. Special Council Meeting – 2016 Budget – November 30, 2015**
- 2. Special In-Camera Council Meeting – January 4, 2016**
- 3. Special Council Meeting – January 4, 2016**
- 4. Special In-Camera Council Meeting – January 11, 2016**
- 5. Special Council Meeting – Planning – January 11, 2016**
- 6. Regular Council Meeting – January 11, 2016**

The Mayor put the Motion.

Motion Carried

Deputy Mayor DiPasquale moved, Councillor Meloche seconded:

That Council ALLOW the delegation from Scott Deslippe.

The Mayor put the Motion.

Motion Carried

DELEGATIONS

Use of Downtown Core Survey – Scott Deslippe

Councillor Lavigne moved, Councillor Meloche seconded:

That the delegation BE RECEIVED.

The Mayor put the Motion.

Motion Carried

REPORTS – COMMITTEE’S

5.1 Publication and Distribution of Heritage Pamphlets

Councillor Fryer moved, Councillor Courtney seconded:

That:

- 1. The report from the Heritage Committee Vice-Chair dated January 5, 2016, regarding Publication and Distribution of Heritage Pamphlets BE RECEIVED;**
- 2. The Publication and Distribution of two Heritage pamphlets, specifically Heritage Designation in Amherstburg and Amherstburg’s Designated Heritage Properties A Self-Guided Walking Tour BE APPROVED; and,**
- 3. Administration BE DIRECTED to work with the Heritage Committee to proceed with print and distribution of these pamphlets once all policies and procedures relating to Town branding and media relations are met.**

The Mayor put the Motion.

Motion Carried

REPORTS – POLICE SERVICES

There were no reports.

REPORTS – CORPORATE SERVICES

7.1 January 6, 2016 - January 19, 2016 Accounts Payable

Councillor Lavigne moved, Councillor Pouget seconded:

That:

- 1. The report from the Director of Corporate Services/Treasurer dated January 19, 2016, regarding January 6, 2016- January 19, 2015, Accounts Payable, BE APPROVED; and,**
- 2. The Director of Corporate Services/Treasurer BE AUTHORIZED to release funds for the approved payables.**

The Mayor put the Motion.

Motion Carried

REPORTS – ENGINEERING AND PUBLIC WORKS

8.1 3rd Concession Road Drain North Tender Results

Councillor Lavigne moved, Councillor Fryer seconded:

That:

- 1. The report from the Manager of Public Works dated December 17, 2015, regarding the 3rd Concession Road Drain North Tender Results BE RECEIVED;**
- 2. The cost of the 3rd Concession Road Drain North in the amount of \$154,064.64 BE APPROVED and FUNDED as follows:**

a. Residents	\$121,195.02
b. Town of Amherstburg	\$ 15,011.08
c. OMAFRA Grant	\$ 17,658.54
- 3. An agreement with Shearock Construction Group Inc. to complete the 3rd Concession Road Drain North Improvement BE AUTHORIZED in the amount of \$104,795.00 (excluding H.S.T.); and,**
- 4. By-law 2016-04 being a by-law to enter into an Agreement with Shearock Construction Group Inc. to complete the 3rd Concession Road Drain North Improvements 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

8.2 Sewer Bylaw Revisions

Councillor Lavigne moved, Councillor Meloche seconded:

That:

1. **The report from the Manager of Engineering and Operations dated December 22, 2015, regarding Sewer Bylaw Revisions BE RECEIVED; and,**
2. **By-law 2016-07 being a by-law to prohibit, regulate and inspect the discharge of sewage into the municipal sewage system in 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.**

The Mayor put the Motion.

Motion Carried

REPORTS – PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES

There were no reports.

REPORTS – PARKS, FACILITIES, RECREATION AND CULTURE

There were no reports.

REPORTS - CAO's OFFICE

11.1 Community Based Strategic Plan – Consultant Selection and Award of Contract

Councillor Fryer moved, Councillor Lavigne seconded:

That:

1. **The report from the Chief Administrative Officer and Manager of Planning Services dated January 10, 2016, regarding the Community Based Strategic Plan- Consultant Selection and Award of Contract, BE RECEIVED;**
2. **Council AUTHORIZE the award of contract for Professional Consulting Services for the development of a Community Based Strategic Plan (CBSP) to MDB Insight for a cost of \$36,489.00 inclusive of h.s.t. to BE FUNDED from the Working Capital reserve account 20-3-1010000-0051; and,**

- 3. The Mayor and Clerk BE AUTHORIZED to execute the Agreement for Community Based Strategic Plan services.**

The Mayor put the Motion.

