



**TOWN OF AMHERSTBURG  
COUNCIL MEETING  
Monday, October 24, 2016  
6:00 PM**

Council Chambers, 271 Sandwich Street South, Amherstburg

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**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  
Tammy Fowkes, Deputy Clerk

**CALL TO ORDER**

The Mayor called the meeting to order at 6:02 p.m.

**MOMENT OF SILENT REFLECTION**

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

Councillor Pouget declared a conflict of interest for item # 5.1 and # 10.1 due to the proximity of her residence being close to the Belle Vue and Blue Haven properties.

## **MINUTES OF PREVIOUS MEETING**

### **Approval of Minutes**

#### **Resolution # 20161024-411**

Councillor Fryer moved, Councillor Meloche 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 – October 11, 2016**

The Mayor put the Motion.

**Motion Carried**

## **DELEGATIONS**

The Clerk advised Council of a delegation submitted by Ron Renaud that was received past the deadline and noted that the delegation can be heard if Council opted to waive the rules of order.

### **5.1 Belle Vue Conservancy Roles and Planned Activities - Shirley Curson-Prue, President, Belle Vue Conservancy**

Councillor Lavigne declared a conflict of interest with respect to the Belle Vue discussion due to his parent's residence being close to the property.

Councillor Pouget and Councillor Lavigne removed themselves from discussion and voting on the matter.

#### **Resolution # 20161024-412**

Councillor Fryer moved, Councillor Meloche seconded:

**That:**

#### **1. That the delegation BE RECEIVED;**

2. That Administration BE DIRECTED to meet with the Belle Vue Conservancy to come up with the Town's roles and responsibilities in helping to achieve the goals of restoration for Belle Vue;
3. That Administration BE DIRECTED to include Belle Vue as a line item in the 2017 Budget for costs incurred and revenue gained through groups, agencies, and persons.

The Mayor put the Motion.

**Motion Carried**

Ron Renaud's delegation was brought forward for Council's consideration.

## 5.2 Proposed amendments to Sign By-law 2006-26 – Ron Renaud

### **Resolution # 20161024-413**

Councillor Fryer moved, Councillor Pouget seconded:

**That Mr. Renaud's delegation BE HEARD.**

The Mayor put the Motion.

**Motion Carried**

### **Resolution # 20161024-414**

Councillor Meloche moved, Councillor Fryer seconded:

**That the delegation BE RECEIVED.**

The Mayor put the Motion.

**Motion Carried**

Agenda item # 10.4 was moved forward.

## **REPORT – PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES**

### 10.4 Sign By-law 2006-26 Amendment to Remove Off-Site Portable Signage

#### **Resolution # 20161024-415**

Councillor Fryer moved, Councillor Pouget seconded:

**That:**

- 1. The report from the Manager of Licensing and Enforcement dated October 7, 2016, regarding Sign By-law 2006-26 Amendment to Remove Off-Site Portable Signage BE RECEIVED;**
- 2. By-law 2016-100 being a By-law to Amend By-law 2006-26 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.

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

**Motion Carried**

#### **Resolution # 20161024-416**

Councillor Fryer moved, Councillor Pouget seconded:

**That Administration BE DIRECTED to bring a report back to Council with additional information on the three portable signs owned by the Amherstburg Chamber of Commerce.**

The Mayor put the Motion.

**Motion Carried**

Agenda item # 10.3 was moved forward.

#### **10.3 2016 Special Event Approval**

#### **Resolution # 20161024-417**

Councillor Fryer moved, Councillor Lavigne seconded:

**That:**

1. **The report from the Public Events Committee (PEC) dated October 6, 2016, regarding 2016 Special Events Approval BE RECEIVED;**
2. **That the event BE APPROVED as listed:**
  - **Remembrance Day Parade & Ceremony at Cenotaph (KNYP) – November 11, 2016**
3. **The following event BE EXEMPT and PERMITTED for road closures to begin prior to 5pm;**
  - **Remembrance Day Parade & Ceremony at Cenotaph (KNYP) – November 11, 2016; and,**
4. **The Public Events Committee BE DIRECTED to confirm that the requirements identified by the Committee are met prior to the event.**

The Mayor put the Motion.

**Motion Carried**

#### **REPORTS – POLICE SERVICES**

There were no reports.

#### **REPORTS – CORPORATE SERVICES**

##### **7.1 Municipal Banking RFP Results**

##### **Resolution # 20161024-418**

Councillor Fryer moved, Councillor Lavigne seconded:

**That:**

1. **The report from the Director of Corporate Services/Treasurer dated October 14, 2016, regarding Municipal Banking RFP Results BE RECEIVED;**
2. **A 5 year agreement between the Windsor Family Credit Union and the Town of Amherstburg for Banking Services BE AUTHORIZED; and,**

**3. Investment Policy # FINAN-CI-POL01 BE AMENDED as presented.**

The Mayor put the Motion.

