



**TOWN OF AMHERSTBURG
REGULAR COUNCIL MEETING**

**Monday, January 14, 2019
6:00 PM**

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

MINUTES

PRESENT

Mayor Aldo DiCarlo
Deputy Mayor Leo Meloche
Councillor Peter Courtney
Councillor Donald McArthur
Councillor Michael Prue
Councillor Marc Renaud
Councillor Patricia Simone

Giovanni (John) Miceli, CAO
Paula Parker, Municipal Clerk
Tammy Fowkes, Deputy Clerk

CALL TO ORDER

The Mayor called the meeting to order at 5:35 p.m.

SPECIAL IN-CAMERA COUNCIL MEETING

Resolution # 20190114-001

Moved By Deputy Mayor Meloche
Seconded By Councillor Courtney

That Council move into an In-Camera Meeting of Council at 5:36 p.m. pursuant to Section 239 of the Municipal Act, 2001, as amended, for the following reasons:

ITEM A - Section 239(2)(h) - Information explicitly supplied in confidence to the municipality or local board by Canada, a province or territory or a Crown agency of any of them; and, Section 239(2)(i) - A trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the municipality or local board, which, if disclosed, could reasonably be expected to prejudice significantly the competitive position, or interfere significantly with the contractual or other negotiations of a person, group of persons, or organization.

The Clerk advised Council that Section 239(2)(k) noted on the agenda for Item A did not qualify as an exemption.

The Clerk also advised Council of Item E on the Supplementary Agenda.

ITEM E – Section 239(2)(b) - Personal matters about identifiable individuals, including municipal or local board employees.

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 COUNCIL MEETING @ 6:07 P.M.

RESUMPTION OF REGULAR MEETING

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That Council resume Regular session at 6:17 p.m.

The Mayor put the Motion.

Motion Carried

NATIONAL ANTHEM

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

There were no disclosures of pecuniary interest noted.

REPORT OUT FROM IN-CAMERA SESSION – January 14th, 2019

Council met on January 14th, 2019, for a Special In-Camera Meeting at 5:36 pm and discussed (2) items as provided for under Section 239 of the Municipal Act:

Item A – heard under Sections 239(2)(h)&(i). There is nothing to further to report on this matter.

Item E – heard under Section 239(2)(b). Council was apprised of a personal matter respecting the Mayor and support the Mayor in accordance with the requirements of the Municipal Act.

MINUTES OF PREVIOUS MEETING

Resolution # 20190114-002

Moved By Councillor Simone
Seconded By Councillor Courtney

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:

- 9.1 Special In-Camera Council Meeting Minutes - October 23, 2018
- 9.2 Special In-Camera Council Meeting Minutes - November 26, 2018
- 9.3 Special Council Meeting Minutes - December 3, 2018
- 9.4 Regular Council Meeting Minutes - December 10, 2018
- 9.5 Special In-Camera Council Meeting Minutes - December 10, 2018
- 9.6 Special In-Camera Council Meeting Minutes - December 19, 2018
- 9.7 Special Council Meeting Minutes - December 19, 2018

The Mayor put the Motion.

Motion Carried

DELEGATIONS

- 10.1 Lions Pool at Centennial Park - Tiffany Cote and Yvette Erickson

Resolution # 20190114-003

Moved By Deputy Mayor Meloche
Seconded By Councillor Courtney

That the delegation BE RECEIVED.

The Mayor put the Motion.

Motion Carried

The Chief Administrative Officer introduced Staff Sergeant Dave DeLuca, Windsor Police Service, Amherstburg Detachment.

PRESENTATIONS

- 11.1 Amherstburg Branding Strategy, Logo Design - Bronwyn Mondoux and Andrea Dyer, Cinnamon Toast New Media Inc.

Resolution # 20190114-004

Moved By Councillor Simone
Seconded By Councillor Prue

That:

1. The presentation **BE RECEIVED**;
2. All logos created **BE BROUGHT FORWARD** in a Public Consultation Session and a survey **BE GENERATED** to collect public input with respect to the logos;
3. The logos **BE SENT** to the Heritage Committee and the Parks and Recreation Advisory Committee for their input; and,
4. A report with the findings of the Public Consultation Session, the survey, and the input from the Committees **BE BROUGHT** to the February 25, 2019, Regular Council Meeting.

The Mayor put the Motion.

Motion Carried

REPORTS – POLICE SERVICES

There were no reports.