Motion Carried

11.2 Lay Member Drainage Board

Councillor Fryer moved, Councillor Lavigne seconded:

That:

- 1. The report from the Municipal Clerk dated December 12, 2015, regarding Lay Member Drainage Board BE RECEIVED;**
- 2. Administration BE DIRECTED to amend the Local Board/Committees Terms of Reference to include the new mandate for Amherstburg Drainage Board;**
- 3. Administration BE DIRECTED to advertise in the River Town Times and on the Town's website for applications, as per the requirements of the Local Boards/Committees Terms of Reference, for the Amherstburg Drainage Board; and,**
- 4. Administration BE DIRECTED to report back to Council with respect to preferred applicants for the Amherstburg Drainage Board.**

The Mayor put the Motion.

Motion Carried

11.3 Results of the Citizen Engagement

Councillor Lavigne moved, Deputy Mayor DiPasquale seconded:

That:

- 1. The report from the Chief Administrative Officer dated January 15, 2016, regarding the Results of the Citizen Engagement Session BE RECEIVED,**

2. **The use of the Downtown Core for Festivals and Events subject to the criteria established in the Town's Festival and Events Policy BE APPROVED; and,**
3. **Road closures NOT BE PERMITTED prior to 5:00 pm without Council consent.**

The Mayor put the Motion.

Motion Carried

11.4 Economic Development Advisory Committee – Chamber Vacancy

Councillor Meloche moved, Deputy Mayor DiPasquale seconded:

That:

1. **The report from the Municipal Clerk dated January 18, 2015, regarding Economic Development Advisory Committee - Chamber Vacancy BE RECEIVED; and,**
2. **Administration BE DIRECTED to advise the Amherstburg Chamber of Commerce of the required Chamber representation on the Economic Development Advisory Committee and bring back a report to Council with the Chamber's recommended representative.**

The Mayor put the Motion.

Motion Carried

INFORMATION REPORTS

Councillor Meloche moved, Councillor Fryer seconded:

That the information report regarding Electric Vehicle Chargers Ontario Program BE RECEIVED and Council CONCUR with the recommended sites.

The Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

Councillor Lavigne moved, Councillor Meloche seconded:

That the consent correspondence BE RECEIVED:

- a) **Water Fluoridation - Ministry of Health and Long-Term Care**
- b) **Request for Greenhouse Gas Emissions Impact Deferral Account – Union Gas Limited**
- c) **McGregor Health Center Clerical Support Funding – Town of Essex**
- d) **2016 Draft Budget – Essex Region Conservation Authority (ERCA)**

The Mayor put the Motion.

Motion Carried

Councillor Fryer moved, Councillor Meloche seconded:

That Council SUPPORT ERCA's 2016 Draft Budget and send notice of support back with the Town's representatives.

The Mayor put the Motion.

Motion Carried

CORRESPONDENCE

14.1 Purple Day for Epilepsy Awareness

Councillor Lavigne moved, Councillor Meloche seconded:

That:

- 1. The correspondence regarding Purple Day for Epilepsy Awareness BE RECEIVED; and,**
- 2. Council PROCLAIM March 26, 2016, as Purple Day in the Town of Amherstburg.**

The Mayor put the Motion.

Motion Carried

CONSENT OTHER MINUTES

Councillor Fryer moved, Councillor Meloche seconded:

That the following minutes BE RECEIVED:

- a) **Co-An Park Committee Meeting Minutes – December 15, 2015**
- b) **Co-An Park Committee Meeting Minutes – January 13, 2016**
- b) **Economic and Development Advisory Committee Meeting Minutes – December 9, 2015**
- d) **Police Services Board Meeting Minutes – December 15, 2015**

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

1. Councillor Fryer inquired when the police costing would be coming back to Council.

Councillor Lavigne, Chair, Police Services Board, advised that the OPP just recently lifted the moratorium. He stated that while Amherstburg is in line for a costing, there are other municipalities ahead of the Town so it will depend on how quickly OPP Administration can work, hopefully in the next year or so. He stated that he could not comment on the process because the OPP have recently changed their model. The Mayor advised that they are working on having a representative from the OPP attend a future Council meeting to provide additional information. Councillor Lavigne stated they are also hoping that other municipalities who have switched to OPP will be willing to attend a future Council meeting to provide their feedback as well.

