



**TOWN OF AMHERSTBURG
COUNCIL MEETING
Monday, October 23, 2017
6:00 PM**

MINUTES

Council Chambers, 271 Sandwich Street South, Amherstburg, ON

PRESENT

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

Tammy Fowkes, Deputy Clerk
Jerry Marion, Deputy Clerk
Giovanni (John) Miceli, CAO

ABSENT

Mayor Aldo DiCarlo

CALL TO ORDER

The Deputy Mayor called the meeting to order at 6:00 p.m.

NATIONAL ANTHEM

Bruce Montone, Fire Chief, advised Council that the Volunteer Firefighters Association provided a monetary donation on Friday, October 20, 2017 to 7 year old Brock Hasson who has been diagnosed with a rare form of cancer. The donation is to assist his family with the costs incurred for frequent travel to London for Brock's appointments and treatments. The department made Brock an honorary firefighter and outfitted him in miniature turn out gear. The firefighters issued a challenge across the County to their emergency response partners to match or exceed the Association's contribution. The Fire Chief also advised that the Libro branches across Windsor and Essex County are taking contributions and further that there are a number of fund raising events planned to assist Brock and his family.

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF
(Public Council Meeting Agenda Items)

There were no disclosures of pecuniary interest noted.

MINUTES OF PREVIOUS MEETING

Resolution # 20171023-924

Moved By Councillor Fryer
Seconded By Councillor Pouget

That the minutes BE ADOPTED 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:

- 4.1 **Regular Council Meeting Minutes - October 10, 2017**
- 4.2 **Special In-Camera Council Meeting Minutes - October 10, 2017**

The Deputy Mayor put the Motion.

Motion Carried

DELEGATIONS

- 5.1 **Request for Dedicated Parking Spaces - Stefano Storey and Chad Denomme, Storey and Denomme Family Dentistry**

Councillor Fryer moved the motion to include item # 10.3 and amended that motion to direct Administration to bring a report back providing Council with options for the public parking lot located at Ramsay and Richmond Street.

Resolution # 20171023-925

Moved By Councillor Fryer
Seconded By Councillor Pouget

That:

1. **The delegation BE RECEIVED;**
2. **The report from the Manager of Licensing and Enforcement dated October 18, 2017, regarding Parking Space Request – Delegation from Storey and Denomme Family Dentistry BE RECEIVED;**
3. **The request for reserved and exclusive use of parking spaces in the Public Parking lot located at Ramsay and Richmond Street for Storey and Denomme Family Dentistry BE DENIED;**
4. **Administration BE AUTHORIZED to enter into an Encroachment Agreement with the Owners of 79 Richmond Street to allow for a projecting sign over the Town sidewalk on Richmond Street; and,**
5. **Administration BE DIRECTED to bring a report back providing Council with options for the public parking lot located at Ramsay and Richmond Street.**

The Deputy Mayor put the Motion.

Motion Carried

REPORTS – POLICE SERVICES

There were no reports.

REPORTS – CORPORATE SERVICES

There were no reports.

REPORTS – PARKS, FACILITIES, RECREATION AND CULTURE

There were no reports.

REPORTS – ENGINEERING AND PUBLIC WORKS

9.1 Repair and Improvement to the Leo Beaudoin Drain – Tender Results

Resolution # 20171023-926

Moved By Councillor Lavigne

Seconded By Councillor Meloche

That:

1. **The report from the Drainage Superintendent and Engineering Coordinator dated October 6, 2017, regarding the Leo Beaudoin Drain-Tender Results BE RECEIVED;**
2. **An agreement with Bart DiGiovanni Construction Ltd. to complete the Leo Beaudoin Drain BE AUTHORIZED in the amount of \$122,820.00 (excluding H.S.T.);**
3. **The Project Cost for the Repair and Improvement to the Leo Beaudoin Drain in the amount of \$172,458.95 BE FUNDED as follows:**
 - **The Drainage Operational Budget in the amount of \$3,575.72**
 - **The assessment to the County of Essex in the amount of \$50,006.75**
 - **The assessment to Town Residents in the amount of \$118,876.48; and,**
4. **By-law 2017-93 being a by-law to enter into an agreement with Bart DiGiovanni Construction Ltd. to complete the Repair and Improvement to the Leo Beaudoin Drain be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.**

The Deputy Mayor put the Motion.

