



## TOWN OF AMHERSTBURG

### COUNCIL MEETING

Monday, March 20, 2017

6:00 PM

## MINUTES

Council Chambers, 271 Sandwich Street South, Amherstburg, ON

### PRESENT

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

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

### ABSENT

Deputy Mayor Bart DiPasquale

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### CALL TO ORDER

The Mayor called the meeting to order at 6:06 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.

The Mayor removed items # 10.2 and # 13.1 from the agenda as the applicants requested that the items not be dealt with at this time.

## **MINUTES OF PREVIOUS MEETING**

Resolution # 20170320-612

**Moved By** Councillor Fryer

**Seconded By** Councillor Pouget

**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 In-Camera Meeting Minutes - January 9, 2017**
- 4.2 **Special In-Camera Meeting Minutes - January 10, 2017**
- 4.3 **Special In-Camera Meeting Minutes - January 23, 2017**
- 4.4 **Regular Council Meeting Minutes - January 23, 2017**

The Mayor put the Motion.

**Motion Carried**

## **DELEGATIONS**

- 5.1 **Request to Offset Development Charges for 182 Pickering Drive - Steve Newman, South Pointe Apartments**

Resolution # 20170320-613

**Moved By** Councillor Fryer  
**Seconded By** Councillor Meloche

**That the delegation BE RECEIVED and Administration BE DIRECTED to bring back a report and a new development agreement for Council consideration.**

The Mayor put the Motion.

**Motion Carried**

**5.2 Sign By-law Rules and Restrictions - Carl Gibb, Laura George, and Tony Ross, Rotary Ribfest Committee**

Resolution # 20170320-614

**Moved By** Councillor Fryer  
**Seconded By** Councillor Pouget

**That the delegation BE RECEIVED.**

The Mayor put the Motion.

**Motion Carried**

**5.3 Preservation of Nature Habitat - Greg Nemeth**

Resolution # 20170320-615

**Moved By** Councillor Lavigne  
**Seconded By** Councillor Meloche

**That the delegation BE RECEIVED and Administration BE DIRECTED to schedule a day & time with Mr. Nemeth to walk the Big Creek area.**

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.

## **REPORT – PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES**

### **10.1 2017 Special Events Approval**

Resolution # 20170320-616

**Moved By** Councillor Pouget

**Seconded By** Councillor Lavigne

**That:**

- 1. The report from the Public Events Committee (PEC) dated March 6, 2017 regarding 2017 Special Events Approval BE RECEIVED;**
- 2. That the events BE APPROVED as listed:**
  - **Good Friday Procession of the Cross – April 14, 2017**
  - **Amherstburg Minor Baseball Opening Day Parade – May 6, 2017;**
- 3. The following events BE EXEMPT and road closures BE PERMITTED to begin prior to 5pm for the events listed;**
  - **Good Friday Procession of the Cross – April 14, 2017**
  - **Amherstburg Minor Baseball Opening Day Parade – May 6, 2017;**  
**and,**
- 4. The Public Events Committee BE DIRECTED to confirm that the requirements identified by the Committee are met prior to the event.**

The Mayor put the Motion.

**Motion Carried**

**10.2 Zoning By-law Amendment for 6000 County Rd 20, Ure's Country Kitchen and Variety**

*This item was stricken from the agenda.*

**10.3 Zoning By-law Amendment for Concession 1, Part of Lots 12 and 13, Kingsbridge Subdivision Phase 8B-1**

Resolution # 20170320-617

**Moved By** Councillor Lavigne

**Seconded By** Councillor Pouget

**That:**

- 1. The report from the Manager of Planning Services dated March 1 2017, regarding the Zoning By-law Amendment for Concession 1, Part of Lots 12 and 13 BE RECEIVED; and,**
- 2. By-law 2017-05 being a by-law to amend Zoning By-law No. 1999-52, 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**

**10.4 Appeal to the Ontario Municipal Board and Scheduled Hearing regarding a request for Minor Variance A/22/16 – Lisa Stiles, 16 Laird Ave N**

Resolution # 20170320-618

**Moved By** Councillor Fryer

**Seconded By** Councillor Meloche

**That:**

- 1. The report from the Manager of Planning Services dated February 17, 2017, regarding the Appeal to the Ontario Municipal Board and Scheduled Hearing regarding a request for Minor Variance A/22/16 – Lisa Stiles, 16 Laird Ave N, BE RECEIVED; and,**

2. **Administration BE DIRECTED to participate at the Ontario Municipal Board hearing commencing on April 18, 2017 and further that Administration BE AUTHORIZED to retain the necessary professional services inclusive of the Town Solicitor.**

The Mayor put the Motion.

**Motion Carried**

## **REPORTS - CAO's OFFICE**

### **11.1 Committee Appointment – Drainage Board**

Resolution # 20170320-619

**Moved By** Councillor Lavigne  
**Seconded By** Councillor Meloche

**That:**

1. **The report from the Deputy Clerk dated March 6, 2017, regarding Committee Appointment – Drainage Board BE RECEIVED; and,**
2. **Brad Laramie BE APPOINTED as a member of the Drainage Board from March 20, 2017 until November 15, 2018.**

The Mayor put the Motion.

**Motion Carried**

**Moved By** Councillor Fryer  
**Seconded By** Councillor Lavigne

**That Council RECESS for 5 minutes at 8:05 p.m.**

The Mayor put the Motion.

