

Minutes of a regular meeting of the Amherstburg Municipal Council held on Monday, March 26, 2007 at 7:00 p.m. in the Council Chambers.

**PRESENT**

Mayor Wayne Hurst  
Deputy Mayor Robert Bailey  
Councillor Rick Fryer  
Councillor Paul Renaud  
Councillor John Sutton  
Councillor Rosa White

**ABSENT**

Councillor Robert Pillon (on vacation)

**ALSO PRESENT**

Frank Pizzuto, Chief Administrative Officer  
David Mailloux, Clerk  
Paul Beneteau, Treasurer  
Carol Bendo, H.R. Specialist/Dep. Clerk  
Lou Zarlenga, Public Works Manager  
George Balango, Manager of Development Services  
Lory Bratt, Planning Coordinator  
Ron Dzombak, Manager of Recreational Services  
Dave Carpenter, IT  
Pam Malott, Dep. Treasurer/Tax Collector

**PRAYER**

The Clerk said prayer.

Mayor Hurst announced that the Town of Amherstburg was successful in obtaining a 1.6 million dollar grant under the Provincial Rural Infrastructure Fund. This will be used to partially offset the 2 million dollar Water Tower replacement. The grant will assist with the Town's debt load. The Mayor thanked Administration for their part in the application process. Also Bruce Crozier our MPP and CH2M Hill were thanked for their participation and assistance in making the Town successful in its application.

**DISCLOSURE OF PECUNIARY INTEREST**

There were no disclosures of pecuniary interest.

**MINUTES OF PREVIOUS MEETING**

Moved by R. White, seconded by R. Fryer that the minutes of the Amherstburg Municipal Council meeting held Monday, March 12, 2007, be adopted.

Motion Carried

**REPORTS OF MUNICIPAL OFFICERS**

**Report #1**

The applicant is proposing the construction of additional parking for Richmond Terrace Nursing Home at property municipally known as 89 Rankin Avenue.

Moved by P. Renaud, seconded by J. Sutton that the report from Lory Bratt, dated March 16, 2007 regarding 89 Rankin Avenue Richmond Terrace Nursing Home Parking Lot Addition, be received and the site plan for the parking lot addition at 89 Rankin Avenue be approved and further that:

**By-law 2007-26**; being a by-law authorizing the signing of a Development Agreement (Richmond Terrace Nursing Home Parking Lot), be taken as having been read a first, second and third time, be finally passed and the Mayor and the Clerk be authorized to sign same and affix the Corporate Seal thereto.

Motion Carried

### **Report #2**

On March 12, 2007 the Town of Amherstburg endorsed the Dalhousie Music Caravan for the June 22 – June 23 weekend. This report requests a permit for the use of Navy Yard Park for the Caravan.

Anne Rota and Elio DelCol were present to review the proposal.

Moved by J. Sutton, seconded by R. Bailey that the report from Frank Pizzuto, dated March 19, 2007 regarding Use of Navy Yard Park for the Dalhousie Music Caravan, be received and that the Town of Amherstburg endorses the Dalhousie Music Festival as a municipal festival for June 22 and 23, 2007; and further that the Town award a permit for the use of Navy Yard Park, as identified on the attached map, concurrent with By-law 2004-89.

Motion Carried

### **Report #3**

A new protocol for CPR has now been introduced and all of our firefighters are being recertified in First Aid and CPR. Our present Automatic Defibrillators are programmed for the old methods and therefore need to be reprogrammed for the new protocols.

Moved by P. Renaud, seconded by R. Fryer that the report from Fire Chief Richard Murray, dated March 13, 2007 regarding Semi-Automatic Defibrillators, be received and that Council concur with the recommendation that Amherstburg Fire Department will reprogram their automatic defibrillators to coincide with the new protocols that are being put on place for Cardiopulmonary Resuscitation.

Motion Carried

### **Report #4**

A need was seen for updating the current Road Superintendent's truck. The 2007 capital budget was approved with this item included.

Moved by R. Bailey, seconded by R. White that the report from Lou Zarlenga, dated March 19, 2007 regarding 2007 Full Size Crew Cab Truck (Road Superintendent) Replacement Tender Results, be received and that Council authorize the purchase of the Full size Crew Cab Truck from Racicot Chrysler.

Motion Carried

**Report #5**

A need was seen for updating one of the water/sewer vans. The 2007 capital budget was approved with this item included.

Moved by R. Fryer, seconded by J. Sutton that the report from Lou Zarlenga, dated March 19, 2007 regarding 2007 ¾ Ton Cargo Van (Sewer/Water Van) Replacement Tender Results, be received and that Council authorize the purchase of the ¾ Ton Full Size Cargo Van from Thrasher Sales and Leasing.

