



**TOWN OF AMHERSTBURG
COUNCIL MEETING
Monday, November 23, 2015
6:00 PM**

Council Chambers, 271 Sandwich Street South, Amherstburg

MINUTES

PRESENT

Mayor Aldo DiCarlo
Deputy Mayor Bart DiPasquale
Councillor Joan Courtney
Councillor Rick Fryer
Councillor Jason Lavigne
Councillor Leo Meloche
Councillor Diane Pouget

Giovanni (John) Miceli, Chief Administrative Officer
Paula Parker, Clerk
Tammy Fowkes, Deputy Clerk

CALL TO ORDER

The Mayor called the meeting to order at 6:07 p.m.

MOMENT OF SILENT REFLECTION

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

There were no disclosures of pecuniary interest noted.

MINUTES OF PREVIOUS MEETING

Approval of Minutes

Deputy Mayor DiPasquale moved, Councillor Fryer 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 – October 19, 2015**
- 2. Special Council Meeting Minutes - Planning – October 26, 2015**
- 3. Special In-Camera Council Meeting Minutes – November 2, 2015**
- 4. Special Council Meeting Minutes – November 2, 2015**
- 5. Special Council Meeting Minutes – Planning – November 9, 2015**

The Mayor put the Motion.

Motion Carried

DELEGATIONS

5.1 2015-2016 Heritage Committee Program Items – Simon Chamely

Councillor Courtney moved, Councillor Meloche seconded:

That the delegation BE RECEIVED.

The Mayor put the Motion.

Motion Carried

Councillor Pouget moved, Councillor Meloche seconded:

That Council direct Administration to go to the next Heritage Committee meeting to speak about the Communities in Bloom - 5 Blooms Award and also inform them about the Town being voted “Best Downtown” because of the Heritage features.

The Mayor put the Motion.

Motion Carried

REPORTS – POLICE SERVICES

There were no reports.

REPORTS – CORPORATE SERVICES

7.1 November 3, 2015 – November 17, 2015, Accounts Payable

Councillor Lavigne moved the motion with an amendment to include Marjan Janitorials.

Councillor Lavigne moved, Councillor Meloche seconded:

That:

- 1. The report from the Director of Corporate Services/Treasurer dated November 3, 2015, regarding November 3, 2015 – November 17, 2015, Accounts Payable, BE APPROVED;**
- 2. The Director of Corporate Services/Treasurer BE AUTHORIZED to release funds for the approved payables; and,**
- 3. The payables for Marjan Janitorial BE PAID prior to the December 14, 2015, Accounts Payable approvals.**

The Mayor put the Motion.

Motion Carried

Councillor Pouget moved, Councillor Fryer seconded:

That Council direct Administration to provide Council with a full report regarding the terms of agreement with Cars Gone Crazy and Town of Amherstburg.

The Mayor put the Motion.

Motion Carried

REPORTS – ENGINEERING AND PUBLIC WORKS

8.1 Riviera Place and Riviera Drive Watermain Project – Addition of Asphalt Replacement

Councillor Fryer moved, Councillor Meloche seconded:

That:

- 1. The report from the Manager of Engineering and Operations dated November 18, 2015, regarding the Riviera Place & Riviera Drive Watermain Project – Additional Asphalt Replacement BE RECEIVED;**
- 2. The budget for the capital works on the Riviera Place & Riviera Drive Watermain Project BE INCREASED in the amount of \$60,000 for unforeseen road conditions; and,**
- 3. The Director of Corporate Services/Treasurer BE AUTHORIZED to fund the \$60,000 increase from the Tax Stabilization Reserve for the capital works on the Riviera Place & Riviera Drive Watermain Project.**

The Mayor put the Motion.

Motion Carried

REPORTS – PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES

9.1 Sign By-law Exemption Request – Boblo Developments, 319 Dalhousie Street

Councillor Meloche moved the motion with an amendment for the developer to receive Council approval should a sign more permanent in nature be required.

Councillor Meloche moved, Councillor Courtney seconded:

That:

- 1. The report from the Manager of Licensing and Enforcement dated November 18, 2015, regarding Sign Exemption Request – Boblo Developments, 319 Dalhousie Street BE RECEIVED;**
- 2. The request for an exemption from Section 4.2.1 of Sign By-law 2006-26, to allow for a temporary development sign on the vacant lot at 319 Dalhousie Street BE APPROVED; and,**
- 3. Should the developer require a sign more permanent in nature that it be brought back to Council for approval.**

The Mayor put the Motion.

