



TOWN OF AMHERSTBURG
REGULAR COUNCIL MEETING
Monday, February 22, 2021
6:00 PM

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

All members of Council participated in the meeting through video conferencing technology from remote locations. Public participation was conducted via livestream.

CALL TO ORDER

The Mayor called the meeting to order at 1:09 p.m.

ROLL CALL

Item A – Special In-Camera session - was held in public session at 1:10 p.m.

SPECIAL IN-CAMERA COUNCIL MEETING

Resolution # 20210222-041

Moved By Councillor Prue
Seconded By Councillor Renaud

Councillor Prue amended the motion by striking Item A from the In-Camera Agenda and moving it into Public session.

That Council move into an In-Camera Meeting of Council at 5:00 p.m. pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reasons:

~~**Item A – Section 239(3.1) – Asset Management Training Session – Educational or Training Sessions.**~~

Item B - 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 noted.

ASSEST MANAGEMENT PLAN - EDUCATION SESSION

Jordan Gonda and Gerry Wolting, PSD Research Consulting Software, provided an education session with respect to Asset Management Planning.

RECESS FROM REGULAR COUNCIL MEETING

Moved By Deputy Mayor Meloche

Seconded By Councillor Renaud

That Council recess from Regular session at 4:44 p.m.

The Mayor put the Motion.

Motion Carried

Council moved into In-Camera session for Item B @ 5:00 p.m. as stated above.

RECESS FROM SPECIAL IN-CAMERA COUNCIL MEETING @ 5:58 P.M.

RESUMPTION OF REGULAR COUNCIL MEETING

Moved By Councillor Simone

Seconded By Councillor Prue

That Council resume Regular session at 6:13 p.m.

The Mayor put the Motion.

Motion Carried

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

(Public Council Meeting Agenda Items)

Item # 14.7 - Mayor DiCarlo declared a conflict of pecuniary interest with respect to Item # 14.7, Jack Purdie Park and H. Murray Smith Park Land Use Options, due to his residence being in close proximity to both parks.

Item # 14.7 - Councillor Courtney stated that he may have to declare a conflict of pecuniary interest when discussion ensues with respect to Item # 14.7, Jack Purdie Park and H. Murray Smith Park Land Use Options, due to owning rental property in close proximity to H. Murray Smith Park (Centennial Park).

In-Camera Item C - Councillor Prue stated that he may have to declare a conflict of pecuniary interest with respect to In-Camera Item C.

MINUTES OF PREVIOUS MEETING

Resolution # 20210222-043

Moved By Councillor Renaud
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:

8.1 Regular Council Meeting Minutes - February 8, 2021

The Mayor put the Motion.

Motion Carried

DELEGATIONS

9.1 Exemption Request, Noise By-law 2001-43 - Paul Sousa, President, SunParlor R/C Flyers Inc.

9.2 Opposition to Exemption Request, Noise By-law 2001-43 - Tom Bateman

Resolution # 20210222-044

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That the delegations in Item # 9.1 and # 9.2 BE RECEIVED.

The Mayor put the Motion.

Motion Carried

REPORTS – CORPORATE SERVICES

10.1 2021 OCIF - Formula Based Capital Projects

Resolution # 20210222-045

Moved By Deputy Mayor Meloche
Seconded By Councillor McArthur

That:

1. The following projects **BE APPROVED** for completion in 2021 to be funded by Ontario Community Infrastructure Fund – Formula Based funding as a transfer from Reserve Fund – Ontario Grants:
 - a. \$315,000 allowance for Culvert 8 Replacement;
 - b. \$375,000 allowance for Culvert 38 Replacement;
 - c. \$225,000 allowance for Pointe West Drive Mill & Pave (west side); and,
 - d. \$50,000 allowance for Wyandotte St Mill & Pave (full extent).
 - e. \$50,000 allowance for Wyandotte St Mill & Pave (full extent).

The Mayor put the Motion.

