



TOWN OF AMHERSTBURG
REGULAR COUNCIL MEETING
Monday, December 11, 2017
6:00 PM

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

MINUTES

PRESENT

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

Giovanni (John) Miceli, CAO
Paula Parker, Municipal Clerk
Tammy Fowkes, Deputy Clerk

ABSENT

Councillor Joan Courtney

CALL TO ORDER

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

RECOGNITION

5.1 Canada 150 Medal - Frank Gorham, Town Crier

Mr. Gorham rang the bell in commencement of the last Regular Council Meeting for 2017. Mr. Gorham entered Council Chambers with the Provincial Marine.

A video clip was played of Mr. Gorham announcing the birth of the Mayor's daughter.

The Mayor presented Mr. Gorham with a Canada 150 Medal for his contribution and commitment to the preservation of the Town's history.

5.2 Presentation of Belle Vue House print to Dale Kidd, President, Provincial Marine, for Fundraising Efforts for the Belle Vue House Restoration.

The Mayor presented Mr. Kidd with a limited edition print of the Belle Vue House for fundraising efforts for its restoration.

NATIONAL ANTHEM

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

Item # 9.4 - Councillor Fryer declared a conflict of interest with respect to programming for Rose City Gymnastics in the Operating Budget. He advised that his daughter teaches gymnastics for Rose City Gymnastics at the Libro Centre.

Item # 9.4 - Councillor Pouget and Councillor Lavigne declared a conflict of interest with respect to the Belle Vue line items in the Capital Budget due to their residence being in close proximity to the Belle Vue property.

Item # 13.3 - Councillor Pouget declared a conflict of interest with respect to the Police Request for Proposal (RFP) Update. She advised that her son-in-law works for the Windsor Police Service.

Item # 13.3 - Deputy Mayor DiPasquale declared a conflict of interest with respect to the Police Request for Proposal (RFP) Update. He advised that his daughter works for the Windsor Police Service.

MINUTES OF PREVIOUS MEETING

Resolution # 20171211-980

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 Regular Council Meeting Minutes - November 27, 2017

4.2 Special In-Camera Council Meeting Minutes - November 27, 2017

The Mayor put the Motion.

Motion Carried

DELEGATIONS

6.1 Rumble Strips in Front of Residential Property - Dino & Melissa Gidillini

Councillor Fryer moved the motion with direction to Administration to look into alternatives to rumble strips and provide a report to Council.

Resolution # 20171211-981

Moved By Councillor Meloche

Seconded By Councillor Fryer

That:

- 1. That the delegation BE RECEIVED; and,**
- 2. Administration BE DIRECTED to look into alternatives to rumble strips and provide a report to Council on the findings.**

Jim Poberezny, resident on 8th Concession, addressed Council with respect to the rumble strips located in front of his property.

The Mayor put the Motion.

Motion Carried

PRESENTATIONS

7.1 Grant Request for The House Youth Centre - Ashley Marchand, Activities Co-ordinator

Councillor Fryer moved the motion in addition to item # 13.2 as written.

Resolution # 20171211-982

Moved By Councillor Fryer
Seconded By Councillor Meloche

That:

- 1. The presentation BE RECEIVED;**
- 2. The report from the Municipal Clerk dated December 4, 2017, regarding Additional 2018 Grants to Community Group Request BE RECEIVED;**
- 3. The requested funding for the additional 2018 Grant to Community Group Request BE CONSIDERED as a part of the 2018 Operating Budget; and,**
- 4. OPTION 2 – Use of Contingency BE APPROVED as the funding source for the 2018 Operating Budget.**

The Mayor put the Motion.

Motion Carried

REPORTS – POLICE SERVICES

There were no reports.

7.2 Presentation of Game Used Hockey Stick from the November 1-5th, 2017 U18 National Women's Hockey Championships in Quebec City – Erica Fryer, Ontario Women's Hockey Association Team Ontario.

Resolution # 20171211-983

Moved By Councillor Lavigne
Seconded By Councillor Meloche

That the presentation BE RECEIVED.