2. Councillor Courtney inquired on the status of the invitation to the local School Board Trustee with respect to St. Bernard's Catholic Elementary School proposed closing.

The Chief Administrative Officer advised he would follow up with the Clerk's department.

3. Councillor Pouget stated that she was concerned about the number of outstanding items on the unfinished business list such as the Tree By-law, the staging area in front of Season's retirement home and the violations at Fire Stations 1 & 2.

The Chief Administrative Office stated that he takes full ownership of all reports that are outstanding and that he is doing the best he can with the time he has as both the CAO and the Director of Parks, Facilities, Recreation and Culture.

4. Councillor Pouget asked if the concern regarding petcoke storage along the banks of the Detroit River has been sent out to the appropriate agencies as requested at the January 18, 2016, Council meeting.

The Director of Engineering and Public works stated that it is on her unfinished business list. She stated that she is drafting the letter and has not sent it yet.

NEW BUSINESS

1. Councillor Fryer advised that he is noticing streetlights out, more notably on County Road 20. He asked what the plan is to go about fixing them in a timely manner.

The Director of Engineering and Public Works stated that via monthly inspections of streetlight outages and after receiving complaints from the public, the issues are reported to the company. She stated the company is not local and they have also been having some correspondence issues with them. She added that their contract expires this year. She also informed Council that in the event of an emergency, a local company is called upon to fix concerns immediately.

2. Councillor Pouget moved, Councillor Lavigne seconded:

That Administration BE DIRECTED to provide Council with a full report regarding the ownership and condition of the former Boblo dock that is situated south of the Blue Haven Motel.

The Mayor put the Motion.

Motion Carried

REPORT FROM IN-CAMERA SESSION

January 11, 2016 Meeting

Council met at 7:59 p.m. on January 11, 2016 for a Special In-Camera meeting and discussed (1) item as provided for under Section 239 of the Municipal Act:

ITEM A – Verbal Update – IBEW Negotiations heard under Section 239(2)(d) of the Act. There is nothing further to report on this matter.

NOTICE OF MOTION

There were no Notices of Motion.

BY-LAWS

20.1 **By-law 2016-08 - ZBA- 6401 North Townline**

Councillor Meloche moved, Councillor Pouget seconded:

That By-law 2016-08 being a by-law to amend Zoning By-law No. 1999-52 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

20.2 **By-law 2016-09 - ZBA- 1238 Front Rd North**

Councillor Lavigne moved, Councillor Meloche seconded:

That By-law 2016-09 being a by-law to amend Zoning By-law No. 1999-52 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

20.3 By-law 2016-10 - Street Naming - Bruno Casanova Way

Councillor Courtney moved, Councillor Lavigne seconded:

That By-law 2016-10 being a by-law to name the main access of the driveway located easterly off of Meloche Road to the Libro Center as Bruno Casanova Way 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

20.4 By-law 2016-13 - Confirmatory By-law

Councillor Fryer moved, Councillor Meloche seconded:

That By-law 2016-13 being a by-law to confirm all resolutions of the Municipal Council Meetings held January 18th and 25th, 2016, 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

SPECIAL IN-CAMERA MEETING

Councillor Lavigne moved, Councillor Fryer seconded:

That Council move into an In-Camera Meeting of Council at 8:01 p.m., pursuant to Section 239 of the Municipal Act, 2001, as amended, for the following reasons:

ITEM A – Verbal Update – IBEW Negotiations - Section 239(2)(d) – Labour relations or employee negotiations.

ITEM B – Ontario Labour Relations Board Applications - Section 239(2)(e) – Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

ITEM C - Proposed Land Trade - Section 239(2)(c) - A proposed or pending acquisition or disposition of land by the municipality or local board.

The Mayor put the Motion.

Motion Carried

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF
(In-Camera Council Meeting Agenda items)

There were no disclosures of pecuniary interest noted.

ADJOURNMENT OF IN-CAMERA MEETING @ 9:30 p.m.

RESUMPTION OF REGULAR COUNCIL MEETING

Deputy Mayor DiPasquale moved, Councillor Courtney seconded:

That Council RESUME Regular session at 9:32 p.m.

The Mayor put the Motion.

Motion Carried

ADJOURNMENT

Councillor Courtney moved, Deputy Mayor DiPasquale seconded:

That Council rise and adjourn at 9:33 p.m.

The Mayor put the Motion.

Motion Carried



MAYOR – ALDO DICARLO



CLERK – PAULA PARKER