



**TOWN OF AMHERSTBURG
REGULAR COUNCIL MEETING
MINUTES**

**Monday, September 25, 2023
6:00 P.M.**

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

PRESENT Mayor Michael Prue
Deputy Mayor Chris Gibb
Councillor Peter Courtney
Councillor Donald McArthur
Councillor Diane Pouget
Councillor Linden Crain
Councillor Molly Allaire

STAFF PRESENT Valerie Critchley, CAO
Kevin Fox, Clerk
Sarah Sabihuddin, Deputy Clerk

1. CALL TO ORDER

The Mayor called the meeting to order at 6:00 p.m.

2. NATIONAL ANTHEM

3. ROLL CALL

4. DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

(Public Council Meeting Agenda Items)

Deputy Mayor Gibb declared a conflict with item 13.1 as he has a current business relationship with the proponent.

5. 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.

6. REPORT OUT FROM IN-CAMERA SESSION

6.1 Special In-Camera Council Meeting of September 20, 2023.

Council met in closed session on September 20th, 2023 in accordance with section 239 of the Municipal Act in relation to:

Item A – Review of Expressions of Interest

Section 239(2) (c) and section 239(2) (i) and was received for information.

7. MINUTES OF PREVIOUS MEETING

Moved By Councillor McArthur

Seconded By Councillor Crain

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:

7.1 Regular Council Meeting Minutes - September 11, 2023

Moved By Councillor Pouget

Seconded By Councillor Allaire

That the Regular Council Meeting Minutes - September 11, 2023 **BE DEFERRED** to the next regular council meeting to allow for revisions.

	Yes/Concur	No/Not Concur
Councillor Allaire	X	
Councillor Courtney	X	
Councillor Crain		X
Deputy Mayor Gibb		X
Councillor McArthur		X
Councillor Pouget	X	
Mayor Prue	X	

The Mayor put the Motion.

Motion Carried.

8. DELEGATIONS

There were no delegations.

9. PRESENTATIONS

9.1 Presentation - Re: Item 13.2 Street Naming – Brittany Crescent and Stone Street – Norbert Bolger

Moved By Councillor Courtney
Seconded By Councillor Allaire

That Items 13.2 and 19.1 be called forward.

The Mayor put the Motion.

Motion Carried.

Moved By Councillor Allaire
Seconded By Councillor McArthur

That Norbert Bolger **BE PERMITTED** to address Council.

The Mayor put the Motion.

Motion Carried.

13.2 Street Naming – Brittany Crescent and Stone Street

Resolution # 20230925-001

Moved By Councillor Courtney
Seconded By Councillor Allaire

That:

1. The naming of a new street to be known as “Brittany Crescent” within the Brittany’s Gate subdivision development, **BE APPROVED**; and,
2. The naming of a new street to be known as “Stone Street” entering the Brittany’s gate subdivision development, **BE APPROVED**.

The Mayor put the Motion.

Motion Carried.

	Yes/Concur	No/Not Concur
Councillor Allaire	X	
Councillor Courtney	X	

Councillor Crain	X	
Deputy Mayor Gibb	X	
Councillor McArthur	X	
Councillor Pouget		X
Mayor Prue		X

The Mayor put the Motion.

Motion Carried.

19. OTHER MINUTES

19.1 Minutes - Heritage Committee August 10, 2023

Resolution # 20230925-002

Moved By Councillor Allaire

Seconded By Deputy Mayor Gibb

That:

1. Council **RECEIVE** the Heritage Committee Meeting Minutes of August 10,2023.
2. Council **RECEIVE** the Heritage Committee's recommendation that the name of the new street in Brittany's Gate be Brittany's Crescent.

The Mayor put the Motion.

Motion Carried.

10. REPORTS – CORPORATE SERVICES

There are no reports.

11. REPORTS - PARKS, RECREATION, FACILITIES AND CULTURE

There are no reports.