Motion Carried

REPORTS – PARKS, FACILITIES, RECREATION AND CULTURE

11.1 Status Public Art – King’s Navy Yard Park Mural Project

Resolution # 20210222-046

Moved By Councillor Simone
Seconded By Deputy Mayor Meloche

That the Treasurer BE AUTHORIZED to transfer up to \$10,000 to fund the project from the Donations Reserve Fund for the King’s Navy Yard Park Mural Project.

The Mayor put the Motion.

Motion Carried

11.2 Update 320 Richmond Project

Resolution # 20210222-047

Moved By Councillor McArthur

Seconded By Deputy Mayor Meloche

That:

1. **Administration BE DIRECTED to complete the scope of work identified in the May 25, 2020 report to Council for Phase 2 of 320 Richmond;**
2. **A 2021 expenditure for completion of the works at 320 Richmond Project Phase 2, as outlined in the report from the Director of Parks, Facilities, Recreation & Culture dated February 11, 2021, BE APPROVED at a cost not to exceed \$329,800 including net HST;**
3. **The Treasurer BE AUTHORIZED to transfer an amount not to exceed \$329,800 from the Parks Reserve account, to fund the 320 Richmond Project as previously approved by Council in the May 25, 2020 report for Phase 2; and,**
4. **The Treasurer BE AUTHORIZED to transfer an amount not to exceed \$329,800 from the Parks Reserve account, to fund the 320 Richmond Project as previously approved by Council in the May 25, 2020 report for Phase 2.**

The Mayor put the Motion.

Motion Carried

REPORTS – ENGINEERING AND PUBLIC WORKS

12.1 Lemay-Cookson Pumpworks and Lemay-Cookson Branch Drain - Tender Results

Resolution # 20210222-048

Moved By Deputy Mayor Meloche

Seconded By Councillor Simone

That:

1. An over-expenditure not to exceed \$113,719 BE APPROVED for the Repair and Improvement to the Lemay-Cookson Pumpworks and Lemay-Cookson Branch Drain project, for a total cost not to exceed \$505,719 including net HST to be funded by recoveries from benefitting property owners;
2. The Town's estimate of the over-expenditure not to exceed \$95,887 including net HST be funded from current taxation BE APPROVED, with any surplus/deficit resulting from taxation funded operations to be addressed through recommendations in the year end (Q4) variance report;
3. The Lemay-Cookson Pumpworks and Lemay-Cookson Branch Drain Tender BE AWARDED to Murray Mills Excavating and Trucking (Sarnia) Ltd. for an amount not to exceed \$418,907 plus H.S.T.; and,
4. The Mayor and Clerk BE AUTHORIZED to execute an agreement with Murray Mills Excavating and Trucking (Sarnia) Ltd. for completion of the Lemay-Cookson Pumpworks and Lemay-Cookson Branch Drain improvements.

The Mayor put the Motion.

Motion Carried

REPORTS - PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES

13.1 Boblo Island South End Development Street Name Request

Resolution # 20210222-049

Moved By Deputy Mayor Meloche

Seconded By Councillor Renaud

That the proposed street names Bois Blanc Boulevard, Driftwood Crescent and Sandcastle Crescent for Street A, Street B and Street C respectively of the Boblo Island South End Development BE APPROVED.

The Mayor put the Motion.

Motion Carried

13.2 320 Ramsay St - Notice of Intent to Demolish

Resolution # 20210222-050

Moved By Councillor McArthur

Seconded By Deputy Mayor Meloche

That:

1. **The application for demolition of 320 Ramsay Street, Amherstburg BE SUPPORTED subject to the following condition:**
 - **The owners of 320 Ramsay St. BE REQUIRED to submit permit drawings for construction of a new home at 320 Ramsay Street to the Heritage Committee for review to ensure that heritage elements are incorporated into the new design and construction of the building.**

The Mayor put the Motion.

Motion Carried

REPORTS - CAO's OFFICE

14.1 Amherstburg Emergency Response Plan - 2021 Update

Resolution # 20210222-051

Moved By Councillor Courtney

Seconded By Councillor Simone

That:

1. **The updated Emergency Response Plan attached (Appendix "A") BE APPROVED, as presented; and,**
2. **By-law 2021-008 attached (Appendix C) 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

14.2 Update C/R 20201214-452

Councillor Renaud declared a conflict of pecuniary interest and removed himself from discussion. Councillor Renaud is the President of the Amherstburg Minor Hockey Association (AMHA).

