

Minutes of a regular meeting of the Amherstburg Municipal Council held in the Council Chambers of the Municipal Building on Monday, June 8, 1998 at 7:00 p.m.

PRESENT: Mayor W. Hurst
Deputy Mayor T. DiBartolomeo
Councillor R. Anderson
Councillor L. Fox
Councillor R. Pillon
Councillor G. Theriault
Councillor T. Tiefenbach

ALSO PRESENT: Bill King, Chief Administrative Officer
David Mailloux, Clerk
Paul Beneteau, Treasurer
Tony DiCiocco, Drain Superintendent

PRAYER:

The Clerk opened the meeting with prayer.

DISCLOSURE OF PECUNIARY INTEREST:

There were no disclosures of pecuniary interest.

MINUTES:

Moved by G. Theriault, seconded by L. Fox that the Minutes of a meeting of the Amherstburg Municipal Council held on Monday, May 25, 1998, be adopted.

Motion Carried

ACCOUNTS:

Moved by T. DiBartolomeo, seconded by G. Theriault that the accounts as submitted by the Treasurer be approved for payment.

Motion Carried

PETITIONS & DEPUTATIONS:

Moved by G. Theriault, seconded by T. DiBartolomeo that Council waive rules of order to hear the delegations.

Motion Carried

Mayor Wayne Hurst assisted by Daniel Fox made presentations to the winners of the "Why The Mayor Is Important" contest. The winners included the following:

1st place - Jessica Mio
2nd place - Kirk Stocker
3rd place - Angela Cole

In addition, the 1st place winner had the opportunity of accompanying the Mayor in his duties for a day. The Mayor congratulated all the people involved in the contest. Mayor Hurst presented a Council Resolution to Daniel Fox congratulating him on initiating the idea of having the "Why The Mayor Is Important" contest.

PETITIONS & DEPUTATIONS: Cont'd

Mr. Mike Kosyk addressed Council on various drainage related problems.

Boundary Markers moved by Contractor on Drainage Project

Mr. Kosyk explained that the contractor had removed the boundary marker during construction and had relocated it in the wrong location. Mr. DiCiocco, the Drainage Superintendent, explained that he would have the contractor relocate the marker to its original location.

Grondin Drain

Mr. Kosyk handed out a copy of an appeal to the Tribunal dated September 24, 1997 in regard to the Grondin Drain Project. He advised that he had agreed that he would pay only \$1,700.00 and the project proceeded on that understanding. Mr. DiCiocco explained that Mr. Kosyk's estimated assessment was approximately \$2,700.00 and the Ministry of Agriculture & Food grant would reduce that by 1/3. The project is within the estimated amounts.

Ditch between 2nd Conc. and Essex Terminal Railroad (Portion of Grondin Drain)

This portion of the Grondin Drain was not included in the original report for cleaning, however, now this section needs to be cleaned to make the drain work properly. This is being done under maintenance and Mr. Kosyk wants to know what portion of the cost will be assigned to him. Mr. DiCiocco roughly estimated the total cost to be about \$600.00 with this amount to be distributed among all affected landowners. Mr. Kosyk's cost was not known at this time. Mr. Kosyk felt that the estimate of \$600.00 for the work was low. Mr. DiCiocco explained that only a minor cleanout was required between the 2nd Concession and the railroad tracks. The culvert under the 2nd Concession needs to be flushed. He feels that once this is done the Drain should drain well, however, due to the flat grade between the 2nd Concession and the railroad, and the residential use of the drain, there may be a small amount of water in the drain.

After discussion, the Administration was directed to obtain the files on the Grondin Drain and invite Mr. Kosyk to a meeting to discuss his concerns as soon as possible.

Mr. Dennis deGraff of 254 Lakewood Drive addressed Council on the necessity of installing sanitary sewers in the Erie Beach area and requested confirmation on when the work would be done.

Mayor Hurst thanked Mr. deGraff for presenting his concerns to Council. Council is actively pursuing a grant from the Province to partially finance the project. A meeting is being set up with the Ministry of the Environment to determine the status of the grant application. The Mayor emphasized the need and urgency of getting the project completed. There is a Public Open House for the project on Monday, June 15, 1998.

Moved by T. DiBartolomeo, seconded by G. Theriault that Council resume.

Motion Carried

CORRESPONDENCE:

Item #1

Moved by G. Theriault, seconded by L. Fox that the letter from The Steering Committee, Ontario Family Fishing Weekend advising of the licence-free Ontario Family Fishing Weekend July 10th thru July 12th, 1998, be received.

Motion Carried

Item #2

Moved by T. DiBartolomeo, seconded by G. Theriault that the letter from the M.P. Inky Mark with regard to the New Canada Act which includes a section specific to municipal governments, Section 5, be received, and further that we request a copy of the position paper.

Motion Carried

Item #3

Moved by T. Tiefenbach, seconded by T. DiBartolomeo that the letter from Communities in Bloom requesting our support in sponsorship from Landscape Ontario, be received and that we concur with their request.

Motion Carried

Item #4

Moved by G. Theriault, seconded by R. Anderson that the letter from Mr. Lou Zarlenga, Bruce Crozier Engineering, with regard to his Tender Review of the Beaudoin Drain and Branch, be received and that we concur with his recommendation and a meeting be set up with the affected parties.

Motion Carried

Item #5

Moved by R. Anderson, seconded by R. Pillon that the letter from Mr. Lou Zarlenga, Bruce Crozier Engineering, with regard to his Tender Review of the Imeson Meloche Drain, be received and that we concur with his recommendation to award the project to the low tenderer Hayes Bros. Excavating & Trucking Inc. at a price of \$11,770.00 including G.S.T.

