

Minutes Of An Amherstburg Municipal Council Meeting Held On Monday, December 14, 2009 At 7:00 p.m.

PRESENT:

Mayor Wayne Hurst
Deputy Mayor Robert Bailey
Councillor Rick Fryer
Councillor Robert (Bob) Pillon
Councillor John Sutton
Councillor Rosa White

ALSO PRESENT:

Pamela Malott, Chief Administrative Officer
Brenda Percy, Manager of Council & Leg. Services/Clerk
Carol Bendo, Human Resources Manager
Paul Beneteau, Treasurer
Ron Dzombak, Manager of Recreational Services
Ivano Fregonese, Supervisor Budget Services
Jackie Hubbs, Manager of Development Services
Jen Ibrahim, Visitor Information Centre Manager
Richard Murray, Fire Chief
Nick Renaud, Network Analyst
Anne Rota, Tourism and Special Events Facilitator
Lou Zarlenga, Public Works Manager

ABSENT WITH NOTICE:

Councillor Paul Renaud (LOA)
Stephen Brown, CBO (Vacation)
Dave Carpenter, IT Manager (Training)
Lory Bratt, Planning Coordinator (Illness)

CALL TO ORDER

Mayor Wayne Hurst called the meeting to order at 7:10 p.m.

PRAYER

Reverend Valentino Salvati said prayer.

DISCLOSURE OF PECUNIARY INTEREST

No disclosures of pecuniary interest were made.

MINUTES OF PREVIOUS MEETING

Moved by Councillor J. Sutton
Seconded by Councillor R. Fryer

That the minutes of the following Amherstburg Municipal Council meetings be adopted as circulated:

1. Special Public Budget Meeting held on November 10, 2009 at 8:30 AM;
2. Special In-Camera held on November 17, 2009 at 10:30 AM;
3. Special In-Camera held on November 17, 2009 at 1:50 PM;
4. Special Public Meeting on CAF Tenders held on November 17, 2009 at 2:00 PM;
5. In-Camera held on November 23, 2009 at 5:00 PM;
6. Public held on November 23, 2009 at 7:00 PM;
7. Special Public Budget Meeting held on November 24, 2009 at 12:00 PM;
8. Special In-Camera Meeting held on November 24, 2009 at 3:30 PM;
9. Special Public Budget Meeting held on November 25, 2009 at 10:30 AM;
10. Special Public Meeting on Dangerous Dog Appeal held on November 30, 2009 at 5:00 PM;
11. Special In-Camera Meeting held on November 30, 2009 at 5:30 PM and
12. Special Public Budget Meeting held on November 30, 2009 at 6:30 PM

Motion Carried

PRESENTATIONS

Presentation # 1

Stan Taylor, Director of Source Water Protection, ERCA, Tom Fuerth, Chair, and Anthony Leardi, Vice Chair, Essex Region Source Water Protection Committee made a presentation to Council regarding the Current Status on Source Water Protection. A copy of the PowerPoint forms an addendum to these minutes.

Moved by Councillor R. Fryer
Seconded by Councillor J. Sutton

That the presentation by Messrs. Taylor, Leardi and Fuerth be received.

Motion Carried

Presentation # 2

Anne Rota, Tourism Officer and Jen Ibrahim, Manager of Visitor Information Centre will make a presentation to Council regarding the Olympic Torch Relay - "Play it Forward". A copy of the PowerPoint presentation is attached as an addendum to these minutes.

Report #1 was brought forward After Presentation # 2

A report by Carol Bendo regarding an update on the Olympic Torch Relay Celebration.

Moved by Deputy Mayor Bailey
Seconded by Councillor R. Fryer

That the presentation by Mses. Rota and Ibrahim be received;

And further that the report by Carol Bendo dated December 8, 2009, regarding an update on the Olympic Torch Relay Celebration.

Motion Carried

Discussion:

Councillor R. Fryer asked that the existing holders be used to reinsert Canadian flags along the torch route. Lou Zarlenga confirmed same.

DELEGATIONS

Delegation #1

Stephen Mitchell addressed Council regarding directional signage at the Malden Community Center for Sprucewood Shores Estate Winery.

