



**TOWN OF AMHERSTBURG
REGULAR COUNCIL MEETING
MINUTES**

**Tuesday, April 9, 2024
7:00 P.M.**

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

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

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

1. CALL TO ORDER

The Mayor called the meeting to order at 7:00 p.m.

2. NATIONAL ANTHEM

3. ROLL CALL

4. DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

There were no disclosures of pecuniary interest noted.

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

7. MINUTES OF PREVIOUS MEETING

There are no Minutes.

8. DELEGATIONS

No Delegations.

9. REPORTS – CORPORATE SERVICES

There are no Reports.

10. REPORTS - PARKS, RECREATION, FACILITIES AND CULTURE

There are no Reports.

11. REPORTS - INFRASTRUCTURE SERVICES

11.1 2024 Mill and Pave Program – Tender Results

Resolution: 20240426-001

Moved By Councillor Allaire

Seconded By Councillor McArthur

That:

1. The Chief Administrative Officer and Clerk, or their designates, **BE AUTHORIZED** to execute an agreement with Mill-Am Corporation in the amount of \$746,620 plus HST, being funded as outlined in the financial matters section of this report, for services outlined in the tender documents, subject to approval of technical content by the Director of Infrastructure Services and to financial content by the Director of Corporate Services/Chief Financial Officer, or designates; and,
2. The Chief Administrative Officer, or designate, **BE AUTHORIZED** to amend the agreement with Mill-Am Corporation if required to expand the scope of the work plan, provided such additional services remain within the total project funding of \$900,000 inclusive of HST and subject to approval of technical content by the Director of Infrastructure Services and to financial content by the Director of Corporate Services/Chief Financial Officer.

The Mayor put the Motion.

Motion Carried.

12. REPORTS - PLANNING AND DEVELOPMENT SERVICES

12.1 Housing Enabling Water Systems Fund Grant Submission

Resolution: 20240426-002

Moved By Deputy Mayor Gibb

Seconded By Councillor Crain

That:

1. the Chief Administrative Officer and Director of Infrastructure Services **BE AUTHORIZED** to apply to the ***Housing Enabling Water Services Fund (HEWSF)***, for the South East Quadrant (SEQ) Infrastructure project noted in this report, subject to the documents being satisfactory in legal form to the Chief Administrative Officer, in technical content to the Director of Infrastructure Services and in financial content to the Chief Financial Officer and;

2. The following funding sources **BE APPROVED** to address any eligible cost not funded by the grant;
 - a) Sanitary Development Charge Reserve (0125);
 - b) Detailed Design Cost Recovery;
 - c) Water Reserve (0200) and;
3. The Chief Administrative Officer and Director of Development Services/Deputy CAO, with support from Watson and Associates, **BE DIRECTED** to negotiate a funding agreement with the developers with property included in the SEQ infrastructure project in order to secure developer charge funding for the sanitary servicing costs not funded by the grant for this project as well as recovery of costs from the detailed design to fund a portion of the water servicing costs not covered by the grant and;
4. The following recommendations **BE APPROVED** upon written confirmation of the Town being awarded funding under the Housing Enabling Water Systems Fund for the SEQ Infrastructure project:
 - a) That the Chief Administrative Officer and Clerk, **BE AUTHORIZED** to sign and execute any agreements, declarations or approvals required resulting from receiving funding under the Housing Enabling Water Systems Fund, satisfactory in financial content to the Chief Financial Officer, and in technical content to the Director of Infrastructure Services and;
 - b) The Mayor **BE AUTHORIZED** to sign the Transfer Payment Agreement for the Housing Enabling Water System Fund, if so required by the grant provider and;
 - c) That the Chief Administrative Officer and the Clerk **BE AUTHORIZED** to take any such action required to the recommendations noted above and sign any required documentation/agreement(s) for the implementation of the South East Quadrant Infrastructure project, satisfactory in legal form to the Chief Administrative Officer, in technical content to Director of Infrastructure Services and in financial content to the Chief Financial Officer; and;
 - d) Authority **BE DELEGATED** to the Chief Administrative Officer to award and issue purchase orders and or sign and execute any agreements as may be required for the necessary services to execute the scope of work for the South East Quadrant Infrastructure Project and;
 - e) Administration **BE DIRECTED** to provide a report to Council to commence the necessary Local Improvement process and;

- f) Administration **BE DIRECTED** to provide a report back to Council on the funding agreement with the developers.
- 5. The Mayor **BE DIRECTED** to send a letter to MPP Leardi with a written request for support for the Town's application.

