



**TOWN OF AMHERSTBURG
REGULAR COUNCIL MEETING**

**Tuesday, October 25, 2022
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

Valerie Critchley, Chief Administrative Officer/Clerk
Tammy Fowkes, Deputy Clerk
Kevin Fox, Deputy Clerk

CALL TO ORDER

The Mayor called the meeting to order at 6:01 p.m.

NATIONAL ANTHEM

ROLL CALL

DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

There were no disclosures of pecuniary interest noted.

LAND ACKNOWLEDGEMENT

We will begin by acknowledging that the land on which we gather is the traditional territory of the Three Fires Confederacy of First Nations (comprising the Ojibway, the Odawa, and the Potawatomie Peoples), and of the Huron-Wendat and Wyandot Peoples. We recognize the land as an expression of gratitude to those whose traditional territory we reside on, and a way of honouring the Indigenous people who have been living and thriving on the land since time immemorial. We value the significant historical and contemporary contributions of local and regional First Nations and all of the Original Peoples of Turtle Island.

DELEGATIONS

6.1 Zoning By-law Amendment for 3665 Concession 3 N - Richard and Shelley Bolton

Withdrawn by delegate

REPORTS – CORPORATE SERVICES

7.1 Designation of Municipal Capital Facility (MCF)

Resolution # 20221025-01

Moved By Deputy Mayor Meloche

Seconded By Councillor McArthur

That:

- 1. The attached Municipal Capital Facility (MCF) By-Law BE APPROVED for the properties located at 320 Richmond Street and 3295 Meloche Road;**
- 2. The Mayor and the CAO BE AUTHORIZED to execute the Municipal Capital Facilities Agreement with each lessee in Appendix A; and,**
- 3. Administration BE AUTHORIZED to pursue the appropriate change in Property Tax classification for the properties listed in Appendix A.**

The Mayor put the Motion.

Motion Carried

REPORTS - PARKS, FACILITIES, RECREATION & CULTURE

There were no reports.

REPORTS - ENGINEERING & INFRASTRUCTURE SERVICES

9.1 Bridge #3012 – 5th Concession North over River Canard – Tender Results

Resolution # 20221025-02

Moved By Deputy Mayor Meloche

Seconded By Councillor McArthur

That:

- 1. The tender for the Replacement of Bridge #3012 BE AWARDED to Front Construction Industries Inc. for an amount not to exceed \$3,928,306.00 plus HST; and,**
- 2. The Mayor and Clerk BE AUTHORIZED to execute an agreement with Front Construction Industries Inc. for the Replacement of Bridge #3012.**

The Mayor put the Motion.

Motion Carried

REPORTS - DEVELOPMENT SERVICES

10.1 Zoning By-law Amendment – 3665 3rd Concession N

Resolution # 20221025-03

Moved By Deputy Mayor Meloche

Seconded By Councillor Simone

That:

- 1. Council APPROVE the Zoning By-law Amendment to add the additional permitted use of “Seasonal Worker Housing” at the property known as 3665 3rd Concession North; and,**

2. **By-law 2022-097 being a by-law to amend Zoning By-law No. 1999-52, to amend the zoning for the subject lands known as 3665 3rd Concession North 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

10.2 Zoning By-law Amendment for land severed from 7509 Concession 7

Resolution # 20221025-04

Moved By Councillor Courtney

Seconded By Councillor Prue

That By-law 2022-091 being a by-law to amend Zoning By-law No. 1999-52, to amend the zoning for the subject lands known as the retained farm parcel severed from 7509 Concession 7, 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

10.3 Zoning By-law Amendment for lands severed from 21 Marsh Court

Resolution # 20221025-05

Moved By Deputy Mayor Meloche

Seconded By Councillor Simone

That By-law 2022-093 being a by-law to amend Zoning By-law No. 1999-52, to amend the zoning for lands severed from 21 Marsh Court, 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 Zoning By-law Amendment for lands severed from 7971 Collison Sideroad

Resolution # 20221025-06

Moved By Councillor Prue

Seconded By Councillor Renaud

That By-law 2022-092 being a by-law to amend Zoning By-law No. 1999-52, to amend the zoning for the subject lands known as retained farm parcel severed from 7971 Collison Sideroad, 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

10.5 Zoning By-law Amendment for Land on the North Side of Texas Road

Resolution # 20221025-07

Moved By Deputy Mayor Meloche
Seconded By Councillor McArthur

That By-law 2022-098 being a by-law to amend Zoning By-law No. 1999-52, to amend the zoning for the subject lands on the north side of Texas Road, 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