Motion Carried

REPORT – PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES

10.1 By-law 2017-94 to Repeal and Replace By-law 2017-50

Resolution # 20171023-927

Moved By Councillor Fryer

Seconded By Councillor Courtney

That:

- 1. The report from the Manager of Planning Services dated October 6, 2017, regarding By-law 2017-94 to Repeal and Replace By-law 2017-50, BE RECEIVED;**
- 2. By-law 2017-50 which authorized the execution of a Development Agreement for 8728 Howard Avenue BE REPEALED; and,**
- 3. By-law 2017-94 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 Deputy Mayor put the Motion.

Motion Carried

10.2 2017 Special Event Approval

Resolution # 20171023-928

Moved By Councillor Fryer

Seconded By Councillor Courtney

That:

- 1. The report from the Public Events Committee (PEC) dated October 5, 2017, regarding 2017 Special Event Approval BE RECEIVED;**
- 2. That the event BE APPROVED as listed:**
 - Remembrance Day Parade & Ceremony at Cenotaph (KNYP) – November 11, 2017**
- 3. The following event BE EXEMPT and PERMITTED for road closures to begin prior to 5:00 pm;**
 - Remembrance Day Parade & Ceremony at Cenotaph (KNYP) – November 11, 2017; and,**
- 4. The Public Events Committee BE DIRECTED to confirm that the requirements identified by the Committee are met prior to the event.**

The Deputy Mayor put the Motion.

Motion Carried

- 10.3 Parking Space Request – Delegation from Storey and Denomme Family Dentistry**
(As dealt with above in item # 5.1)

REPORTS - CAO's OFFICE

11.1 Sale and Use of Fireworks By-law 2017-92

Resolution # 20171023-929

Moved By Councillor Meloche
Seconded By Councillor Pouget

That:

- 1. The report from the Fire Chief dated July 28, 2017 regarding Sale and Use of Fireworks By-law 2017-92 BE RECEIVED; and,**
- 2. By-law 2017-92 being a By-law to prohibit regulate the Sale and Use of Fireworks in the Town of Amherstburg be taken as having been read 3 times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.**

The Deputy Mayor put the Motion.

Motion Carried

11.2 2018 Calendar of Council Meetings

Resolution # 20171023-930

Moved By Councillor Meloche
Seconded By Councillor Pouget

That:

- 1. The report from the Deputy Clerk dated October 5, 2017, regarding the 2018 Calendar of Council Meetings BE RECEIVED;**
- 2. The rules in the Procedural By-law requiring that meetings be held the second and fourth Monday of each month for the months of March, July, August, and December BE WAIVED; and,**
- 3. The 2018 Calendar of Council Meetings BE APPROVED, as presented.**

The Deputy Mayor put the Motion.

Motion Carried

11.3 Ontario Municipal GHG Challenge Fund Application

Resolution # 20171023-931

Moved By Councillor Fryer

Seconded By Councillor Meloche

That:

1. **The report from the Chief Administrative Officer dated October 23, 2017, regarding the Municipal GHG Challenge Fund Application BE APPROVED;**
2. **The Town of Tecumseh be the lead applicant in the Municipal GHG Challenge Fund with Essex Power Corporation and the municipalities of Amherstburg, LaSalle, and Leamington;**
3. **The Chief Administrative Officer BE AUTHORIZED to incur costs to an upset limit of \$15,000 to BE FUNDED from the CAO's 2018 Budget for Professional Fees to support the partnership and application; and,**
4. **Council resolve to commit to complete a community-wide GHG inventory, targets and plan.**

The Deputy Mayor put the Motion.

Motion Carried

INFORMATION REPORTS

Resolution # 20171023-932

Moved By Councillor Lavigne

Seconded By Councillor Pouget

That the following information reports BE RECEIVED:

- 12.1 **Monthly Activity Report – APSB Meeting of June 20, 2017**
- 12.2 **Amherstburg Police Service 2016 Annual Report**
- 12.3 **October 4, 2017 – October 17, 2017 Accounts Payable**

The Deputy Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

Resolution # 20171023-933

Moved By Councillor Meloche

Seconded By Councillor Lavigne

That the following consent correspondence BE RECEIVED:

- 13.1 **2017 Annual Poppy Campaign & Remembrance Wreath**
- 13.2 **Thank you Letter - Gibson Gallery, Fort Malden Guild of Arts and Crafts**
- 13.3 **Community Energy Plan and Corporate Climate Change Action Plan - City of Windsor Resolution**
- 13.4 **June Callwood Outstanding Achievement Award for Voluntarism - Ministry of Citizenship and Immigration**

The Deputy Mayor put the Motion.