Motion Carried

**Report #6**

A need was seen for updating the current Public Works Inspector's truck. The 2007 capital budget was approved with this item included.

Moved by J. Sutton, seconded by R. Fryer that the report from Lou Zarlenga, dated March 19, 2007 regarding 2007 Extended Cab Midsize Truck (Public Works Inspector) Replacement Tender Results, be received and that Council authorize the purchase of the Extended Cab Midsize Truck from Joe Meloche Ford Sales Ltd.

Motion Carried

**Report #7**

The Town of Amherstburg has a vacancy in the position of Manager of Corporate and Legislative Services/Town Clerk as a result of the pending retirement of David Mailloux, the current Manager of Corporate and Legislative Services/Town Clerk.

The CAO reviewed competencies required for this position, various hiring methods, qualified internal candidates and as a result, recommended that an internal candidate, Pam Malott be hired as the Manager of Corporate and Legislative Services/Town Clerk, effective July 2, 2007. Ms. Malott has the skills, qualifications and motivation to excel in this position.

Moved by P. Renaud, seconded by R. White that the report from Frank Pizzuto, Chief Administrative Office, dated March 15, 2007 regarding Hiring of a manager of Corporate and Legislative Services/Town Clerk, be received and that Pam Malott be appointed the Manager of Corporate and Legislative Services/Town Clerk effective Monday, July 2, 2007; and further that **By-law 2007-27**; being a by-law to appoint a Clerk for the Corporation of the Town of Amherstburg be taken as having been read a first, second and third time, be finally passed and the Mayor and the Clerk be authorized to sign same and affix the Corporate Seal thereto.

Motion Carried

**Report #8**

Carol Bendo has been on staff for the past 18 months but has not been formally appointed as Deputy Clerk for the purposes of signing and executing documents. This report and by-law provides formal signing authority.

Moved by R. White, seconded by R. Bailey that the report from Frank Pizzuto, dated March 20, 2007, be received and that the Town of Amherstburg appoint Carol Bendo as Deputy Clerk; and that **BY-LAW 2007-28**; being a by-law to appoint a Deputy Clerk, be taken as having been read a first, second and third time, be finally passed and the Mayor and the Clerk be authorized to sign same and affix the Corporate Seal thereto.

Motion Carried

**Report #9**

Moved by R. Bailey, seconded by J. Sutton that the report from Paul Beneteau, dated March 12, 2007 regarding Treasurer's Report, be received as presented.

Motion Carried

**Report #10**

Moved by R. White, seconded by R. Fryer that the report from Paul Beneteau, dated March 9, 2007 regarding Essex Power – Long Term Financing with Municipalities, be received and that Council concur with the recommendation to request final payment of the amount due for 2007 of \$144,115 from Essex Power for this year's annual repayment of the Promissory Note.

Motion Carried

**Report #11**

This report is to provide council with the necessary information to renew the Town's liability insurance for 2007-2008.

Moved by J. Sutton, seconded by R. Fryer that the report from Paul Beneteau, dated March 10, 2007 regarding Liability Insurance Renewal, be received and that the Town of Amherstburg renew its' liability insurance for the period of March 1, 2007 through to February 29, 2008 with Frank Cowan Insurance at a renewal rate of \$359,717 plus applicable taxes.

Motion Carried

**Report #12**

2007 Capital Works Implementation Schedule – This report is submitted to provide Council with an anticipated timeline for the 2007 Capital Works Projects.

Moved by R. Fryer, seconded by P. Renaud that the 2007 Capital Works Implementation Schedule dated March 22, 2007 submitted by Lou Zarlenga be received.

Motion Carried

**Report #13**

2007 West Nile Program was deferred until tender process complete.

**Report #14**

The Town has prepared a media release to launch the Special Events and Festivals logo and is preparing to use the logo within its various marketing materials. Anne Rota and Elio DelCol were present to identify and explain the features of the logo.

Moved by J. Sutton, seconded by R. White that the report from Carol Bendo, H.R. Specialist/Deputy Clerk dated March 20, 2007 regarding Media Release for New Special Events and Festivals logo, be received.

Motion Carried

**Report #15**

The Town of Amherstburg currently has in place user fees for some parks & facilities and not others. Staff will review user fees for parks and facilities and report back to council.

Moved by R. Bailey, seconded by R. White that the report from Ron Dzombak, dated March 21, 2007 regarding Garden Tour & Fair & Facility User Fees, be received and that the Town of Amherstburg Council approve the request made by the Fort Malden Horticultural Society to waive any user fees associated with the use of the arena complex on the weekend of May 26 and 27, 2007 for their annual garden tour and fair, and

That Council direct administration to complete a review of park, sport field and facility user fees for all Town facilities.