Report # 2 was brought forward After Delegation # 1

A report by Carol Bendo regarding the proposal for signage from Sprucewood Estate Winery.

Moved by Deputy Mayor Bailey
Seconded by Councillor R. Pillon

That the delegation by Mr. Mitchell be received;

That the report by Carol Bendo dated December 3, 2009 regarding the proposal for signage from Sprucewood Estate Winery be received;

And further that Council approve the request for erection of collaborative signage for both the winery and Malden Community Center.

Motion Carried

Delegation # 2

Mr. Don Affleck addressed Council regarding the request for a provision and by-law amendment concerning the keeping of his show pigeons. He noted that he was not satisfied with the Administrative report which requires that he change the zoning to his property. He asked that Council reconsider his request to the keeping of pigeons be acceptable in an urban setting.

Moved by Deputy Mayor Bailey
Seconded by Councillor R. White

That the delegation by Mr. Affleck be received and that Administration investigate the provisions within the City of Windsor by-laws with respect to the keeping of pigeons.

Motion Carried

Discussion:

Councillor J. Sutton sought clarification of the provision within City of Windsor by-law.

Councillor R. Fryer asked if a provision could be included within the Town by-law to allow Mr. Affleck to keep his pigeons. Jackie Hubbs, Manager, Development Services explained the process to be followed and the application fee required.

Delegation # 3

Mr. Ron Sutherland withdrew his delegation request to address Council at the December 14, 2009 meeting.

REPORTS OF MUNICIPAL OFFICERS

Report #3

A report by Lou Zarlenga regarding the OCWA contracts for 2010 to 2012 and the extension of current contracts during renegotiations.

Moved by Councillor J. Sutton
Seconded by Councillor R. White

That Council accepts the report from Lou Zarlenga regarding the extension of the current OCWA contracts during renegotiations;

And further that Council authorizes the extension of the current contracts between the Town and the Ontario Clean Water Agency (OCWA) during renegotiations for the 2010-2012 contracts.

Motion Carried

Report #4

A report by Lou Zarlenga regarding the monthly OCWA reports for August, September and October 2009.

Moved by Deputy Mayor Bailey
Seconded by Councillor R. Pillon

That Council accepts the report from Lou Zarlenga regarding the Monthly OCWA reports for August, September and October 2009;

And further that Administration recommend that the Monthly OCWA reports for August, September and October of 2009 be received. As noted in the attached information, operations are proceeding normally and no major issues have been reported.

Motion Carried

Report #5

A report by Ron Dzombak regarding the 2009 Recreation Services Overtime.

Moved by Councillor R. White
Seconded by Councillor J. Sutton

That the report by Ron Dzombak dated November 18, 2009 regarding 2009 Recreation Services Overtime be received.

Motion Carried

Report #6

A report by Ron Dzombak regarding the Female Hockey Initiative in the Town of Amherstburg.

Moved by Deputy Mayor Bailey
Seconded by Councillor R. Fryer

That the report by Ron Dzombak dated December 8, 2009 regarding the Female Hockey Initiative in Amherstburg be received and that a letter of support be provided to the group.

Motion Carried

Report #7

Report by Police Chief Roger Hollingworth regarding OPERATION LOOKOUT ® sign erections on streets and highways.

Moved by Councillor J. Sutton
Seconded by Councillor R. White

That the report by Police Chief Roger Hollingworth, dated December 7, 2009 regarding OPERATION LOOKOUT ® sign erections on streets and highways be received;

That Council grant permission to the Amherstburg Public Works Department to erect said signs on behalf of the Amherstburg Police Service and the Amherstburg Community Based Policing Committee on Town owned roads;

And further that Amherstburg Police Services be directed to send request for approval to erect said signs on County Owned Roads.

Motion Carried

Report #8

A report by CAO Pamela Malott regarding the Ranta Marina Boaters Association Lease Agreement Change to License Agreement.

Moved by Deputy Mayor Bailey

Seconded by Councillor R. White

That Council rescinds the following motion made on October 13th, 2009:

Moved by Councillor J. Sutton

Seconded by Councillor P. Renaud

That Town of Amherstburg enter into a lease agreement with the Ranta Marina Boaters Association for the 2010 season with the understanding that should the Ranta Marina be sold the lease would become null and void.

