



TOWN OF AMHERSTBURG

COUNCIL MEETING

Monday, February 27, 2017

6:00 PM

Council Chambers, 271 Sandwich Street South, Amherstburg, ON, N9V 2A5

MINUTES

PRESENT

Mayor Aldo DiCarlo
Councillor Joan Courtney
Councillor Rick Fryer
Councillor Leo Meloche
Councillor Diane Pouget

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

ABSENT

Deputy Mayor Bart DiPasquale
Councillor Jason Lavigne

CALL TO ORDER

The Mayor called the meeting to order at 6:16 p.m.

MOMENT OF SILENT REFLECTION

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

There were no disclosures of pecuniary interest noted.

MINUTES OF PREVIOUS MEETING

Resolution # 20170227-591

Moved By Councillor Fryer

Seconded By Councillor Meloche

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 Special Council Meeting Minutes - 2017 Budget - January 9 & 10, 2017

The Mayor put the Motion.

Motion Carried

Moved By Councillor Pouget

Seconded By Councillor Fryer

That the Rules of Order BE WAIVED to allow Lynn O'Brien to speak tonight.

The Mayor put the Motion.

Motion Carried

The Youth and Community Fund Cheque Presentation was moved forward to accommodate those in attendance in the gallery.

The \$10,000 cheque, presented by Joe Barile, General Manager, Essex Powerlines Corporation, was accepted by Mayor DiCarlo.

DELEGATIONS

Resolution # 20170227-592

Moved By Councillor Meloche
Seconded By Councillor Courtney

5.1 Allan Parks - A-Team Robotics

Adam Tronchin, Cassidy Zelle, Kurtis Paquette, and Mackenzie Parks, A-Team Robotics, provided Council with a presentation and a demonstration of their robot.

That the delegation BE RECEIVED.

The Mayor put the Motion.

Motion Carried

PRESENTATIONS

Resolution # 20170227-593

Moved By Councillor Fryer
Seconded By Councillor Meloche

6.1 Essex Powerlines Corporation Update & Youth in Community Fund Cheque Presentation - Joe Barile, General Manager, Essex Powerlines Corporation

Joe Barile, General Manager, and Raymond Tracey, President/CEO, Essex Powerlines Corporation, provided Council with an update.

That the presentation BE RECEIVED.

The Mayor put the Motion.

Motion Carried

Lynn O'Brien was brought forward and addressed Council with respect to By-law concerns.

Councillor Pouget requested that a Special In-Camera Meeting be called during the Regular session regarding Ms. O'Brien's concerns.

SPECIAL IN-CAMERA COUNCIL MEETING

Resolution # 20170227-594

Moved By Councillor Pouget
Seconded By Councillor Fryer

That Council move into an In-Camera Meeting of Council at 7:33 p.m., pursuant to Section 239 of the Municipal Act, 2001, as amended, for the following reasons:

ITEM A – By-law Concerns – Section 239(2)(b) - Personal matters about an identifiable individual, including municipal or local board employees; and, Section 239(2)(f) - Advice that is subject to solicitor-client privilege, including communications necessary for that purpose

The Mayor put the Motion.

Motion Carried

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

There were no disclosures of pecuniary interest noted.

ADJOURNMENT OF IN-CAMERA MEETING @ 8:13 P.M.

RESUMPTION OF REGULAR COUNCIL MEETING

Moved By Councillor Fryer
Seconded By Councillor Meloche

That Council RESUME Regular session at 8:15 p.m.

The Mayor put the Motion.

Motion Carried

Resolution # 20170227-595

Moved By Councillor Fryer
Seconded By Councillor Pouget

That the delegation BE RECEIVED and should Ms. O'Brien wish to discuss the matter further with Administration she is invited to do so at her convenience.

The Mayor put the Motion.

Motion Carried

6.2 SWIFT Initiative - Dan Circelli - Connecting Windsor-Essex

Resolution # 20170227-596

Moved By Councillor Fryer
Seconded By Councillor Meloche

That the presentation BE RECEIVED.

The Mayor put the Motion.

Motion Carried

REPORTS – POLICE SERVICES

There were no reports.

REPORTS – CORPORATE SERVICES

There were no reports.

REPORTS – PARKS, FACILITIES, RECREATION AND CULTURE

There were no reports.

REPORTS – ENGINEERING AND PUBLIC WORKS

There were no reports.