**Motion Carried**

**Moved By** Councillor Meloche  
**Seconded By** Councillor Courtney

**That Council RESUME Regular session at 8:21p.m.**

The Mayor put the Motion.

**Motion Carried**

### **11.2 Council Committee Appointments – Parks Advisory Committee and Recreation and Culture Advisory Committee**

Resolution # 20170320-620

**Moved By** Councillor Meloche  
**Seconded By** Councillor Fryer

Councillor Meloche moved the motion with an amendment to have one Council liaison on the Parks Advisory Committee and to defer the Council liaison appointment on the Recreation and Culture Advisory Committee.

**That:**

- 1. The report from the Deputy Clerk dated March 6<sup>th</sup>, 2017, regarding Council Committee Appointments – Parks Advisory Committee and Recreation and Culture Advisory Committee BE RECEIVED;**
- 2. The Council liaison appointment to the Recreation and Culture Advisory Committee as required in R.R.O. 1990, Regulation 797 of the Ministry of Tourism and Recreation Act BE DEFERRED to the next Regular meeting.**
- 3. The Local Boards/Committees – Terms of Reference BE WAIVED to allow for one Council liaison on the Parks Advisory Committee for the remainder of the 2014-2018 term.**

The Mayor put the Motion.

**Motion Carried**

### **INFORMATION REPORTS**

Resolution # 20170320-621

**Moved By** Councillor Fryer  
**Seconded By** Councillor Pouget

**That the following information reports BE RECEIVED:**

- 12.1 2017-19 Business Plan Amherstburg Police Service**
- 12.2 Monthly Activity Report – APSB Meeting of January 17, 2017**
- 12.3 Audit and Finance Advisory Committee 2016 Achievements and 2017 Goals**
- 12.4 2016 Annual Treasurer’s Report**
- 12.5 2016 Annual Report on Development Charge Reserve Funds**
- 12.6 February 22, 2017 – March 14, 2017 Accounts Payable**

The Mayor put the Motion.

**Motion Carried**

#### **CONSENT CORRESPONDENCE**

Resolution # 20170320-622

**Moved By** Councillor Fryer  
**Seconded By** Councillor Lavigne

**That consent correspondence items #13.2 - #13.6 BE RECEIVED:**

- 13.1 Ure's Miniature Golf - Submission from Neighbours**  
*This item was stricken from the agenda*
- 13.2 Birdies and Bogies for Belle Vue Golf Tournament**
- 13.3 Thank you Letter - Essex Region Conservation Authority**
- 13.4 2017 Senior of the Year Award - Minister of Senior Affairs**
- 13.5 Community Water Fluoridation Committee - Regional Municipality of Peel Resolution**
- 13.6 Automated External Defibrillators in Ontario Schools - Township of Zorra Resolution**



The Mayor put the Motion.

**Motion Carried**

**CORRESPONDENCE**

**14.1 Flypast Authorization Letter - Canadian Forces Snowbirds**

Resolution # 20170320-623

**Moved By** Councillor Fryer  
**Seconded By** Councillor Lavigne

**That:**

1. **The correspondence from the Canadian Air Division Headquarters, National Defence, BE RECEIVED; and,**
2. **The Town AUTHORIZE the flyover as required by the Canadian Forces Snowbirds for their event in May 2017.**

The Mayor put the Motion.

**Motion Carried**

**CONSENT OTHER MINUTES**

Resolution # 20170320-624

**Moved By** Councillor Meloche  
**Seconded By** Councillor Pouget

**That the following minutes BE RECEIVED:**

- 15.1 **Audit and Finance Advisory Committee Minutes - November 8, 2016**
- 15.2 **Audit and Finance Advisory Committee Minutes - November 22, 2016**
- 15.3 **Economic Development Advisory Committee Minutes - January 24, 2017**

**15.4 Economic Development Advisory Committee Minutes -  
February 7, 2017**

**15.5 Committee of Adjustment Minutes - January 31, 2017**

The Mayor put the Motion.

**Motion Carried**

**UNFINISHED BUSINESS**

There was no unfinished business.

**NEW BUSINESS**

1. Councillor Meloche advised Council that he has received comments regarding the Belle Vue Conservancy fundraising campaign sign that is erected at the Library and questioned the fairness of the process for allowing signs.

The Chief Administration Officer advised Council that the Belle Vue Conservancy is raising funds on behalf of the Town for Town property and the municipality is exempt from any of its by-laws.

**NOTICE OF MOTION**

There were no Notices of Motion.

**BY-LAWS**

**19.1 2017-21 - Confirmatory By-law**

Resolution # 20170320-625

**Moved By** Councillor Fryer

**Seconded By** Councillor Pouget

**That By-law 2017-21 being a by-law to confirm all resolutions of the Municipal Council Meeting held March 20th, 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 # 20170320-626

**Moved By** Councillor Lavigne

**Seconded By** Councillor Pouget

**That Council move into an In-Camera Meeting of Council at 8:55 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 – Lease Agreement - 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 @ 9:53 P.M.**

**RESUMPTION OF REGULAR COUNCIL MEETING**

**Moved By** Councillor Courtney

**Seconded By** Councillor Meloche

**That Council RESUME Regular session at 9:54 p.m.**

The Mayor put the Motion.

**Motion Carried**

**ADJOURNMENT**

**Moved By** Councillor Fryer

**Seconded By** Councillor Pouget

**That Council rise and adjourn at 9:54 p.m.**

The Mayor put the Motion.

**Motion Carried**



MAYOR – ALDO DICARLO



CLERK – PAULA PARKER