

Minutes of An Amherstburg Municipal Council Meeting Held On Monday, June 28, 2010 At 7:00 p.m. In Council Chambers

PRESENT:

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

ALSO PRESENT:

Pamela Malott, Chief Administrative Officer
Brenda Percy, Council & Leg. Services/Clerk
Carol Bendo, Human Resources Manager
Paul Beneteau, Treasurer
David Carpenter, IT Manager
Ivano Fregonese, Supervisor, Budget Services
Jackie Lassaline, Manager, Development Services
Lou Zarlenga, Director, Engineering and Infrastructure
Lory Bratt, Planning Coordinator

CALL TO ORDER

The Mayor called the meeting to order at 7:00 p.m.

PRAYER

The Clerk, Brenda Percy, said prayer.

DISCLOSURE OF PECUNIARY INTEREST

Councillor Sutton declared a pecuniary interest in Item 21.1 Traffic Committee Minutes - May 18, 2010 with regard to 67 Alma Street.

Councillor Sutton declared a pecuniary interest in Item 16.2 being a report by Brenda Percy regarding a request for Refund of Lottery Licence Fee by the General Amherst Parent Advisory Committee.

Councillor Wark declared a pecuniary interest in Item 16.1 being a report by Brenda Percy regarding a Request for Community Festival Designation – Rib Fest (Rotary Club).

Councillor Fryer declared a pecuniary interest in Item 15.1 being a report by the Council Compensation Committee regarding Council Compensation.

MINUTES OF PREVIOUS MEETING

Deputy Mayor Bailey moved, Councillor Sutton seconded:

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

- 1. Regular In-Camera Meeting held on June 14, 2010 at 5:30 PM; and**
- 2. Regular Public Meeting held on June 14, 2010 at 7:00 PM.**

The Mayor put the Motion.

Motion Carried

CHANGE TO PROCEDURAL BY-LAW

Councillor Fryer moved, Councillor Wark seconded:

That Council agree to hear presentations ahead of delegations.

The Mayor put the Motion.

Motion Carried

PRESENTATIONS

Presentation # 1

Ms. Debi Croucher, Indaba Marketing Inc. and Ms. Janet Willoughby, Manager of TD Canada Trust Amherstburg made a presentation to Council regarding a Donation by TD Canada Trust to the Amherstburg Recreation Complex.

Councillor Pillon moved, Councillor Fryer seconded:

That the presentation by Ms. Croucher and Ms. Willoughby be received;

And further that By-Law 2010-72 being a by-law to authorize the execution of a Donation Agreement between TD Canada Trust and 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.

The Mayor put the Motion.

Motion Carried

DELEGATIONS

Delegation # 1

Mr. Peter Valente and Mr. Rob Delicata addressed Council regarding the purchase of Ranta Marina and service provided to boat owners.

Mr. Valente advised that he and Mr. Delicata were in attendance to assure the boaters that they would provide the same service currently provided at the marina including the boat ramp and the boat slips. They have spoken with boat owners and wish to provide a better level of service than currently exists. Mr. Valente noted that the rate would be the same as the current rate charged now. He reiterated that the service would be the same, with some minor changes for improvement.

Mr. Valente referred to the easement agreement with the Town. As discussed, an easement would be granted to the Town. In accordance with the Agreement, and if the Town is in agreement, he would like to leave the entrance as it is now and should he wish to change the entrance, he would provide six months notice.

Mr. Valente noted that they have created a pamphlet which will be circulated to the boaters to assure them. He noted that they wish to encourage more boaters so the marina is full.

Councillor Fryer asked that a Special Council meeting be held before July 16th, 2010 to consider the easement agreement.

Councillor Fryer sought clarification of Mr. Valente's comments regarding the first phase and six months to opt out of the easement agreement.

Councillor Fryer reported that the County determined that no other right-of-way to an access would be allowed. This may need to be implemented into the agreement. Councillor Fryer felt that the phases of the project need to be disclosed for the benefit of the residents and boaters.

Councillor Wark sought clarification as to geotechnical studies and other studies being done by the Purchasers.

