



**TOWN OF AMHERSTBURG
COUNCIL MEETING
MINUTES**

Monday, November 22, 2021

6:00 P.M.

Council Chambers

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

PRESENT

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

Staff Present

Tony Haddad, Interim CAO
Valerie Critchley, Interim Director of Legislative Services/Clerk
Kevin Fox, Acting Deputy Clerk

1. CALL TO ORDER

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

2. ROLL CALL

3. DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF

(Public Council Meeting Agenda Items)

There were no disclosures of pecuniary interest noted.

4. LAND ACKNOWLEDGEMENT

The Chair read the following 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."

5. MINUTES OF PREVIOUS MEETING

Resolution #20211122-360

Moved By Councillor Simone

Seconded By Councillor Renaud

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:

5.1 Special Council Meeting Minutes - October 12, 2021

5.2 Regular Council Meeting Minutes - October 12, 2021

The Mayor put the Motion.

Motion Carried

6. DELEGATIONS

**6.1 Notice of Objection to the Intent to Designate 275-277 Bathurst Street
- Joe Shaw**

Item 11.2 is brought forward.

Moved By Councillor Renaud

Seconded By Councillor Courtney

That Item 11.2 BE TABLED until January 10, 2022 in order to allow the Delegation to obtain a report from a Structural Engineer with respect to the structure located at 275-277 Bathurst Street, Amherstburg, ON.

The Mayor put the Motion.

Motion Lost

Resolution #20211122-361

Moved By Councillor Simone

Seconded By Councillor Prue

- 1. The Notice of Objection from the owner of 275-277 Bathurst Street BE RECEIVED;**
- 2. The request to withdraw the Notice of Intention to designate the property at 275-277 Bathurst Street BE DENIED; and,**
- 3. The “Captain Robert Hackett Residence” at 275-277 Bathurst Street BE DESIGNATED by municipal bylaw under Part IV the Ontario Heritage Act.**
- 4. The delegation BE RECEIVED.**

The Mayor put the Motion.

Motion Carried

7. PRESENTATIONS

7.1 Regional Food, Organic and Biosolids Waste Processing - Michelle Bishop, Essex-Windsor Solid Waste Authority

Resolution #20211122-362

Moved By Councillor Prue

Seconded By Councillor Renaud

That:

- 1. The Town of Amherstburg SUPPORT a regional approach to organic and bio-waste processing; and**

2. The presentation BE RECEIVED.

The Mayor put the Motion.

Motion Carried

8. REPORTS – CORPORATE SERVICES

There are no reports.

9. REPORTS – COMMUNITY & PROTECTIVE SERVICES

9.1 Open Air Weekends 2021 Post Report

Resolution #20211122-363

Moved By Councillor McArthur

Seconded By Deputy Mayor Meloche

That:

- 1. The report from the Manager of Tourism and Culture dated October 29, 2021 titled Open Air Weekends 2021 Post Report BE RECEIVED;**
- 2. Council APPROVE the 2022 Open Air Weekends plan and logistics as listed below, in principle:**
 - **The hours of operation and the operational footprint for Open Air Weekends 2022 attached under ‘Appendix D’, with an extension of the Program by 1 week to the weekend commencing on Friday, September 30, 2022;**
 - **An exemption for permits and road closures;**
 - **A Noise By-Law exemption as long as the noise generated from Open Air Weekends 2022 remain at a noise level below 70 dba; and**
 - **An exemption for Section 3 of the Kings Navy Yard Park By-law #2004-89 to allow for the Open Air Weekends 2022 in Kings Navy Yard Park; and**

- 3. That consideration of funding for the 2022 Open Air Weekends initiative BE DEFERRED to 2022 Operating Budget deliberations.**

The Mayor put the Motion.

A recorded vote is requested and taken.

	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

10. REPORTS – INFRASTRUCTURE SERVICES

10.1 Duff Avenue Storm Sewer Outfall Emergency Repairs

Resolution #20211122-364

Moved By Deputy Mayor Meloche

Seconded By Councillor Simone

That:

- 1. An expenditure not to exceed \$300,000 for the replacement of the outlet portion of the Duff Avenue Storm Outfall, BE APPROVED; and,**
- 2. The Treasurer BE AUTHORIZED to transfer up to \$300,000 from the Reserve Fund – General to fund the unbudgeted project.**

The Mayor put the Motion.

Motion Carried

11. REPORTS - PLANNING & DEVELOPMENT SERVICES

11.1 Heritage Designation of 109 Park Street

Resolution #20211122-365

Moved By Councillor Simone

Seconded By Councillor Prue

That:

1. The “Gordon (McLeod) Residence” at 109 Park Street BE **DESIGNATED** by municipal bylaw under Part IV the Ontario Heritage Act in accordance with the report of November 5, 2021.

The Mayor put the Motion.

Motion Carried

11.3 Part Lot Control- Kingsbridge Phase 5, Erie Isle Court

Resolution #20211122-366

Moved By Councillor Simone

Seconded By Councillor Prue

1. The application for Part Lot Control for Lots 1 through 16 inclusive, on Plan 12M-669, known locally as Kingsbridge Subdivision Phase 5, Erie Isle Court, BE APPROVED; and,
2. By-law 2021-069 being a by-law to remove certain lands from Part Lot Control 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

12. REPORTS - CAO's OFFICE

12.1 Adoption of the 2022 Calendar of Council Meetings

Resolution #20211122-368

Moved By Deputy Mayor Meloche

Seconded By Councillor Renaud

That:

1. The rules in the Procedural By-law requiring that regular meetings be held the second and fourth Monday of each month **BE WAIVED** for the months of July, August, and December; and,
2. The 2022 Calendar of Council Meetings **BE APPROVED**, as presented.