Motion Carried

REPORTS – PARKS, FACILITIES, RECREATION AND CULTURE

There were no reports.

REPORTS - CAO's OFFICE

11.1 Ombudsman Investigations - Closed meetings on January 10, 2015 and June 2, 2015

Deputy Mayor DiPasquale moved, Councillor Meloche seconded:

That:

- 1. The report from the Municipal clerk dated November 16, 2015, regarding the Ombudsman Investigations - Closed meetings on January 10, 2015 and June 2, 2015, BE RECEIVED; and,**
- 2. By-law 2015-129 being a by-law to amend Procedural By-law 2014-91 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

11.2 Citizen & Stakeholder Engagement Session – Use of the Downtown Core

Councillor Lavigne moved, Councillor Fryer seconded:

That:

- 1. The report from the Chief Administrative Officer dated November 14, 2015, regarding the Citizen & Stakeholder Engagement Session – Use of the Downtown Core BE RECEIVED; and,**
- 2. The Chief Administrative Officer BE DIRECTED to proceed with the Citizen & Stakeholder Engagement Session for Use of the Downtown Core.**

The Mayor put the Motion.

Motion Carried

INFORMATION REPORTS

Councillor Lavigne moved, Councillor Meloche seconded:

That the information reports BE RECEIVED:

- a) Sandwich Street Resurfacing – Status Update**
- b) Engineering Cost for the Waldron Drain Improvements**

The Mayor put the Motion.

Motion Carried

Councillor Fryer moved, Councillor Pouget seconded:

That Council direct Administration to bring a report regarding the specifications of the Sandwich Street resurfacing.

The Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

Councillor Lavigne moved, Councillor Pouget seconded:

That the consent correspondence BE RECEIVED.

- a) Consultation on the Police Services Act – Municipality of Neebing**
- b) 2016 Membership – Essex County Agricultural Hall of Fame**
- c) Dissolution of Local Emergency Response Board and Request for Services – Townships of Head, Clara & Maria**
- d) Review of the New OPP Billing Model – Canton De Champlain Township**
- e) 2016 Premier’s Awards for Excellence in the Arts – Ministry of Tourism, Culture and Sport**
- f) The Ontario Medal for Young Volunteers – Ministry of Citizenship, Immigration and International Trade**

The Mayor put the Motion.

Motion Carried

Deputy Mayor DiPasquale moved, Councillor Fryer seconded:

That Council direct Administration to renew the 2016 membership to the Essex County Agricultural Hall of Fame.

The Mayor put the Motion.

Motion Carried

CONSENT OTHER MINUTES

Councillor Fryer moved, Councillor Lavigne seconded:

That the following minutes BE RECEIVED:

- a) **Heritage Committee Meeting Minutes – August 20, 2015**
- b) **Heritage Committee Meeting Minutes – September 17, 2015**
- c) **Police Services Board Meeting Minutes – October 20, 2015**

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

1. Councillor Pouget asked for an update regarding Amherstburg Land Holdings. The Director of Corporate Services/Treasurer stated that he is still waiting for a response from the engineers overseeing the remediation and as soon as he gets information he will prepare a report to Council.

NEW BUSINESS

1. Councillor Meloche moved, Councillor Lavigne seconded:

That Administration BE DIRECTED to provide Council with a report regarding heavy vehicles on Alma Street and Howard Avenue and a report regarding safety issues with the construction sites on the 2nd and 5th Concessions.

The Mayor put the Motion.

Motion Carried

2. Councillor Fryer moved, Councillor Lavigne seconded:

That Administration BE DIRECTED to bring a report regarding the reasons we changed cell phone providers and the cost savings.

The Mayor put the Motion.

Motion Carried

NOTICE OF MOTION

Councillor Courtney - 2016 Budget Deliberations

Councillor Courtney moved, Councillor Pouget seconded:

That Council direct Administration to temporarily postpone budget deliberations until a date can be set for one meeting to give citizens an opportunity to bring forth any questions, concerns or ideas they may have in a public forum. Following the meeting, Administration will set dates to resume budget deliberations with the intent of completing the budget before December 31, 2015.

