



**TOWN OF AMHERSTBURG
REGULAR COUNCIL MEETING**

**Monday, March 11, 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

Mark Galvin, Acting CAO
Paula Parker, Municipal Clerk
Tammy Fowkes, Deputy Clerk

ABSENT

Councillor Patricia Simone

Giovanni (John) Miceli, CAO

CALL TO ORDER

The Mayor called the meeting to order at 6:10 p.m.

NATIONAL ANTHEM

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

Councillor McArthur declared a conflict of pecuniary interest with respect to item # 6.1 due his daughter being enrolled in Camp Bryerswood.

MINUTES OF PREVIOUS MEETING

Resolution # 20190311-181

Moved By Deputy Mayor Meloche
Seconded By Councillor Prue

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 Special In-Camera Council Meeting Minutes - February 11, 2019**
- 4.2 Special Council Meeting Minutes - Planning - February 11, 2019**
- 4.3 Regular Council Meeting Minutes - February 11, 2019**

The Mayor put the Motion.

Motion Carried

RECOGNITIONS

- 5.1 Festival and Events Ontario Awards - Anne Rota, Manager of Tourism and Culture, and Annette Zahaluk, Manager of Parks, Greenspaces and Naturalized Areas**

The Mayor accepted the awards on behalf of the Town.

Resolution # 20190311-182

Moved By Deputy Mayor Meloche
Seconded By Councillor McArthur

That the awards presented to the Town of Amherstburg BE RECEIVED.

The Mayor put the Motion.

Motion Carried

DELEGATIONS

6.1 Request to Waive Fire Permit Fee - Cathy Robertson and Kathi Poupard, Girl Guides of Canada

Councillor McArthur removed himself from discussion and voting due to his declared conflict of pecuniary interest.

Resolution # 20190311-183

Moved By Councillor Prue
Seconded By Councillor Renaud

That the delegation BE RECEIVED, the request to be exempt from the \$25 fee BE GRANTED; and, the organization apply for a community grant in future years.

The 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

There were no reports.

REPORTS – PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES

11.1 Amherstburg Farmer's Market - User and Permit Fees 2019

Maria Casagrande, Amherstburg Farmers Market, addressed Council and answered Council questions.

Councillor Prue asked that the Farmer's Market share their profit info each year.

Resolution # 20190311-184

Moved By Councillor Mc Arthur

Seconded By Deputy Mayor Meloche

That:

1. **The report from the Manager of Licensing and Enforcement and the Manager of Tourism and Culture dated February 22, 2019 regarding the Amherstburg Farmer's Market-User and Permit Fees 2019 BE RECEIVED;**
2. **2019 User Fees not to exceed \$5,000 BE WAIVED for the Amherstburg Farmer's Market; and,**
3. **An exemption BE GRANTED to Section 6 (e) of the Parks By-law #2002-72 to allow for the Farmers' Market to have commercial sales in Toddy Jones Park.**

The Mayor put the Motion.

Motion Carried

11.2 Draft Plan of Subdivision County File 37-T-18005, 1078217 Ontario Limited, Kingsbridge Subdivision, Part of Lots 13 and 14 Concession 1 (Anderdon)

Resolution # 20190311-185

Moved By Councillor Courtney

Seconded By Deputy Mayor Meloche

That:

- 1. The report from the Director of Planning, Development & Legislative Services dated March 1, 2019 regarding Draft Plan of Subdivision County File 37-T-18005, 1078217 Ontario Limited, Kingsbridge Subdivision, Part of Lots 13 and 14, Concession 1 (Anderdon) BE RECEIVED; and,**
- 2. By-law 2019-011 being a by-law to authorize the signing of a subdivision agreement, satisfactory in form to the Director of Planning, Development and Legislative Services, in financial content to the Director of Corporate Services, and in technical content to the Chief Administrative Officer, 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

11.3 Removal of Part Lot Control – Meadowview Phase II

Resolution # 20190311-186

Moved By Councillor Renaud

Seconded By Deputy Mayor Meloche

That:

- 1. The report from the Director of Planning, Development & Legislative Services dated February 1, 2019 regarding the Removal of Part Lot Control – Meadowview Phase II (Registered Plan 27686), BE RECEIVED;**
- 2. The application for Removal of Part Lot Control for Part of Lot 23 Concession 2, being Part 4, Plan 12R-18886, being Parts 1 through 82 inclusive, on Plan 12R-27686, known locally as Meadowview Subdivision, BE APPROVED; and,**
- 3. By-law 2019-020 being a by-law to remove certain lands from Part Lot Control 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

11.4 Request for Proposals – Legal Services Retainer – Results

Resolution # 20190311-187

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That:

1. **The report from the Director of Planning, Development and Legislative Services, dated March 1, 2019 regarding the Request for Proposals for Legal Services BE RECEIVED; and;**
2. **The Mayor and Clerk BE AUTHORIZED to enter into a retainer agreement between the Town and the following firms for a period of three (3) years with the potential for an extension for up to one (1) year:**
 - a. **Mousseau DeLuca McPherson Prince LLP**
 - b. **McTague Law Firm LLP**
 - c. **Shibley Righton LLP**

The Mayor put the Motion.

Motion Carried

11.5 Manufacturer’s Limited Liquor Sales Licence

Councillor Prue requested to divide the motion.

Resolution # 20190311-188

Moved By Councillor Courtney
Seconded By Deputy Mayor Meloche

That:

1. **The report from the Manager of Licencing and Enforcement dated March 6, 2019, regarding Manufacturer’s Limited Liquor Sales Licence BE RECEIVED; and,**
2. **The issuance of the Manufacturer’s Limited Liquor Sales Licence (By the Glass) from the Alcohol and Gaming Commission of Ontario (AGCO) for Lot 10 Brewing Company located in the Town of Amherstburg BE SUPPORTED.**

The Mayor put the Motion.