Councillor Wark questioned how long the purchasers intend on operating the site as a marina itself. Mr. Valente advised that the facility will always be there. Whatever project they do would incorporate the marina facilities.

Councillor Sutton expressed concern with the boat ramp and its availability. Mr. Valente advised that the boat ramp would always be available, even if the location has to be moved.

Councillor Pillon asked if the purchasers would be agreeable to entering into a five year agreement with the boaters. Mr. Valente advised that they need to speak further with the boaters to determine the best approach. It all depends on the circumstances and what the boaters are expecting.

Councillor Pillon moved, Councillor Fryer seconded:

That the delegation by Messrs. Valente and Delicata be received;

And further that Council direct that a Special Meeting of Council be called when the easement agreement is ready for Council's perusal.

Deputy Mayor Bailey noted that Council's decision on approval of the easement agreement does not impact the closing of the transaction. He noted that the legal opinion is that it is not necessary for Council to vote on the agreement. Councillor Fryer expressed his disagreement with opinion received. Pamela Malott, Chief Administrative Officer read aloud the opinion received from the Town solicitor.

Councillor Fryer asked for a recorded vote.

There was discussion with regard to the agreement being brought before Council at a special meeting of Council prior to July 16, 2010.

The Mayor put the Motion.

	<u>Support/Concur</u>	<u>Not Support/Not Concur</u>
Deputy Mayor Bailey	x	
Councillor Fryer	x	
Councillor Pillon	x	
Councillor Sutton	x	
Councillor White	x	
Councillor Wark	x	
Mayor Hurst	x	

Motion Carried

Delegation # 2

Ms. Jennifer Duquette, Site Manager of Fort Malden National Historic Site of Canada, addressed Council regarding permission to erect a sign on Town property at the Southern gateway to Town.

There was discussion with regard to the location of the sign and review of erecting signs in other locations such as Highway 18.

Councillor Sutton noted that there is a review of the current sign by-law underway and that it is best to have Administration review the request.

Councillor Wark moved, Councillor Fryer seconded:

That the delegation by Ms. Duquette be received;

And further that the matter be referred to Administration for review and to report back to Council.

The Mayor put the Motion.

Motion Carried

Delegation # 3

Jen Monforton addressed Council regarding a request for an Exemption to Noise By-Law for July 3, 2010 to hold a Family Reunion at 6889 Concession 6. She reviewed the reason for her request being an annual family reunion and her current issues with a neighbour with regard to noise.

Comments from the Public

The neighbours of 6889 Concession 6 were invited to speak regarding their opposition or support to the request.

Ms. Cantisani addressed Council. She noted that she was speaking on behalf of her mother. Ms. Cantisani relayed her mother's concern and problems that exist between neighbours.

Councillor Sutton moved, Councillor Fryer seconded:

That the delegation by Mrs. Monforton be received;

That the comments by neighbours of 6889 Concession 6 in opposition or support of the exemption be received;

And further that Council grant the exemption to Noise By-Law 2010-43 to the owners of 6889 Concession 6 for the purposes of having a band during a family reunion on Saturday, July 3, 2010 to be effective until 1:00 am Sunday, July 4, 2010.

The Mayor put the Motion.

Motion Carried

Councillor Sutton moved, Councillor Pillon seconded:

“That Administrative Report 15.1 be brought forward.”

The Mayor put the Motion.

Motion Carried

15.1 A report by the Council Compensation Advisory Committee regarding a Report of the Council Compensation Advisory Committee.

Councillor Fryer declared a pecuniary interest and withdrew from discussion and voting on the matter.

Deputy Mayor Bailey moved, Councillor White seconded:

That the report by the Council Compensation Advisory Committee dated June 1, 2010 be received;

That the Mayor’s, Deputy Mayor’s and Councillors’ current base salaries remain at \$26,873, \$18,413 and \$15,936 respectively with a 0% increase over the next term of Council;

That the practice of compensating members of Council for special meetings continue for four years commencing the first full month Council is in office;

That effective January 1, 2011 the Mayor, Deputy Mayor and Council be reimbursed for eligible expenses, up to \$1,500 for each calendar year for the discretionary expenses incurred in relation to their office;

That each Council member receive a \$1,000 allowance for registration for conferences and conventions to be used at their discretion and that the balance of the budgeted funds become a communal fund to be distributed based on the educational priorities of Council;

That the legal fees section of the Council Compensation and Travel Policy be revised to read “annually”;

And further that the policy relating to Council Compensation and Travel amended as of June 14, 2010 be approved.