The Mayor put the Motion.

Motion Carried

13. INFORMATION REPORTS

Resolution #20211122-369

Moved By Councillor Renaud

Seconded By Deputy Mayor Meloche

That the following information reports BE RECEIVED:

13.1 Fourth Quarter 2021 Policing Activities Report for October

The Mayor put the Motion.

Motion Carried

14. CONSENT CORRESPONDENCE

Resolution #20211122-370

Moved By Deputy Mayor Meloche

Seconded By Councillor McArthur

That the following consent correspondence BE RECEIVED:

14.1 MPAC 2021 Fall Economic Statement

14.2 AMO Policy Update

The Mayor put the Motion.

Motion Carried

15. CONSENT OTHER MINUTES

There are no minutes.

16. OTHER MINUTES

16.1 Heritage Committee Meeting Minutes of October 14, 2021

Resolution #20211122-371

Moved By Councillor Simone

Seconded By Councillor McArthur

That:

- 1. The Heritage Committee Meeting Minutes of October 14, 2021 BE RECEIVED;**
- 2. The Greater Essex County District School Board BE INVITED to a future meeting of the Heritage Committee to discuss the General Amherst High School property for its heritage value; and,**
- 3. Administration BE DIRECTED to initiate the study and documentation of General Amherst High School for potential placement on the Heritage Register and for future consideration of heritage designation.**

The Mayor put the Motion.

Motion Carried

16.2 Drainage Board Meeting Minutes of November 2, 2021

Resolution #20211122-372

Moved By Deputy Mayor Meloche

Seconded By Councillor Renaud

That:

- 1. The Drainage Board Meeting Minutes of November 2, 2021 BE RECEIVED;**
- 2. The request from 2833983 Ontario Ltd. c/o Waterstone Anderdon Development to complete a report for the Subsequent Connection of the parcel having Roll No. 420-18300 into the White Drain per Section 65 of the Drainage Act BE ACCEPTED, as recommended by the Drainage Board;**
- 3. The request from 2833983 Ontario Ltd. c/o Waterstone Anderdon Development for the replacement of the existing access bridge**

over the White Drain presently serving the parcel having Roll No. 420-18300 per Section 78 of the Drainage Act BE ACCEPTED, as recommended by the Drainage Board;

4. The appointment of the firm of R Dobbin Engineering Inc. to complete a report per Section 65 and Section 78 of the Drainage Act for the subsequent connection and repair and improvement to the White Drain BE APPROVED, as recommended by the Drainage Board;
5. The drainage apportionments BE APPROVED as listed, as recommended by the Drainage Board:
 1. Consent B/28-32/20 - Drainage Apportionments for the Parks Drain - County Road 20 Severances.
 2. Consent B/03/21 - Drainage Apportionments for the Dauphin Drain - 5569 Concession Road 5N.

The Mayor put the Motion.

Motion Carried

17. UNFINISHED BUSINESS

1. Councillor Courtney asked for an update on the matter of a BIA for the downtown area and the Interim CAO responded that he will follow up on this matter.

18. NEW BUSINESS

1. Deputy Mayor Meloche acknowledges the work of, and thanks, the Department of Parks, Facilities, Recreation & Culture with respect to River Lights.
2. Councillor Prue raises a concern with respect to no parking signs which were erected along Front Road South and asks if inquiries can be made of the County of Essex with respect to this matter. The Director of Infrastructure Services advises that she will make inquiries as requested.
3. Councillor McArthur asks when a report will be forthcoming on the Community HUB project. The Director of Parks, Facilities, Recreation & Culture advises that this report will be brought forward in early 2022.

19. NOTICE OF MOTION

1. Councillor Courtney advises that he will be bringing forward a Notice of Motion on December 13, 2021 with respect to the completion of a forensic audit.

20. BY-LAWS

20.1 By-law 2021-070 - Confirmatory By-law

Resolution #20211122-373

Moved By Deputy Mayor Meloche

Seconded By Councillor Prue

That:

1. **By-law 2021-070 being a by-law to Confirm all Resolutions of the Municipal Council Meeting held on November 22, 2021, 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

20.2 By-law 2021-009 - By-law to Provide Bridges over the Owen Bondy Drain

Resolution #20211122-374

Moved By Councillor Simone

Seconded By Councillor Prue

That:

1. **By-law 2021-009 being a by-law to provide bridges over the Owen Bondy Drain based on the Drainage Report by N.J. Peralta Engineering Ltd., 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

20.3 By-law 2021-075 - By-law to appoint Treasurer and Deputy Treasurer

Resolution #20211122-375

Moved By Councillor Prue

Seconded By Councillor Simone

That:

- 1. By-law 2021-075 being a by-law to appoint a Treasurer and Deputy Treasurer for the Corporation of the Town of Amherstburg 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

21. ADJOURNMENT

Moved By Councillor Courtney

Seconded By Councillor Renaud

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

The Mayor put the Motion.

Motion Carried

MAYOR – ALDO DICARLO

CLERK – VALERIE CRITCHLEY