



**TOWN OF AMHERSTBURG
REGULAR COUNCIL MEETING**

**Monday, May 25, 2020
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, Clerk
Tammy Fowkes, Deputy Clerk

Mayor DiCarlo was in attendance in Council Chambers. All other members of Council participated in the meeting through video conferencing technology from remote locations.

CALL TO ORDER

The Mayor called the meeting to order at 5:03 p.m.

ROLL CALL

SPECIAL IN-CAMERA COUNCIL MEETING

Resolution # 20200525-143

Moved By Deputy Mayor Meloche
Seconded By Councillor Simone

That Council move into an In-Camera Meeting of Council at 5:03 p.m. pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reasons:

Item A – Personnel Matters - Section 239(2)(b) - Personal matters about an identifiable individual, including municipal or local board employees; Section 239(2)(d) - Labour relations or employee negotiations; and, Section 239(2)(f) - Advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Item B - 320 Richmond Street - Section 239(2)(c) - A proposed or pending acquisition or disposition of land by the municipality or local board.

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 SPECIAL IN-CAMERA COUNCIL MEETING @ 6:06 P.M.

RESUMPTION OF REGULAR COUNCIL MEETING

Moved By Councillor Simone
Seconded By Councillor Prue

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

The Mayor put the Motion.

Motion Carried

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

(Public Council Meeting Agenda Items)

Deputy Mayor Meloche declared a conflict of interest with respect to Agenda Item # 14.1 due to his brother being the Fire Inspector on the matter.

REPORT OUT FROM SPECIAL IN-CAMERA SESSION - May 25, 2020

Council met on May 25th, 2020, for a Special In-Camera Meeting at 5:04 p.m. and discussed the following (2) items as provided for under Section 239 of the Municipal Act:

Item A was heard under Sections 239(2)(b(d)&(f). There is nothing further to report.

Item B was heard under Section 239(2)(c). As a result of that discussion, the following is before Council for consideration:

Resolution # 20200525-145

Moved By Councillor McArthur

Seconded By Councillor Prue

That:

- 1. Administration BE DIRECTED to finalize lease agreements with The House of Shalom, Fighting Island Boxing Club and Verdi Club, each for a portion of space at 320 Richmond St., Amherstburg and for a period of 10 years, as Phase 2 of the facility redevelopment;**
- 2. Administration BE AUTHORIZED to complete the necessary leasehold improvements for Phase 2 at a cost not to exceed \$626,900 plus HST;**
- 3. Administration BE AUTHORIZED to transfer an amount not to exceed \$638,000 from the Parkland Reserve account toward funding the cost of the leasehold improvements for Phase 2 at 320 Richmond; and,**
- 4. Upon relocation of the Fighting Island Boxing Club to 320 Richmond, Administration BE DIRECTED to dispose of 300 Victoria St., Amherstburg in accordance with the Surplus Town Property policy and that net proceeds of the sale be transferred to the Parkland Reserve account.**

The Mayor put the Motion.

Motion Carried

Agenda Item # 14.1 was moved forward to accommodate the requestor who was participating electronically.

REPORTS - CAO's OFFICE

14.1 Request to Waive User Fees – Unauthorized Open Burn

Resolution # 20200525-146

Moved By Councillor Prue
Seconded By Councillor Renaud

That the request to waive user fees for an unauthorized open burn, as shown in the invoice in the Private and Confidential (P & C) Memo from the CAO dated May 5, 2020 BE DENIED.

The Mayor put the Motion.

Motion Carried

MINUTES OF PREVIOUS MEETING

Resolution # 20200525-147

Moved By Deputy Mayor Meloche
Seconded By Councillor Simone

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 - January 13, 2020**
- 9.2 Regular Council Meeting Minutes - January 13, 2020**
- 9.3 Special In-Camera Council Meeting Minutes - January 27, 2020**
- 9.4 Regular Council Meeting Minutes - January 27, 2020**

The Mayor put the Motion.

REPORTS – CORPORATE SERVICES

There were no reports.