The Mayor put the Motion.

Motion Carried

REPORTS - RECREATION/CULTURE/PARKS

7.1 A report by Pamela Malott regarding the Amherstburg Town Council Charity Golf Classic.

Deputy Mayor Bailey moved, Councillor White seconded:

That the report by Pamela Malott dated June 24, 2010 regarding the Amherstburg Town Council Charity Golf Classic, to be organized by the Amherstburg Recreation Complex (ARC) Fundraising Campaign and held on Friday, July 30, 2010, be received.

The Mayor put the Motion.

Motion Carried

7.2 A report by Carol Bendo regarding the Essex County Steam and Gas Engine Museum Parade.

Councillor Wark moved, Councillor Fryer seconded:

That the report by Carol Bendo dated June 21, 2010 regarding the Essex County Steam and Gas Engine Museum parade be received;

And further that Council approve the parade route that is to take place on Saturday, August 14, 2010.

The Mayor put the Motion.

Motion Carried

REPORTS - POLICE

No reports at this time.

REPORTS - FIRE

No reports at this time.

REPORTS - INFORMATION TECHNOLOGY

(From the Supplementary Agenda)

10.1 A report by Dave Carpenter regarding the C.A.F. Downtown Sound System.

Deputy Mayor Bailey moved, Councillor Pillon seconded:

That Council receive the report from Dave Carpenter regarding the C.A.F. Downtown Sound System;

And further that Council accept the submission from Unique Communications Inc. for the supply and installation of the Downtown Sound System.

The Mayor put the Motion.

Motion Carried

REPORTS - DEVELOPMENT SERVICES

11.1 A report by Jackie Lassaline regarding the motion respecting the presence of cadmium in solar panels.

Councillor Pillon moved, Councillor White seconded:

That the report by Jackie Lassaline, Manager of Development Services, dated June 23, 2010 regarding the motion respecting the presence of cadmium in the solar panels be received;

That the report and attached information as Appendix A and Appendix B be forwarded to the Ministry of Environment as one municipal comment with respect to 'First Solar Farm';

And further that the motion outlined under the report section of this report be forwarded to the Association of Municipalities (AMO) with a request for distribution to other municipalities, to the Ministry of the Environment and the Ministry of Energy to obtain support for this motion.

The Mayor asked that "should" be replaced with "will" on page 2 of the report.

The Mayor put the Motion.

Motion Carried

11.2 A report by Jackie Lassaline regarding a request for a sign variance at 503 Sandwich St S.

Deputy Mayor Bailey moved, Councillor Sutton seconded:

That the report by Jackie Lassaline, Manager of Development Services dated June 24, 2010 regarding a request for a variance from the Town of Amherstburg Sign By-law for lands known municipally as 503 Sandwich Street South be received;

And further that Council approve the requested variances from the Sign By-law 2006-26 to allow for a variance of 0.5 m (1.64 ft) to permit a 1.5 m (5 ft) setback from the front lot line and a variance of 0.35 m (1.1 ft) to permit a sign with 1.85 m (6.08 ft) height to be located in the front yard of property known as 503 Sandwich Street South.

The Mayor put the Motion.

Motion Carried

11.3 A report by Jackie Lassaline regarding a request for a sign variance at 76 Sandwich St N.

Councillor Sutton moved, Councillor Wark seconded:

That the report by Jackie Lassaline, Manager of Development Services dated June 24, 2010 regarding a request for a variance from the Town of Amherstburg Sign By-law 2006-26 and the Comprehensive Zoning By-law 1999-52 for lands known municipally as 76 Sandwich Street North be received;

And further that Council support the requested variances, with modification, to allow for a bed and breakfast sign to be pole mounted to the garden wall with the sign oriented towards the residence and not further encroaching on the Town boulevard and with a maximum size of 1m² for property known as 76 Sandwich Street North, River Bed B&B.