And further that said agreement be reviewed by the Town solicitor.

Councillor R. Fryer requested a recorded vote.

	<u>YEA</u>	<u>NAY</u>
<i>Deputy Mayor Bailey</i>	<i>X</i>	
<i>Councillor R. Fryer</i>		<i>X</i>
<i>Councillor R. Pillon</i>		<i>X</i>
<i>Councillor P. Renaud</i>	<i>X</i>	
<i>Councillor J. Sutton</i>	<i>X</i>	
<i>Councillor R. White</i>	<i>X</i>	
<i>Mayor W. Hurst</i>	<i>X</i>	

Motion Carried

Motion Carried

Moved by Deputy Mayor Bailey

Seconded by Councillor J. Sutton

That Council receive the report of the Chief Administrative Officer dated December 14th, 2009 concerning legal opinion received on the Ranta Marina Lease Agreement to change to a License Agreement;

And further that Council direct Administration to continue to negotiate a License Agreement with the Ranta Marina Boater's Association.

Councillor R. Fryer requested a recorded vote.

	<u>YEA</u>	<u>NAY</u>
Deputy Mayor Bailey	X	
Councillor R. Fryer		X
Councillor R. Pillon	X	
Councillor P. Renaud(Absent)		
Councillor J. Sutton	X	
Councillor R. White	X	
Mayor W. Hurst	X	

Motion Carried

Report #9

A report by CAO Pamela Malott and Development Manager Nustadia Recreation Inc. regarding a monthly update pertaining to the Amherstburg Recreation Complex.

Moved by Councillor R, White
Seconded by Councillor R. Pillon

That the report by CAO Pamela Malott and Development Manager Nustadia Recreation Inc., dated December 7, 2009 regarding a monthly update pertaining to the Amherstburg Recreation Complex be received.

Motion Carried

Report # 10

A report by Pamela Malott regarding the disclosure of the Agreement entered into with the Developer concerning costs for remediation of the Kings Navy Yard Parkette.

Moved by Councillor R. Pillon
Seconded by Councillor J. Sutton

That Council receive the report of the Chief Administrative Officer dated December 7th, 2009 concerning the disclosure of the Agreement entered into with the Developer of the Salmoni Building at 252 Dalhousie concerning costs for remediation of the Kings Navy Yard Parkette.

Motion Carried

Moved by Deputy Mayor Bailey
Seconded by Councillor R. White

That **By-law 2009-95** being a Bylaw to confirm the Execution of an Agreement with 1603966 Ontario Limited be read three times and finally passed;

And further that Diane Pouget, a previous delegate on the subject matter be copied on this report, the Agreement and the Bylaw.

Councillor R. Fryer requested a recorded vote.

	<u>YEA</u>	<u>NAY</u>
Deputy Mayor Bailey	X	
Councillor R. Fryer		X
Councillor R. Pillon		X
Councillor P. Renaud (Absent)		
Councillor J. Sutton	X	
Councillor R. White	X	
Mayor W. Hurst	X	

Motion Carried

Report # 11

A report by CAO Pamela Malott regarding the execution of a Lease Agreement with Waterbee Pools concerning the staging area for the Waste Water Treatment Plant Expansion.

Moved by Councillor J. Sutton
Seconded by Councillor R. White

That Council receive the Report from Pamela Malott concerning the leasing of lands from Waterbee Pools;

That Council approve the execution of the Lease Agreement;

That the following individuals receive a copy of the executed agreement with cover confirming motion of Council:

Waterbee Pools Limited, Attention Ron Renaud;
CH2MHILL, Attention Terry Hearn;
Antonietta Giofu, Water and Wastewater Engineer, Town of Amherstburg;
Lou Zarlenga, Manager of Public Services, Town of Amherstburg;
Municipal Property Assessment Corporation;
Hamilton Insurance and
Paul Beneteau, Treasurer, Town of Amherstburg;

And further that **By-law 2009-94**, being a By-law authorizing a Lease Agreement between the Corporation of the Town of Amherstburg and Waterbee Pools for a Construction Staging area for the Wastewater Treatment Plant Expansion in the Town of Amherstburg, County of Essex, for property known as roll number 37-29-050-000-02500, Part of Lot 3 Con I Maiden, and Parts I to 3 on RP 12R-4277, be given three readings and be finally passed.

