



TOWN OF AMHERSTBURG

COUNCIL MEETING

Monday, January 23, 2017

6:00 PM

Council Chambers, 271 Sandwich Street South, Amherstburg, ON

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, Municipal Clerk
Tammy Fowkes, Deputy Clerk

CALL TO ORDER

The Mayor called the meeting to order at 6:02 p.m.

MOMENT OF SILENT REFLECTION

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

Councillor Fryer declared a conflict of interest with respect to item # 6.2, more specifically the programming line in the Recreation Services budget, due to his daughter teaching gymnastics for a 3rd party contract at the Libro Centre.

Councillor Lavigne declared a conflict of interest with respect to item # 6.1 due to his parent's residence being located adjacent to the Belle Vue property.

Councillor Pouget declared a conflict of interest with respect to item # 6.1 due to her residence being close to the Belle Vue property.

MINUTES OF PREVIOUS MEETING

Resolution # 20170123-541

Moved By Councillor Fryer
Seconded By Councillor Lavigne

That the minutes BE ADOPTED 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:

4.1 Regular Council Meeting Minutes - November 28, 2016

The Mayor put the Motion.

Motion Carried

REPORTS – POLICE SERVICES

There were no reports.

REPORTS – CORPORATE SERVICES

**6.1 Belle Vue Grant Application- National Cost Sharing Program
for Heritage Places**

Councillors Lavigne and Pouget removed themselves from discussion and voting on the matter.

Shirley Curson-Prue, President, Belle Vue Conservancy, spoke with respect to the grant application.

Resolution # 20170123-542

Moved By Councillor Meloche
Seconded By Councillor Courtney

That:

- 1. The report from the Director of Corporate Services/Treasurer and the Manager of Tourism dated, January 4, 2017, regarding Belle Vue Grant Application- National Cost Sharing Program BE RECEIVED; and,**
- 2. Administration BE AUTHORIZED to submit a grant application to the National Cost Sharing Program for Heritage Places for the maximum amount eligible under this program of \$1.0 million.**

The Mayor put the Motion.

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

Motion Carried

6.2 2017 Final Approved Budget

Resolution # 20170123-543

Moved By Councillor Meloche
Seconded By Deputy Mayor DiPasquale

Councillor Meloche moved the motion with an amendment to exclude the Recreation Services budget and the Belle Vue items in the

Capital Budget due to the conflict of interest declared by Councillors Fryer, Lavigne, and Pouget.

That:

- 1. The report from the Director of Corporate Services/Treasurer, dated January 11, 2017, regarding 2017 Final Approved Budget BE RECEIVED;**
- 2. A municipal tax increase of 1.87 % BE APPROVED;**
- 3. The 2017 Town Gross Operating Budget of \$25,774,425 and a net tax levy of \$20,108,009 BE APPROVED;**
- 4. The 2017 Town Gross Capital Budget of \$8,253,581 (as can be seen in the appendices), with the exception of Recreation Services and the Belle Vue line items, BE APPROVED and FUNDED from:**
 - \$1,000,000 - 2017 Gas Tax**
 - \$806,205 - Ontario Community Infrastructure Fund**
 - \$1,705,000 - Tax Levy through Operations**
 - \$149,630 - Police Operations**
 - \$123,000 - IT Operations**
 - \$469,946- Working Capital Reserve**
 - \$75,000- Fleet Reserve Transfer**
 - \$50,000- LED Reserve Transfer**
 - \$50,000- AODA Reserve Transfer**
 - \$2,200,000- Grants and Other Subsidies**
 - \$1,624,800- Debentures;**
- 5. A pre-commitment of \$412,300 to the 2018 Town Capital Budget BE APPROVED for reconstruction of the traffic signals and intersection at Pickering and Sandwich Street;**
- 6. A pre-commitment of \$35,000 to the 2018 Town Capital Budget BE APPROVED for construction of the new sidewalk from Season Retirement Home to Lowes Side Road;**
- 7. The Director of Corporate Services/Treasurer BE AUTHORIZED to make the necessary transfers to fund capital projects as required from operations and reserves as per the 2017 Capital Budget;**

8. **The Director of Corporate Services/Treasurer BE AUTHORIZED to transfer the funds collected from the 2% Capital Replacement Levy to the Capital Replacement Reserve; and,**
9. **The Director of Corporate Services/Treasurer BE AUTHORIZED to transfer the funds collected from the 2% Capital Reserve Levy to the Capital Reserve.**

The Mayor put the Motion.

