



**TOWN OF AMHERSTBURG
COUNCIL MEETING
Monday, September 08, 2014
7:00 PM**

Council Chambers, 271 Sandwich Street South, Amherstburg

MINUTES

PRESENT

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

Mike Phipps, Chief Administrative Officer
Paula Parker, Clerk

CALL TO ORDER

The Mayor called the meeting to order at 7:00 P.M.

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

There were no disclosures on pecuniary interest noted.

SPECIAL IN-CAMERA MEETING

Councillor Sutton moved, Councillor Pillon seconded:

That Council move into an In-Camera Meeting of Council at 4:00pm, pursuant to

Section 239 of the Municipal Act, 2001, as amended, for the following reasons:

ITEM A – Section 239(2)(b) – Personal matters about an identifiable individual, including municipal or local board employees.

The Mayor put the Motion.

Motion Carried

ADJOURNMENT OF IN-CAMERA MEETING

RESUMPTION OF REGULAR COUNCIL MEETING - 7:06 P.M.

PRAYER

The Clerk said prayer.

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

There were no disclosures of pecuniary interest noted.

MINUTES OF PREVIOUS MEETING

Approval of Minutes

Councillor DiPasquale moved, Deputy Mayor Sutherland seconded:

That the minutes be adopted by Council and that those confidential minutes of the closed sessions of Council remain confidential and restricted from public disclosure in accordance with exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act:

- 1. Special Council Meeting Minutes - Water and Wastewater - July 31, 2014**
- 2. Special Council Meeting Minutes Planning - July 31, 2014**
- 3. Court of Revision Meeting Minutes- August 11, 2014**
- 4. Special Council Meeting Minutes Planning - August 11, 2014**
- 5. Special Council Meeting Minutes Planning - August 11, 2014**

The Mayor put the Motion.

Motion Carried

The Mayor asked for Council's indulgence with regard to bringing items 21 and 23.1 forward at this time.

REPORT FROM IN-CAMERA SESSION

Report from In Camera Meeting held Monday, September 05, 2014

Report from In Camera Meeting held Monday, September 08, 2014

COUNCIL IN CAMERA SESSION – REPORTING OUT

September 5, 2014 MEETING

Council met at 9:00 am on September 5, 2014 for a Special In-Camera meeting and discussed three (3) items as provided for under Section 239 of the Municipal Act:

ITEM A - Personnel Matter heard under Section 239(2)(b) and (f) of the Act. There is nothing further to report at this time.

ITEM B – Sale of Surplus Property heard under Section 239(2)(c) of the Act. There is nothing further to report at this time.

ITEM C - Sale of Surplus Property heard under Section 239(2)(c) of the Act. There is nothing further to report at this time.

COUNCIL IN CAMERA SESSION – REPORTING OUT

September 8, 2014 MEETING

Council met at 4:00 pm on September 8, 2014 for a Special In-Camera meeting and discussed 1 item as provided for under Section 239 of the Municipal Act:

ITEM A – Successful Candidate for CAO Appointment heard under section 239(2)(b) of the Act. As a result of this discussion the following motion is before Council:

Councillor Davies moved, Councillor Pillon seconded:

That By-law 2014-94 being a by-law to appoint a Chief Administrative Officer for the Corporation of 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.

The Mayor put the Motion.

	Yes/Concur	No/Not Concur
Councillor Davies	X	
Councillor DiPasquale		X
Councillor Pillon	X	
Councillor Pouget		x
Deputy Mayor Sutherland	X	
Councillor Sutton	X	
Mayor Hurst	X	

Motion Carried

PRESENTATIONS

9.1 Debt Update Presentation – Director of Financial Services

The Director of Financial Services provided an overview of the presentation before Council. The presentation was provided to improve clarity of the Town's actual debt.

Councillor Sutton moved, Councillor DiPasquale seconded:

The presentation be received.

The Mayor put the Motion.

Motion Carried

9.2 Shop Amherstburg Website Presentation – Director of Economic and Community Development and Chamber of Commerce

Councillor Pillon moved, Councillor Davies seconded:

The presentation be received.

The Mayor put the Motion.

Motion Carried

REPORTS – POLICE SERVICES

No reports at this time.

REPORTS – CORPORATE AND COMMUNITY SERVICES

No reports at this time.