Motion Carried

Report # 12

A report by CAO Pamela Malott regarding Execution of Agreement with Rotary Club of Amherstburg for the Capital Phase of the Miracle League Diamond.

Moved by Deputy Mayor Bailey
Seconded by Councillor R. White

That Council receive the Report from Pamela Malott concerning the Agreement with the Rotary Club of Amherstburg for the Capital Phase of the Miracle League Diamond;

That Council approve the execution of the Agreement;

That the Rotary Club of Amherstburg receive an executed copy of the agreement with correspondence expressing the appreciation of Council for their ongoing efforts;

And further that **Bylaw 2009-96**, being a By-law authorizing execution of an Agreement between the Corporation of the Town of Amherstburg and the Rotary Club of Amherstburg be given three readings and be finally passed.

Motion Carried

Report # 13

A report by CAO Pamela Malott regarding the Execution of Access Agreement with Diageo Canada Inc. for the North Gateway Feature.

Moved by Councillor R. White
Seconded by Councillor R. Pillon

That the Report from Pamela Malott, CAO concerning The Town entering into an Access to Property Agreement with Diageo Canada Inc. be deferred pending further investigation.

Motion Carried

Report # 14

A report by Ivano Fregonese, Supervisor of Budget Services regarding the 2010 General Rated Operating & Capital Budget.

Moved by Deputy Mayor Bailey
Seconded by Councillor R. White

That the report by Ivano Fregonese, dated December 3, 2009, regarding the 2010 Budget be received;

That Council adopt the 2010 General Rated budget totalling \$57,886,211;

And further that the amount raised through taxation total \$13,831,374.

Councillor R. Fryer requested a recorded vote.

	<u>YEA</u>	<u>NAY</u>
Deputy Mayor Bailey	X	
Councillor R. Fryer		X
Councillor R. Pillon	X	
Councillor P. Renaud (Absent)		
Councillor J. Sutton	X	
Councillor R. White	X	
Mayor W. Hurst	X	

Motion Carried

Discussion:

In response to Councillor J. Sutton, Paul Beneteau advised that the final assessment would be brought forward to Council in the New Year.

Report # 15

A report from Paul Beneteau, Treasurer, regarding additional eligible heritage properties.

Moved by Councillor J. Sutton
Seconded by Councillor R. White

That Council receive the report concerning additional properties eligible under the Heritage Property Tax Rebate Program for the 2008 tax year, as submitted by the Treasurer;

And further, that Council approve the Heritage Rebates as outlined on Schedule A of the report.

Motion Carried

Discussion:

Councillor R. Fryer asked for the number of properties currently on the designated roll. It was noted that a report was to be brought back to Council in the New Year from Jackie Hubbs on the heritage rebates.

Report # 16

A report from Paul Beneteau, Treasurer, regarding Tax Write Offs and Assessment changes, and By-Law 2009-93, being a by-law to strike taxes from the tax roll and to adjust assessment values on properties.

Moved by Councillor R. Pillon
Seconded by Councillor R. White

That Council receive the report as submitted by Paul Beneteau, Treasurer regarding Write Offs and Changes in Assessment;

That Council approve the Write Offs and Changes in Assessment as presented;

And further that **By-Law 2009-93** being a by-law to strike taxes from the tax roll and to adjust assessment values on properties be read a first, second, and third time, and that the Mayor and Clerk be authorized to sign the same and affix the corporate seal thereto.

Motion Carried

Report # 17

A report by Carol Bendo regarding the 2010 Amherstburg Visitors Guide.

Moved by Deputy Mayor Bailey
Seconded by Councillor R. Pillon

That the report by Carol Bendo dated December 3, 2009 regarding the 2010 Amherstburg Visitors Guide be received;

And further that the production contract be awarded to the River Town Times.