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

Motion Carried

Councillor Fryer removed himself from discussion and voting with respect to the Recreation Services budget in the Capital Budget.

Resolution #20170123-544

Moved By Councillor Meloche

Seconded By Councillor Lavigne

That the Recreation Services budget BE APPROVED in the Capital Budget.

The Mayor put the Motion.

Motion Carried

Councillors Lavigne and Pouget removed themselves from discussion and voting with respect to the Belle Vue items in the Capital Budget.

Resolution #20170123-545

Moved By Councillor Meloche

Seconded By Deputy Mayor DiPasquale

That the Belle Vue line items BE APPROVED in the Capital Budget.

The Mayor put the Motion.

Motion Carried

6.3 Temporary Borrowing By-law

Resolution # 20170123-546

Moved By Councillor Lavigne

Seconded By Deputy Mayor DiPasquale

That:

1. **The report from the Director of Corporate Services/Treasurer dated December 16, 2016 regarding By-law 2017-02 Temporary Borrowing BE RECEIVED;**
2. **By-law 2017-02 being a by-law to provide for the temporary borrowing of an upset limit of seven million dollars in funds for the Town of Amherstburg BE APPROVED in accordance with Section 407 of the Municipal Act; and,**
3. **By-Law 2017-02 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

REPORTS – PARKS, FACILITIES, RECREATION AND CULTURE

There were no reports.

REPORTS – ENGINEERING AND PUBLIC WORKS

- 8.1 **Canard Valley Estates Subdivision - Acceptance of Underground Infrastructure, Base Asphalt and Curbs and Placement of Surface Asphalt and Sidewalk on 1 year Maintenance**

Resolution # 20170123-547

Moved By Councillor Fryer
Seconded By Councillor Courtney

That:

- 1. The report from the Manager of Engineering dated December 8, 2016, regarding the Canard Valley Estates Subdivision - Acceptance of Underground Infrastructure, Base Asphalt and Curbs and Placement of Surface Asphalt and Sidewalk on 1 year Maintenance BE RECEIVED;**
- 2. The recommendations of the Consulting Engineer, Meo and Associates Inc. BE APPROVED;**
- 3. The underground infrastructure, base asphalt and curbs BE ACCEPTED and ASSUMED; and,**
- 4. The surface asphalt and sidewalks BE PLACED on a 1 year maintenance period, commencing October 19, 2016.**

The Mayor put the Motion.

Motion Carried

REPORT – PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES

9.1 2017 Spay and Neuter Voucher Program

Resolution # 20170123-548

Moved By Councillor Meloche
Seconded By Councillor Fryer

That:

- 1. The report from the Manager of Licensing and Enforcement dated January 5, 2017 regarding the 2017 Spay and Neuter Voucher Program BE RECEIVED; and,**
- 2. The 2017 Spay and Neuter Voucher Program BE APPROVED.**

The Mayor put the Motion.

Motion Carried

REPORTS - CAO's OFFICE

10.1 Committee Vacancies – Audit and Finance Advisory Committee and Economic Development Advisory Committee

Resolution # 20170123-549

Moved By Councillor Fryer
Seconded By Councillor Meloche

Councillor Fryer moved the motion with an amendment to re-advertise for additional applicants for the Economic Development Advisory Committee.

That:

- 1. The report from the Deputy Clerk dated January 9, 2017, regarding Committee Vacancies – Audit and Finance Advisory Committee and Economic Development Advisory Committee BE RECEIVED;**
- 2. Carolyn Davies BE APPOINTED as the Amherstburg Chamber of Commerce representative for the Audit and Finance Advisory Committee, as nominated by the Amherstburg Chamber of Commerce; and,**
- 3. Administration BE DIRECTED to re-advertise the vacancy to acquire additional applicants for the Economic Development Advisory Committee.**

The Mayor put the Motion.

Motion Carried

10.2 Boblo Island Emergency Planning

Resolution # 20170123-550

Moved By Councillor Fryer
Seconded By Councillor Meloche

That:

1. The report from the Municipal Clerk/Risk Manager dated January 3, 2017 regarding Boblo Island Emergency Planning BE RECEIVED; and,
2. Administration BE DIRECTED to contact Fisheries and Oceans Canada, Canadian Coast Guard to negotiate a special assistance agreement during the winter months to aide with uninterrupted ferry service for Boblo Island residents.