The Mayor put the Motion.

Motion Carried

(From Supplementary Agenda)

11.4 A report by Lory Bratt regarding a Certificate of Validation for property being Part Lot 34 and 35, Concession 1, Reference Plan 12R-7874, Part 1.

Councillor Pillon moved, Councillor White seconded:

That the report by Lory Bratt dated June 28, 2010 regarding a Certificate of Validation for property being Part Lot 34 and 35, Concession 1, Reference Plan 12R-7874, Part 1 be received;

And further that Council approve the granting of a validation order in accordance with Section 57 of the Planning Act, R.S.O. 1990, c.P. 13, for the subject property.

The Mayor put the Motion.

Motion Carried

REPORTS - ENGINEERING AND INFRASTRUCTURE

12.1 A report by Lou Zarlenga dated June 23, 2010 regarding an update on the projects assigned to Elmer Schincariol.

Councillor Fryer moved, Councillor Sutton seconded:

That Council receive the report from Lou Zarlenga regarding the projects assigned to Elmer Schincariol.

Councillor Pillon sought an update of Thomas Road opening.

In response to a question from Councillor Fryer, Lou Zarlenga advised that it is Administration's intent to have a public meeting once drawings are received.

The Mayor put the Motion.

Motion Carried

12.2 A report by Lou Zarlenga dated June 22, 2010 regarding the 2010 Catchbasin Installation tender results.

Councillor Sutton moved, Councillor Pillon seconded:

That Council receive the report from Lou Zarlenga regarding the 2010 Catchbasin Installation tender results.

And further that Council award the contract to the lowest tenderer; being Rivard Excavating Ltd.

The Mayor put the Motion.

Motion Carried

12.3 A report by Lou Zarlenga dated June 22, 2010 regarding a request for improvement upon examination of an engineer and the appointment of engineer for the replacement of an agricultural bridge over the Shuell Creek Municipal Drain.

Deputy Mayor Bailey moved, Councillor White seconded:

That Council receive the report from Lou Zarlenga regarding the appointment of an Engineer for the replacement of an agricultural bridge over the Shuell Creek Municipal Drain,

And further that Council receive the request from Leo Drouillard for the replacement of an existing access culvert and that Bruce D. Crozier Engineering Ltd. be authorized to prepare drainage report pursuant to Section 78 of the Drainage Act providing for the requested new bridge.

Councillor Pillon expressed concern of past work done by the firm.

The Mayor put the Motion.

Motion Carried

12.4 A report by Lou Zarlenga regarding the engineering quotations for the bridge replacement on the South Sideroad over the Albert McGee Municipal Drain.

Councillor Fryer moved, Councillor White seconded:

That Council receive the report from Lou Zarlenga regarding the engineering quotations for the bridge replacement over the Albert McGee Municipal Drain.

And further that Council award the project to Bruce D. Crozier Engineering Inc. based on the quotation provided.

The Mayor put the Motion.

Motion Carried

REPORTS - CAO's OFFICE

(From the Supplementary Agenda)

13.1 A report by Pamela Malott regarding lands known as Part 5 and 6 on 12R24302, approximately 15 feet, North Gateway.

Councillor Sutton moved, Deputy Mayor Bailey seconded:

That the report prepared by Pamela Malott dated June 25, 2010 with respect to the lands known as Part 5 and 6 on 12R24302, approximately 15 feet, North Gateway be received;

And further that the lands located on County Road 20 in the Town of Amherstburg as described on 12R24303 be declared surplus in accordance with the Town's Disposition of Real Estate policies and that the Clerk's department be directed to post required notice.

Councillor Fryer felt that the property should not be sold but an easement agreement be entered into instead.

In response to a question from Councillor Fryer, Pamela Malott advised that the next step in the process is to obtain a fair market value of the newly created piece of property. The information would be brought back to Council.

The Mayor put the Motion.