REPORTS – PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES

11.1 Request for the Deferral of Development Charges – 182 Pickering Inc.

Resolution # 20170227-597

Moved By Councillor Fryer
Seconded By Councillor Pouget

That:

- 1. The report from the Manager of Planning Services dated January 20, 2017, regarding the request for the application for the deferral of development charges from 182 Pickering Inc. BE RECEIVED;**
- 2. The request from 182 Pickering Inc. to defer development charges to assist in the development of the lands at 182 Pickering as an affordable apartment building for the Town BE APPROVED; and,**
- 3. By-law 2017-11 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 the same.**

The Mayor put the Motion.

Motion Carried

**11.2 Development Agreement for 182 Pickering Dr. - 182 Pickering Inc.
File# SPC-1-17**

Resolution # 20170227-598

Moved By Councillor Fryer
Seconded By Councillor Meloche

That:

- 1. The report from the Manager of Planning Services dated February, 2, 2017, regarding the Development Agreement for 182 Pickering Dr. BE RECEIVED;**

2. The site plan and development agreement for 182 Pickering Dr. for the affordable apartment building BE APPROVED; and,
3. By-law 2017-09 being a by-law to authorize the signing of a development agreement be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign the same.

The Mayor put the Motion.

Motion Carried

REPORTS - CAO's OFFICE

12.1 Employee Code of Conduct / Committee Structure

Resolution # 20170227-599

Moved By Councillor Fryer
Seconded By Councillor Pouget

That:

1. The report from the Municipal Clerk dated February 8, 2017 regarding Employee Code of Conduct/Committee Structure BE RECEIVED; and,
2. Option 2 BE APPROVED as written in the body of the report.

The Mayor put the Motion.

Motion Carried

Resolution # 20170227-600

Moved By Councillor Pouget
Seconded By Councillor Fryer

That the previous motion on December 12, 2016, appointing Josh Mailloux to the Drainage Board BE RECONSIDERED.

The Mayor put the Motion.

Motion Carried

Resolution # 20170227-601

Moved By Councillor Fryer
Seconded By Councillor Pouget

That composition of the Economic Development Advisory Committee BE WAIVED to allow for 9 lay members on the committee.

The Mayor put the Motion.

Motion Carried

12.2 Committee Appointments – Economic Development Advisory Committee

Resolution # 20170227-602

Moved By Councillor Fryer
Seconded By Councillor Pouget

That:

- 1. The report from the Deputy Clerk dated February 14th, 2017, regarding Committee Appointments – Economic Development Advisory Committee BE RECEIVED;**
- 2. John Edwards and Marta Leardi-Anderson BE APPOINTED as the lay members to fill the vacancy on the Economic Development Advisory Committee; and,**
- 3. Carolyn Davies BE APPOINTED as the Amherstburg Chamber of Commerce representative for the Economic Development Advisory Committee, as nominated by the Amherstburg Chamber of Commerce.**

The Mayor put the Motion.

Motion Carried

INFORMATION REPORTS

Resolution # 20170227-603

Moved By Councillor Fryer
Seconded By Councillor Pouget

That the following information reports BE RECEIVED:

- 13.1 2016 Economic Development Committee Accomplishments**
- 13.2 Monthly Activity Report – APSB Meeting of December 6, 2016**
- 13.3 2016 Annual Audit Planning Report**
- 13.4 February 9, 2017 – February 21, 2017 Accounts Payable**

The Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

Resolution # 20170227-604

Moved By Councillor Pouget
Seconded By Councillor Meloche

That the following consent correspondence BE RECEIVED:

- 14.1 Marijuana Controls under Bill 178 - Windsor-Essex County Health Unit**
- 14.2 Opioid Addiction and Overdose - Windsor-Essex County Health Unit**
- 14.3 Creating an Invasive Plant Management Strategy - Ontario Invasive Plant Council & ERCA Workshop**
- 14.4 Carbon Tax Credits for Municipalities**
- 14.5 Request to Establish Guidelines for Ward Boundary Reviews - Fred Eisenberger, Mayor of Hamilton**
- 14.6 Bill C-274 Update, Taxation on Family Business Transfers - Guy Caron, MP**

The Mayor put the Motion.

Motion Carried

Resolution # 20170227-605

Moved By Councillor Meloche
Seconded By Councillor Pouget

Item # 14.4 – That Administration BE DIRECTED to bring a report back to Council regarding the impact of Carbon Tax Credits on the Town of Amherstburg.

The Mayor put the Motion.

