



**TOWN OF AMHERSTBURG  
REGULAR COUNCIL MEETING**

**Monday, August 10, 2020  
6:00 PM**

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

**MINUTES**

**PRESENT**

Mayor Aldo DiCarlo  
Deputy Mayor Leo Meloche  
Councillor Peter Courtney  
Councillor Donald McArthur  
Councillor Michael Prue  
Councillor Marc Renaud  
Councillor Patricia Simone

Giovanni (John) Miceli, CAO  
Paula Parker, Clerk  
Nicole Rubli, Deputy Clerk

Mayor DiCarlo was in attendance in Council Chambers. All other members of Council participated in the meeting through video conferencing technology from remote locations.

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**CALL TO ORDER**

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

**ROLL CALL**

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

There were no disclosures of pecuniary interest noted.

**MINUTES OF PREVIOUS MEETING**

Resolution # 20200810-221

**Moved By** Councillor Simone

**Seconded By** Deputy Mayor 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 In-Camera Council Meeting Minutes - May 25, 2020**
- 4.2 Regular Council Meeting Minutes - May 25, 2020**
- 4.3 Special In-Camera Council Meeting Minutes - June 8, 2020**
- 4.4 Regular Council Meeting Minutes - June 8, 2020**
- 4.5 Special Council Meeting Minutes - Planning - June 22, 2020**
- 4.6 Regular Council Meeting Minutes - June 22, 2020**
- 4.7 Special Council Meeting Minutes - July 13, 2020**
- 4.8 Regular Council Meeting Minutes - July 13, 2020**
- 4.9 Special In-Camera Council Meeting Minutes - July 13, 2020**

The Mayor put the Motion.

**Motion Carried**

## PRESENTATIONS

### 5.1 The Canadian Association of Municipal Administrators' (CAMA) Long Service Recognition Award

- Giovanni (John) Miceli - 30 years

The Mayor thanked the Chief Administrative Officer for his 30 years of public service and congratulated him on his Long Service Recognition Award.

## DELEGATIONS

### 6.1 Chained No More, A Painting by Monte Scott - Donated by Frank DiPasquale

Resolution # 20200810-222

**Moved By** Councillor Prue  
**Seconded By** Councillor Courtney

**That:**

1. The delegation **BE RECEIVED**;
2. The painting **BE DISPLAYED** in Town Hall; and,
3. Administration **BE DIRECTED** to investigate the cost to make 12-20 copies to donate to schools etc.

The Mayor put the Motion.

**Motion Carried**

## REPORTS – CORPORATE SERVICES

### 7.1 2020 First Quarter (Q1) Variance as at March 31, 2020

Resolution # 20200810-223

**Moved By** Councillor Prue  
**Seconded By** Councillor McArthur

**That an over-expenditure not to exceed \$2,500 for operation of Co-An Park BE APPROVED for a total operating cost not to exceed \$20,000.**

The Mayor put the Motion.

**Motion Carried**

**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**

There were no reports.

**REPORTS - CAO's OFFICE**

**11.1 Economic Development Advisory Committee Call for Applications**

Resolution # 20200810-224

**Moved By** Deputy Mayor Meloche

**Seconded By** Councillor Renaud

**That Alan Buterbuagh BE APPOINTED to the Economic Development Advisory Committee for the remainder of the 2018-2022 committee term.**

The Mayor put the Motion.

**Motion Carried**

**11.2 Mayor's Youth Advisory Committee Composition**

Resolution # 20200810-225

**Moved By** Councillor Prue

**Seconded By** Deputy Mayor Meloche

**That:**

1. **The composition of the Mayor's Youth Advisory Committee BE REDUCED from thirteen (13) lay members to eleven (11), as noted in the report dated July 22, 2020, *Mayor's Youth Advisory Committee Composition*; and,**
2. **The Mayor's Youth Advisory Committee Terms of Reference BE AMENDED to reflect same.**

The Mayor put the Motion.

**Motion Carried**

### **11.3 Vacancies on Seniors Advisory and Parks and Recreation Advisory Committees**

Resolution # 20200810-226

**Moved By** Councillor Renaud  
**Seconded By** Councillor McArthur

**That Tony Pietrangelo BE APPOINTED as a member of the Seniors Advisory Committee.**

The Mayor put the Motion.

**Motion Carried**

Resolution # 20200810-227

**Moved By** Councillor Renaud  
**Seconded By** Deputy Mayor Meloche

**That Sarah Voegeli BE APPOINTED as a member of the Parks and Recreation Advisory Committee.**

The Mayor put the Motion.