Motion Carried

REPORTS - TREASURY

14.1 A report from Paul Beneteau, Treasurer, regarding the Provincial Offences Act Intermunicipal Service Agreement.

Councillor Sutton moved, Councillor Pillon seconded:

That Council receive the report regarding the Provincial Offences Act Intermunicipal Service Agreement;

That the Council of the Town of Amherstburg support the renewal of the Provincial Offences Act Intermunicipal Service Agreement between the City of Windsor, County of Essex, Township of Pelee and the seven local municipalities, for a 5 year term, as recommended;

And further that this resolution be circulated to all partner municipalities.

The Mayor put the Motion.

Motion Carried

14.2 A report from Paul Beneteau, Treasurer, regarding Tax Write-offs and Assessment Changes

Deputy Mayor Bailey moved, Councillor Fryer seconded:

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

And further that By-law 2010-67, being a bylaw 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.

The Mayor put the Motion.

Motion Carried

14.3 A report from Paul Beneteau, Treasurer, regarding a tax arrears extension agreement.

Councillor Sutton moved, Councillor White seconded:

That Council receive the report regarding an extension agreement between the Town of Amherstburg and the owner of 387 Crystal Bay Dr., as submitted by the Treasurer;

That By-law 2010-66, being a by-law to authorize the execution of a tax arrears extension agreement, pursuant to Section 378 of the Municipal Act, 2001, be given 3 readings and that the Mayor and Clerk be authorized to sign the same and affix the corporate seal thereto;

And further that the Mayor and Clerk be authorized to enter into the extension agreement between the Town and property owner, on behalf of the Town, with the terms outlined in the said agreement.

The Mayor put the Motion.

Motion Carried

14.4 A report from Paul Beneteau, Treasurer, regarding a tax arrears extension agreement.

Deputy Mayor Bailey moved, Councillor Wark seconded:

That Council receive the report regarding an extension agreement between the Town of Amherstburg and the owner of 117 Fort Street, as submitted by the Treasurer;

That By-law 2010-69, being a by-law to authorize the execution of a tax arrears extension agreement, pursuant to Section 378 of the Municipal Act, 2001, be given 3 readings and the Mayor and Clerk be authorized to sign the same and affix the corporate seal thereto;

And further, that the Mayor and Clerk be authorized to enter into the extension agreement between the Town and property owner, on behalf of the Town, with the terms outlined in the said agreement.

The Mayor put the Motion.

Motion Carried

14.5 A report by Paul Beneteau and Ivano Fregonese regarding Capital Financing for the Multi-Use Recreation Complex.

Councillor Sutton moved, Deputy Mayor Bailey seconded:

That the report by Paul Beneteau and Ivano Fregonese dated June 18, 2010 regarding Capital Financing for the Multi-Use Recreation Complex be received;

And further that By-Law 2010-68 being a by-law to provide for temporary and long term borrowing from Ontario Infrastructure Projects Corporation for the Multi-Use Recreation Complex 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.

The Mayor put the Motion.

Motion Carried

REPORTS - HUMAN RESOURCES

A report by the Council Compensation Advisory Committee regarding a Report of the Council Compensation Advisory Committee.

As considered above.

REPORTS - CLERK'S

16.1 A report by Brenda Percy regarding a request for a Community Festival Designation by the Rotary Club for the Rib Fest scheduled for August 20, 201 and 22, 2010 at Centennial Park.

Councillor Wark declared a pecuniary interest and withdrew from discussion and voting on the matter.

Councillor White moved, Councillor Fryer seconded:

That the report by Brenda Percy dated June 11, 2010 regarding a Request for Community Festival Designation – Rib Fest (Rotary Club) – August 20, 21 and 22, 2010 at Centennial Park be received;

That Council has no objection to a liquor licence being issued to Rotary Club for the Ribfest event to be held August 20, 21 and 22, 2010 at Centennial Park;

That Ribfest be declared a Community Festival for the purpose of applying for a Special Occasion Permit;

And further that a copy of the resolution be provided to the Rotary Club.

The Mayor put the Motion.

Motion Carried

16.2 A report by Brenda Percy regarding a request for Refund of Lottery Licence Fee by the General Amherst Parent Advisory Committee.

Councillor Sutton declared a pecuniary interest and withdrew from discussion and voting on the matter.