Motion Carried

**Report #16**

Moved by R. Fryer, seconded by R. White that the report from George Balango, dated March 22, 2007 regarding Notice of Passing of Zoning By-law McGregor, Essex, be received and that the Town of Amherstburg notify the Town of Essex that it has no objection to the proposed holding zone.

Motion Carried

**Report # 17**

Update on the impacts of the 2007-2008 Federal & Provincial Budgets for the Town of Amherstburg.

Moved by R. Fryer, seconded by P. Renaud that Council receive report dated March 23, 2007 from Treasurer P. Beneteau with respect to the 2007-2008 Federal & Provincial Budgets.

Motion Carried

**CORRESPONDENCE**

**Item #1 to 3**

Moved by J. Sutton, seconded by R. White that the following correspondence be received:

1. Letter from Shores of Erie International Wine Festival thanking Council for their support of the fundraiser "Some Like it Hot" held Feb. 17, 2007;
2. resolution from Town of Essex requesting the Essex Library Board consider opening the McGregor Branch on Saturdays from 10:00 a.m. to 4:00 p.m.;
3. Resolution from the Town of Essex requesting the County of Essex provide three new Semi-Automatic Defibrillators compatible with the current defibrillation protocols and the current EMS defibrillation units to the Essex Fire Department.

Motion Carried

**Item #4**

Moved by R. Fryer, seconded by R. White that the letter from Essex County Dental Society, dated March 6, 2007, requesting Council proclaim April as 'Oral Health Month', be received and that Council concur with the request.

Motion Carried

MAYOR HURST PROCLAIMED THE MONTH OF APRIL AS ORAL HEALTH MONTH AND REQUESTED THAT ALL CITIZENS SO OBSERVE.

**Item #5**

Moved by J. Sutton, seconded by R. White that the letter from Lindsay Thrasher requesting Councils support of the Carnation Campaign drive being held Saturday, May 12, 2007 for the Multiple Sclerosis Society be received and that Council confirm its support of the Carnation Campaign.

Motion Carried

**Item #6**

Moved by R. White, seconded by J. Sutton that the letter from Amherstburg Malden Anderdon Sportsmen Association, dated Feb. 28, 2007 asking Council to reconsider their decision and move to reopen the Gore Street Boat access, and resolution from May 23, 2006 minutes regarding same, be received.

Motion Carried

**BUSINESS LICENCES**

Moved by J. Sutton, seconded by R. White that the Business Licence Application from Alfred Bouzide to sell flowers from the parking lot at 9 Sandwich Street North be received and approved subject to compliance with all agencies and regulations.

Motion Carried

**MINUTES OF COMMITTEES**

Moved by R. Fryer, seconded by P. Renaud that the minutes of the Amherstburg Parks Committee meeting held February 7, 2007, be received.

Motion Carried

Moved by J. Sutton, seconded by R. Bailey that the minutes of the Amherstburg Recreation Committee held February 21, 2007, be received.

Motion Carried

CAO noted a correction to be made in the minutes –  
Page 1 – III – NEW BUSINESS (b) Feasibility of a Splash Pad/Lions Pool Operations –  
line 10 and 11 – “Splash ‘pad’” be deleted and replaced with “Wading Pool”

**BY-LAWS**

**BY-LAW 2007-26;** being a by-law authorizing the signing of a Development Agreement (Richmond Terrace Nursing Home) (See Report #1)

**BY-LAW 2007-27;** being a by-law to appoint a Clerk for the Corporation of the Town of Amherstburg (See Report # 7).

**BY-LAWS CONT'D.**

**BY-LAW 2007-28;** being a by-law to appoint a Deputy-Clerk (See Report # 8).

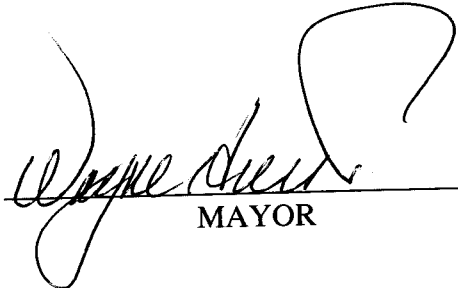
Moved by P. Renaud, seconded by R. Fryer that **BY-LAW 2007-29;** being a by-law to confirm all resolutions of the Municipal Council, be taken as having been read a first, second and third time, be finally passed and the Mayor and Clerk be authorized to sign same and affix the Corporate Seal thereto.

Motion Carried

**ADJOURNMENT**

Moved by J. Sutton, seconded by R. Fryer that the meeting adjourn.

Motion Carried

  
MAYOR

  
CLERK