**Motion Carried**

### **11.4 Code of Conduct for the Chief Building Official and Inspectors**

Resolution # 20200810-228

**Moved By** Deputy Mayor Meloche  
**Seconded By** Councillor Prue

**That the Code of Conduct for the Chief Building Official and Inspectors BE ADOPTED as presented.**

The Mayor put the Motion.

**Motion Carried**

## **INFORMATION REPORTS**

Resolution # 20200810-229

**Moved By** Deputy Mayor Meloche  
**Seconded By** Councillor Simone

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

### **12.1 Cheque Listing for the Month of March, April, May, June, July 2020**

The Mayor put the Motion.

**Motion Carried**

## **CONSENT CORRESPONDENCE**

Resolution # 20200810-230

**Moved By** Councillor Simone  
**Seconded By** Councillor Courtney

**That the following consent correspondence BE RECEIVED:**

### **13.1 Support for Private Members Bill M-36 Emancipation Day - City of Owen Sound**

### **13.2 Providing Tax or Other Relief to Non-Profit and Service Clubs as a result of COVID-19 - City of Oshawa**

### **13.3 Providing Tax or Other Financial Relief to Non-Profit-Service Clubs as a result of COVID-19 - City of Windsor**

### **13.4 Request for More Detailed COVID-19 Information - Kingsville Resolution**

### **13.5 Request for Raw Data on Positive COVID-19 Cases in Essex County - Town of Essex**

**13.6 Support for Federal Assistance for People with Disabilities - COVID-19 Pandemic - County of Essex**

**13.7 Support OPP Diversity Training - Town of Gore Bay**

The Mayor put the Motion.

**Motion Carried**

Resolution # 20200810-231

**Moved By** Councillor Courtney  
**Seconded By** Councillor Prue

**That Administration BE DIRECTED to send correspondence in support of consent correspondence items 13.1 - 13.7.**

The Mayor put the Motion.

**Motion Carried**

**CORRESPONDENCE**

**14.1 Essex Region Source Protection Committee - Municipal Resolution**

Resolution # 20200810-232

**Moved By** Councillor Renaud  
**Seconded By** Deputy Mayor Meloche

**That the Council of the Corporation of the Town of Amherstburg hereby SUPPORTS the following individual appointments to the Essex Region Source Protection Committee:**

- 1. Albert Dionne, Town of Lakeshore, appointment date: September 10, 2020; expiration of appointment September 10, 2025;**
- 2. Ian Wilson, City of Windsor, appointment date: September 10, 2020; expiration of appointment September 10, 2021; and,**
- 3. Nelson Santos, Union Water Supply System, appointment date: September 10, 2020; expiration of appointment November 30, 2022.**

The Mayor put the Motion.

**Motion Carried**

**14.2 September 2020 - Suicide Prevention Awareness Month**

Resolution # 20200810-233

**Moved By** Councillor McArthur

**Seconded By** Councillor Prue

**That:**

1. The correspondence BE RECEIVED; and,
2. The month of September 2020 BE PROCLAIMED as Suicide Prevention Awareness Month in the Town of Amherstburg.

The Mayor put the Motion.

**Motion Carried**

**CONSENT OTHER MINUTES**

Resolution # 20200810-234

**Moved By** Deputy Mayor Meloche

**Seconded By** Councillor Renaud

**That the following minutes BE RECEIVED:**

**15.1 July 28, 2020 Committee of Adjustment Minutes**

The Mayor put the Motion.

**Motion Carried**

**UNFINISHED BUSINESS**

1. Councillor Courtney asked for an update with respect to remedying the inability of transporting the fire apparatus to and from Boblo Island. (*UFB Item # 20200224-079*)

The Chief Administrative Officer advised that he is aware that Dan Krutsch, Landmark Engineers Inc., has been retained by AMICO to look at the dock leveling system on both the mainland and island side and it is his understanding



that Mr. Krutsch has approached the appropriate Ministry and is awaiting their feedback.

2. Resolution # 20200810-235

**Moved By** Deputy Mayor Meloche  
**Seconded By** Councillor McArthur

**That Administration BE DIRECTED to get a cost on paved shoulders for a multi-use trail on County Road 10 between Howard and Walker. (UFB Item # 20190624-359)**

The Mayor put the Motion.

**Motion Carried**

## **NEW BUSINESS**

1. Councillor Courtney advised that residents are concerned with the rapid deterioration of McLeod Avenue and asked for an update with respect to the fixing the road.

The Director of Engineering and Public Works confirmed that road repairs for McLeod Avenue was budgeted for in the 2019 Capital Budget and it is listed as high priority on the Roads Needs Study. She further advised that due to high water levels, work on McLeod Avenue and South Riverview Road has been postponed and she is recommending that these projects be placed in the 2021 Capital Budget.

