



TOWN OF AMHERSTBURG
REGULAR COUNCIL MEETING

Monday, October 17, 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 (*Virtual Participation*)
Councillor Donald McArthur
Councillor Michael Prue
Councillor Marc Renaud
Councillor Patricia Simone (*Virtual Participation*)

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 6:00 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.

MINUTES OF PREVIOUS MEETING

Resolution # 20221017-07

Moved By Councillor McArthur

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:

6.1 Special Council Meeting Minutes - Planning - September 26, 2022

The Mayor put the Motion.

Motion Carried

RECOGNITIONS

7.1 Heritage Plaque Presentation for 24 Sandwich Street South, Dr. Manning House - Lynne Fox

Resolution # 20221017-08

Moved By Councillor McArthur
Seconded By Councillor Renaud

That the recognition BE RECEIVED.

The Mayor put the Motion.

Motion Carried

DELEGATIONS

8.1 Request for 'Dan Hunt' Memorial Stone near the Town Clock - Joan Donaldson, Rotary Club of Amherstburg

Resolution # 20221017-09

Moved By Councillor Prue
Seconded By Councillor McArthur

That the delegation BE RECEIVED.

The Mayor put the Motion.

Motion Carried

REPORTS – CORPORATE SERVICES

There were no reports.

REPORTS - PARKS, FACILITIES, RECREATION & CULTURE

10.1 Safety at Admiral Hockey Games

Councillor Prue offered a friendly amendment to have the new term of Council address this item at their first meeting.

Resolution # 20221017-10

Moved By Deputy Mayor Meloche
Seconded By Councillor McArthur

That:

- 1. Council DIRECT Administration to contract the Windsor Police Service and Paladin Security for a dedicated officer and security guard to**

attend and monitor the Admirals Hockey games and public skate sessions at the Libro for the 2022 season;

2. Council APPROVE an over expenditure in the amount of \$20,000 from the General Reserve Fund in order to cover the cost of this service; and,
3. The matter BE BROUGHT back to the first meeting of the new term of Council to revisit.

The Mayor put the Motion.

Motion Carried

REPORTS - ENGINEERING & INFRASTRUCTURE SERVICES

11.1 Kingsbridge Subdivision Phase 7B – Acceptance and Assumption of Underground Infrastructure, Curbs and Base Asphalt. Placement of Surface Asphalt and Sidewalks on Maintenance

Resolution # 20221017-11

Moved By Deputy Mayor Meloche
Seconded By Councillor Renaud

That:

1. The recommendations in the letters regarding Kingsbridge Development Phase 7B dated April 26, 2022 & September 19, 2022 from the consulting engineer, Baird AE BE ACCEPTED;
2. The underground infrastructure, curbs, road base and base asphalt for Kingsbridge Subdivision Phase 7B BE ACCEPTED and BE ASSUMED; and,
3. The surface asphalt and sidewalks BE PLACED on a 1-year maintenance period, commencing September 12, 2022.

The Mayor put the Motion.

Motion Carried

11.2 Placement of Underground Infrastructure, Curbs and Concrete Roadway on Maintenance – Boblo Island South End Development

Resolution # 20221017-12

Moved By Deputy Mayor Meloche
Seconded By Councillor McArthur

That:

- 1. The recommendations of the consulting engineer, Amico Engineering Inc. regarding the Placement of Underground Infrastructure, Curbs and Concrete Roadway on Maintenance – Boblo Island South End Development BE ACCEPTED;**
- 2. The underground infrastructure, curbs and concrete roadway for Boblo Island South End Development BE PLACED on a 1-year maintenance period, commencing September 29, 2022;**
- 3. An additional 1-year maintenance period (2 years total) BE APPLIED to the sanitary sewers along the east side of the development from MH-2M to MH S-S; and,**
- 4. An additional 4-year maintenance period (5 years total) BE APPLIED to the concrete roadway over the sanitary sewer trenches from MH-2M to MH S-S.**
- 5. An additional 4-year maintenance period (5 years total) BE APPLIED to the concrete roadway over the sanitary sewer trenches from MH-2M to MH S-S.**

The Mayor put the Motion.

Motion Carried

REPORTS - DEVELOPMENT SERVICES

12.1 Road Dedication of Part 2, 12R29143 (westerly extension of Easy Street) as a Public Highway

Resolution # 20221017-13

Moved By Councillor Renaud

Seconded By Deputy Mayor Meloche

That:

- 1. The dedication of Part 2 on Plan 12R29143 (westerly extension of Easy Street) as a Public Highway BE APPROVED; and,**
- 2. By-law 2022-094 being a by-law to dedicate Part 2 on Plan 12R29143 as a Public Highway 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

12.2 Zoning By-law Amendment for Canard Valley Estates Phase 2

Resolution # 20221017-14

Moved By Deputy Mayor Meloche

Seconded By Councillor McArthur

That By-law 2022-067 being a by-law to amend Zoning By-law No. 1999-52, to amend the zoning for the subject lands known as Canard Valley Estates Phase 2 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

12.3 Official Plan Amendment and Zoning By-law Amendment – 359 Dalhousie Street

Resolution # 20221017-15

Moved By Deputy Mayor Meloche

Seconded By Councillor McArthur

That:

- 1. Official Plan Amendment No. 18 – 359 Dalhousie Street attached as Appendix “A” BE ENDORSED,**
- 2. Administration BE INSTRUCTED to forward Official Plan Amendment No. 18 – 359 Dalhousie Street to the County of Essex for approval; and,**
- 3. By-law 2022-090 attached as Appendix “B” BE APPROVED.**

The Mayor put the Motion.

