



TOWN OF AMHERSTBURG
REGULAR COUNCIL MEETING
Monday, September 28, 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
Tammy Fowkes, Deputy Clerk

All Members of Council and registered Delegates were in attendance in Council Chambers. Public participation was conducted via Livestream.

CALL TO ORDER

The Mayor called the meeting to order at 6:01 p.m.

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 # 20200928-296

Moved By Councillor McArthur

Seconded By Deputy Mayor Meloche

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:

3.1 Special Council Meeting Minutes - Planning - September 14, 2020

3.2 Regular Council Meeting Minutes - September 14, 2020

The Mayor put the Motion.

Motion Carried

DELEGATIONS

4.1 Crossing Guard Program - Katherine Meloche

Resolution # 20200928-297

Moved By Councillor McArthur

Seconded By Councillor Simone

That:

- 1. The delegation BE RECEIVED;**
- 2. Administration BE DIRECTED to send a letter to student transportation services asking them to revisit their bussing boundaries; and,**
- 3. A copy of the letter BE SENT to the Premier, the Minister of Education, Windsor-Essex County School Boards, and the Town's local MP & MPP's.**

The Mayor put the Motion.

Motion Carried

4.2 Amherstburg Street Pass Program Proposal - Lauri Brouette

Resolution # 20200928-298

Moved By Councillor Prue

Seconded By Councillor Simone

That:

1. The delegation **BE RECEIVED**;
2. Administration **BE DIRECTED** to bring back a report regarding the possibility of starting a BIA; and,
3. Legal advice **BE SOUGHT** with respect to the proposed Street Pass Program and the risks associated with the use of Town resources and logo.

The Mayor put the Motion.

Motion Carried

4.3 Safe Walking Paths and Traffic Calming Measures for Students and Pedestrians - Melissa Hinch

Resolution # 20200928-299

Moved By Councillor McArthur

Seconded By Councillor Renaud

That:

1. The delegation **BE RECEIVED**; and,
2. That Administration **BE DIRECTED** to look into the possibility of red light traffic cameras and come back with a costing in time for the 2021 Budget deliberations.

The Mayor put the Motion.

Motion Carried

Item # 10.2 was moved forward.

INFORMATION REPORTS

10.2 Paths of Travel – Balaclava Street to Stella Maris Catholic School

Resolution # 20200928-300

Moved By Deputy Mayor Meloche

Seconded By Councillor Courtney

That:

- 1. The information report BE RECEIVED; and,**
- 2. The letters provided by the delegate BE RECEIVED.**

The Mayor put the Motion.

Motion Carried

Resolution # 20200928-301

Moved By Councillor Prue

Seconded By Councillor Simone

That Administration BE DIRECTED to extend the time at pedestrian crosswalks when the pedestrian call buttons are activated at all intersections that are equipped with the call buttons.

The Mayor put the Motion.

Motion Carried

Moved By Deputy Mayor Meloche

Seconded By Councillor Simone

That Council recess for a break at 7:38 p.m.

The Mayor put the Motion.

Motion Carried

Moved By Councillor Courtney

Seconded By Councillor Simone

That Council resume Regular session at 7:46 p.m.

The Mayor put the Motion.

Motion Carried

REPORTS – CORPORATE SERVICES

5.1 Property Tax Rate Reduction – Amherstburg Affordable Housing Development 182 Pickering Drive (Roll 3729 090 000 07100)

Resolution # 20200928-302

Moved By Deputy Mayor Meloche
Seconded By Councillor Prue

That By-law 2020-053 being a by-law to authorize a single residential tax rate for municipal purposes for the municipal capital facility for affordable housing at 182 Pickering Drive 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

There were no reports.

REPORTS – ENGINEERING AND PUBLIC WORKS

7.1 Lemay-Cookson Pumpworks and Lemay-Cookson Branch Drain

Resolution # 20200928-303

Moved By Councillor Simone
Seconded By Councillor Renaud

That:

1. The Drainage Board Meeting Minutes of September 15, 2020, BE RECEIVED;
2. By-law 2020-043 being a by-law to provide for the repair and improvement of the Lemay-Cookson Pumpworks & Lemay-Cookson Branch Drain based on the August 21, 2020 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. An operating expenditure not to exceed \$297,000 including net HST BE APPROVED as a first charge to the 2021 Budget for Municipal Drain Expense under the Public Works budget centre to fund the Town's share of the estimated \$392,000 Lemay-Cookson project costs as identified in the Drainage Report.

The Mayor put the Motion.

Motion Carried

7.2 Bridge 3008 – Project Update - Additional Funding Required

Resolution # 20200928-304

Moved By Deputy Mayor Meloche
Seconded By Councillor Simone

That:

1. An over-expenditure not to exceed \$410,897, including a \$125,000 contingency allowance and net HST, for Bridge 3008 - Long Marsh Drain at Concession 2 North for a total project cost not to exceed \$1,593,497 including net HST, BE APPROVED; and,
2. The Treasurer BE AUTHORIZED to transfer up to \$410,897 from the Reserve Fund - General to fund the project over-expenditure.

The Mayor put the Motion.