Motion Carried

CORRESPONDENCE

15.1 Purple Day for Epilepsy Awareness - March 26, 2017

Resolution # 20170227-606

Moved By Councillor Meloche
Seconded By Councillor Courtney

That:

- 1. The correspondence regarding Purple Day for Epilepsy Awareness BE RECEIVED; and,**
- 2. March 26, 2017, BE PROCLAIMED as Purple Day in the Town of Amherstburg.**

The Mayor put the Motion.

Motion Carried

15.2 Human Values Day - April 24, 2017

Resolution # 20170227-607

Moved By Councillor Meloche
Seconded By Councillor Courtney

That:

- 1. The correspondence regarding Human Values Day BE RECEIVED; and,**

2. **April 24, 2017, BE PROCLAIMED as Human Values Day in the Town of Amherstburg.**

The Mayor put the Motion.

Motion Carried

CONSENT OTHER MINUTES

Resolution # 20170227-608

Moved By Councillor Fryer

Seconded By Councillor Pouget

That the following minutes BE RECEIVED:

- 16.1 **Co-An Park Meeting Minutes - November 9, 2016**
- 16.2 **Co-An Park Meeting Minutes - November 29, 2016**
- 16.3 **Co-An Park Meeting Minutes - January 12, 2017**
- 16.4 **Heritage Committee Meeting Minutes - November 24, 2016**
- 16.5 **Economic Development Advisory Committee Meeting Minutes - December 6, 2016**
- 16.6 **Committee of Adjustment Meeting Minutes - December 13, 2016**

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

There was no Unfinished Business.

NEW BUSINESS

1. Councillor Meloche asked when the pedestrian bridge would be complete at Sucker Creek.

The Director of Engineering and Public Works advised Council that the bridge will be replaced in the spring.

2. Councillor Fryer advised Council of the South Coast Adventure Race (SCAR) Event being held by Essex Region Conservation Authority (ERCA) on June 17, 2017. He further advised that the challenge is being put out to each municipality with the possibility of a winning a municipality award.
3. Councillor Fryer advised Council that he was approached by a new resident from British Columbia who was looking to network with other seniors and didn't know where to look. Councillor Fryer suggested that a meeting be facilitated with the Mayor, CAO, and Clerk to reach out to senior groups and possibly place something information on the website.

REPORT OUT FROM IN CAMERA SESSION

January 23rd, 2017 Meeting

Council met on January 23, 2017, for a Special In-Camera meeting at 8:03 pm and discussed (4) items as provided for under Section 239 of the Municipal Act:

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

ITEM B – 499 Dalhousie Street Water Charges – heard under Section 239(2)(b) of the Act. There is nothing further to report on this matter.

ITEM C – Employment Contract – Fire Department – heard under Section 239(2)(b) of the Act. There is nothing further to report on this matter.

ITEM D – Update on Property Acquisition – 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

21.1 2017-18 - Confirmatory By-law

Resolution # 20170227-609

Moved By Councillor Meloche
Seconded By Councillor Courtney

That:

That By-law 2017-18 being a by-law to confirm all resolutions of the Municipal Council Meeting held February 27th, 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 COUNCIL MEETING

Resolution # 20170227-610

Moved By Councillor Pouget
Seconded By Councillor Meloche

That Council move into an In-Camera Meeting of Council at 9:11 p.m., pursuant to Section 239 of the Municipal Act, 2001, as amended, for the following reason:

ITEM A - ESA Update – 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.

The Mayor put the Motion.

Motion Carried

DISCLOSURES OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

There were no disclosures of pecuniary interest noted.

ADJOURNMENT OF IN-CAMERA MEETING @ 9:21 P.M.

RESUMPTION OF REGULAR COUNCIL MEETING

Moved By Councillor Pouget
Seconded By Councillor Meloche

That Council Resume Regular session at 9:23 p.m.

The Mayor put the Motion.

Motion Carried

REPORT OUT FROM IN-CAMERA SESSION

February 27th, 2017 Meeting

Council met on February 27, 2017, for a Special In-Camera meeting at 9:11 p.m. and discussed (1) item as provided for under Section 239 of the Municipal Act. As a result of that discussion, the following is before Council for consideration and voting:

Resolution # 20170227-611

Moved By Councillor Fryer
Seconded By Councillor Meloche

That Option 1, as detailed within the confidential In-Camera report from the CAO dated February 27, 2017, BE APPROVED.

The Mayor put the Motion.

Motion Carried

ADJOURNMENT

Moved By Councillor Fryer

Seconded By Councillor Pouget

That Council rise and adjourn at 9:24 p.m.

The Mayor put the Motion.

Motion Carried



MAYOR – ALDO DICARLO



CLERK – PAULA PARKER