REPORTS – PARKS, FACILITIES, RECREATION AND CULTURE

There were no reports.

REPORTS – ENGINEERING AND PUBLIC WORKS

12.1 2020 Mill and Pave Program – Tender Results

Resolution # 20200525-148

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That:

- 1. The 2020 Mill and Pave Program Tender BE AWARDED to Mill-Am Corporation in the amount of \$410,508.00 plus H.S.T.;**
- 2. The Mayor and Clerk BE AUTHORIZED to execute an agreement with Mill-Am Corporation for the 2020 Mill and Pave program; and,**
- 3. Transfers from the General Reserve Fund not to exceed \$420,000 BE APPROVED to fund resurfacing (Mill and Pave) of the full extent of St. Therese, Woodside Ave., Durango Ave and Venetian Drive; and that the Ventnor Ave (Baltic to Atlantic) resurfacing project BE REQUESTED in a future budget.**

The Mayor put the Motion.

REPORTS – PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES

**13.1 Kingsbridge Subdivision Phase 5G – Minor Subdivision Agreement
Amendment File No. 37-T-13003**

Resolution # 20200525-149

Moved By Councillor Prue
Seconded By Councillor Simone

That By-law 2020-034 being a by-law to authorize the signing of a Subdivision Agreement Amendment between 1027579 Ontario Limited, 1078217 Ontario Limited and the Town of Amherstburg for Kingsbridge Subdivision Phase 5G 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 Removal of Holding Zone for Kingsbridge Subdivision Phase 5G, 7A, and
9A&B**

Resolution # 20200525-150

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That By-law 2020-033 being a by-law to amend Zoning By-law 1999-52 to Remove a Holding Zone for Kingsbridge Subdivision Phases 5G, 7A and 9A&B, 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 - CAO's OFFICE

14.1 Request to Waive User Fees – Unauthorized Open Burn

As dealt with above

14.2 Amherstburg Environmental Advisory Committee – Additional Considerations to Terms of Reference

Councillor Prue moved the motion with an amendment to the composition of the committee in Appendix B, item # 4.1.2, to state that citizen members "should" rather than "will" have demonstrated technical, professional, or lived experiences. He further moved the motion with an amendment to note that Essex Region Conservation Authority (ERCA) decisions supersede the decisions of the Amherstburg Environmental Advisory Committee when in conflict.

Resolution # 20200525-151

Moved By Councillor Prue
Seconded By Councillor Simone

That:

- 1. Based on the report from the Municipal Clerk dated May 12, 2020 regarding Amherstburg Environmental Advisory Committee - Additional Considerations to the Terms of Reference, the Terms of Reference for the Amherstburg Environmental Advisory Committee BE AMENDED as outlined in Appendix B to the report;**
- 2. Administration BE DIRECTED to advertise for Committee representation based on the amended Terms of Reference, Appendix B, and in accordance with the Boards and Committees Appointment Policy; and,**
- 3. That Essex Region Conservation Authority (ERCA) decisions supersede the decisions of the Amherstburg Environmental Advisory Committee when in conflict.**

The Mayor put the Motion.

Motion Carried

14.3 Open Mic Budget Session May 2020 – Further Direction Required

Resolution # 20200525-152

Moved By Deputy Mayor Meloche
Seconded By Councillor McArthur

Deputy Mayor Meloche moved the motion with an amendment to complete the Service Delivery Review on or before September 14, 2020, to allow for public input on or before November 7, 2020.

That:

1. The motion of Council from November 25, 2019 contained within Resolution #20191125-555 pertaining to 2021 Budget specifically stating “That Administration be directed to schedule an open mic meeting with residents in May 2020” BE RESCINDED;
2. Consideration of amending the approach to public engagement on the Town’s budget BE DEFERRED until the completion of the Town’s Service Delivery Review so it can be evaluated in the context of service levels, strategic priorities and the long-term financial plan; and,
3. That the Service Delivery Review BE COMPLETED and a report BE BROUGHT back to Council on or before September 14, 2020, to allow for public input on or before November 7, 2020.