The Mayor put the Motion.

Motion Carried

REPORTS – CORPORATE SERVICES

9.1 Charity, Heritage, Legion, COAHP and Vacancy Rebates issued in 2017

Resolution # 20171211-984

Moved By Councillor Meloche

Seconded By Councillor Lavigne

That:

- 1. The report from the Supervisor of Revenue dated November 27, 2017 regarding the Charity, Heritage, Vacancy and COAHP Rebate Program Issued in 2017 BE RECEIVED; and,**
- 2. By-law 2017-105 being a by-law to strike taxes from roll, 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

9.2 2017 Write-Offs Issued

Resolution # 20171211-985

Moved By Councillor Meloche

Seconded By Councillor Lavigne

That:

- 1. The report from the Supervisor of Revenue dated November 27, 2017 regarding 2017 Write-Offs Issued BE RECEIVED;**
- 2. The write-offs and assessment changes BE APPROVED as presented; and,**
- 3. By-law 2017-104 being a by-law to strike taxes from the tax roll and to adjust assessment values on properties 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

9.3 MLS Real Estate Services RFP Results

Resolution# 20171211-986

Moved By Councillor Fryer

Seconded By Councillor Meloche

That:

1. **The report from Financial Planning Administrator dated November 16, 2017 regarding MLS Real Estate Services – Request for Proposal Results BE RECEIVED;**
2. **The contract to the selected proponent, being Royal Lepage Binder Real Estate - Frank Binder broker of record, to supply real estate services for the Town for a two-year term effective January 1, 2018 to December 31, 2019 with an option to extend the term for one additional year BE APPROVED; and,**
3. **By-law 2017-98 being a by-law to enter into a contract with Royal Lepage Binder Real Estate to perform real estate services 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

Agenda item # 12.1 was moved forward.

REPORT – PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES

12.1 Cat Control

Councillor Fryer moved the motion without the recommendation to direct Administration to draft a by-law to address the feeding of wildlife and feral cats.

Resolution # 20171211-987

Moved By Councillor Fryer
Seconded By Councillor Lavigne

That:

1. **The report from the Manager of Licensing and Enforcement dated November 30, 2017, regarding Cat Control BE RECEIVED;**
2. **Program Option 3 to include 30 additional Spay and Neuter vouchers for CAT and SNAP and a CAT Intake Program BE APPROVED;**
3. **Funding Option 2 BE APPROVED as the funding source and the Treasurer BE DIRECTED to fund the additional \$5,000 amount for Program Option 3 from the 2018 contingency line item in the 2018 Operating Budget; and,**
4. **Administration BE AUTHORIZED to enter into a one (1) year agreement with the Windsor Essex County Humane Society for a Cat Intake Services Program.**

The Mayor put the Motion.

Motion Carried

REPORTS – CORPORATE SERVICES

9.4 2018 Final Approved Budget

The Rose City Gymnastics program funding in the Operating Budget and the Belle Vue House funding in the Capital Budget was separated out from the motion due to declared conflicts of interest.

Resolution # 20171211-988

Moved By Councillor Fryer
Seconded By Deputy Mayor DiPasquale

That:

1. **The report from the Director of Corporate Services/Treasurer, dated December 1, 2017, regarding 2018 Final Approved Budget BE RECEIVED;**
2. **A municipal tax increase of 0.83 % BE APPROVED;**