12. REPORTS - INFRASTRUCTURE SERVICES

12.1 Kingsbridge Subdivision Phase 7A9A– Assumption of Surface Asphalt and Sidewalk

12.2 Kingsbridge Subdivision Phase 9B – Assumption of Surface Asphalt and Sidewalk

12.3 Kingsbridge Subdivision Phase 10 B/D – Assumption of Underground Infrastructure, Base Asphalt and Curbs

Resolution # 20230925-003

Moved By Councillor Courtney

Seconded By Councillor Allaire

That:

1. The recommendations in the letter regarding Kingsbridge Development – Phase 7A/9A dated May 30, 2023 from the consulting engineer, Baird AE **BE ACCEPTED**; and,
2. The Surface Asphalt and sidewalks for the Kingsbridge Subdivision – Phase 7A/9A **BE ASSUMED**.
3. The recommendations in the letter regarding Kingsbridge Development – Phase 9B dated May 30, 2023 from the consulting engineer, Baird AE **BE ACCEPTED**; and,
4. The surface asphalt and sidewalk for the Kingsbridge Subdivision – Phase 9B **BE ASSUMED**.
5. The recommendations in the letter regarding Kingsbridge Development Phase 10B/D dated July 27, 2023 from the consulting engineer, Baird AE **BE ACCEPTED**; and,
6. The underground infrastructure, curbs, road base and base asphalt for Kingsbridge Subdivision Phase 10B/D **BE ACCEPTED and BE ASSUMED**.

The Mayor put the Motion.

Motion Carried.

12.4 Regional Waste Management County By-law

Resolution # 20230925-004

Moved By Deputy Mayor Gibb

Seconded By Councillor Crain

That Council **SUPPORT** the Corporation of the County of Essex By-Law 2023-40, being a by-law to transfer all power of the lower tier municipalities of the County of Essex with respect to the collection of waste and the delivery of such waste in the County of Essex, pursuant to the provisions of Sections 189 and 190 of the Municipal Act, 2001, S.O. 2001, c.25, as amended.

	Yes/Concur	No/Not Concur
Councillor Allaire		X
Councillor Courtney		X
Councillor Crain	X	
Deputy Mayor Gibb	X	
Councillor McArthur	X	
Councillor Pouget		X
Mayor Prue	X	

The Mayor put the Motion.

Motion Carried.

13. REPORTS - PLANNING AND DEVELOPMENT SERVICES

13.1 Zoning By-law Amendment ZBA-15-23 for 196 Fort Street

Resolution # 20230925-005

Moved By Councillor Crain
Seconded By Councillor McArthur

That **By-law 2023-089** being a by-law to amend Zoning By-law No. 1999-52, to amend the zoning for the subject lands known as 196 Fort Street 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.

13.3 Urban Structure Plan - Background Report

Resolution # 20230925-006
Moved By Councillor Courtney
Seconded By Councillor McArthur

It is recommended that the report of September 25, 2023, entitled Urban Structure Plan Background Report **BE RECEIVED for information.**

The Mayor put the Motion.

Motion Carried.

13.4 Options to Address Zoning By Law 1999-52 as amended by 2019-028

Resolution # 20230925-007
Moved By Deputy Mayor Gibb
Seconded By Councillor Crain

That:

1. Administration **BE DIRECTED** to initiate a Zoning By-Law housekeeping amendment to address the current issues with the Zoning By-Law 1999-52, as amended by 2019-028 and;
2. Administration **BE DIRECTED** that, upon completion of the Zoning By-Law housekeeping amendment, the owners of properties believed to be non-complying with Zoning By-Law 1999-52 are to be provided options they must take in order for their properties to be compliant with the By-law.

The Mayor put the Motion.

Motion Carried.

14. REPORTS - CAO's OFFICE

14.1 Amherstburg Fire Station 3 Washroom proposal

Resolution # 20230925-08

Moved By Councillor Courtney

Seconded By Councillor Allaire

That Administration **BE DIRECTED** to implement Option 3 until Option 2 is completed and this is to be funded from the Contingency Reserve.

The Mayor put the Motion.

Motion Carried.