Motion Carried

REPORTS– PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES

8.1 Kingsbridge Subdivision Phase 10 Draft Plan of Subdivision, Official Plan Amendment and Zoning By-law Amendment

Resolution # 20200928-305

Moved By Councillor Simone
Seconded By Deputy Mayor Meloche

That:

1. Administration BE DIRECTED to advise the approval authority (County of Essex) that Council supports Draft Plan Approval for Phase 10 of Kingsbridge Subdivision (County File No. 37-T-20003);

2. **By-law 2020-047 being a by-law to amend Zoning By-law No. 1999-52, to amend the zoning for a parcel of land in Kingsbridge Subdivision Phase 10, be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same; and,**
3. **By-law 2020-048 being a by-law to adopt amendment No. 13 to the Official Plan 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 - CAO's OFFICE

There were no reports.

INFORMATION REPORTS

Resolution # 20200928-306

Moved By Councillor McArthur
Seconded By Councillor Simone

That the following information report BE RECEIVED:

10.1 Mosaic Art Installation - Privy Building 242 Dalhousie Street

The Mayor put the Motion.

Motion Carried

10.2 Paths of Travel – BalACLava Street to Stella Maris Catholic School (As dealt with after Item # 4.3)

CONSENT CORRESPONDENCE

Resolution # 20200928-307

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That the following consent correspondence BE RECEIVED:

11.1 Support for Canadian Ferry Association Request - Loyalist Township Resolution

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

1. Councillor Prue asked for an update regarding Resolution # 20191125-555 and asked when the report would be coming before Council.

The Director of Corporate Services advised that the report will be before Council before budget deliberations.

NEW BUSINESS

1. Resolution # 20200928-308

Moved By Councillor McArthur
Seconded By Councillor Courtney

That:

1. Administration **BE DIRECTED** to come back to the 2021 Budget with all costs associated with a new skate park;
2. The Libro Centre, 320 Richmond (former St. Bernard's School), and Jack Purdie Park **BE CONSIDERED** as the locations for the new skate park; and,
3. The public **BE CONSULTED** on the locations being considered.

The Mayor put the Motion.

Motion Carried

Moved By Councillor Courtney
Seconded By Councillor Renaud

That the meeting time BE EXTENDED to 10:30 p.m.

The Mayor put the Motion.

Motion Carried

2. Resolution # 20200928-309

Moved By Councillor Prue
Seconded By Councillor Simone

That Administration BE DIRECTED to bring a report back regarding the feasibility of a public art dedication fund as a provision in future development agreements.

The Mayor put the Motion.

Motion Carried

3. Councillor Courtney advised of a light post that is damaged at King Street and Gore Street.

The Director of Engineering and Public Works advised that she will look into it and provide Council with a response via email.

4. Deputy Mayor Meloche advised that a resident called Public Works about the light at Alma Street and Meloche Road not functioning properly.

The Director of Engineering and Public Works advised that she will check the call logs to look into the residents concern.

5. Councillor McArthur advised of speeding concerns on Middleside Road between Concession 8 and Walker Road and also on Concession 8 between Alma Street and Middleside Road. Councillor McArthur requested police presence and the speed monitoring equipment in those areas.

The Director of Engineering and Public Works advised that there is a running list of areas where the speed monitoring equipment is requested and she will add those areas of concern to the list.

The Deputy Mayor also asked for additional police presence on Walker Road as a result of speeding traffic.

The Mayor advised that he will reach out to Windsor Police Service – Amherstburg Detachment, to make them aware of the speeding concern in those areas.

NOTICE OF MOTION

There were no Notices of Motion.

BY-LAWS

15.1 By-law 2020-054 - Confirmatory By-law

Resolution # 20200928-310

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That By-law 2020-054 being a by-law to Confirm all Resolutions of the Municipal Council Meeting held on September 28th, 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

SPECIAL IN-CAMERA COUNCIL MEETING

Resolution # 20200928-311

Moved By Deputy Mayor Meloche
Seconded By Councillor Simone

That Council move into an In-Camera Meeting of Council at 10:02 p.m. pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reason:

Item A - Section 239(2)(f) - Advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

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 or general nature thereof.

ADJOURNMENT OF SPECIAL IN-CAMERA COUNCIL MEETING @ 10:10 pm

RESUMPTION OF REGULAR COUNCIL MEETING

Moved By Councillor Simone
Seconded By Deputy Mayor Meloche

That Council resume Regular session at 10:12 p.m.

The Mayor put the Motion.

Motion Carried

REPORT OUT FROM IN-CAMERA SESSION - September 28, 2020

Council met on September 28th, 2020, for a Special In-Camera Meeting at 10:02 p.m. and discussed the following item as provided for under Section 239 of the Municipal Act:

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

Resolution # 20200928-312

Moved By Councillor Simone
Seconded By Councillor Renaud

That Item #7 of Resolution # 20200810-248, stating That Administration BE DIRECTED to obtain security for any outstanding balances due via a lien on title BE RECONSIDERED.

The Mayor put the Motion.

Motion Carried

Resolution # 20200928-313

Moved By Deputy Mayor Meloche
Seconded By Councillor Simone

That Item #7 of Resolution # 20200810-248, stating That Administration BE DIRECTED to obtain security for any outstanding balances due via a lien on title BE REMOVED.

The Mayor put the Motion.

Motion Carried

ADJOURNMENT

Moved By Councillor Courtney
Seconded By Councillor Renaud

That Council rise and adjourn at 10:13 p.m.

The Mayor put the Motion.

Motion Carried



MAYOR – ALDO DICARLO

DEPUTY CLERK – TAMMY FOWKES