Motion Carried

Report # 18

A report by Carol Bendo regarding Letter of Understanding - Winter Control - Seasonal Shifts

Moved by Councillor R. Pillon
Seconded by Councillor R. Fryer

That the report by Carol Bendo dated December 2, 2009 regarding the Letter of Understanding - Winter Control - Seasonal Shifts be received;

And further that Council authorize the Mayor and Clerk to sign the letter of understanding regarding Winter Control - Seasonal Shifts in accordance with By-Law 2007-42 being a Bylaw to authorize the execution of an agreement with I.B.E.W. Local 636 representing inside and outside employees of the Town of Amherstburg for the year 2007, 2008, 2009 and 2010 as amendments to the Collective agreement.

Motion Carried

Report # 19

A report from Lory Bratt regarding removal of Part Lot Control.

Moved by Councillor J. Sutton
Seconded by Councillor R. White

That the report from Lory Bratt dated November 18, 2009 regarding removal of Part Lot Control be received;

That Council approve the application for removal of Part Lot Control for Part of Block 70, Plan 12M-517;

And further that **Bylaw 2009-83** being a Bylaw to remove certain lands from Part Lot Control (12M-517) be taken as having been read three times and finally passed and the Mayor and Clerk be authorized to sign same and affix the Corporate Seal thereto.

Motion Carried

Report # 20

A report by Lory Bratt regarding OPA No. 9, OPA No. 1 and the preparation of a ZBA and the holding of a statutory public meeting regarding the former General Chemical lands.

Moved by Deputy Mayor Bailey
Seconded by Councillor R White

That the report by Lory Bratt dated November 30, 2009 regarding Official Plan Amendment No. 9 to the current Official Plan, Official Plan Amendment No. 1 to the new Official Plan and the preparation of a Zoning By-law Amendment and the holding of a statutory public meeting regarding the former General Chemical lands be received;

That **By-law 2009-84** being a By-law to adopt Amendment No. 9 to the presently in force and effect 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 and affix the Corporate Seal thereto;

That **By-law 2009-90** being a By-law to adopt Amendment No. 1 to the approved but under appeal 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 and affix the Corporate Seal thereto;

And further that Council direct Administration to schedule a public meeting January 11, 2010 to consider a proposed Zoning By-law Amendment to implement the Official Plan policies and place the former General Chemical lands in a Holding (H) Zone.

Motion Carried

Report # 21

A report by Stephen Brown regarding Building Department and By-law Enforcement Activities in 2009.

Moved by Councillor R. Fryer
Seconded by Councillor R. Pillon

That the report by Stephen Brown, dated November 30, 2009 regarding Building Department and By-law Enforcement Activities in 2009 be received.

Motion Carried

Report # 22

A report by Jackie Hubbs regarding 911 and municipal numbering and sign cost recovery.

Moved by Councillor R. Fryer
Seconded by Councillor R. White

That the report by Jackie Hubbs, Manager of Development Services, dated December 8, 2009 regarding the processing of 911 and municipal addressing for the Town of Amherstburg be received;

And further that Council direct staff to obtain fees on a cost recovery basis for the installation of the 911 municipal locator signage.

Motion Carried

Report # 23

A report by Jackie Hubbs regarding a Notice to Designate 4441 Concession 4 S.

Moved by Deputy Mayor Bailey
Seconded by Councillor J. Sutton

That Council receive the report by Jackie Hubbs, Manager of Development Services, dated November 25, 2009 regarding the Notice of Intent to Designate 4441 Concession IV S., also known as the Henry A.L. & Amelia Honor House;

And further that Council direct administration to prepare a "Notice of Intent to Designate" property at 4441 Concession IV S., as being of historical and architectural value or interest under Part IV of the Ontario Heritage Act, R.S.O. 1990, c.O.18

Motion Carried

Report # 24

A report by Jackie Hubbs regarding a proposed Official Plan Amendment and Zoning By-law Amendment.

Moved by Councillor J. Sutton
Seconded by Councillor R. White

That the report by Jackie Hubbs, Manager of Development Services, dated December 8, 2009 regarding the receipt of an Official Plan Amendment and Zoning By-law Amendment for property located at 12M252, Blk 69, 12R10281, Parts 1 to 3 (Sandwich at Crownridge) be received;

And further that Council direct administration to bring Official Plan Amendment No. 10 and Zoning By-law Amendment 2009 to a public meeting of Council.