The Mayor put the Motion.

	Yes/Concur	No/Not Concur
Councillor Courtney	X	
Mayor DiCarlo		X
Deputy Mayor DiPasquale		X
Councillor Fryer	X	
Councillor Lavigne	X	
Councillor Meloche		X
Councillor Pouget	X	

Motion Carried

Councillor Meloche moved, Councillor Lavigne seconded:

That Council recess for break at 8:46 p.m.

The Mayor put the Motion.

Motion Carried

Councillor Lavigne moved, Councillor Meloche seconded:

That Council reconvene at 9:03 p.m.

The Mayor put the Motion.

Motion Carried

Councillor Fryer moved, Councillor Pouget seconded:

That Special Council meetings be set for budget deliberations on November 30th from 4pm – 9pm, on December 1st from 9am – 3pm, and on December 2nd from 12pm – 6pm, 2015 (if required).

The Mayor put the Motion.

Motion Carried

Councillor Courtney moved, Councillor Fryer seconded:

That November 28th, 2015, be set as a public engagement information session for budget.

The Mayor put the Motion.

Motion Carried

BY-LAWS

18.1 Heritage Repeal of By-law 2007-60 - Patrick Laferte House

Councillor Meloche moved, Councillor Fryer seconded:

That By-law 2015-126 being a by-law to Repeal By-law 2007-60 being a By-law to Designate the Property at 1105 Front Road South and known as Patrick Laferte House 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

18.2 Confirmatory By-law

Councillor Meloche moved, Councillor Courtney seconded:

That By-law 2015-128 being a by-law to confirm all resolutions of the Municipal Council Meetings held November 16th and 23rd, 2015, 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

SPECIAL IN-CAMERA MEETING

Councillor Fryer moved, Councillor Meloche seconded:

That Council move into an In-Camera Meeting of Council at 9:12 p.m., pursuant to Section 239 of the Municipal Act, 2001, as amended, for the following reasons:

ITEM A – Status report on the hiring process of the Planning, Development and Legislative Services Director - Section 239(2)(b) – Personal matters about an identifiable individual, including municipal or local board employees; and, Section 239(2)(d) - Labour relations or employee negotiations.

ITEM B- Verbal Update – IBEW Negotiations – Section 239(2)(d) - Labour relations or employee negotiations.

ITEM C – Former Water Tower Property – Section 239(2)(c) – A proposed or pending acquisition or disposition of land by the municipality or local board.

The Mayor put the Motion.

Motion Carried

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF *(In-Camera Council Meeting Agenda items)*

There were no disclosures of pecuniary interest noted.

ADJOURNMENT OF IN-CAMERA MEETING @ 10:03 p.m.

RESUMPTION OF REGULAR COUNCIL MEETING

Councillor Lavigne moved, Councillor Fryer seconded:

That Council resume Regular session at 10:05 p.m.

The Mayor put the Motion.

Motion Carried

REPORT OUT FROM IN-CAMERA MEETING

**COUNCIL IN CAMERA SESSION – REPORT OUT
November 23, 2015 MEETING**

Council met at today at 9:12 p.m. for a Special In-Camera meeting and discussed 3 items as provided for under Section 239 of the Municipal Act:

ITEM A – Status report on the hiring process of the Planning, Development and Legislative Services Director heard under Section 239(2)(b) (d) of the Act. There is nothing further to report on this matter.

ITEM B - Verbal Update – IBEW Negotiations heard under Section 239(2)(d) of the Act. There is nothing further to report on this matter.

ITEM C – Former Water Tower Property heard under Section 239(2)(c) of the Act. As a result of this discussion, the following motion is before Council:

Councillor Fryer moved, Councillor Pouget seconded:

Council ACCEPT the offer of the Purchase and Sale Agreement for 7, 11, and 15 Venetian Drive, dated November 17, 2015, from RE/MAX Preferred Realty Ltd.

The Mayor put the Motion.

Motion Carried

ADJOURNMENT

Councillor Lavigne moved, Councillor Fryer seconded:

That Council rise and adjourn at 10:07 p.m.

The Mayor put the Motion.

Motion Carried



MAYOR – ALDO DICARLO



CLERK – PAULA PARKER