



**TOWN OF AMHERSTBURG
REGULAR COUNCIL MEETING**

**Monday, June 11, 2018
6:00 PM**

Council Chambers, 271 Sandwich Street South, Amherstburg, ON, N9V 2A5

MINUTES

PRESENT

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

Giovanni (John) Miceli, CAO
Paula Parker, Municipal Clerk

ABSENT

Councillor Leo Meloche

CALL TO ORDER

The Mayor called the meeting to order at 6:03 p.m.

MOMENT OF SILENCE

The Mayor replaced the National Anthem with a Moment of Silence in honour of Councillor Meloche's wife, Aline Desmarchais, who passed away on June 6, 2018.

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

There were no disclosures of pecuniary interest noted.

MINUTES OF PREVIOUS MEETING

Resolution # 20180611-194

Moved By Councillor Lavigne
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 - May 14, 2018**
- 4.2 Special In-Camera Council Meeting Minutes - May 14, 2018**
- 4.3 Special Council Meeting Minutes - Planning - May 28, 2018**
- 4.4 Regular Council Meeting Minutes - May 28, 2018**
- 4.5 Special In-Camera Council Meeting Minutes - May 28, 2018**

The Mayor put the Motion.

Motion Carried

Item # 6.1 was moved forward.

PRESENTATIONS

- 6.1 Audit Findings Report for the year ended December 31, 2017 - Cynthia Swift and Alison Piccolo , KPMG LLP**

Item # 8.1 was moved forward.

Resolution # 20180611-195

Moved By Councillor Fryer
Seconded By Councillor Courtney

That:

1. The presentation BE RECEIVED;
2. The report from the Supervisor of Accounting dated May 23, 2018 regarding Audited Consolidated Financial Statements for the year ended December 31, 2017 BE RECEIVED;
3. The Audited Consolidated Financial Statements for the year ended December 31, 2017 BE APPROVED;
4. The Audit Findings Report of KPMG for the year ended December 31, 2017 BE ACCEPTED; and,
5. Administration BE AUTHORIZED to post the 2017 Consolidated Financial Statements on the Town's Website.

The Mayor put the Motion.

Motion Carried

DELEGATIONS

5.1 Input into the Use of Former Duffy's Property in the Parks Master Plan - Brian Beattie and Kevin Sprague, AMA Sportsmen Association

Resolution # 20180611-196

Moved By Councillor Fryer
Seconded By Councillor Pouget

That the delegation BE RECEIVED.

The Mayor put the Motion.

Motion Carried

5.2 Centennial Park Baseball Diamond Relocation Process - Mary Lippert, Amherstburg Minor Baseball

Resolution # 20180611-197

Moved By Councillor Lavigne
Seconded By Councillor Fryer

That the delegation BE RECEIVED.

The Mayor put the Motion.

Motion Carried

PRESENTATIONS

6.1 Audit Findings Report for the year ended December 31, 2017 - Cynthia Swift and Alison Piccolo , KPMG LLP

As dealt with above.

6.2 Amherstburg Parks Master Plan - Steve Langlois, Principal Planner, Monteith Brown Planning Consultants

Item # 11.7 and # 17.1 were moved forward.

Resolution # 20180611-198

Moved By Councillor Courtney
Seconded By Councillor Pouget

That:

- 1. The presentation BE RECEIVED;**
- 2. The report from the Chief Administrative Officer and the Manager of Planning Services dated May 24, 2018 regarding the Draft Parks Master Plan BE RECEIVED;**
- 3. The Draft Parks Master Plan BE PRESENTED for information and consideration;**
- 4. The Parks Master Plan BE CONSIDERED by Council for approval at the August 13, 2018 Council meeting;**
- 5. The Parks and Recreation Advisory Committee (Draft) Meeting Minutes of May 23, 2018 BE RECEIVED;**

The Mayor put the Motion.

REPORTS – POLICE SERVICES

There were no reports.

REPORTS – CORPORATE SERVICES

8.1 Audited Consolidated Financial Statements for the year ended December 31, 2017

As dealt with above in item # 6.1.

REPORTS – PARKS, FACILITIES, RECREATION AND CULTURE

There were no reports.

REPORTS – ENGINEERING AND PUBLIC WORKS

There were no reports.

REPORTS – PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES

11.1 Heritage Rebate Applications for the 2017 Calendar Year

Resolution # 20180611-199

Moved By Councillor Lavigne

Seconded By Councillor Pouget

That:

- 1. The report from the Chief Building Official dated May 28, 2018, regarding the Heritage Rebate Applications for the 2017 Calendar Year BE RECEIVED; and,**
- 2. The application for Heritage Tax Rebate for the properties listed below BE APPROVED for the 2017 tax year:**

- **459 Dalhousie Street (New asphalt shingles and window replacement at the rear of the building)**

The Mayor put the Motion.