REPORTS – CORPORATE SERVICES

13.1 2019 Interim Tax Levy By-law 2019-005

Resolution # 20190114-005

Moved By Deputy Mayor Meloche
Seconded By Councillor Simone

That:

1. The report from the Supervisor of Revenue dated December 12, 2018 regarding 2019 Interim Tax Levy By-law 2019-005 **BE RECEIVED**, and;
2. By-law 2019-005 being a By-law to provide for an interim tax levy in default 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

13.2 By- law 2019-006 Temporary Borrowing

Resolution # 20190114-006

Moved By Councillor Simone
Seconded By Councillor Renaud

That:

- 1. The report from the Treasurer dated December 12, 2018 regarding By-law 2019-006 Temporary Borrowing BE RECEIVED; and,**
- 2. By-law 2019-006 being a By-law to provide for the temporary borrowing of an upset limit of seven million dollars in funds 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

REPORTS – PARKS, FACILITIES, RECREATION AND CULTURE

14.1 Amherstburg Branding Strategy – Logo Design

Dealt with above

REPORTS – ENGINEERING AND PUBLIC WORKS

There were no reports.

REPORTS – PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES

There were no reports.

REPORTS - CAO's OFFICE

17.1 Amherstburg Emergency Response Plan – Update

Resolution # 20190114-007

Moved By Councillor Renaud
Seconded By Councillor Simone

That:

- 1. The report from the Fire Chief dated December 17, 2018 regarding Town of Amherstburg Emergency Response Plan – Update BE RECEIVED;**
- 2. The revised Emergency Response Plan attached (Appendix “C”) and listed Annexes BE APPROVED, as presented; and,**
- 3. By-law 2019-002 being a by-law to adopt an Emergency Response Plan governing the provisions of necessary services during such emergencies 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

INFORMATION REPORTS

Resolution # 20190114-008

Moved By Deputy Mayor Meloche
Seconded By Councillor Simone

That the following information reports BE RECEIVED:

- 18.1 Monthly Fire Department Activity Report – November 2018**
- 18.2 Accessible 2018 Election**

The Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

Resolution # 20190114-009

Moved By Deputy Mayor Meloche
Seconded By Councillor Courtney

That the following consent correspondence BE RECEIVED:

19.1 2019 OMFPOA Training and Education Symposium

19.2 Fire Service Women Ontario Magazine

The Mayor put the Motion.

Motion Carried

Resolution # 20190114-010

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

Item # 19.2 – That Council support the Fire Service Women Ontario by placing an advertisement in their magazine.

The Mayor put the Motion.

Motion Failed

Resolution # 20190114-011

Moved By Councillor Courtney
Seconded By Councillor Renaud

Item # 19.1 – That Council support the 2019 OMFPOA Training and Education Symposium by placing a business card in the amount of \$350 in their magazine.

The Mayor put the Motion.

Motion Carried

CONSENT OTHER MINUTES

Resolution # 20190114-012

Moved By Deputy Mayor Meloche
Seconded By Councillor Courtney

That the following minutes BE RECEIVED:

20.1 Committee of Adjustment Meeting Minutes - November 27, 2018

The Mayor put the Motion.

Motion Carried

OTHER MINUTES

21.1 Drainage Board Meeting Minutes - January 7, 2019

The Clerk advised Council that the minutes were to be amended to include Bob Pillon's attendance at the meeting.

Resolution # 20190114-013

Moved By Councillor Prue
Seconded By Deputy Mayor Meloche

That:

- 1. The Drainage Board Meeting Minutes of January 7, 2019, BE RECEIVED as amended;**
- 2. By-law 2019-003 being a By-law to Provide for the New Access Bridge on the 5th Concession Road Drain South based on the Drainage Report by Dillon Consulting Ltd. BE PROVISIONALLY ADOPTED by giving first and second reading and the Mayor and Clerk BE AUTHORIZED to sign same; and,**
- 3. By-law 2019-004 being a By-law to Provide for Access Bridge Replacement on the Whelan Drain based on the Drainage Report by Dillon Consulting Ltd. BE PROVISIONALLY ADOPTED by giving first and second reading and the Mayor and Clerk BE AUTHORIZED to sign same.**

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

- 1. Resolution # 20190114-014

Moved By Councillor McArthur
Seconded By Deputy Mayor Meloche

That Council RECONSIDER Resolution # 20181210-393 of December 10, 2018, regarding the Development Charges Deferral Agreements.

The Mayor put the Motion.

	Yes/Concur	No/Not Concur
Councillor Courtney		X
Councillor McArthur	X	
Deputy Mayor Meloche	X	
Councillor Prue		X
Councillor Renaud		X
Councillor Simone		X
Mayor DiCarlo	X	

Motion Lost

NEW BUSINESS

- 1. Resolution # 20190114-015

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That Council proceed with Committee/Board appointments without the Audit Advisory Committee.