Resolution # 20210222-052

Moved By Councillor Prue
Seconded By Councillor Simone

That the ice NOT BE INSTALLED at the Libro Centre in accordance with C/R 20201214-452.

The Mayor put the Motion.

Motion Carried

14.3 Proactive Committee Oversight

Resolution # 20210222-053

Moved By Councillor Prue
Seconded By Councillor Simone

That:

- 1. The report regarding Proactive Committee Oversight BE RECEIVED; and,**
- 2. Administration BE DIRECTED to prepare a report regarding the establishment of a striking committee prior to the end of the current term of Council so that it can be considered at the first meeting of the new term of Council.**

The Mayor put the Motion.

Motion Carried

14.4 Resolution # 20201123-441 - Corporate Strategic Plan

Resolution # 20210222-054

Moved By Councillor Courtney
Seconded By Councillor McArthur

That Administration BE DIRECTED to procure the services required to facilitate & develop a Corporate Strategic Plan.

The Mayor put the Motion.

Motion Carried

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That Council recess for a break at 8:19 p.m.

The Mayor put the Motion.

Motion Carried

Moved By Councillor Renaud
Seconded By Councillor Simone

That Council resume Regular session at 8:30 p.m.

The Mayor put the Motion.

Motion Carried

14.5 Municipal Modernization Program – Intake 2

Resolution # 20210222-055

Moved By Deputy Mayor Meloche
Seconded By Councillor Prue

That:

- 1. The submission by Town of Amherstburg of an application for funding from the Municipal Modernization Program (MMP) Intake 2 toward implementation of recommendations from the Service Delivery Review (2020) BE SUPPORTED; and,**
- 2. Administration BE DIRECTED to engage professional services, in accordance with the program eligibility requirements, to undertake recommendations as outlined in the recent Service Delivery Review.**

The Mayor put the Motion.

Motion Carried

14.6 Affordable Housing - Council Question

Resolution # 20210222-056

Moved By Councillor Simone
Seconded By Councillor Prue

That Council direct Administration to draft a strategic policy, as a supplement to the Official Plan and Community Improvement Plan, to encourage and facilitate development and provision of affordable housing in the Town of Amherstburg and to bring policy to council for their consideration and implementation.

The Mayor put the Motion.

Motion Carried Unanimously

14.7 Jack Purdie Park and H. Murray Smith Park Land Use Options

Mayor DiCarlo removed himself from discussion and voting due to his declared conflict of pecuniary interest.

Deputy Mayor Meloche assumed Chair at 9:17 p.m.

Moved By Councillor Prue
Seconded By Councillor Renaud

That Options 1 & 2 BE CONSIDERED together and Options 3 & 4 BE CONSIDERED separately.

The Deputy Mayor put the Motion.

Motion Carried

Resolution # 20210222-057

Moved By Councillor McArthur
Seconded By Councillor Simone

***Option 2* – That Administration BE DIRECTED to proceed with public consultation for the rezoning of a portion of Jack Purdie Park in**

accordance with the highest and best use for the subject lands in accordance with the Town's Official Plan regarding Housing First Policy.

The Deputy Mayor put the Motion.

Motion Carried

Moved By Councillor Prue
Seconded By Councillor McArthur

That the meeting BE EXTENDED until 11:00 p.m. in order to finish Item # 15.7.

The Deputy Mayor put the Motion.

Motion Carried

Moved By Councillor Prue
Seconded By Councillor Courtney

Councillor Prue amended the motion to include the redevelopment of H. Murray Smith/Centennial Park as an Athletic Park and Heritage Park.

Option 3 – That Administration BE DIRECTED to proceed with public consultation for the redevelopment of H. Murray Smith/Centennial Park as an Athletic Park and Heritage Park in accordance with the recommendations of the Council approved 2018 Parks master Plan.

The Deputy 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 | P.I. | P.I. |

Motion Lost

Councillor Courtney declared a conflict of pecuniary interest with respect to Option 4 and removed himself from discussion and voting.