Councillor White moved, Councillor Pillon seconded:

That the report by Brenda Percy dated June 15, 2010 regarding a Request for Refund of Lottery Licence Fee – General Amherst Parent Advisory Committee be received;

And further that Council deny the request by General Amherstburg Parent Advisory Committee for a refund of lottery licence fees.

The Mayor put the Motion.

Motion Carried

CONSENT REPORTS

Councillor White moved, Councillor Wark seconded:

That the following reports be received:

1. A report by Paul Beneteau, Treasurer, regarding Tax rebates on Vacant Commercial and Industrial Properties.

Councillor White asked that Administration bring back the policies and requirements under the *Municipal Act* with regard to rebates for vacant properties.

The Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

Deputy Mayor Bailey moved, Councillor Pillon seconded:

That correspondence items 3, 4, and 5 be received:

- 1. 1st Annual Amherstburg Miracle League Golf Tournament - August 28, 2010 - The Miracle League of Amherstburg - June 11, 2010;**
- 2. Retired Fire Pumper Donation Concern - Reg Sprague - June 1, 2010;**
- 3. AMO Concurrent Session - MPAC - June 14, 2010;**
- 4. Changes to Ontario Auto Insurance Give You More Choice - H.L. Hamilton Insurance Ltd. - June 21, 2010;**
- 5. Canada Day Event in the Town of Amherstburg and**
- 6. Ribfest - August 20, 21 and 22, 2010 - Amherstburg Rotary Club - June 18, 2010.**

The Mayor put the Motion.

Motion Carried

1st Annual Amherstburg Miracle League Golf Tournament - August 28, 2010 - The Miracle League of Amherstburg - June 11, 2010

Councillor Fryer moved, Councillor Wark seconded:

That Council authorize a foursome team to participate in the 1st Annual Amherstburg Miracle League Golf Tournament - August 28, 2010 - The Miracle League of Amherstburg - June 11, 2010.

The Mayor put the Motion.

Motion Carried

Item # 2- Retired Fire Pumper Donation Concern - Reg Sprague - June 1, 2010

Councillor Fryer asked that Administration send correspondence to Mr. Sprague with regard to the fire truck.

Ribfest - August 20, 21 and 22, 2010 - Amherstburg Rotary Club - June 18, 2010.

Councillor Fryer encouraged everyone to attend the Ribfest - August 20, 21 and 22, 2010 - Amherstburg Rotary Club - June 18, 2010.

CONSENT OTHER MINUTES

Councillor Sutton moved, Councillor Pillon seconded:

That the following minutes be received:

1. Meeting held by the Parks Committee on May 11, 2010 at 3:30 PM;
2. Meeting held by the Recreation Committee on March 2, 2010 at 7:00 PM; and
3. Meeting held by the Amherstburg Police Services Board on May 18, 2010 at 4:30 PM.

The Mayor put the Motion.

Motion Carried

CORRESPONDENCE

Correspondence # 1 - Youth Friendly Community Recognition Program 2010 - Playworks

Councillor Sutton moved, Councillor Fryer seconded:

That the correspondence from Playworks regarding the Youth Friendly Community Recognition Program for 2010 be received;

And further that Administration be directed to submit an application on behalf of the Town of Amherstburg to the Youth Friendly Community Recognition Program for 2010 by the December 1, 2010 deadline.

The Mayor put the Motion.

Motion Carried

Correspondence # 2 - Municipal Cup Golf Challenge - Community Living Essex County

Councillor Pillon moved, Councillor Sutton seconded:

That the correspondence from Community Living Essex County regarding the 20th Annual Charity Golf Classic and 2nd Annual Municipal Cup Golf Challenge be received;

And further that Council approve a foursome to enter the 2nd Annual Municipal Cup Golf Challenge being held on July 21, 2010 at Fox Glen Golf Club.

The Mayor put the Motion.

Motion Carried

Correspondence # 3 - MMS Litigation Fund - Ontario Good Roads Association

Councillor White moved, Councillor Sutton seconded:

That the correspondence from the Ontario Good Roads Association regarding the Minimum Maintenance Standards (MMS) Litigation Fund be received;

And further that Council support contributing \$0.10 per capita being \$2,174.80 to the MMS Litigation Fund.