The Mayor put the Motion.

Motion Carried.

13. REPORTS - CAO's OFFICE

There are no Reports.

14. INFORMATION REPORTS

14.1 Annual Treasurer's Report – 2023 Council and Appointee Statement on Remuneration and Expenses

Moved By Councillor Crain

Seconded By Deputy Mayor Gibb

That:

- 1. The report from the Treasurer dated March 22, 2024, **BE DEFFERED** to the next meeting.

The Mayor put the Motion.

Motion Carried.

15. CONSENT CORRESPONDENCE

There is no Correspondence.

16. CORRESPONDENCE

16.1 Amherstburg Food and Fellowship's 13th Annual Golf Tournament

Resolution: 20240426-003

Moved By Councillor McArthur

Seconded By Councillor Crain

That the Town of Amherstburg **SPONSOR** a hole at the Food & Fellowship Golf Tournament.

The Mayor put the Motion.

Motion Carried.

17. CONSENT OTHER MINUTES

17.1 Heritage Committee Meeting Minutes - March 21, 2024

Resolution: 20240426-004

Moved By Councillor Pouget
Seconded By Deputy Mayor Gibb

That:

1. The Heritage Committee Meeting Minutes of March 21, 2024, **BE RECEIVED**; and
2. The following Council Resolution **BE ADOPTED** and **BE CIRCULATED** as appropriate:

WHEREAS Subsection 27(16) of the Ontario Heritage Act stipulates that any non-designated heritage property listed on the municipal register of properties as of December 31, 2022 shall be removed from the municipal register on or before January 1, 2025, if the Council of the municipality does not give a notice of intention to designate the property under subsection 29(1) of the Ontario Heritage Act on or before January 1, 2025.

WHEREAS Since January 1, 2023, municipal staff and members of the municipal heritage committee in this municipality have been diligently working to: review the municipal heritage register; research the heritage value and interest of listed (non-designated) properties; review and research the heritage value and interest of non-designated properties; contact owners of such properties; determine which properties should potentially be designated in accordance with the provision of Section 29 of the Ontario Heritage Act; and take all required steps to designate such properties; and

WHEREAS the above-noted work involving 125 listed properties in this municipality is extremely time consuming and cannot be completed by December 31, 2024 with the limited municipal resources available.

NOW THEREFORE BE IT RESOLVED THAT:

This Council authorize Administration to send a letter to Doug Ford, Premier of Ontario, and Michael Ford, Minister of Citizenship and Multiculturalism, requesting

that Subsection 27(16) of the Ontario Heritage Act be amended to extend the above-noted deadline for five years from January 1, 2025 to January 1, 2030 and that this letter include and reflect the heritage and history of Amherstburg.

The Mayor put the Motion.

Motion Carried.

18. OTHER MINUTES

None.

19. UNFINISHED BUSINESS

20. NEW BUSINESS

Resolution: 20240426-005

Moved By Councillor Pouget

Seconded By Councillor Allaire

That Council **DIRECT** Administration to write to MPP Leardi to ask him to pinpoint the \$19 million dollars, the year it was given and the purpose for the money as mentioned in correspondence received by Council.

The Mayor put the Motion.

Motion Failed.

21. NOTICE OF MOTION

22. BY-LAWS

22.1 2024 -030 User Fee By-law Amendment (Housekeeping)

2.2 2024-029 - Confirmatory By-law April 9 2024

Resolution: 20240426-006

Moved By Councillor Crain

Seconded By Deputy Mayor Gibb

That:

1. By-law 2024-030 being a by-law to amend By-law 2023-112, a by-law to establish user fees or charges for services, activities or the use of property, be taken as having been read three times and finally passed and the Mayor and Clerk **BE AUTHORIZED** to sign same;
2. By-law 2024-029 being a By-law to Confirm all Resolutions of the Municipal Council Meeting held on April 9, 2024, 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.

23. ADJOURNMENT

Moved By Councillor Courtney

Seconded By Councillor Allaire

That Council rise and adjourn at 8:09 p.m.

The Mayor put the Motion.

Motion Carried.

MAYOR - MICHAEL PRUE

KEVIN FOX - CLERK