Motion Carried

Resolution # 20190311-189

Moved By Councillor Courtney

Seconded By Deputy Mayor Meloche

- 3. Authority to issue letters of support for future requests of breweries, distilleries and wineries located within the boundaries of the Town of Amherstburg for a “By the Glass” Manufacturer’s Limited Liquor Sales Licences BE DELEGATED to Administration.**

The Mayor put the Motion.

Motion Failed

REPORTS - CAO's OFFICE

12.1 Lay Member Term Adjustment – Essex Power Board of Directors

Resolution # 20190311-190

Moved By Councillor Renaud

Seconded By Deputy Mayor Meloche

That:

- 1. The report from the Deputy Clerk dated February 22, 2019, regarding Lay Member Term Adjustment – Essex Power Board of Directors BE RECEIVED; and,**
- 2. The term BE EXTENDED to December 31, 2020, for current Amherstburg lay member Bill Wark as requested by the Essex Power Board of Directors.**

The Mayor put the Motion.

Motion Carried

INFORMATION REPORTS

There were no reports.

CONSENT CORRESPONDENCE

Resolution # 20190311-191

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That the following consent correspondence BE RECEIVED:

- 14.1 2019 Annual Show Book - Essex County Steam & Gas Engine Museum Inc.**
- 14.2 Council Members' Declaration of Office - Town of Kingsville Support Resolution**
- 14.3 Support for Recreation and Culture Funding - Town of Saugeen Shores Resolution**

The Mayor put the Motion.

Motion Carried

Resolution # 20190311-192

Moved By Deputy Mayor Meloche
Seconded By Councillor McArthur

Item # 14.1 – That a 1/4 page, black & white advertisement in the amount of \$115.00 BE PLACED in the 2019 Annual Show Book in support of the Essex County Steam & Gas Engine Museum Inc.

The Mayor put the Motion.

Motion Carried

CORRESPONDENCE

- 15.1 Purple Day for Epilepsy Awareness - March 26, 2019**

Resolution # 20190311-193

Moved By Deputy Mayor Meloche
Seconded By Councillor Prue

That:

1. **The proclamation regarding Purple Day for Epilepsy Awareness BE RECEIVED; and,**
2. **March 26, 2019 BE PROCLAIMED as Purple Day in the Town of Amherstburg.**

The Mayor put the Motion.

Motion Carried

CONSENT OTHER MINUTES

Resolution # 20190311-194

Moved By Councillor Renaud
Seconded By Deputy Mayor Meloche

That the following minutes BE RECEIVED:

16.1 Committee of Adjustment Meeting Minutes - December 11, 2018

The Mayor put the Motion.

Motion Carried

OTHER MINUTES

17.1 Drainage Board Meeting Minutes - March 5, 2019

Resolution # 20190311-195

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That:

1. **The Drainage Board Meeting Minutes of March 5, 2019 BE RECEIVED;**
2. **The drainage apportionments for land parcel severances Consent B/23/18, Consent B/28/18 BE APPROVED, as recommended by the Drainage Board;**

3. The request from Alan Beetham for the replacement of an existing access culvert over the Charles Shepley Drain per Section 78 of the Drainage Act BE ACCEPTED, as recommended by the Drainage Board;
4. The appointment of the firm of R. Dobbin Engineering Inc. to complete a report for the repair and improvement to the Charles Shepley Drain BE APPROVED, as recommended by the Drainage Board; and,
5. The appointment of the firm of R. Dobbin Engineering Inc. to complete a report to vary the original assessments for maintenance pursuant to Section 76 of the Drainage Act for the Charles Shepley Drain BE APPROVED, as recommended by the Drainage Board.

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

There was no Unfinished Business brought forward.

NEW BUSINESS

1. Resolution # 20190311-196

Moved By Councillor Courtney

Seconded By Deputy Mayor Meloche

That Administration BE DIRECTED to place an advertisement in the RTT to remind residents and business owners in November and December to assist with sidewalk snow clearing when possible.

The Mayor put the Motion.

Motion Carried

REPORT OUT FROM IN CAMERA SESSION

There was nothing to report out.

NOTICE OF MOTION

There were no Notices of Motion.

BY-LAWS

Resolution # 20190311-197

Moved By Deputy Mayor Meloche
Seconded By Councillor Prue

22.1 By-law 2019-003 - New Farm Access Bridge Over the 5th Concession Road Drain South - 3rd & Final Reading

That By-law 2019-003 being a by-law to provide for the New Farm Access Bridge over the 5th Concession Road Drain South be taken as having been read a 3rd & FINAL time and the Mayor and Clerk BE AUTHORIZED to sign same.

22.2 By-law 2019-004 - Farm Bridge Replacement Over the Whelan Drain - 3rd & Final Reading

That By-law 2019-004 being a by-law to provide for the Farm Bridge Replacement over the Whelan Drain be taken as having been read a 3rd and FINAL time and the Mayor and Clerk BE AUTHORIZED to sign same.

22.3 By-law 2019-032 - To Appoint a Secretary-Treasurer for the Committee of Adjustment

That By-law 2019-032 being a by-law To Appoint a Secretary-Treasurer to the Committee of Adjustment be read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.

22.4 By-law 2019-033 - Confirmatory By-law

That By-law 2019-033 being a by-law to confirm all resolutions of the Municipal Council Meeting held on March 11, 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

ADJOURNMENT

Moved By Councillor Courtney
Seconded By Councillor McArthur

That Council rise and adjourn at 7:11 p.m.

The Mayor put the Motion.

Motion Carried


MAYOR – ALDO DICARLO
DEPUTY MAYOR – LEO MELOCHE


MUNICIPAL CLERK – PAULA PARKER