The Mayor put the Motion.

Motion Carried

10.3 Joint Police Advisory Committee Consultant Recommendation

Resolution # 20170123-551

Moved By Councillor Lavigne

Seconded By Councillor Meloche

That:

1. The report from the Joint Police Advisory Committee BE RECEIVED;
2. Administration BE DIRECTED to engage the services of MPM consulting to assist the Joint Police Advisory Committee in moving forward the Police Costing and/or Police Amalgamations for Council's future consideration;
3. The Mayor & Clerk BE AUTHORIZED to sign the agreement with MPM Consulting; and,
4. The Joint Police Advisory Committee BE DIRECTED to do all of the following:
 - a. Develop an RFP for costing for Windsor and LaSalle to respond to
 - b. Explore and analyze the possibility of amalgamation of police services with LaSalle and/or Windsor
 - c. Work with the OPP on the OPP Costing
 - d. Report back to Council with the Joint Police Advisory Committee findings and recommendations.

The Mayor put the Motion.

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

Motion Carried

INFORMATION REPORTS

Resolution # 20170123-552

Moved By Councillor Meloche

Seconded By Councillor Lavigne

That the following information reports BE RECEIVED:

- 11.1 **DWQMS – 2016 Status Update**
- 11.2 **Meloche Road Reconstruction – Project Update**
- 11.3 **Monthly Activity Report – APSB Meeting November 15, 2016**
- 11.4 **December 7, 2016 – January 18, 2017 Accounts Payable**

The Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

Resolution # 20170123-553

Moved By Councillor Fryer

Seconded By Councillor Meloche

That the following consent correspondence BE RECEIVED:

- 12.1 **Expansion of Provincially Funded Dental Health Programs for Adults with Low Incomes - Windsor Essex County Health Unit**

- 12.2 Request to Recognize Municipal Fire Services as part of the Provincial Governments Infrastructure Strategy - Township of Hornepayne
- 12.3 Support Postal Banking - Richmond Hill Resolution
- 12.4 Military Service Recognition Book - Royal Canadian Legion, Ontario Command
- 12.5 Inequity in Property Taxation on Railway Right-of-Way`s - Fort Frances Resolution
- 12.6 Bill 77 - Public Participation Act, 2016 - Randy Hillier, MPP, Perth
- 12.7 21st Annual Hockey for Hospice Tournament – The Hospice of Windsor & Essex County Inc.

The Mayor put the Motion.

Motion Carried

Resolution # 20170123-554

Moved By Councillor Fryer

Seconded By Councillor Lavigne

Item 12.3 - That Administration BE DIRECTED to send a letter in support of Richmond Hill's resolution regarding postal banking.

The Mayor put the Motion.

Motion Carried

Resolution # 20170123-555

Moved By Councillor Fryer

Seconded By Councillor Courtney

Item # 12.4 - That Administration BE DIRECTED to place a black and white ½ page ad in the Military Service Recognition Book.

The Mayor put the Motion.

Motion Carried

CORRESPONDENCE

13.1 Request to Proclaim February as Heart Month - Heart & Stroke Foundation, Windsor Essex County Office

Resolution # 20170123-556

Moved By Councillor Fryer
Seconded By Councillor Pouget

That:

- 1. The correspondence from the Heart and Stroke Foundation regarding Heart Month BE RECEIVED; and,**
- 2. The month of February BE PROCLAIMED as Heart Month in the Town of Amherstburg.**

The Mayor put the Motion.

Motion Carried

CONSENT OTHER MINUTES

Resolution # 20170123-557

Moved By Councillor Fryer
Seconded By Councillor Pouget

That the following minutes BE RECEIVED:

- 14.1 Joint Police Advisory Committee Meeting Minutes - July 6, 2016**
- 14.2 Committee of Adjustment Meeting Minutes - October 25, 2016**
- 14.3 Committee of Adjustment Meeting Minutes - November 29, 2016**
- 14.4 Drainage Board Meeting Minutes - November 1, 2016**
- 14.5 Economic Development Advisory Committee - November 1, 2016**

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

1. Councillor Pouget asked for an update with respect to when the by-law is coming to Council to designate the remaining lands in the Kings Navy Yard Park under the Heritage Act.