Motion Carried

Report # 25

A report by Lou Zarlenga regarding an update on the 9th Concession, South Sideroad and Malden Townline Waterline project.

Moved by Councillor R. Pillon
Seconded by Councillor R. Fryer

That Council accepts the report from Lou Zarlenga regarding the update on the 9th Concession, South Sideroad and Malden Townline waterline.

Motion Carried

Report # 26

A report by Lou Zarlenga regarding the Proposed Watermain on the South Sideroad between the 6th & 7th Concessions and the resident petition and tender results.

Moved by Councillor R. Fryer
Seconded by Councillor R. Pillon

That Council accept the report from Lou Zarlenga regarding the resident petition and tender results for the South Sideroad Watermain project;

That Council accepts the petition form South Sideroad residents requesting the extension of the watermain, and directs administration to provide correspondence to all affected landowners indicating the tender results and also noting the project will be proceeding as the pricing received mirrors the engineer's estimated costs;

And further that Council accepts the Consulting Engineer's recommendation to award a contract to the low tenderer, being G.W. Clark Drainage Contractors Ltd. for the South Sideroad Watermain project.

Motion Carried

Discussion:

Council expressed the importance of providing an opportunity to hear any concerns from residents and to ensure consensus.

Report # 27

A report by Lou Zarlenga regarding the adoption of Bylaw 2009-91 for the installation of a new access bridge over the Shaw Municipal Drain.

Moved by Councillor J. Sutton
Seconded by Councillor R. Pillon

That Council accepts the report from Lou Zarlenga regarding the adoption of Bylaw 2009-91 for the installation of a new access bridge over the Shaw Municipal Drain;

And further that **Bylaw 2009-91** being a Bylaw to provide for the new Access Bridge for Norm Jobin over the Shaw Drain based on a Drainage Report by N. J. Peralta Engineering be read a first and second time.

Motion Carried

Report # 28

A report by Lou Zarlenga regarding the adoption of Bylaw 2009-92 for the establishment of a new Municipal Drain to be known as the Mans Marsh Outlet Drain.

Moved by Councillor R. Pillon
Seconded by Councillor R. Fryer

That Council accepts the report from Lou Zarlenga regarding the adoption of Bylaw 2009-92 for the establishment of a new Municipal Drain, the Mans Marsh Outlet Drain;

And further that **Bylaw 2009-92** being a Bylaw to provide for the establishment of a new Municipal Drain to be known as the Mans Marsh Outlet Drain based on the Drainage Report by Dillon Consulting be read a first and second time.

Motion Carried

Report #29

A report by Lou Zarlenga regarding the tender results for the Street Sweeper tender.

Moved by Councillor R. White
Seconded by Deputy Mayor Bailey

That Council accept the report from Lou Zarlenga regarding the tender results for the Street Sweeper tender;

And further that Council accept Administration's recommendation to award a contract to the lowest tenderer, being Joe Johnson Equipment Inc.

Motion Carried

Report #30

A report from Lou Zarlenga regarding drainage issues on County Road 20.

Moved by Councillor R. Pillon
Seconded by Councillor J. Sutton

That Council accept the report from Lou Zarlenga regarding drainage issues on County Road 20.

And further that Council proceed with drainage improvements on the property designated as 1321 Front Road North in order to prevent overland flow of rainwater onto portions of the Front Road Sidewalks.

Motion Carried

Report # 31

A report by Brenda Percy regarding the 2010 Council Meeting dates.

Moved by Councillor R. Pillon
Seconded by Councillor R. White

That the report by Brenda Percy, dated December 1, 2009 regarding the 2010 Council Meeting dates be received;

And further that Council approve the recommended schedule of Council meetings for the year 2010.

Motion Carried

Report # 32

A report by Brenda Percy regarding the Vote by Mail Option for the 2010 Municipal election.

Moved by Councillor J. Sutton
Seconded by Councillor R. Fryer

That the report by Brenda Percy, dated December 8, 2009 regarding the Vote by Mail Option for the 2010 Municipal election be received;

That Council approve the vote by mail method of voting for the 2010 municipal election;

That electronic tabulators be used to count ballots;

That the Clerk forward the necessary by-law to Council authorizing vote by mail as the method of voting;

And further that the Clerk forward the necessary by-law to Council authorizing the use of electronic tabulators to count ballots.