Resolution # 20210222-058

Moved By Councillor McArthur
Seconded By Councillor Simone

Option 4 – That Administration BE DIRECTED to proceed with public consultation for the rezoning of H. Murray Smith/Centennial Park in accordance with the highest and best use for the subject lands in accordance with the Town’s Official Plan for Housing First Policy.

The Deputy Mayor put the Motion.

| | Yes/Concur | No/Not Concur |
|----------------------|------------|---------------|
| Councillor Courtney | P.I. | P.I. |
| Councillor McArthur | X | |
| Deputy Mayor Meloche | X | |
| Councillor Prue | | X |
| Councillor Renaud | | X |
| Councillor Simone | X | |
| Mayor DiCarlo | P.I. | P.I. |

Motion Carried

The Clerk advised of a time sensitive deadline with respect to Item # 16.1.

Moved By Councillor Prue
Seconded By Councillor Simone

That the meeting BE EXTENDED to consider Item # 16.1.

The Deputy Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

16.1 International Women's Day, Feature in The Windsor Star - POSTMEDIA Solutions

Resolution # 20210222-059

Moved By Councillor Prue
Seconded By Councillor Simone

That the consent correspondence BE RECEIVED and Administration BE DIRECTED to place a 1/8 page advertisement in the amount of \$570 in the Windsor Star's special section highlighting International Women's Day on March 8th, 2021.

The Deputy Mayor put the Motion.

Motion Carried

RECESS FROM REGULAR COUNCIL MEETING

Moved By Councillor Prue
Seconded By Councillor Renaud

That Council recess Regular session at 11:00 p.m. and resume on date to be determined by the Mayor.

The Mayor put the Motion.

Motion Carried

Note: Agenda items # 16.2 - # 26 referred to the March 8th, 2021, Regular Council Meeting.

RESUMPTION OF REGULAR COUNCIL MEETING - February 22, 2021

The Mayor resumed the February 22, 2021, Regular Council Meeting, on March 8, 2021 at 5:17 p.m.

UNFINISHED AGENDA ITEMS - February 22, 2021

Resolution # 20210308-060

Moved By Councillor Prue

Seconded By Councillor Renaud

That:

1. **The following unfinished agenda items from the February 22, 2021, Regular Council Meeting, BE REFERRED to the March 8, 2021, Regular Council Meeting:**
 - **2020 Yearly Building Activity Report - *Information Report***
 - **Bi-Weekly Waste Collection Review - *Information Report***
 - **Cheque Listing for the Month of January 2021 - *Information Report***
 - **Off-Road Vehicle Use on Amherstburg Roadways - *Information Report***
 - **Monthly Fire Department Activity Report - January 2021 - *Information Report***
 - **Annual Committee Report 2020 - Audit and Finance Advisory Committee - *Information Report***
 - **Changes to the Health Protection and Promotion Act - Ministry of Agriculture, Food and Rural Affairs - *Consent Correspondence***
 - **Insurance Premiums - Township of Georgian Bay Resolution - *Consent Correspondence***
 - **Letter to Ontario Municipal Councils - AMCTO - *Consent Correspondence***
 - **Request for Changes to the Municipal Act and Municipal Elections Act re**
 - **Criminal Records - Township of Conmee Resolution - *Consent Correspondence***

- **Universal Paid Sick Days in Ontario - City of St. Catherines Resolution - *Consent Correspondence***
- **Working Group Composition Concerns, Conservation Authorities –**
- **Township of Perth South Resolution - *Consent Correspondence***
- **Committee of Adjustment Meeting Minutes - January 26, 2021 - *Consent Other Minutes***
- **In-Camera Items C & D - *Special In-Camera Meeting Agenda***

The Mayor put the Motion.

Motion Carried

ADJOURNMENT

Moved By Councillor Renaud

Seconded By Deputy Mayor Meloche

That Council adjourn the February 22, 2021, Regular Council Meeting, on March 8, 2021 at 5:21 p.m.

The Mayor put the Motion.

Motion Carried



MAYOR – ALDO DICARLO



CLERK – PAULA PARKER