**Motion Carried**

**REPORTS – PARKS, FACILITIES, RECREATION AND CULTURE**

**8.1 Installation of Wheelchair Swing at Libro Centre Playground**

**Resolution # 20161024-419**

Councillor Fryer moved the motion with an amendment to send a letter thanking the Miracle League for the donation of the wheelchair swing.

Councillor Fryer moved, Councillor Courtney seconded:

**That:**

- 1. The report from the Manager of Parks and Naturalized Areas and the Manager of Recreation Services dated October 4, 2016, regarding the Installation of Wheelchair Swing at the Libro Centre Playground BE RECEIVED;**
- 2. The donation of the Wheel Chair from the Miracle League BE ACCEPTED;**
- 3. The installation of a Wheel Chair swing at the Libro Center as per the attached Appendix “A” BE APPROVED;**
- 4. Administration BE DIRECTED to support the Miracle League with an in kind contribution of staff and material to facilitate the site preparation of the Wheel Chair swing; and,**
- 5. That Administration BE DIRECTED to send a thank you letter to the Miracle League for the donation of the wheelchair swing to be placed at the Libro Centre playground.**

The Mayor put the Motion.

**Motion Carried**

**8.2 Shaanti International Museum of Costumes and Dolls Corporation Agreement**

**Resolution # 20161024-420**

Councillor Lavigne moved, Councillor Meloche seconded:

**That:**

- 1. The report from the Manager of Tourism and Culture dated October 11, 2016, regarding Shaanti International Museum of Costumes and Dolls Corporation Agreement BE RECEIVED;**
- 2. The Mayor and Clerk BE AUTHORIZED to sign the Agreement; and,**
- 3. By-law 2016 – 101 being a by-law to enter into an agreement between Shaanti International Museum of Costumes and Dolls Corporation Agreement and the Corporation of the Town of Amherstburg be read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.**

The Mayor put the Motion.

**Motion Carried**

**REPORTS – ENGINEERING AND PUBLIC WORKS**

**9.1 Decision of Drainage Tribunal - Dufour Drain and Branches A & B**

**Resolution # 20161024-421**

Councillor Lavigne moved, Councillor Fryer seconded:

**That:**

- 1. The report from the Drainage Superintendent and Engineering Coordinator dated October 12, 2016, regarding the Decision of Drainage Tribunal for the Dufour Drain and Branches A & B BE RECEIVED; and,**
- 2. By-law 2015-93 being a by-law to adopt the revised engineer's report for the Improvements to the Dufour Drain and Branches A & B be given a THIRD AND FINAL reading and the Mayor and Clerk BE AUTHORIZED to sign same.**

The Mayor put the Motion.

**Motion Carried**

**9.2 Libro Centre Temporary Entrance Road - Tender Results**

**Resolution # 20161024-422**

Councillor Fryer moved, Councillor Lavigne seconded:

**That:**

- 1. The report from the Manager of Engineering dated October 5, 2016, regarding the Libro Centre Temporary Entrance Road - Tender Results BE RECEIVED;**
- 2. An agreement with Amico Infrastructure Inc. to complete the Libro Centre Temporary Entrance Road BE AUTHORIZED in the amount of \$124,887 (excluding H.S.T.); and,**
- 3. By-law 2016-99 being a by-law to enter into an agreement with Amico Infrastructure Inc. to complete the Libro Centre Temporary Entrance Road 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**

**REPORT – PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES**

**10.1 Amending Development Agreement for 680 Front Road South, Blue Haven Apartments**

Councillor Pouget removed herself from discussion and voting on the Amending Development Agreement for 680 Front Road South, Blue Haven Apartments, due to the proximity of her residence.

**Resolution # 20161024-423**

Councillor Lavigne moved, Councillor Meloche seconded:

**That:**



1. The report from the Manager of Planning Services dated October 4, 2016, regarding the Amending Development Agreement- 680 Front Road South, Blue Haven Apartments BE RECEIVED;
2. The amendments to the site plan and elevations for 680 Front Road South BE APPROVED; and,
3. By-law 2016-96 being a by-law to authorize the signing of an amending 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

#### 10.2 Development Agreement for 65 Sandwich St. North

##### Resolution # 20161024-424

Councillor Fryer moved, Councillor Meloche seconded:

**That:**

1. The report from the Manager of Planning Services dated September 30, 2016, regarding the Development Agreement for 65 Sandwich St N BE RECEIVED;
2. The site plan and development agreement for 65 Sandwich St N for the commercial development BE APPROVED; and,
3. By-law 2016-92 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 the same.

The Mayor put the Motion.

Motion Carried

#### 10.3 2016 Special Event Approval

*(As dealt with above)*

#### 10.4 Sign By-law 2006-26 Amendment to Remove Off-Site Portable Signage

*(As dealt with above)*

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

There were no reports.

## **INFORMATION REPORTS**

### **Resolution # 20161024-425**

Councillor Lavigne moved, Councillor Meloche seconded:

**That the information reports BE RECEIVED:**

- a) **Monthly Activity Report June 2016 – Amherstburg Police Service**
- b) **October 6, 2016 – October 19, 2016, Accounts Payable**

The Mayor put the Motion.