Motion Carried

Discussion:

Councillor R. Pilon asked that information regarding vote by mail be placed in local paper.

CONSENT REPORTS

Moved by Deputy Mayor Bailey
Seconded by Councillor J. Sutton

That the following reports be received:

1. Report by Paul Beneteau regarding the 2008 Municipal Performance Management Program;
2. Report by Paul Beneteau regarding the 2009 Supplementary and Omitted Tax Billings;
3. Report by Paul Beneteau regarding the 2010 Harmonized Sales Tax (HST) and
4. Report by Ron Dzombak regarding the Paraplegic Society Expo- Age Friendly Communities Regional Forum.

Motion Carried

CONSENT CORRESPONDENCE

Moved by Councillor R. Fryer
Seconded by Councillor R. White

That the following correspondence be received:

1. Kin Canada - 90th Anniversary Kin Magazine Message of Support Advertisement - Kin Canada - November 16, 2009;
2. The Wes Laporte Story - Request for Donations - The Wes Laporte Trust Fund - November 16, 2009;
3. Support Town of Amherstburg MPAC Resolution - Town of Milton - November 19, 2009;
4. Waterline - To The Rescue - OCWA - November 23, 2009;
5. Municipal leadership on climate change action: FCM's plans in the lead up to COP-15 in Copenhagen - FCM - November 24, 2009;
6. Making Green Jobs Happen - January 30, 2010 Governance Forum for Leaders in Ontario - Centre for Civic Governance - November 24, 2009;
7. Ontario Medal for Good Citizenship Program - Recipients - November 24, 2009;
8. Second Application Period for 2009-10 Ontario Drinking Water Stewardship Program is now open - AMO Alert No. 09/078 - November 24, 2009;
9. From Waste to Worth: the Role of Waste Diversion in the Green Economy Stakeholder Consultation December 14, 2009 - Ontario Ministry of the Environment - November 24, 2009;
10. Volunteer Recognition Programs for 2010 - Ministry of Citizenship and Immigration - November 25, 2009;
11. Proposed Organics Guidelines - AMO Alert No. 09/080-November 26, 2009;
12. Ministry of the Environment (MOE) Changes to Lead Sampling Requirements - AMO Alert No. 09/079 - November 30, 2009;
13. Paul Yuzyuk Award for Multiculturalism - Citizenship and Immigration Canada - November 2009;
14. AMO Recognizes the Need for Affordable Access to Recreation for Ontarians - AMO Alert No. 09/083 - December 1, 2009;
15. Passage of Good Government Act, 2009 - Means New Municipal Elections Rules to Take Effect - AMO Alert No. 09/084 - December 4, 2009;
16. December Day Camp at Science City - Canada South Science City - December 9, 2009;
17. Union Gas - Winter Warmth Program - Union Gas - December 8, 2009;
18. Annual Report 2008-2009 - Windsor Essex Community Foundation - December 4, 2009;
19. Uploading Tax Room Request for Support of Resolution - Niagara-On-The- Lake - November 23, 2009 and
20. Request for Support of Resolution - County of Grey - November 26, 2009.

Motion Carried

Discussion:

Councillor R. White requested that Administration consider removing indexes that currently separate the Consent Correspondence items.

CONSENT BUSINESS LICENSES

Moved by Councillor R. Pillon
Seconded by Councillor J. Sutton

That the following business licence applications be received and approved subject to compliance with By-Law 2009-44, all agencies and regulations;

1. Restaurant Licence to operate Little Caesar's Pizza by Mike Siblani and
2. Taxi Cab Driver Licence by Ron Duby;

And further that the licence be issued by our licensing officer once the applicant has met all of the special conditions as listed in By-Law 2009-44.