Motion Carried

11.2 Amending By-law to Update the Site Plan Control Requirements for the Town of Amherstburg

Resolution # 20180611-200

Moved By Councillor Fryer

Seconded By Deputy Mayor DiPasquale

That:

1. **The report from the Manager of Planning Services dated May 17, 2018, regarding an Amending By-law to Update the Site Plan Control Requirements for the Town of Amherstburg, BE RECEIVED; and,**
2. **By-law 2018-51 being a by-law to Designate a Site Plan Control area for 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

11.3 Development Agreement for 33 Concession 3 N

Resolution # 20180611-201

Moved By Councillor Fryer

Seconded By Councillor Lavigne

That:

1. **The report from the Manager of Planning Services dated May 28, 2018, regarding the Development Agreement for 33 Concession 3 N BE RECEIVED;**
2. **The Site Plan and Development Agreement for 33 Concession 3 N BE APPROVED; and,**
3. **By-law 2018-64 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

11.4 Development Agreement for 7525 Howard Avenue

Resolution # 20180611-202

Moved By Deputy Mayor DiPasquale

Seconded By Councillor Fryer

That:

- 1. The report from the Manager of Planning Services dated May 24, 2018, regarding the Development Agreement for 7525 Howard Avenue BE RECEIVED;**
- 2. The Site Plan and Development Agreement for 7525 Howard Avenue BE APPROVED; and,**
- 3. By-law 2018-46 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

11.5 Zoning By-law Amendment for 191 Concession 3 N

Resolution # 20180611-203

Moved By Councillor Fryer

Seconded By Councillor Lavigne

That:

- 1. The report from the Manager of Planning Services dated May 29, 2018, regarding the proposed Zoning By-law Amendment for 191 Concession 3 N, BE RECEIVED; and,**
- 2. By-law 2018-59 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

11.6 Zoning By-law Amendment for 4365 Concession 4 N

Resolution # 20180611-204

Moved By Councillor Lavigne

Seconded By Councillor Courtney

That:

1. **The report from the Manager of Planning Services dated May 29, 2018, regarding the proposed Zoning By-law Amendment for 4365 Concession 4 N, BE RECEIVED; and,**
2. **By-law 2018-54 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

11.7 Draft Parks Master Plan

As dealt with above in item # 6.2.

REPORTS - CAO's OFFICE

12.1 Committee Member Reappointment – Parks and Recreation Advisory Committee

Resolution # 20180611-205

Moved By Councillor Pouget

Seconded By Deputy Mayor DiPasquale

That:

1. **The report from the Deputy Clerk dated May 28, 2018, regarding Committee Member Reappointment – Parks and Recreation Advisory Committee BE RECEIVED; and,**

2. **Rosa White, BE REAPPOINTED as a Committee member on the Parks and Recreation Advisory Committee for the remainder of the 2014-2018 Term of Committees ending on November 30, 2018.**

The Mayor put the Motion.

Motion Carried

12.2 Lame Duck Provisions

Councillor Fryer called for a Point of Order on Councillor Pouget's innuendos that Administration will spend frivolously if the Lame Duck Provisions are adopted as presented.

Councillor Pouget called for a Point of Order on Councillor Fryer's language and he is worse than her.

Resolution # 20180611-206

Moved By Councillor Lavigne
Seconded By Councillor Fryer

That:

1. **The report from the Municipal Clerk dated May 15, 2018 regarding Lame Duck Provisions BE RECEIVED;**
2. **Authority BE DELEGATED to the Chief Administrative Officer or delegate for the 2018 period during which a "lame duck" Council is in effect, pursuant to section 275 of the Municipal Act, 2001, S.O. 2001, c.25, to address matters as follows:**
 - **The disposition of any real or personal property of the municipality which has a value exceeding \$50,000 at the time of disposal; and,**
 - **Making any unbudgeted expenditures or incurring any other liability which exceeds \$50,000;**
3. **The Chief Administrative Officer or delegate consult with the Town Solicitor and, where appropriate, the Director of Corporate Services or designate prior to exercising that delegated authority;**
4. **The Chief Administrative Officer or delegate BE DIRECTED TO ADVISE Council in writing prior to exercising the delegated authority; and,**

5. **By-law 2018-67 being a by-law to authorize the delegated authority for restricted acts during “lame duck” period 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.

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

Motion Carried

INFORMATION REPORTS

Resolution # 20180611-207

Moved By Councillor Fryer
Seconded By Councillor Lavigne

That the following information reports BE RECEIVED:

- 13.1 **2017 Year- End Financial Ratios and Indicators**
- 13.2 **Accounts Payable for the Month of May 2018**
- 13.3 **Monthly Activity Report – APSB Meeting of April 17, 2018**

The Mayor put the Motion.

Motion Carried

Moved By Councillor Courtney
Seconded By Councillor Pouget

That the Rules of Order BE WAIVED to allow Michael Prue to address Council.

The Mayor put the Motion.

Motion Carried

Mr. Prue, Treasurer, Belle Vue Conservancy, addressed Council regarding item # 13.2 – Accounts Payable for the Month of May 2018. Mr. Prue sought clarification regarding 4 expenditures on the accounts payable listing in relation to Belle Vue.