2. Resolution # 20200810-236

**Moved By** Councillor Courtney  
**Seconded By** Councillor McArthur

**That Administration BE DIRECTED to place a temporary speed bump at Golfwood and Turner for the golf season.**

The Mayor put the Motion.

**Motion Carried**

3. Resolution # 20200810-237

**Moved By** Councillor Simone  
**Seconded By** Councillor Prue

**That Administration BE DIRECTED to re-open Town Hall effective Monday, August 17, 2020, and that masks BE REQUIRED to be worn at Town Hall inclusive of Town Hall meetings.**

The Mayor put the Motion.

**Motion Carried**

4. Resolution # 20200810-238

**Moved By** Councillor McArthur  
**Seconded By** Councillor Renaud

**That Administration BE DIRECTED to move expeditiously to safely re-open the Libro Centre walking track with approval of the Windsor-Essex County Health Unit.**

The Mayor put the Motion.

**Motion Carried**

5. Resolution # 20200810-239

**Moved By** Councillor McArthur  
**Seconded By** Councillor Simone

**That Administration BE DIRECTED to move expeditiously to safely re-open the playgrounds with the approval of the Windsor-Essex County Health Unit.**

The Mayor put the Motion.

**Motion Carried**

6. Resolution # 20200810-240

**Moved By** Councillor Simone  
**Seconded By** Councillor McArthur

**That:**

1. **Administration BE DIRECTED to bring back a report regarding the feasibility of assisting local businesses with a recovery plan as a result of the COVID-19 pandemic; and,**
2. **The report be vetted through the Economic Development Advisory Committee at their September 3, 2020, meeting and the report be brought to the September 14, 2020, Regular Council Meeting.**

The Mayor put the Motion.

**Motion Carried**

7. Resolution # 20200810-241

**Moved By** Councillor Prue

**Seconded By** Councillor Simone

**That Administration BE DIRECTED to bring back a report on what the Town can do to eliminate the delivery of gravel on the waterfront at the end of Texas Road.**

The Mayor put the Motion.

**Motion Carried**

8. Resolution # 20200810-242

**Moved By** Councillor Prue

**Seconded By** Councillor McArthur

**That correspondence BE SENT to the Office of the Prime Minister in support of Elise Harding-Davis', African Canadian Heritage Consultant, appeal for an official apology for slavery.**

The Mayor put the Motion.

**Motion Carried**

9. Councillor Courtney asked about the status of projects that were approved for Beaudoin Park.

The Chief Administrative Officer advised that a report with respect to Beaudoin Park will be brought to the next Regular Council Meeting.

10. Councillor Courtney asked if the Co-An Park tennis courts are presently barricaded and closed off.

The Deputy Mayor, Co-An Park Committee Member, confirmed that tennis courts are currently closed for safety reasons and conversation is on-going with respect to re-opening the courts.

The Chief Administration Officer advised that authority is delegated to the Co-An Park Committee with respect to operation of the park. He further advised that it was the Committee who made the decision to close the courts and the Town needs to abide by the decision made by the Committee.

11. Resolution # 20200810-243

**Moved By** Councillor McArthur  
**Seconded By** Councillor Renaud

**That Administration BE DIRECTED to create a page on the Town's website dedicated to 'Reserves' which will show a point-in-time snap shot of how much is in the reserves of each Essex County municipality, in addition to a breakdown of all the Town's reserve accounts, and that this page be created prior to the next Regular Council Meeting.**

The Mayor put the Motion.

**Motion Carried**

12. Resolution # 20200810-244

**Moved By** Councillor McArthur  
**Seconded By** Councillor Simone

**That Administration BE DIRECTED to erect a 'Welcome to Amherstburg' sign at the Greenway trail at Walker Road.**

The Mayor put the Motion.

**Motion Carried**

## **NOTICE OF MOTION**

There were no Notices of Motion.

## **BY-LAWS**

### **19.1 By-law 2020-045 - Confirmatory By-law**

Resolution # 20200810-245

**Moved By** Councillor Simone  
**Seconded By** Deputy Mayor Meloche

**That By-law 2020-045 being a by-law to Confirm all Resolutions of the Municipal Council Meetings held on July 27th and August 10th, 2020, 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 # 20200810-246

**Moved By** Councillor Renaud  
**Seconded By** Deputy Mayor Meloche

**That Council move into an In-Camera Meeting of Council at 9:39 p.m. pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reason:**

**Item A - Section 239(2)(k) - A position, plan, procedure, criteria or instruction be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board; and,**

**Item B - Section 239(2)(k) - A position, plan, procedure, criteria or instruction be applied to any negotiations carried on or to be carried on by or on behalf of 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 SPECIAL IN-CAMERA COUNCIL MEETING @ 11:05 P.M.**

**RESUMPTION OF REGULAR COUNCIL MEETING**

**Moved By** Deputy Mayor Meloche  
**Seconded By** Councillor Renaud

**That Council resume Regular session at 11:08 p.m.**

The Mayor put the Motion.