Motion Carried

Item #6

Moved by R. Pillon, seconded by G. Theriault that the letter from Mike Colle, M.P.P. requesting our support in favour of Bill 20 with regard to Red Light Cameras, be received, and further that we concur to support Bill 20.

Motion Carried

CORRESPONDENCE: Cont'd

Item #7

Moved by T. DiBartolomeo, seconded by R. Anderson that the Fax from the Windsor Development Commission enclosing an Agenda for the EDCO Summer Conference being held at the Cleary International Centre/Hilton, June 17th - 19th, 1998, be received.

Motion Carried

Item #8

Moved by L. Fox, seconded by T. DiBartolomeo that the letter from Fort Malden Volunteer Association notifying Council of a Special Occasion Liquor Permit and inviting Council to the 1812 Military Field Day, June 20 & 21, 1998, be received and further that all members of Council be encouraged to attend.

Motion Carried

Item #9

Moved by G. Theriault, seconded by T. DiBartolomeo that the letter from Windsor Minor football Association requesting permission to sell tags in the Town of Amherstburg on October 9th & 10th, 1998, be received and permission be granted.

Motion Carried

Item #10

Moved by T. DiBartolomeo, seconded by L. Fox that the letter from the County of Essex with regard to the proposed New Municipal Act (draft legislation), be received.

Motion Carried

Item #11

Moved by G. Theriault, seconded by R. Pillon that the copy of a letter sent to the Media with regard to a generous donation to the foodbank by Mr. & Mrs. Nick Donison, be received.

Motion Carried

Item #12

Moved by T. DiBartolomeo, seconded by G. Theriault that the letter from Revenue Canada with regard to the cancellation of the late-remitting penalty, be received.

Motion Carried

Item #13

Moved by G. Theriault, seconded by R. Pillon that the letter from Communities in Bloom enclosing their Budget for our participation in the 1998 national competition, be received and referred to Council's next budget session.

Motion Carried

CORRESPONDENCE: Cont'd

Item #14

Moved by G. Theriault, seconded by R. Pillon that the letter from the 1997-98 National Kinsmen and Kinnettes requesting that we place an ad in the KIN Magazine, be received, and further that we concur with their request and place a 1/12 page ad in the KIN Magazine.

Motion Carried

Item #15

Moved by G. Theriault, seconded by R. Anderson that the letter from Concerned Amherstburg Taxpayers with regard to the granting of severance and minor variance applications, be received, noted and filed.

Motion Carried

BUSINESS LICENCE APPLICATION:

Moved by T. DiBartolomeo, seconded by G. Theriault, that:

The Business Licence Application from Pizza Pizza Limited requesting permission to operate an Italian food Take-out/Delivery outlet at 174 Sandwich Street South; and

The Business Licence Application from Douglas Down requesting permission to operate an electronic repair to TV/VCR business from 134-B (rear) Richmond Street; and

The Business Licence Application from Janet Mickle requesting permission to relocate her business (Mealtime Express) from the Fort Malden Mall to 421 Sandwich St; and

The Business Licence Application from Eve Anderson requesting permission to operate Eve's Garden from the Fort Malden Mall Parking Lot;

all be approved, subject to compliance with all other agencies and by-laws.

Motion Carried

REPORTS OF SPECIAL COMMITTEES

Moved by R. Anderson, seconded by L. Fox that the Minutes of a meeting of the Amherstburg Recreation Committee held on May 21, 1998, be adopted.

Motion Carried

REPORTS OF COMMITTEES

Moved by T. DiBartolomeo, seconded by L. Fox that the Minutes of a meeting of the General Government/Planning & Development Committee held on Tuesday, May 12, 1998, be adopted.

Motion Carried

REPORTS OF COMMITTEES Cont'd

Moved by G. Theriault, seconded by R. Pillon that the Minutes of a Public meeting to consider proposed zoning By-law Amendments held on May 25, 1998 at 6:00 p.m., be adopted as amended. (Tony DiBartolomeo absent because of work.)

Motion Carried

REPORTS OF MUNICIPAL OFFICERS:

Moved by T. DiBartolomeo, seconded by L. Fox that the Report from Bill King, C.A.O., be received, and further that we concur with his recommendation that Gerry Theriault and David Mailloux be authorized as signing authorities for the municipality.

Motion Carried

NEW BUSINESS:

Councillor Lynn Fox suggested to Council that as a special feature of the Communities in Bloom Program, each Council member plant a container (1/2 wooden barrel) of flowers, etc. and have them judged by the judges of the Communities in Bloom Program. Council accepted the challenge and Mayor Hurst expressed his appreciation of Council leading by example.

BY-LAWS:

Moved by T. DiBartolomeo, seconded by G. Theriault that:

By-Law No.1998-36, being a By-law to amend Zoning By-law 2440, as amended; and

By-Law No.1998-37, being a By-law to amend Zoning By-law 2440, as amended; and

By-Law No.1998-38, being a By-law to amend Zoning By-law 2440, as amended; and

By-Law No.1998-39, being a By-law to appoint a Drainage Superintendent pursuant to The Drainage Act, RSO 1990.

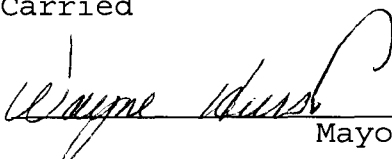
be taken as having been introduced, read a first, second and third time, be finally passed.

Motion Carried


ADJOURNMENT:

Moved by G. Theriault, seconded by T. DiBartolomeo that there being no further business, the meeting adjourn.

Motion Carried



Mayor



Clerk