The Treasurer provided clarification and the Chief Administrative Officer advised that a report will be brought to Council with respect to the Amherstburg Community Foundation.

CONSENT CORRESPONDENCE

Resolution # 20180611-208

Moved By Councillor Fryer
Seconded By Deputy Mayor DiPasquale

That the following consent correspondence BE RECEIVED:

- 14.1 Traffic Volumes on Highway 3 - Letter to Tom Bain from the Ministry of Transportation**
- 14.2 Cannabis Grace Period Request - City of Quinte West Resolution**
- 14.3 Strays on Streetcorners Fundraiser - Windsor Essex County Humane Society**

The Mayor put the Motion.

Motion Carried

Resolution # 20180611-209

Moved By Councillor Pouget
Seconded By Councillor Fryer

Item # 14.2 – That a letter BE SENT in support of the City of Quinte West’s resolution regarding their request that a 6 month grace period be enacted once the cannabis legislation passes to ensure that municipal law enforcement officers and the OPP are adequately trained to enforce the legislation.

The Mayor put the Motion.

Motion Carried

CORRESPONDENCE

15.1 Emancipation Day - August 1, 2018

Resolution # 20180611-210

Moved By Councillor Lavigne
Seconded By Councillor Fryer

That:

- 1. The correspondence dated May 16, 2018 from the Amherstburg Freedom Museum regarding Emancipation Day BE RECEIVED; and,**
- 2. August 1, 2018 BE PROCLAIMED as Emancipation Day in the Town of Amherstburg.**

The Mayor put the Motion.

Motion Carried

CONSENT OTHER MINUTES

Resolution # 20180611-211

Moved By Councillor Fryer
Seconded By Deputy Mayor DiPasquale

That the following minutes BE RECEIVED:

- 16.1 Parks and Recreation Advisory Committee Minutes - March 21, 2018**
- 16.2 Parks and Recreation Advisory Committee Minutes - May 9, 2018**

The Mayor put the Motion.

Motion Carried

OTHER MINUTES

17.1 Parks and Recreation Advisory Committee Minutes - May 23, 2018

As dealt with above in item # 6.2.

17.2 Drainage Board Meeting Minutes - June 5, 2018

Resolution # 20180611-212

Moved By Councillor Fryer

Seconded By Councillor Lavigne

That:

1. **The Drainage Board Meeting Minutes of June 5, 2018 BE RECEIVED;**
2. **The appointment of the firm Rood Engineering Inc. for the repair and improvement to the Sam Paquette Drain, as recommended by the Drainage Board BE APPROVED; and,**
3. **The appointment of the firm Rood Engineering Inc. for the repair and improvement to the Langlois Drain, as recommended by the Drainage Board BE APPROVED.**

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

1. Councillor Fryer asked when the road reassessment on Angstrom Crescent will be complete.

The Director of Engineering and Public Works advised Council that the report is with her and the plan is to provide some options with respect to road repairs and reconstruction as well as information regarding issues they are currently facing with the Roads Needs Study. She further advised Council that she is targeting this report to be before Council at the July meeting.

2. Councillor Fryer advised Council that he continues to get calls regarding the street sweeper schedule. He advised that some roads don't have a regular schedule while others roads, such as those in the downtown core, see the sweeper twice daily.

The Director of Engineering and Public Works advised that a report and the schedule were brought to Council last year and the schedule can be brought back once again if Council wishes. She stated that there was a motion from the previous Council to sweep the downtown core on a weekly basis and then rotate other areas and further, if the schedule isn't being adhered to, a review of the GPS will indicate that.

3. Councillor Pouget asked for an update with respect to filling in the rural rumble strips.

The Director of Engineering of Public Works advised Council that the County has ordered the stops signs and the flashing lights, as well as the locates to install bigger posts for the stop signs. She advised that the County is awaiting completion of the locates and until the alternative measures are installed, the Town cannot move forward with filling in the rumble strips.

NEW BUSINESS

There was no New Business brought forward.

REPORT OUT FROM IN CAMERA SESSION – May 28, 2018

Council met on May 28th, 2018, for a Special In-Camera Meeting at 7:38 p.m. and discussed (1) item as provided for under Section 239 of the Municipal Act:

ITEM A - Ombudsman Preliminary Report heard under Section 239(3)(b) of the Act. There is nothing further to report at this time.

NOTICE OF MOTION

There were no Notices of Motion.

BY-LAWS

22.1 By-law 2018-68 - Confirmatory By-law

Resolution # 20180611-213

Moved By Councillor Fryer

Seconded By Councillor Lavigne

That By-law 2018-68 being a by-law to confirm all resolutions of the Municipal Council Meetings held June 11th, 2018, 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

Moved By Deputy Mayor DiPasquale
Seconded By Councillor Lavigne

That Council rise and adjourn at 8:27 p.m.

The Mayor put the Motion.

Motion Carried



~~MAYOR – ALDO DICARLO~~
Deputy Mayor - Bert DiPasquale



MUNICIPAL CLERK – PAULA PARKER