REPORTS – FINANCIAL SERVICES

12.1 Year to Date Financial Reports, as at June 30, 2014

Councillor Sutton moved, Deputy Mayor Sutherland seconded:

That:

- 1. The report from the Interim Director of Finance dated July 28, 2014 regarding Year to Date Financial Reports, as at June 30, 2014 be received for information.**

The Mayor put the Motion.

Motion Carried Unanimously

REPORTS – ENGINEERING AND PUBLIC WORKS

13.1 Sandwich Street Realignment – Lane Configuration

The Chief of Police reported that an electronic search revealed 30-42 accidents on Sandwich Street with parking lots included.

Councillor DiPasquale moved, Councillor Pouget seconded:

That Council direct Administration to send someone to speak with each affected business owner to find out how they are affected by the realignment.

The Mayor put the Motion.

Motion Carried

REPORTS – ECONOMIC AND COMMUNITY DEVELOPMENT

14.1 Windsor Regional Hospital Site Selection RFP

Councillor Sutton moved, Deputy Mayor Sutherland seconded:

That:

- 1. The report from the Director of Economic and Community Development dated August 25, 2014 regarding the Windsor Regional Hospital Site Selection RFP be received; and,**
- 2. Council direct administration to complete and submit the Windsor Regional Hospital Site Selection RFP for the site known as Concession 1, PT Lot 5, RP**

12R-13364, Parts 2 and 3, PT Part 1.

The Mayor put the Motion.

Motion Carried

14.2 Temporary Relief of Kings Navy Yard Park By-law No.2004-89

Deputy Mayor Sutherland moved, Councillor Davies seconded:

That:

- 1. The report from the Manager of Tourism and Culture dated July 30, 2014 regarding Temporary Relief of Kings Navy Yard Park (KNYP) By-law No. 2004-89 be received; and,**
- 2. Council approve the request for Temporary Relief of Kings Navy Yard Park By-law No.2004-89 River Lights Winter Festival for use of the patio behind the Gordon House to stage a Santa and Reindeer program on Saturday, December 7, 2014 between the hours of 5:00 p.m. to 8:00 p.m.**

The Mayor put the Motion.

Motion Carried Unanimously

Councillor Pouget inquired on the safety of the public when near the reindeer. The Manager of Tourism and Culture stated that the reindeer would be penned.

14.3 Request for Variance from By-law 2002-84 Lawful Fences

Councillor Sutton moved, Councillor Pillon seconded:

That:

- 1. The report from the Manager of Licensing and Enforcement dated August 21, 2014 regarding a Request for Variance from By-law 2002-84 be received;**
- 2. Council approve the request for a minor variance from By-law 2002-84 for a wooden fence not exceeding 2 metres in height on the front portion of the side yard at 330 King Street.**

The Mayor put the Motion.

Motion Carried Unanimously

14.4 **Building Department Monthly Statement - June 1, 2014 through August 31, 2014**

Councillor DiPasquale moved, Councillor Pillon seconded:

That:

1. **The report from the Chief Building Official dated August 19, 2014 regarding the Building Department Monthly Statements from June 1, 2014 through August 31, 2014 be received.**

The Mayor put the Motion.

Motion Carried

REPORTS - CAO's OFFICE

15.1 **Appointment of Proxyholder for Essex Power Shareholders' 2014 Annual Meeting**

Councillor Pillon moved, Councillor Sutton seconded:

That:

1. **The report from the Manager of Municipal Governance dated August 20, 2014 regarding Appointment of Proxyholder for Essex Power Shareholders' 2014 Annual Meeting be received;**
2. **Mayor Wayne Hurst be appointed proxyholder for the Town of Amherstburg for Essex Power Corporation's 2014 shareholder annual meeting;**
3. **Bill Wark be appointed as an alternate proxyholder for the Town of Amherstburg for Essex Power Corporation's 2014 shareholder annual meeting; and,**
4. **The Manager of Municipal Governance be authorized to sign all necessary proxy forms to implement this resolution and forward them to Essex Power Corporation.**

The Mayor put the Motion.

Motion Carried Unanimously

INFORMATION REPORTS

Councillor Sutton moved, Councillor Pillon seconded:

That the information reports be received.

- a) **Amherstburg Police Service 2013 Annual Report**
- b) **Accounts Paid for the Period of July 18, 2014 to August 18, 2014**
- c) **Downtown Parking Survey**
- d) **Rural Economic Development (RED) Program**
- e) **Debt Update and Total Debt Compared to Capital Asset Values**
- f) **Libro Efficiencies** *(included from the Supplementary Agenda)*

The Mayor put the Motion.