The Mayor put the Motion.

	Yes/Concur	No/Not Concur
Councillor Courtney		X
Councillor McArthur		X
Deputy Mayor Meloche	X	
Councillor Prue		X
Councillor Renaud		X
Councillor Simone		X
Mayor DiCarlo		X

Motion Lost

NOTICE OF MOTION

There were no Notices of Motion.

BY-LAWS

Resolution # 20190114-016

Moved By Councillor Prue

Seconded By Councillor Courtney

25.1 By-law 2018-102 - Petition for Drainage Works of the Odette Drain - 3rd & Final Reading

That By-law 2018-102 being a by-law to Provide for the Petition for Drainage Works of the Odette Drain be taken as having been read a 3rd & Final time and the Mayor and Clerk BE AUTHORIZED to sign same.

25.2 By-law 2019-007 - Signing Authorities By-law

That By-law 2019-007 being a by-law to Appoint Bank Signing Authorities be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.

25.3 By-law 2019-009 - Confirmatory By-law

That By-law 2019-009 being a by-law to confirm all resolutions of the Municipal Council Meetings held December 19, 2018 and January 14, 2019, 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 COUNCIL MEETING

Resolution # 20190114-017

Moved By Councillor Simone

Seconded By Councillor Renaud

That Council move into an In-Camera Meeting of Council at 8:15 pm pursuant to Section 239 of the Municipal Act, 2001, as amended, for the following reasons:

ITEM B - Section 239(2)(c) - A proposed or pending acquisition or disposition of land by the municipality or local board; and, Section 239(2)(k) - A position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

ITEM C - Section 239(2)(c) - A proposed or pending acquisition or disposition of land by the municipality or local board; Section 239(2)(i) - a trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the municipality or local board, which, if disclosed, could reasonably be expected to prejudice significantly the competitive position, or interfere significantly with the contractual or other negotiations of a person, group of persons, or organization; and, Section 239(2)(k) - A position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

ITEM D - Section 239(2)(b) - Personal matters about identifiable individuals, including municipal or local board employees; and, Section 239(2)(i) - A trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the municipality or local board, which, if disclosed, could reasonably be expected to prejudice significantly the competitive position, or interfere significantly with the contractual or other negotiations of a person, group of persons, or organization.

The Mayor put the Motion.

Motion Carried

ADJOURNMENT OF IN-CAMERA COUNCIL MEETING @ 9:51 P.M.

RESUMPTION OF REGULAR COUNCIL MEETING

Moved By Deputy Mayor Meloche
Seconded By Councillor Simone

That Council resume Regular session at 9: 53 p.m.

The Mayor put the Motion.

Motion Carried

REPORT OUT FROM IN-CAMERA SESSION – January 14th, 2019

Council met on January 14th, 2019, for a Special In-Camera Meeting at 8:15 pm and discussed (3) items as provided for under Section 239 of the Municipal Act:

Item B – heard under Sections 239(2)(c)&(k). There is nothing further to report on this matter.

Item C – heard under Sections 239(2)(c)(i)&(k). As a result of that discussion, the following is before Council for consideration:

Resolution # 20190114-018

Moved By Councillor Prue
Seconded By Deputy Mayor Meloche

That:

- 1. Administration BE DIRECTED to finalize a lease with the Essex County Nurse Practitioner Led Clinic (ECNPLC) for a portion of space at 320 Richmond St., Amherstburg and for a period of 10 years.**
- 2. Administration BE AUTHORIZED to complete the necessary leasehold improvements at a cost not to exceed \$655,000 plus HST to be funded by the ECNPLC.**
- 3. The Mayor and Clerk BE AUTHORIZED to sign a 10 year gross lease with ECNPLC for a portion of space at 320 Richmond St., Amherstburg as per the terms identified in the in-camera report from the CAO date January 14, 2019, with lease rates subject to annual CPI inflationary adjustments, satisfactory in technical content to the CAO, in financial content to the Director of Corporate Services and in legal content to the Director of Planning, Development and Legislative Services.**

The Mayor put the Motion.

Motion Carried

Item D – heard under Sections 239(2)(b)&(i). There is nothing further to report.

ADJOURNMENT

Moved By Councillor McArthur
Seconded By Councillor Courtney

That Council rise and adjourn at 9:55 p.m.

The Mayor put the Motion.

Motion Carried



MAYOR – ALDO DICARLO



MUNICIPAL CLERK – PAULA PARKER