3. The 2017 Town Gross Operating Budget of \$26,888,488 and a net tax levy of \$20,743,562 excluding funding for Rose City Gymnastics within the Budget Document BE APPROVED;
4. The 2018 Town Gross Capital Budget of \$5,062,130 (as can be seen in the appendices) excluding funding for the Belle Vue House BE APPROVED and FUNDED from:
 - \$1,000,000 - 2018 Gas Tax
 - \$1,142,316 - Ontario Community Infrastructure Fund
 - \$1,720,000 - Tax Levy through Operations
 - \$149,630 - Police Operations
 - \$75,000- Fleet Reserve Transfer
 - \$50,000- LED Reserve Transfer
 - \$50,000- AODA Reserve Transfer
 - \$15,000- Economic Development Reserve
 - \$56,184- Working Capital Reserve
 - \$402,000- Capital Reserve Levy
 - \$402,000- Capital Replacement Levy
5. A pre-commitment of \$300,000 to the 2019 Town Capital Budget BE APPROVED for reconstruction of Creek Road;
6. A pre-commitment of \$75,000 to the 2019-2021 Town Capital Budget BE APPROVED for Water Rescue Equipment;
7. A pre-commitment of \$72,000 to the 2019-2022 Town Capital Budget BE APPROVED for a Fire Training Simulator;
8. 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 2018 Capital Budget;
9. The Director of Corporate Services/Treasurer BE AUTHORIZED to transfer the funds collected from the 2.75% Capital Replacement Levy to the Capital Replacement Reserve; and,
10. The Director of Corporate Services/Treasurer BE AUTHORIZED to transfer the funds collected from the 2.75% Capital Reserve Levy to the Capital Reserve.

The Mayor put the Motion.

Motion Carried

Councillor Fryer removed himself from discussion and voting with respect to the funding for Rose City Gymnastics due to his declared conflict of interest.

Resolution # 20171211-989

Moved By Councillor Pouget
Seconded By Councillor Meloche

That the funding for Rose City Gymnastics within the Budget Document BE APPROVED.

The Mayor put the Motion.

Motion Carried

Councillor Pouget and Councillor Lavigne removed themselves from discussion and voting with respect to the funding for the Belle Vue House due to their declared conflict of interest.

Resolution # 20171211-990

Moved By Councillor Fryer
Seconded By Councillor Meloche

That the funding for the Belle Vue House within the 2018 Capital Budget BE APPROVED.

The Mayor put the Motion.

Motion Carried

REPORTS – PARKS, FACILITIES, RECREATION AND CULTURE

There were no reports.

REPORTS – ENGINEERING AND PUBLIC WORKS

11.1 Special Benefit Cost of Driveway Hard Surfaces

Resolution # 20171211-991

Moved By Councillor Lavigne
Seconded By Deputy Mayor DiPasquale

That:

1. The report from the Drainage Superintendent and Engineering Coordinator dated October 6, 2017, regarding the Special Benefit Cost of Driveway Hard Surfaces BE RECEIVED; and,
2. Administration BE AUTHORIZED to move forward with Option 3 as identified in the report.

The Mayor put the Motion.

Motion Carried

11.2 Right of Way Permits

Resolution # 20171211-992

Moved By Councillor Fryer
Seconded By Councillor Lavigne

That:

1. The report from the Manager of Roads and Fleet dated November 21, 2017 regarding Right of Way Permits BE RECEIVED; and,
2. By-law 2017-81 being a by-law to regulate activity on Town Highways, Road Allowances and Right of Ways BE APPROVED.

The Mayor put the Motion.

Motion Carried

11.3 Sidewalk Winter Control

Resolution # 20171211-993

Moved By Councillor Fryer
Seconded By Councillor Pouget

That Bylaw 2005-04 being a by-law respecting the removal of snow and ice from the sidewalks on the highways in front of, alongside or at the rear of occupied or unoccupied premises BE REPEALED.

The Mayor put the Motion.

Motion Carried

REPORT – PLANNING, DEVELOPMENT AND LEGISLATIVE SERVICES

12.1 Cat Control
(As dealt with above)

12.2 2018 User Fees as Amended

Resolution # 20171211-994

Moved By Councillor Meloche
Seconded By Deputy Mayor DiPasquale

That:

- 1. The report from the Manager of Licensing and Enforcement dated November 1, 2017 regarding 2018 User Fee By-law as Amended BE RECEIVED; and,**
- 2. By-law 2017-96 being a by-law to permit the Town of Amherstburg to impose fees or charges with respect to services or activities provided, related costs payable, and for the use of its property BE APPROVED.**

The Mayor put the Motion.