Motion Carried Unanimously

CONSENT CORRESPONDENCE

Councillor Sutton moved, Councillor Davies seconded:

That the consent correspondence be received.

- a) **Federation of Canadian Municipalities**
- b) **Drainage Investment Group**
- c) **Royal Canadian Legion-Fort Malden Branch 157**
- d) **Town of Tecumseh Thank you Letter**
- e) **Canadian Transportation Museum & Heritage Village**
- f) **Premier - Accountability Act**
- g) **Premier - MHSW Phase 2 Program Funding Cancellation**

The Mayor put the Motion.

Motion Carried Unanimously

OTHER MINUTES

18.1 Traffic Committee Minutes - May 8, 2014

Councillor Pillon moved, Councillor Pouget seconded:

That:

- 1. The Traffic Committee Minutes of May 8, 2014 be received;**

2. Council concur with the recommendation that No Parking Signs be erected at 1835 and 1839 Erie Avenue; and,
3. Council concur with the recommendation that there be a speed reduction to 40km/hr on Fryer Street from Simcoe Street to Pickering Drive; and that Community Safety Zone signs be erected on Fryer Street between Simcoe Street and Pickering Street.
4. Council concur with the recommendation that there be alternate monthly parking on Thrasher Drive and that a Dead End sign be erected.

The Mayor put the Motion.

Motion Carried Unanimously

18.2 Traffic Committee Minutes - June 26, 2014

Councillor Pillon moved, Councillor Sutton seconded:

That:

1. The Traffic Committee Minutes of June 26, 2014 be received;
2. Council concur with the recommendation that the speed limit be increased from 50km/hr to 60km/hr on Thomas Road; and,
2. Council concur with the recommendation that alternate monthly parking signs be placed on Rankin Avenue.

The Mayor put the Motion.

Motion Carried Unanimously

UNFINISHED BUSINESS

Unfinished Business items as of Monday, September 08, 2014

1. Councillor Pouget inquired regarding the \$125.00 expense for Mr. Phipps. The Director of Financial Services reported that the expense was incurred while advancing the Town's affairs.

NEW BUSINESS

1. Councillor Pouget directed administration to provide Council with a full report on the reasons the Planning, Building and Ec. Dev. Offices were moved to the Libro Centre without full discussion with Council prior to relocation, the reason for the move and the total cost involved and whether the costs were budgeted.
2. Councillor Pouget moved, Councillor DiPasquale seconded:

That Council direct administration to move the workshop on September 11, 2014 at 4pm from the boardroom to Council Chambers, where we held our previous workshop for development charges, in order to accommodate our Amherstburg residents and to provide them the right to see and hear first-hand, our questions and answers pertaining to the public financial review completed by Deloitte, that was paid for with taxpayers money.

The Mayor put the Motion.

	Yes/Concur	No/Not Concur
Councillor Davies		X
Councillor DiPasquale	X	
Councillor Pillon		X
Councillor Pouget	X	
Deputy Mayor Sutherland	X	
Councillor Sutton	X	
Mayor Hurst		X

Motion Carried

3. Councillor DiPasquale moved, Deputy Mayor Sutherland seconded:

That Council direct administration to open the yard waste depot to accommodate for storm related debris from the September 5, 2014 storm.

The Mayor put the Motion.

Motion Carried Unanimously

REPORT FROM IN-CAMERA SESSION

Report from In Camera Meeting held Monday, September 08, 2014
As dealt with above.

NOTICES OF MOTION

Councillor Pouget introduced a Notice of Motion regarding Emergency Notification. This motion will be brought forward for consideration and voting at the September 22, 2014 regular meeting of Council.

BY-LAWS

- 23.1 **By-law 2014-94 Appointment of Municipal Manager**
As dealt with above.

- 23.2 **Confirmatory By-law**

Councillor Pillon moved, Deputy Mayor Sutherland seconded:

That By-law 2014-93 being a by-law to confirm all resolutions of the Municipal Council Meetings held on August 19th and 28th and September 5th and 8th, 2014 be taken as having been read three times and finally passed and the Mayor and Clerk be authorized to sign same.

The Mayor put the Motion.

Motion Carried Unanimously

ADJOURNMENT

Deputy Mayor Sutherland moved, Councillor Sutton seconded:

That Council rise and adjourn at 9:03 p.m.

The Mayor put the Motion.

Motion Carried

MAYOR – WAYNE HURST

CLERK – PAULA PARKER