The Mayor put the Motion.

Motion Carried

INFORMATION REPORTS

Resolution # 20200525-153

Moved By Councillor Simone

Seconded By Deputy Mayor Meloche

That the following information reports BE RECEIVED:

15.1 Monthly Fire Department Activity Report – April 2020

The Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

Resolution # 20200525-154

Moved By Deputy Mayor Meloche

Seconded By Councillor Renaud

That the following consent correspondence BE RECEIVED:

16.1 2020 Policing Activities - 2nd Quarter - Amherstburg Detachment

- 16.2 Operation Laser - Support Care Packages to Deployed Troops - The Essex and Kent Scottish Regiment Association
- 16.3 Request to Reconsider Postmedia Closure - Town of Tecumseh Resolution
- 16.4 Commercial Rent Assistance Program - Town of Grimsby Resolution
- 16.5 Rent Relief Advocacy Letter - Oakville Economic Task Force
- 16.6 Federal Assistance for Municipalities - Township of Montague Resolution
- 16.7 Universal Basic Income - City of Kitchener Resolution
- 16.8 High Speed Internet Connectivity in Rural Ontario - Town of Fort Erie Resolution

The Mayor put the Motion.

Motion Carried

Resolution # 20200525-155

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

(Item # 16.3) - That:

1. Administration BE DIRECTED to send correspondence in support of the Town of Tecumseh's request regarding the permanent closing of the Shoreline Week and its sister community weekly newspapers by Post Media Network Inc.; and,
2. Prime Minister Trudeau and Steven Guilbeault, Minister of Canadian Heritage, BE COPIED on the correspondence.

The Mayor put the Motion.

Motion Carried

Resolution # 20200525-156

Moved By Councillor Prue
Seconded By Councillor Simone

(Item # 16.5) - **That Administration BE DIRECTED to send correspondence in support of the Oakville Economic Task Force's proposed changes to the Commercial Rent Assistance Program.**

The Mayor put the Motion.

Motion Carried

Resolution # 20200525-157

Moved By Councillor Prue
Seconded By Councillor Simone

(Item # 16.7) - **That Administration BE DIRECTED to send correspondence in support of the City of Kitchener's resolution regarding their request for the Ontario Provincial Government to pursue a partnership with the Federal Government for the establishment of a universal basic income.**

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

1. Resolution # 20200525-158

Moved By Councillor Courtney
Seconded By Councillor Simone

That Resolution # 20190128-063 regarding "a report on a projected time frame for replacement of the Lion's Pool and Centennial ball diamonds including cost and recommendations for location as well as any other feasible options that may be available to the community" BE PLACED back onto the Unfinished Business List.

The Mayor put the Motion.

Motion Carried

2. Councillor Prue asked for an update with respect to the ward report.

The Clerk advised that the report will be before Council for consideration at the June 22nd, 2020, Regular Council Meeting.

3. Councillor Prue asked for an update with respect to the 2019 year end report.

The Treasurer advised that he is finalizing the report with KPMG and it will be before Council for consideration in the next month or so.

4. Councillor Prue asked for an update with respect to the 4 way stop request at Cherrylawn and Pickering.

The Director of Engineering and Public Works advised that she is awaiting information from the engineer and it should be before Council for consideration at the June 8, 2020, Regular Council Meeting.

5. Councillor Prue asked if the letter was sent to the disbanded volunteer Emergency Information Group thanking them for their past service and contributions.

The Fire Chief advised he has reached out to the only known member of the group in order to get the names of the others in the group; however, he has not received a response. He advised that the letter is drafted but is unsure of who to send it to.

6. Councillor Prue asked if the interest on the water charges for the property at 1175 Concession 2N have been waived.

The Treasurer advised that he is calculating the final interest charges that are to be waived and a letter will be sent to the owner of the property this week.