Motion Carried

12.3 Meadowview Estates- Relief from Subdivision Agreement and Development Manual regarding the Issuance of Additional Model Home Permits

Resolution # 20171211-995

Moved By Councillor Lavigne
Seconded By Deputy Mayor DiPasquale

That:

- 1. The report from the Manager of Planning Services and the Chief Building Official dated December 6, 2017 regarding Meadowview Estates - Relief from Subdivision Agreement and Development Manual regarding the Issuance of Additional Model Home Permits BE RECEIVED; and,**
- 2. That Council SUPPORT the request for 4 additional building permits (2 permits for single detached units, and 1 for a semi-detached unit, requiring two building permits).**

The Mayor put the Motion.

REPORTS - CAO's OFFICE

13.1 Medical Tiered Response

Resolution # 20171211-996

Moved By Councillor Fryer
Seconded By Councillor Meloche

That:

1. The report from the Fire Chief dated November 20, 2017 regarding Medical Tiered Response BE RECEIVED; and,
2. Two (2) changes BE IMPLEMENTED as a pilot programming change to ensure fire services staff and resources are available for core mandated fire services and those medical assist calls where there is value added to patient outcomes:
 - a) That specifically Amherstburg's participation in the Medical Tiered Response Agreement between the Essex Windsor Emergency Medical Services (EWEMS) and the County of Essex be amended to reflect a change to the circumstances surrounding limited EMS resource deployment (Significant Delay section).
 - b) The deployment model within the AFD properly ensure, the availability of sufficient staff resources for calls not requiring large numbers i.e. Medical Calls, CO alarm calls with no symptoms, spill control, other Priority 2 responses, Etc.

The Mayor put the Motion.

Motion Carried

13.2 Additional 2018 Grant to Community Group Request

(As dealt with above in item # 7.1)

13.3 Police Request for Proposal (RFP) Update

Deputy Mayor DiPasquale and Councillor Pouget removed themselves from discussion due to their declared conflict of interest.

The Chief Administrative Officer provided Council with a Power Point presentation with respect to the Windsor Police Service proposal and answered Council questions. Mike Mitchell, MPM Consulting, was present.

Resolution # 20171211 -997

Moved By Councillor Meloche
Seconded By Councillor Fryer

That:

1. **Council CONCUR with the Joint Police Advisory Committee's recommendation that the proposal received by the Windsor Police Services is viable to move forward to the public consultation phase;**
2. **The Joint Police Advisory Committee BE DIRECTED to move forward with public consultation meetings to solicit community input as required to satisfy the mandate of the committee; and,**
3. **The Joint Police Advisory Committee BE DIRECTED to present Council its findings from the public consultation meetings and TO PROVIDE Council with a recommendation at the February 26, 2018, Regular Council Meeting.**

The Mayor put the Motion.

Motion Carried

Moved By Councillor Meloche
Seconded By Councillor Fryer

That Council recess for a break at 7:49 p.m.

The Mayor put the Motion.

Motion Carried

Moved By Councillor Meloche
Seconded By Councillor Lavigne

That Council resume Regular session at 8:02 p.m.

The Mayor put the Motion.

Motion Carried

INFORMATION REPORTS

Resolution # 20171211-998

Moved By Councillor Meloche
Seconded By Councillor Fryer

That the following information reports BE RECEIVED:

- 14.1 Building Activity - January to November 2017**
- 14.2 2017 Third Quarter Operating, Water and Waste Water Variance**
- 14.3 Monthly Activity Report – APSB Meeting of November 6, 2017**
- 14.4 Monthly Activity Report – APSB Meeting of October 17, 2017**
- 14.5 Monthly Fire Department Activity Report – November 2017**
- 14.6 2018 Election – Procedures for Vote and Vote Counting Equipment**
- 14.7 November 22, 2017 – December 5, 2017 Accounts Payable**

The Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

Resolution # 20171211-999

Moved By Councillor Fryer
Seconded By Councillor Pouget

That the following consent correspondence BE RECEIVED:

- 15.1 Police Costing Comparisons - Email from Linda Saxon**
- 15.2 Proposed Changes to the Cannabis Act (Bill-45) - Windsor-Essex County Board of Health**
- 15.3 Tax Changes Proposed by the Federal Government - Essex County Federation of Agriculture**
- 15.4 Gravel Watch Ontario Correspondence - Cornerstone Standards Council**

The Mayor put the Motion.