**Motion Carried**

## **CONSENT CORRESPONDENCE**

### **Resolution # 20161024-426**

Councillor Fryer moved, Councillor Courtney seconded:

**That the consent correspondence BE RECEIVED:**

- a) **Beach Water Sampling - Town of Kingsville**
- b) **AMO Seeks Council Resolution of Support and Offers What's Next Ontario - Office of the President, AMO**
- c) **Introduction of Legislation to Amend the Aggregate Resources Act - Ministry of Natural Resources and Forestry**
- d) **First Call for Nominations - OGRA Board of Directors**
- e) **Support for Changes to the Parole System - Township of Madawaska Valley**
- f) **Request for Immediate Moratorium on the Accommodation Review Process – Municipality of Grey Highlands**
- g) **2017 Premier's Awards for Excellence in the Arts - Ministry of Tourism, Culture and Sport**
- h) **Request for the Province to Re-Evaluate Hydro One's Strategy - Grey County**

The Mayor put the Motion.

**Motion Carried**

## **CORRESPONDENCE**

### **Resolution # 20161024-427**

Councillor Meloche moved, Councillor Lavigne seconded:

**That:**

- 1. The correspondence regarding 2016 Remembrance Day Proclamation BE RECEIVED; and,**
- 2. November 1<sup>st</sup> - 11<sup>th</sup>, 2016, BE PROCLAIMED as Veteran's Week in the Town of Amherstburg.**

The Mayor put the Motion.

**Motion Carried**

## **CONSENT OTHER MINUTES**

### **Resolution # 20161024-428**

Councillor Lavigne moved, Councillor Pouget seconded:

**That the following minutes BE RECEIVED:**

- a) Amherstburg Accessibility Advisory Committee Meeting Minutes - July 21, 2016**
- b) Committee of Adjustment Meeting Minutes - June 28, 2016**
- c) Committee of Adjustment Meeting Minutes - July 26, 2016**
- d) Committee of Adjustment Meeting Minutes - August 30, 2016**
- e) Economic Development Advisory Committee Meeting Minutes - September 6, 2016**
- f) Parks Advisory Committee Meeting Minutes - May 4, 2016**
- g) Parks Advisory Committee Meeting Minutes - August 23, 2016**

The Mayor put the Motion.

**Motion Carried**

## **UNFINISHED BUSINESS**

There was no unfinished business.

## **NEW BUSINESS**

1. Councillor Meloche asked for an update with respect to the Dufour Drain and its expected completion date.

The Director of Engineering and Public Works advised Council that the decision letter from the Tribunal was mailed to residents. The Clerk further advised Council that the tender has been issued for the Dufour Drain project.

2. Councillor Pouget asked for an update with respect to streetlight repairs throughout the Town.

The Director of Engineering and Public Works advised Council that a local electrical company is in the process of completing the work from a list of streetlights that are out.

3. Councillor Courtney advised Council that drivers are racing to get through the green traffic light on Fryer Street at the intersection of Fryer Street and Simcoe Street. She asked the Police Chief if speeding tickets are given out on the stretch between Pickering Street to Simcoe Street to deter speeding. She also asked if the light can be adjusted so that it remains green longer on Fryer Street (going north/south).

The Police Chief advised Council that Fryer Street can be added to the data collection list which will provide information with respect to how many cars are using that specific area, the speed in which they are travelling, and when the most infractions are occurring.

The Director of Engineering and Public Works stated that she can look into the traffic counts for that intersection and determine if there are any adjustments that can be made.

## **NOTICE OF MOTION**

- 18.1 **Deputy Mayor DiPasquale - Reconsideration of Motion from September 26, 2016 – Legal Roster**

### **Resolution # 21061024-429**

Deputy Mayor DiPasquale moved, Councillor Meloche seconded:

**To reconsider the motion of September 26<sup>th</sup>, 2016, regarding the direction to administration to utilize the services of all legal firms contracted as per**

the RFP Roster approved by Council on August 10<sup>th</sup>, 2015, which includes the following firms:

- **Shibley Righton LLP**
- **McTague Law Firm LLP**
- **Mousseau DeLuca McPherson Prince LLP**

The Mayor put the Motion.

**Motion Carried**

## **BY-LAWS**

### **19.1 By-law 2016-105 - Confirmatory By-law**

#### **Resolution # 20161024-430**

Councillor Fryer moved, Councillor Courtney seconded:

**That By-law 2016-105 being a by-law to confirm all resolutions of the Municipal Council Meeting held October 24<sup>th</sup>, 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**

**ADJOURNMENT**

Councillor Fryer moved, Councillor Lavigne seconded:

**That Council rise and adjourn at 7:47p.m.**

The Mayor put the Motion.

**Motion Carried**

  
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MAYOR – ALDO DICARLO  
\_\_\_\_\_  
CLERK – PAULA PARKER