NEW BUSINESS

1. Deputy Mayor Meloche asked what is being done to get the Town back to normal operations; what is being done other than layoffs to mitigate budgetary deficits as a result of the COVID-19 pandemic; and, is there an estimate of the financial impact as its relates to the approved budget figures.

The Chief Administrative Officer advised that Administration is currently looking into the physical improvements, as recommended by the Health Unit, that are to be in place to safely re-open Town Hall, Public Works, the Gordon House, and

the Libro Centre. He advised that he anticipates a cost of approximately \$40 000 - \$50 000 to install physical barriers and enhanced security for entrances and an unknown cost for enhanced cleaning protocols once all facilities are re-opened. He further advised that, in addition to the layoffs, the summer students program and installation of the ice at the Libro Centre are on hold.

2. Councillor McArthur what the plan is for businesses to open back up in downtown Amherstburg and if closing the streets to allow for patios is an option.

The Chief Administrative Officer advised that a discussion is currently underway with the Tourism Department and the Amherstburg Chamber of Commerce with respect to downtown street closures; and further, a report regarding the feasibility of downtown street closures will be before Council for their consideration at the next Regular Meeting or a Special Meeting called by the Mayor if need be.

3. Councillor Simone asked for a timeline with respect to the start up of all committee and board meetings.

The Clerk advised that the Committee of Adjustment, the Drainage Board, and Special Council Meetings for Planning matters are currently being set up for electronic participation and meetings will be underway shortly. As for the remainder of the committees, the Clerk's Department remains short-staffed due to the COVID-19 pandemic; however, the next committee to be set up for electronic participation will be the Economic Development Advisory Committee.

4. Councillor Simone asked about the possibility of a 4-way stop at Texas and Concession 2 N and also the possibility of traffic lights at Simcoe and Meloche.

The Director of Engineering and Public advised that Texas and Concession 2N would be a County decision and a study would have to be requested. The Mayor advised that he will bring up the issue to County Council.

The Director of Engineering and Public Works advised that a budget paper was issued in the 2020 budget which outlined the cost for traffic lights at Simcoe and Meloche; however, there no further direction was provided at that time.

Councillor Simone asked that the traffic lights be added to the 2021 budget for discussion.

5. Councillor McArthur asked for a timeline with respect to Bell Fibre installation in McGregor and in the downtown core.

The Chief Administrative Officer advised that he is waiting on information from Bell for proposals for the downtown core and it will be brought to Council once received.

6. Councillor McArthur advised that the Essex side on Walker Road has their hanging flowers baskets up and asked when the Town is putting up hanging baskets up its side of the street.

The Chief Administrative Officer advised that it will be completed sometime next week. The Director of Parks, Facilities, Recreation, and Culture further advised that summer students are tasked with the hanging basket program; however, students have not been hired as of yet due to the COVID-19 pandemic and h the Parks staff will be tasked with hanging the baskets.

Deputy Mayor Meloche asked that the flowers and plants in the large planters along the Town's side of Walker Road be arranged so that they don't obstruct sightlines for drivers turning onto Walker Road.

7. Councillor McArthur asked if the fence that is blocking off the designated fishing area at the Kings Navy Yard Park was staying up during the Silver Bass run.

The Director of Parks, Facilities, Recreation, and Culture advised that, in light of the COVID-19 pandemic and the physical distancing requirements, there is no intention of taking the fence down. He further advised that fishing is currently prohibited in the Kings Navy Yard Park and the designated area is not being expanded to accommodate the physical distancing requirements.

NOTICE OF MOTION

There were no Notices of Motion.

BY-LAWS

20.1 By-law 2020-035 - Confirmatory By-law

Resolution # 20200525-159

Moved By Councillor Prue
Seconded By Councillor McArthur

That By-law 2020-035 being a by-law to Confirm all Resolutions of the Municipal Council Meetings held on May 11th and 25th, 2020, 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 Renaud

That Council rise and adjourn at 8:38 p.m.

The Mayor put the Motion.

Motion Carried



MAYOR – ALDO DICARLO



CLERK – PAULA PARKER