Motion Carried

Resolution # 20171211-1000

Moved By Councillor Meloche
Seconded By Councillor Fryer

Item # 15.3 - That the correspondence from the Essex County Federation of Agriculture regarding their concern over the proposed tax changes BE SUPPORTED.

The Mayor put the Motion.

Motion Carried

Resolution # 20171211-1001

Moved By Councillor Fryer
Seconded By Councillor Meloche

Item # 15.2 – That the correspondence from the Windsor Essex County Board of Health regarding the proposed changes to the Cannabis Act (Bill 45) BE SUPPORTED and that a letter BE SENT to all municipalities and AMO.

The Mayor put the Motion.

Motion Carried

CORRESPONDENCE

16.1 Eating Disorder Awareness Week (EDAW) - February 1 - 7, 2018

Resolution # 20171211-1002

Moved By Councillor Fryer
Seconded By Councillor Lavigne

That:

- 1. The correspondence from the National Eating Disorder Information Centre regarding Eating Disorder Awareness Week BE RECEIVED; and,**
- 2. February 1-7, 2018, BE PROCLAIMED as Eating Disorder Awareness Week in the Town of Amherstburg.**

The Mayor put the Motion.

Motion Carried

CONSENT OTHER MINUTES

Resolution # 20171211-1003

Moved By Councillor Meloche
Seconded By Councillor Fryer

That the following minutes BE RECEIVED:

- 17.1 Committee of Adjustment Meeting Minutes - October 31, 2017**
- 17.2 Co-An Park Meeting Minutes - November 8, 2017**
- 17.3 Heritage Committee Meeting Minutes - November 16, 2017**
- 17.4 Drainage Board Meeting Minutes - December 5, 2017**

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

There was no Unfinished Business brought forward.

NEW BUSINESS

There was no New Business brought forward.

REPORT OUT FROM IN CAMERA SESSION

November 27th, 2017 Meeting

Council met on November 27th, 2017, for a Special In-Camera meeting at 7:43 p.m. and discussed (1) item as provided for under Section 239 of the Municipal Act:

ITEM A – Grant Group Concerns heard under Section 239(2)(b) of the Act. There is nothing further to report on this matter.

NOTICE OF MOTION

There were no Notices of Motion.

BY-LAWS

22.1 By-law 2017-100 - Appoint Property Standards Officer

Resolution # 20171211-1004

Moved By Councillor Meloche
Seconded By Councillor Fryer

That By-law 2017-100 being a by-law to Appoint Property Standards Officers be taken as having been read three times and finally passed and the Mayor and Clerks BE AUTHORIZED to sign same.

The Mayor put the Motion.

Motion Carried

22.2 By-law 2017-107 - Appoint Dog Control Officer and Pound Facility

Resolution # 20171211-1005

Moved By Councillor Meloche
Seconded By Councillor Fryer

That By-law 2017-107 being a by-law to Appoint Dog Control Officer and Pound Facility 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

22.3 By-law 2017-106 - Confirmatory By-law

Resolution # 20171211-1006

Moved By Councillor Meloche
Seconded By Councillor Fryer

That By-law 2017-106 being a by-law to confirm all resolutions of the Municipal Council Meetings held November 28th, 29th, and December 11th, 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

ADJOURNMENT

Moved By Councillor Meloche
Seconded By Councillor Lavigne


That Council rise and adjourn at 8:19 p.m.

The Mayor put the Motion.

Motion Carried



MAYOR – ALDO DICARLO



MUNICIPAL CLERK – PAULA PARKER