In response to a question of Councillor Fryer, Brenda Percy, Manager, Council & Legislative Services advised that the amount was unbudgeted.

The Mayor put the Motion.

Motion Carried

Correspondence # 4 - Upcoming Events for the Amherstburg Recreation Complex Fundraising Campaign

Deputy Mayor Bailey moved, Councillor Wark seconded:

That the correspondence regarding the upcoming events for the ARC Fundraising Campaign be received;

And further that Council be authorized to attend and support the events.

The Mayor put the Motion.

Motion Carried

OTHER MINUTES

Councillor Sutton declared a pecuniary interest in the item relating to 67 Alma Street and withdrew from discussion and voting on the matter.

21.1 Traffic Committee - May 18, 2010 - 1PM

Councillor Fryer moved, Councillor Wark seconded:

That the minutes of the May 18, 2010 Traffic Committee meeting be received;

That Council refer back to the Traffic Committee the recommendation that McLellan Avenue be made alternate monthly parking in the 2011 alternate street parking program.

The Mayor put the Motion.

Motion Carried

Councillor Pillon moved, Councillor Fryer seconded:

That Council concur with the Traffic Committee's recommendation to designate the North side of Gibb Street from Baltic to Fryer Street as a Designated No Parking Zone.

The Mayor put the Motion.

Motion Carried

Councillor Pillon moved, Councillor Fryer seconded:

That Council concur with the Traffic Committee's recommendation to amend the Traffic By-Law to meet the standards and regulations in the Ontario Traffic Manual.

The Mayor put the Motion.

Motion Carried

Councillor White moved, Councillor Fryer seconded:

That a temporary permit be provided to the resident of 67 Alma Street to allow the for temporary parking of 30 minutes on Alma Street;

And further that the Police and Fire Services be advised accordingly.

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

Council reviewed the Unfinished Business Items List as of June 28, 2010.

NEW BUSINESS

- a) Ontario Travel Information Centre

Councillor White moved, Councillor Sutton seconded:

That Administration be directed to send a letter to the Ministry of Tourism and Culture with copy to Bruce Crozier, Sandra Papatello and Dwight Duncan that Tourism Ontario investigate and reconsider the closure of the Ontario Travel Information Center located on Huron Church Road;

And further that the resolution be copied to area municipalities in Essex County and also the City of Windsor.

Councillor White noted that the site has existed for years and is conveniently located just outside the bridge. This location is an important gateway for residents to find travel information upon entering the area. It would be economically detrimental to the Town and county's attractions and businesses to eliminate this facility.

Councillor Fryer noted that the location is being closed however, he wished the Ministry to consider an alternate location. Once visitors have passed the area to attend the Tilbury location, they are not likely to turn back to see attractions in the county.

Deputy Mayor Bailey noted that Windsor, Essex, Pelee Island Tourism is working with Ministry in effort to get reconsideration of the closing of the location. Further information is pending.

The Mayor expressed his hope that the Minister would revisit the change of location.

The Mayor put the Motion.

Motion Carried

- b) Kingsbridge Park – Playground Equipment

Councillor Fryer sought clarification as to the timeline associated for playground equipment.

- c) Open Burning

Councillor Fryer asked Administration to remind residents about outdoor burning and by-law associated.

d) Trucks on Pickering Street

Trucks have been using Pickering Street from Fryer to Sandwich to gain access to stores. Council asked that Police Services to be asked to monitor the situation and Public Works to confirm that the appropriate signage is in place.

e) Environment Canada – recent storms/emergency notification

Councillor Wark noted that there are no uniform contact procedures in place between Environment Canada and region/local emergency contact personnel such as Community Emergency Management Coordinators, Community Control Groups. Councillor Wark asked that the Town send correspondence to local MP and MPP outlining concerns and to develop a uniform, rapid procedure for informing emergency contact personnel regarding weather related events.

Council directed that Administration (Fire Services, Police Services, and Emergency Preparedness Committee) review a uniform mechanism contact procedure and come back to Council with a recommendation.

f) King's Navy Yard Park - Fountain

Councillor Fryer asked that Administration bring back information with regard to the authorization to sign cheques for the King's Navy Yard Park fountain. He asked that the information contain how to recoup the money and who the signing authorities were.