Motion Carried

CORRESPONDENCE

14.1 2017 Remembrance Day Celebration

Resolution # 20171023-934

Moved By Councillor Fryer

Seconded By Councillor Courtney

That:

1. **The correspondence from the Royal Canadian Legion, Fort Malden Branch 157, regarding 2017 Remembrance Day Proclamation BE RECEIVED;**
2. **November 1 - 11, 2017, BE PROCLAIMED as Veteran's Week in the Town of Amherstburg; and,**
3. **The distribution of Poppies throughout the Town BE GRANTED commencing October 27, 2017, through to and including November 11, 2017.**

The Deputy Mayor put the Motion.

Motion Carried

CONSENT OTHER MINUTES

Resolution # 20171023-935

Moved By Councillor Meloche
Seconded By Councillor Fryer

That the following minutes BE RECEIVED:

- 15.1 **Committee of Adjustment Meeting Minutes - September 1, 2017**
- 15.2 **Co-An Park Committee Meeting Minutes - September 14, 2017**

The Deputy Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

There was no Unfinished Business heard.

NEW BUSINESS

1. Councillor Fryer asked if it was possible to open the yard waste depot on a couple of Saturday's in the spring and the fall, in addition to the scheduled curb-side pickup dates, to assist residents with the disposal of their yard waste.

The Director of Engineering and Public Works advised Council that there are 3 depots available to residents who do not want to wait for curb side pick and they are located at the Windsor Public Drop Off Depot, the Transfer Station # 2 in Kingsville, and the Regional Recycling Depot on County Road 18.

The Chief Administrative Officer advised Council that these locations will be placed on the Town's website and the concerns can be brought back to the 2018 Budget for consideration if Council wishes.

2. Councillor Lavigne asked when the intersection at Sandwich Street and Pickering will be complete.

The Director of Engineering and Public Works advised Council that the entire project should be completed by the end of the month.

NOTICE OF MOTION

There were no Notices of Motion.

BY-LAWS

19.1 2017-95 - Confirmatory By-law

Resolution # 20171023-936

Moved By Councillor Meloche

Seconded By Councillor Pouget

That By-law 2017-95 being a by-law to confirm all resolutions of the Municipal Council Meeting held October 23, 2017, be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.

The Deputy Mayor put the Motion.

Motion Carried

SPECIAL IN-CAMERA COUNCIL MEETING

Resolution # 20171023-937

Moved By Councillor Meloche

Seconded By Councillor Lavigne

That Council move into an In-Camera Meeting of Council at 7:02 p.m. pursuant to Section 239 of the Municipal Act, 2001, as amended, for the following reasons:

ITEM A - Dog Control Services - 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.

ITEM B - Update on Council Resolution # 20170821-851 - Family Physicians & Services - Section 239(2)(b) - Personal matters about an identifiable individual, including municipal or local board employees.

ITEM C - Policing Request for Proposal (RFP) Update - Section 239(2)(a) - The security of the property of the municipality or local board.

The Deputy 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 COUNCIL MEETING @ 8:20 P.M.

RESUMPTION OF REGULAR COUNCIL MEETING

Councillor Courtney was absent for the remainder of the meeting.

Moved By Councillor Meloche
Seconded By Councillor Fryer

That Council resume Regular session at 8:22 p.m.

The Deputy Mayor put the Motion.

Motion Carried

REPORT OUT FROM IN-CAMERA SESSION

October 23rd, 2017 Meeting

Council met on October 23rd, 2017, for a Special In-Camera meeting at 7:02 p.m. and discussed (3) items as provided for under Section 239 of the Municipal Act:

ITEM A – Dog Control Services heard under Sections 239(2)(b)&(d) of the Act. There is nothing further to report on this matter.

ITEM B – Update on Council Resolution # 20170821-851 – Family Physician & Services heard under Section 239(2)(b) of the Act. As a result of that discussion, the following is before Council for consideration:

Resolution # 20171023-939

Moved By Councillor Fryer

Seconded By Councillor Meloche

That the CAO BE DIRECTED to work with Pauline Gemmel, Executive Director, Essex County Nurse Practitioner Led Clinic to develop a business case and apply for grant funding through the Expansion and Enhancing of Interprofessional Primary Care for the Town of Amherstburg.

The Deputy Mayor put the Motion.

Motion Carried

ITEM C – Policing Request for Proposal (RFP) Update heard under Section 239(2)(a) of the Act. There is nothing further to report on this matter.

ADJOURNMENT

Moved By Councillor Lavigne
Seconded By Councillor Fryer

That Council rise and adjourn at 8:24 p.m.

The Deputy Mayor put the Motion.

Motion Carried



DEPUTY MAYOR – BART DIPASQUALE



DEPUTY CLERK – TAMMY FOWKES