Motion Carried

CONSENT OTHER MINUTES

Moved by Councillor J. Sutton
Seconded by Councillor R. Pillon

That the minutes of the following meetings be received:

1. Committee of Adjustment meeting held on October 27, 2009 at 7:30 am;
2. Heritage Committee meeting held on October 15, 2009 at 5:30 pm and
3. Parks Committee meeting held on November 10, 2009 at 3:30pm

Motion Carried

CORRESPONDENCE

Correspondence # 1 - Snow Removal Clarification - Keith Lauzon, Parent Advisory Committee - Ecole St. Jean Baptiste

Moved by Councillor R. Pillon
Seconded by Deputy Mayor Bailey

That the correspondence from Keith Lauzon dated December 4, 2009 regarding snow removal clarification be received;

That Council direct Administration to respond to Mr. Lauzon's concern regarding the removal of snow on the sidewalks of the north and south ends of the school property on the east side of Fryer Street;

And further that the French Language School Board be copied on same.

Motion Carried

Discussion:

Lou Zarlenga explained the scenario and advised that Administration would be responsible for snow removal for this area also as the Town is already clearing snow across the road.

OTHER MINUTES

Moved by Councillor R. Fryer
Seconded by Councillor R. Pillon

That the minutes of the Traffic Committee meeting held on November 18, 2009 at 1:00 pm be received;

That Council concur with the Traffic Committee's recommendation to place a sign to identify a designated parking space for persons with disabilities in front of the Toronto Dominion Bank on Richmond Street in the first spot west of Bathurst;

And further that Traffic By-Law 2005-55 be amended to reflect same.

Motion Carried

Discussion:

Councillor R. Fryer asked if the spot was already designated. Lou Zarlenga advised that he would return with that answer.

UNFINISHED BUSINESS

Council discussed the Unfinished Business Item List as of December 14, 2009.

Councillor R. White questioned why the lights are on at the Ranta Marina and the sign states that the marina is currently open.

Councillor R. Fryer noted that the lights on the sign are not operating. He asked that Administration look into same and have lights put on.

Councillor R. Fryer asked for an update on the transfer of the road on Knob Hill between Kingsbridge north and south. Lou Zarlenga advised that he would confirm with Development Services.

NEW BUSINESS

Councillor R. Fryer asked Administration to review the additional three way stop placed on Gore Street.

Councillor R. Pillon circulated a letter from a resident with regard to purchasing surplus playground equipment. Lou Zarlenga asked that Administration follow up and respond.

Councillor R. Pillon referred to the pond on Lowe Side Road and the depth of the pond. Lou Zarlenga clarified the construction of the pond and that when it is completed it would be the same depth as before. Lou Zarlenga noted that he would be able to provide further design information should Council wish. Councillor R. Pillon explained concern of a potential liability and his desire to see a fence installed.

Councillor R. Pillon sought clarification as to any lighting that would be installed at the new parking lot on Richmond Street. He asked that Administration bring a report back.

BY-LAWS

Moved by Councillor J. Sutton
Seconded by Councillor R. White

Confirmatory By-Law December 14, 2009

That **By-Law 2009-98** 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 the Clerk be authorized to sign same and affix the Corporate Seal thereto.

Motion Carried

NOTICE OF MOTION

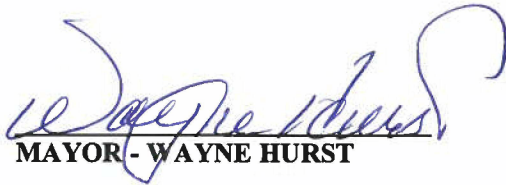
No notices of motion were made.

ADJOURNMENT

Moved by Councillor R. Fryer
Seconded by Deputy Mayor Bailey

That we rise and adjourn at 9:55 p.m.

Motion Carried


MAYOR - WAYNE HURST


CLERK - BRENDA M. PERCY

To whom it may concern:

I am writing to you regarding the acquisition of an unused piece of playground equipment that sits idle behind the Station 2 in Amherstburg. I train dogs as recreation and would like to utilize this piece of equipment as part of the stability training for the dogs. I work closely with Mike Beckett the local dog catcher and owner of 21st Century K-9 in teaching people how to train their dogs to be polite members of society. At no time would this piece of equipment be used for children at play. I would be open to signing a waiver of liability to facilitate the acquisition of the equipment.

Thank you for your consideration,
Melissa Taylor