14.2 2023 Special Events Approval – Part IX

Resolution # 20230925-09

Moved By Councillor Allaire

Seconded By Councillor McArthur

That:

1. The following events **BE APPROVED**:
 - a. Witches and Warlock Walk-a-thon – October 14th, 2023
2. An exemption from table number 3-1(2) of Noise By-law #2001-43, as amended with respect to the operation of any electronic device or group of connected electronic devices incorporating one or more loudspeakers to allow for music **BE GRANTED** for the following events:
3. The Special Events Resource Team **BE DIRECTED** to confirm that the requirements identified by the Committee are met prior to the event.

The Mayor put the Motion.

Motion Carried.

15. INFORMATION REPORTS

Resolution # 20230925-010

Moved By Councillor Pouget

Seconded By Councillor Crain

That the report from the Director of Corporate Services/CFO dated August 18, 2023, regarding 2022 Year-End Financial Ratios and Indicators **BE RECEIVED for information.**

The Mayor put the Motion.

Motion Carried.

15.2 Amherstburg Accessibility Advisory Committee Achievements in 2022 and Updates to Multi-Year Plan

Resolution # 20230925-011

Moved By Councillor Allaire

Seconded By Councillor McArthur

That:

1. The report of September 25, 2023 entitled Amherstburg Accessibility Advisory Committee Achievements in 2022 and Updates to Multi-Year Plan **BE RECEIVED** for information, and;
2. Bo O'Rourke Caton **BE RECOGNIZED** with a letter from the Mayor and any other methods administration deems necessary.

The Mayor put the Motion.

Motion Carried.

16. CONSENT CORRESPONDENCE

Moved By Councillor Allaire

Seconded By Councillor Pouget

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

16.1 Essex Region Conservation Authority - Expanding greenhouse sector in Essex County, ON and downstream water quality degradation. Kingsville Leamington Nutrient Project 2012-2022.

The Mayor put the Motion.

Motion Carried.

17. CORRESPONDENCE

There was no correspondence.

18. CONSENT OTHER MINUTES

Moved By Councillor Crain

Seconded By Councillor Allaire

That the following minutes **BE RECEIVED**:

18.1 2023 03 01 Committee of Adjustment Meeting Minutes

18.2 2023 04 05 Committee of Adjustment Meeting Minutes

18.3 2023 05 03 Committee of Adjustment Meeting Minutes

18.4 2023 06 07 Committee of Adjustment Meeting Minutes

The Mayor put the Motion.

Motion Carried.

20. UNFINISHED BUSINESS

20.1 Unfinished Business List - September

21. NEW BUSINESS

Resolution # 20230925-012

Moved By Councillor Allaire

Seconded By Councillor Pouget

That Administration **BE DIRECTED** to bring back a report to investigate the feasibility and costing of additions of recycling bins in our downtown core to be brought back before budget.

The Mayor put the Motion.

Motion Carried.

Resolution # 20230925-013

Moved By Councillor Allaire

Seconded By Councillor Crain

That:

1. The Town of Amherstburg **TO PROCLAIM** October National Disability Employment Awareness Month (NDEAM); and,
2. The Town of Amherstburg **TO LIGHT UP** Town Hall Thursday, October 19th. in recognition of Light It Up! For NDEAM.

The Mayor put the Motion.

Motion Carried.

22. NOTICE OF MOTION

22.1 Notice of Motion of September 11, 2023 - Centennial Park Field House - Councillor Pouget

Resolution # 20230925-014

Moved By Councillor Pouget

Seconded By Councillor Crain

That the notice of motion regarding Centennial Park Field House **BE DEFERRED** and come back to Council in October.

The Mayor put the Motion.

Motion Carried.

23. BY-LAWS

23.1 2023-099 - Confirmatory By-law

Moved By Councillor Allaire

Seconded By Councillor Crain

That **By-law 2023-099** being a by-law to Confirm all Resolutions of the Municipal Council Meetings held on September 25, 2023 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.

24. ADJOURNMENT

Moved By Councillor Courtney

Seconded By Councillor Allaire

That Council rise and adjourn at 8:53 p.m.

The Mayor put the Motion.

Motion Carried.

MAYOR – MICHAEL PRUE

CLERK – KEVIN FOX