



**TOWN OF AMHERSTBURG
SPECIAL COUNCIL MEETING
Thursday, December 13, 2012
4:30 PM**

Council Chambers, 271 Sandwich Street South, Amherstburg

MINUTES

PRESENT

Mayor Wayne Hurst
Deputy Mayor Ron Sutherland
Councillor Carolyn Davies
Councillor Robert (Bob) Pillon
Councillor John Sutton
Councillor Diane Pouget
Councillor Bart DiPasquale

Kristina Pozar Di Paolo, Acting CAO
Brenda Percy, Manager of Council & Legislative
Services/Clerk

CALL TO ORDER

The Mayor called the meeting to order at 4:30pm.

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF *(Public Council Meeting agenda items)*

There were disclosures of pecuniary interest.

PRESENTATIONS

3.1 Presentation of Diamond Jubilee Medal to Thomas Kilgallin

Councillor Sutton moved, Councillor Davies seconded:

That the presentation be received.

The Mayor put the Motion.

Motion Carried

REPORTS

4.1 Tier II Junior A hockey tenant seeking to come to Amherstburg

Matt Romaniski, Lead Principal, Junior A Hockey, addressed Council regarding the opportunity to bring Junior A Hockey to the UCCUC.

Dean Collver, Director, Recreation and Culture, provided an overview of the report.

Councillor Sutton moved, Councillor Pillon seconded:

That the report submitted by Dean Collver dated December 11, 2012 regarding a Junior A hockey tenant seeking to come to Amherstburg be received;

That Council approve a rate of \$150 per hour of ice time based on the conditions indicated in this report;

That Council approve the concept for Junior A game nights for the 2013-14 hockey season as indicated in this report;

And further that Council authorize Administration to continue to negotiate with the Junior A club on behalf of the Town, regarding any additional details required to bring a successful and amenable agreement for both parties. Administration is to report back continuously over the course of this process.

The Mayor put the Motion.

Motion Carried Unanimously

4.2 Development Charges Deferral - 82 & 84 Shaw Drive, Amherstburg

Councillor DiPasquale moved, Deputy Mayor Sutherland seconded:

That the report submitted by Stephen Brown dated December 6, 2012 regarding an application for deferral of development charges as submitted by 1078262 Ontario Ltd. for property located at 82 & 84 Shaw Drive, be received;

That By-law 2012-121 being a By-law to authorize the signing of an agreement to defer development charges be taken as having been read three times and finally passed and the Mayor and Clerk be authorized to sign same thereto;

That the deletion date for the registration of the Notice of Agreement on title be five (5) years, subject to renewal of said title registration after five (5) years if the deferred development charges have not yet been paid by that time, and/or the Town otherwise requires such renewal;

And further that prior to the issuance of a building permit, the applicant provide proof (by way of a copy of a registered Transfer) that the applicant owns the property in question.

The Mayor put the Motion.

Motion Carried

4.3 Council Resolutions in Support of Roof-top Solar Applications Under the Provincial Feed In Tariff (FIT) Program

Councillor Sutton moved the recommendation in the report with addition of a 10th appendix provided at the meeting for the Windsor Essex Community Housing Corporation.

Councillor Sutton moved, Councillor Davies seconded:

That the report dated December 10, 2012 prepared by Rebecca Belanger, Planner, regarding Council Resolutions in Support of Roof-top Solar Applications Under the Provincial Feed In Tariff (FIT) Program be received;

That Council approve a site specific resolution for each proposed rooftop solar power PV project location, as prescribed by the Ontario Power Authority (OPA) resolution template titled "Prescribed Form/Template: Municipal Council Support Resolution – Section 6.1 (d)(i)

- **FIT Rules, Version 2.0" (dated November 12, 2012), attached as Appendices 1 through 9 to this Report for:**
- **General Amherst District High School, Western Secondary School, Malden Central Public School (Adelaide Solar Energy);**
- **Frank Long Co-op Housing, Rosewood Co-op Housing, 5775 5th Concession North, 6425 Concession 6 North (Certified Solar);**
- **7525 Howard Ave., 111 St. Arnaud Street (Solar Power Network);**

That the resolutions sole purpose is to enable the Applicant to receive priority application processing points under the Ontario Power Authority's Feed-In-Tariff(FIT) Program, and may not be used for the purpose of any other form of municipal approval;

That these projects along with future requests, will be subject to a municipal protocol that sets out minimum submission requirements that must be met by a renewable energy applicant in order to receive a supporting resolution from Council, as well as any necessary project details and specifications for the Building Permit approval process;

That Administration continue to monitor the Ontario Power Authority's FIT Program and report back to Council should any pertinent changes be made to the FIT Program requiring Town attention.

And further that Council include the 10th appendix provided at the meeting for the Windsor Essex Community Housing Corporation.

The Mayor put the Motion.

Motion Carried Unanimously

4.4 2013 – 2014 Snow Control Program - Review of Operational Options

Councillor Davies moved, Councillor DiPasquale seconded:

Motion to defer until the Town's Solicitor reviews and bring back at the January 7, 2013 Regular Council meeting.

The Mayor put the Motion.

Motion Failed

Deputy Mayor Sutherland moved the recommendation in the report with the addition of Town Solicitor to review prior to final approval.

Deputy Mayor Sutherland moved, Councillor Davies seconded:

That the report from Lou Zarlenga dated December 11, 2012 regarding 2013 – 2014 Snow Control Program Review of Operational Options be received;

That Council concur with the recommendation of Administration to perform snow removal functions for snow route A by utilizing present Public Works staff; perform additional snow removal functions by utilizing a contractor and awarding the contract to the low tenderer being C&E Lawn Services for snow route B and perform additional snow removal functions utilizing seasonal staff for snow route C subject to mutual agreement via a Letter of Understanding with IBEW Local 636 and the Town;

And further that if said mutual agreement is not reached between IBEW Local 636 and the Town, Council direct Public Works Administration to award the snow removal route C to the low tenderer being C&E Lawn Services.

And further that prior to the report coming back to Council that the Town's Solicitor look over the agreement so that Council can understand all of the ramifications.

The Mayor put the Motion.

Motion Carried Unanimously

4.5 Heritage Tax Rebate Program

Acting CAO, Kristina DiPaolo provided an overview of the report.

Deputy Mayor Sutherland moved, Councillor Davies seconded:

That the report by Kristina Pozar Di Paolo dated December 10, 2012 regarding the Heritage Tax Rebate Program be received;

That By-law 2012-122 being a By-law to provide for tax refunds or reductions in respect of eligible heritage property taken as having been read three times, and finally passed and the Mayor and Clerk be authorized to sign same thereto;

That the Clerk be directed to give notice of By-law 2012-122 to the Minister of Finance and County of Essex within 30 days of the passing of said By-law;

And further that consideration of a maximum amount for the program be deferred to 2013 budget deliberations.

The Mayor put the Motion.

Motion Carried

NEW BUSINESS

Deputy Mayor Sutherland moved, Councillor Pillon seconded:

That the 2013 Budget Dates be amended to delete January 17th as the first meeting of budget and insert January 24, 2013 commencing at 12:30 to 6:00pm.

The Mayor put the Motion.

Motion Carried

ADJOURNMENT

Councillor Pillon moved, Councillor Sutton seconded:

That Council rise and adjourn at 6:14 p.m.

The Mayor put the Motion.

Motion Carried

MAYOR – WAYNE HURST

CLERK – BRENDA M. PERCY