The Chief Administrative Officer advised Council that an individual has started working towards that by-law on behalf of the Heritage Committee and in collaboration with Administration and it should be before Council in the next couple of months.

2. Councillor Pouget asked for an update with respect to internet speeds within the Town and inquired if any grants are available.

The Director of Corporate Services/Treasurer advised Council that IT has been working to bring the best solution for the Town with respect to internet services and is hoping to bring information and available grant opportunities to Council within the next month or so.

3. Councillor Fryer asked when the green traffic signal going down Simcoe Street at Richmond Street will be fixed as it is still blinking.

The Director of Engineering and Public works advised Council that the contractor has been contacted and he is waiting on the required supplies.

4. Councillor Fryer asked if the snow removal routes/practices will be changed in the rural route areas, more specifically in River Canard and in Malden areas now that there are two employees scheduled on afternoons.

The Director of Engineering and Public Works advised Council that the Collective Agreement allowed for two full time employees to be placed on the afternoon and midnight shifts as of January 2017 and that both employees have received their snow removal training. She advised further that the Manager of Public Works is looking into the best way to utilize those employees on the snow removal routes.

5. Councillor Meloche asked where the snow is being placed with respect to the sidewalk snow removal program.

The Chief Administrative Officer advised Council that it all depends on the amount of snow to be removed. He explained that there are attachments on the equipment that can place the snow into a truck to be transported in the event of a large snowfall or pushed onto a resident's lawns should it be small amount of snow.

6. Councillor Pouget asked for an update with respect to the plaque honouring Senator and Mrs. Whelan for the Walk that Changed the World.

The Chief Administrative Officer advised Council that the Manager of Tourism and Culture has been working with the family to find an appropriate location and he will ask that a report be brought to update Council further.

NEW BUSINESS

1. Councillor Pouget advised Council that she receives complaints every week regarding a staging area with large trucks and semis being parked illegally after By-law Enforcement hours on Friday nights after 4:30 p.m. up until Monday morning. She advised further that the debris on the property was supposed to be used to restore the shoreline in April 2015 and was then pushed to November 2015 and it continues to be delayed.

The Chief Administrative Officer advised Council that he will investigate the concern and get back to Council.

2. Councillor Meloche asked if there is a by-law that prohibits parking on the boulevards areas.

The Mayor asked that these questions be directed to Administration beforehand so that an answer can be prepared for the meeting.

REPORT OUT FROM IN CAMERA SESSION

December 12th, 2016 Meeting

Council met on December 12th, 2016, for a Special In-Camera meeting at 7:24 pm and discussed (1) item as provided for under Section 239 of the Municipal Act:

ITEM A – Possible Disposition of Property heard under Section 239(2)(c) of the Act. There is nothing further to report on this matter.

NOTICE OF MOTION

There were no Notices of Motion.

BY-LAWS

19.1 2017-06 - Confirmatory By-law

Resolution # 20170123-558

Moved By Councillor Fryer

Seconded By Councillor Lavigne

That By-law 2017-06 being a by-law to confirm all resolutions of the Municipal Council Meetings held January 9th, 10th, and 23rd, 2017, 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

Resolution # 20170123-559

Moved By Councillor Lavigne

Seconded By Councillor Pouget

That Council move into an In-Camera Meeting of Council at 8:03 p.m. pursuant to Section 239 of the Municipal Act, 2001, as amended, for the following reasons:

ITEM A – Proposed Property Acquisition - Section 239(2)(c) –A proposed or pending acquisition or disposition of land by the municipality or local board.

ITEM B - 499 Dalhousie Street Water Charges - Section 239(2)(b) - Personal matters about an identifiable individual, including municipal or local board employees.

ITEM C - Employment Contract - Fire Department - 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 D - Update on Property Acquisition - 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

There were no disclosures of pecuniary interest noted.

ADJOURNMENT OF IN-CAMERA MEETING @ 9:30 P.M.

RESUMPTION OF REGULAR COUNCIL MEETING

Moved By Councillor Meloche

Seconded By Councillor Pouget

That Council resume Regular session at 9:31 p.m.

The Mayor put the Motion.

Motion Carried

ADJOURNMENT

Moved By Councillor Pouget
Seconded By Councillor Courtney

That Council rise and adjourn at 9:31 p.m.

The Mayor put the Motion.

Motion Carried



MAYOR – ALDO DICARLO

CLERK – PAULA PARKER