Councillor Fryer asked that Administration bring back information as to whether a group, who wishes to fundraise for playground equipment, may have the Town pay for the item in advance and then the group be permitted to pay the Town back.

g) Grass Cutting in rural ditches

Councillor Wark sought an update on the cutting of grass in rural ditches.

NOTICES OF MOTION

Expansion of Canada's Public Pension System

Council discussed the notice of motion as introduced by Councillor John Sutton on June 14, 2010 regarding the expansion of Canada's Public Pension System.

Councillor Sutton moved, Councillor White seconded:

WHEREAS The Canadian economic downturn is putting the retirement of many workers at risk; and

WHEREAS Ontario cities bear an additional portion of the cost of providing such programs; and

WHEREAS The significant economic downturn in combination with an increased number of employer bankruptcies across various sectors that have resulted in under-funded pension plans and the actual and potential loss of promised pension benefits; and

WHEREAS Only one in four private sector workers belong to an employer pension plan and the remaining 3 out of 4 workers must rely more heavily on personal savings to provide for their retirement; and

WHEREAS The Canadian public pension system including Old Age Security (OAS) and the Guaranteed Income Supplement (GIS) plus the Canada Pension Plan (CPP) is safe but falls well short of replacing the 50% to 70% of pre-retirement income needed to maintain a decent standard of living; therefore, be it

RESOLVED That the Town of Amherstburg support the Federation of Canadian Municipalities (FCM) resolution calling for the expansion of Canada's public pension system by and at the cost of the Federal Government and not municipalities:

1. by increasing the Guaranteed Income Supplement (GIS) by 15%, so no senior lives in poverty; and
2. by protecting Canadian pensions through a federal system of pension insurance; and be it further

RESOLVED That the federal government be called to hold a national summit on the issue of pensions and support the expansion of the Canada Pension Plan; and that this resolution be sent to all Essex County municipalities for support and forwarded to our MP Jeff Watson.

The Mayor put the Motion.

Motion Carried

Moratorium on Land Purchases/Sale

Council discussed the notice of motion as introduced by Councillor Rick Fryer on June 14, 2010 regarding a Moratorium on Land Purchase/Sale.

Councillor Fryer moved, Councillor Wark seconded:

Whereas the Town of Amherstburg has purchased expensive properties during this term of Council without a long term plan in place prior to the purchase;

Whereas this region is still suffering from the effects of the downturn in the economy with job loss and economic hardship for too many of our young families and seniors on fixed retirement incomes;

Whereas the Town of Amherstburg will exceed the debt load capacity guidelines set out by the Ontario Provincial Government;

Therefore let it be resolved that for the balance of this current Council a moratorium be in place for the Purchase or Sale of any property within the boundaries of the municipality known as the "Town of Amherstburg."

There was discussion with regard to purchases, cost to purchase properties, financing of properties, sale of properties, strategic planning and debt capacity.

The Mayor put the Motion.

Motion Failed

BY-LAWS

Zoning By-law Amendment

Councillor Sutton moved, Councillor Pillon seconded:

That Bylaw 2010-64 being a bylaw to amending Zoning By-law 1999-52 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.

The Mayor put the Motion.

Motion Carried

Confirmatory By-Law

Deputy Mayor Bailey moved, Councillor Wark seconded:

That By-Law 2010-71 being a By-Law to confirm all resolutions of the Municipal Council Meeting held on June 28, 2010 at 7:00 PM 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.

The Mayor put the Motion.

Motion Carried

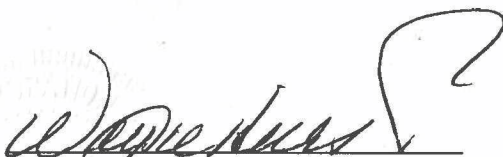
ADJOURNMENT

Councillor Fryer moved, Councillor Sutton seconded:

That Council adjourn at 9:38 p.m.

The Mayor put the Motion.

Motion Carried



MAYOR - WAYNE HURST



CLERK - BRENDA M. PERCY