10.6 Official Plan Amendment – Bill 109 Policy Changes

Resolution # 20221025-08

Moved By Councillor Simone
Seconded By Deputy Mayor Meloche

That:

- 1. Official Plan Amendment No. 19 – Bill 109 Policy Changes attached as Appendix “A” BE ENDORSED;**
- 2. Administration BE INSTRUCTED to forward Official Plan Amendment No. 19 – Bill 109 Policy Changes to the County of Essex for approval; and,**
- 3. By-law 2022-103 being a by-law to endorse Official Plan Amendment No. 19 – Bill 109 Policy Changes and to instruct Administration to forward Official Plan Amendment No. 19 – Bill 109 Policy Changes to the County of Essex for approval 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

10.7 Zoning By-law Amendment – 365 Sandwich Street S

Resolution # 20221025-09

Moved By Councillor McArthur
Seconded By Councillor Simone

That By-law 2022-088 being a by-law to amend Zoning By-law No. 1999-52, to amend the zoning for the subject lands known as the rear portion of 365 Sandwich Street South (Legal Description Part of Lot 3 Concession 1 Malden (Amherstburg) as in R268627 except Part 1 12R10000, Parts 1, 2, 12R14329; Amherstburg) and 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 - CAO's OFFICE

11.1 Odour and Lighting By-law related to the Cultivation of Plants

Resolution # 20221025-10

Moved By Councillor Prue
Seconded By Councillor Courtney

That By-law 2022-095 being a By-law to Prohibit and Regulate Public Nuisances related to odours and lighting from the cultivation of plants 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

11.2 Renewal Agreement – Live Fire Training Simulator

Resolution # 20221025-11

Moved By Councillor Courtney
Seconded By Councillor Simone

That:

1. **The report from the Fire Chief dated October 11, 2022 regarding The renewal Agreement for the Mobile Live Fire Training Simulator BE RECEIVED; and,**
2. **The Renewal Agreement Extension to the original joint purchase agreement attached, (Appendix “A”) BE APPROVED, as presented and the Chief Administrative Officer and Clerk BE AUTHORIZED to sign same.**

The Mayor put the Motion.

Motion Carried

INFORMATION REPORTS

Resolution # 20221025-12

Moved By Councillor Prue
Seconded By Councillor Simone

That the following information reports BE RECEIVED:

12.1 Quarterly Fire Department Activity Report - 3rd Quarter 2022

The Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

Resolution # 20221025-13

Moved By Councillor Courtney
Seconded By Deputy Mayor Meloche

That the following consent correspondence BE RECEIVED:

13.1 Proposed Disposition of General Amherst High School - Greater Essex County District School Board

13.2 Bill 3, An Act to Amend Various Statutes with Respect to Special Powers and Duties of Heads of Council - Town of Mattawa Resolution

The Mayor put the Motion.

Motion Carried

OTHER MINUTES

14.1 Drainage Board Meeting Minutes - October 18, 2022

Resolution # 20221025-14

Moved By Deputy Mayor Meloche
Seconded By Councillor Simone

That:

- 1. The Drainage Board Meeting Minutes of October 18, 2022 BE RECEIVED;**
- 2. The engineer's report for the Ong Drain – Bridge for 5573 Road 5 South BE CONSIDERED;**
- 3. By-law 2022-087 being a by-law to Provide for the Ong Drain – Bridge for 5573 Road 5 South based on the Drainage Report by Rood Engineering Inc. BE PROVISIONALLY ADOPTED by giving first and second reading and the Mayor and Clerk BE AUTHORIZED to sign same;**
- 4. The requests from Marciano Cipriano, Camelina Cipriano, and Drew Coulson (Coulson Design Build) for repair and improvement to the Morgan Drain, per Section 78 of the Drainage Act BE ACCEPTED, as recommended by the Drainage Board; and,**
- 5. The appointment of the firm of R. Dobbin Engineering Inc. to complete an engineering report for the repair and improvement to the Morgan Drain BE APPROVED, as recommended by the Drainage Board.**

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.

NOTICE OF MOTION

There were no Notices of Motion.

BY-LAWS

18.1 By-law 2022-104 - Confirmatory By-law

Resolution # 20221025-15

Moved By Councillor McArthur

Seconded By Deputy Mayor Meloche

That By-law 2022-104 being a by-law to Confirm all Resolutions of the Municipal Council Meetings held on October 25th, 2022 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 Courtney
Seconded By Councillor Renaud

That Council rise and adjourn at 7:11 p.m.

The Mayor put the Motion.

Motion Carried



MAYOR – ALDO DICARLO



CLERK – VALERIE CRITCHLEY