**Motion Carried**

**REPORT OUT FROM SPECIAL IN-CAMERA SESSION - August 10, 2020**

Council met on August 10<sup>th</sup>, 2020, for a Special In-Camera Meeting at 9:39 p.m. and discussed the following (2) items as provided for under Section 239 of the Municipal Act:

**Item A** was heard under Section 239(2)(k) of the Act. As a result of that discussion the following is before Council for consideration:

Resolution # 20200810-247

**Moved By** Councillor Simone  
**Seconded By** Councillor McArthur

**That:**

- 1. Administration BE DIRECTED to undertake public consultation on public transportation needs in relation to the proposal received from Transit Windsor; and,**
- 2. Subsequent to Public Consultation, that Administration BE DIRECTED to develop and bring back for Council direction a business plan, inclusive of grant funding opportunities, for the delivery of public transit services for the Town of Amherstburg through Transit Windsor.**

The Mayor put the Motion.

**Motion Carried**

**Item B** was heard under Section 239(2)(k) of the Act. As a result of that discussion the following is before Council for consideration:

Resolution # 20200810-248

**Moved By** Deputy Mayor Meloche  
**Seconded By** Councillor Renaud

**That:**

- 1. The Memorandum of Understanding (MOU) for funding contributions toward the detailed engineering design and tender services for servicing the Southeast Quadrant with Amico Properties Inc., Capo D'Aqua Corporation, Hunt Club Creek Inc., and Rocksedge Development Inc. BE APPROVED;**
- 2. The Mayor and Clerk BE AUTHORIZED to sign the MOU with Amico Properties Inc., Capo D'Aqua Corporation, Hunt Club Creek Inc., and Rocksedge Development Inc;**
- 3. The agreement with Stantec Consulting Ltd. to provide Detailed Design and Tender Services for the Southeast Quadrant BE APPROVED for an amount not to exceed \$528,000 plus applicable taxes subject to being satisfactory in technical content to the Director of Engineering and Public Works, financial content to the Director of Corporate Services and in form and legal content to the Town's legal counsel;**
- 4. The Mayor and Clerk BE AUTHORIZED to sign the agreement with Stantec Consulting Ltd.;**
- 5. A 2020 capital over-expenditure not to exceed \$101,760 for Southeast Quadrant engineering services BE APPROVED including \$82,767 in the Wastewater budget centre and \$18,993 in the Water budget centre to be funded from developer contributions and local service charges as outlined in the report dated July 27, 2020 with the amounts to be collected after 2020 to be interim financed by a loan from the Wastewater Capital Reserve and Water Capital Reserve respectively until collected in accordance with the MOU;**
- 6. A pre-commitment of the 2021 Budget for Southeast Quadrant engineering services in an amount not to exceed \$435,533 BE APPROVED including \$354,242 in the Wastewater budget centre and \$81,291 in the Water budget centre to be funded from developer contributions and local service charges as outlined in the report dated**

July 27, 2020 with the amounts to be collected after 2020 to be interim financed by transfers from the Wastewater Capital Reserve and Water Capital Reserve respectively until collected in accordance with the MOU; and,

7. Administration BE DIRECTED to obtain security for any outstanding balances due via a lien on title.

*Councillor Prue introduced the following amendments to the motion:*

**Moved By** Councillor Prue  
**Seconded By** Councillor Courtney

**That:**

1. The developers pay 75% upfront with the balance to BE RECEIVED within 1 year of the signing of the MOU; and,
2. The developers BE REQUIRED to complete the archeological studies and other requirements to the satisfaction of the Town prior to the Town embarking on the \$7 plus million dollar engineering project.

The Mayor put the Motion.

**Motion Failed**

The Mayor put the original Motion.

	Yes/Concur	No/Not Concur
Councillor Courtney	X	
Councillor McArthur	X	
Deputy Mayor Meloche	X	
Councillor Prue		X
Councillor Renaud	X	
Councillor Simone	X	
Mayor DiCarlo	X	

**Motion Carried**



**ADJOURNMENT**

**Moved By** Councillor Courtney  
**Seconded By** Councillor Renaud

**That Council rise and adjourn at 11:20 p.m.**

The Mayor put the Motion.

**Motion Carried**

  
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MAYOR – ALDO DICARLO  
\_\_\_\_\_  
CLERK – PAULA PARKER