Motion Carried

12.4 Notice of Intent to Demolish-359 Dalhousie Street

Resolution # 20221017-016

Moved By Deputy Mayor Meloche

Seconded By Councillor McArthur

That:

1. The report from the Chief Building Official and Director of Development Services dated October 17, 2022 regarding Notice of Intent to Demolish- 359 Dalhousie Street BE RECEIVED;
2. The application for demolition of 359 Dalhousie Street BE SUPPORTED;
3. The property at 359 Dalhousie Street, BE REMOVED, from the Heritage Register as a listed property of cultural heritage value or interest, and;
4. The various considerations noted to Heritage Committee to obtain support for the request for demolition of 359 Dalhousie Street, as outlined in this report, BE CONSIDERED by Administration during the Site Plan Control process.

The Mayor put the Motion.

Motion Carried

REPORTS - CAO's OFFICE

13.1 2022 Special Events Approval – Part VI

Resolution # 20221017-17

Moved By Councillor Courtney

Seconded By Councillor McArthur

That:

1. The following events BE APPROVED:
 - a. Santa Claus Parade: November 26, 2022
 - b. Hot Air Balloon Re/Max Preferred: November 26, 2022
 - c. River Lights: November 19, 2022 – January 8, 2023
 - d. 2022 Remembrance Day Parade & Ceremony –November 11, 2022
2. An exemption from table number 3-1(2) of Noise By-law #2001-43 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:
 - a. Santa Claus Parade
 - b. 2022 Remembrance Day Parade & Ceremony
3. An exemption BE GRANTED to Section 3 of the Kings Navy Yard Park By-law #2004-89 to allow for the following public event in the Kings Navy Yard Park:

- a. River Lights
 - b. 2022 Remembrance Day Parade & Ceremony
- 4. The following events BE EXEMPT and PERMITTED for road closures to begin prior to 5pm:
 - a. Santa Claus Parade – November 26, 2022
 - b. 2022 Remembrance Day Parade & Ceremony – November 11, 2022
- 5. The Public Events Committee BE DIRECTED to confirm that the requirements identified by the Committee are met prior to issuing an event permit.
- 6. The fee waiver requests BE APPROVED as follows:
 - a. Santa Clause Parade: \$255.00

That the Mayor put the Motion.

Motion Carried

INFORMATION REPORTS

Resolution # 20221017-18

Moved By Councillor Renaud

Seconded By Deputy Mayor Meloche

That the following information reports BE RECEIVED:

14.1 Long Service Award Recognition

The Mayor put the Motion.

Motion Carried

CONSENT CORRESPONDENCE

Resolution # 20221017-19

Moved By Deputy Mayor Meloche

Seconded By Councillor McArthur

That the following consent correspondence BE RECEIVED:

15.1 Land Use Planning Process, Public Consultation - Ministry of Municipal Affairs and Housing

- 15.2 Military Service Recognition Book - The Royal Canadian Legion, Ontario Command**
- 15.3 Support for Streamlining Governing Legislation for Physicians in Ontario - Municipality of Brighton Resolution**
- 15.4 Request for Increased Speeding Fines - Municipality of Grey Highlands Resolution**
- 15.5 Child Care Workforce Shortage - Municipality of East Ferris Resolution**

The Mayor put the Motion.

Motion Carried

Resolution # 20221017-20

Moved By Councillor McArthur

Seconded By Councillor Prue

(Item # 15.2) – **That a ¼ page colour advertisement BE PLACED in the Military Service Recognition Book.**

The Mayor put the Motion.

Motion Carried

CORRESPONDENCE

- 16.1 Proclaim October National Disability Employment Awareness Month - Community Living Essex County**

Resolution # 20221017-21

Moved By Deputy Mayor Meloche

Seconded By Councillor McArthur

That:

- 1. The month of October BE PROCLAIMED Disability Employment Awareness Month; and,**
- 2. The Town of Amherstburg social media accounts PROMOTE and RAISE AWARENESS of October as Disability Employment Awareness Month.**

The Mayor put the Motion.

Motion Carried

CONSENT OTHER MINUTES

Resolution # 20221017-22

Moved By Deputy Mayor Meloche

Seconded By Councillor Courtney

That the following minutes BE RECEIVED:

17.1 Committee of Adjustment Meeting Minutes - July 5, 2022

17.2 Committee of Adjustment Meeting Minutes - August 9, 2022

The Mayor put the Motion.

Motion Carried

UNFINISHED BUSINESS

1. Councillor Prue asked for an update with respect to outstanding Council Question # CQ 20-003 (Kingsbridge Subdivision Parkland Conveyance).

Deputy Clerk Fox advised that the money for the parkland is the only item outstanding within the resolution.

2. The Mayor provided an update with respect to Bill 109 and advised that he contacted the Premier who confirmed that the Town is obligated to follow the Legislation.

NEW BUSINESS

1. Councillor Courtney asked about the status of the fire engine on Boblo Island, as it is currently not located on the Island.

The Fire Chief advised that the engine is currently at Station # 1 due to the challenges with accommodating it on the Island.

The Chief Administrative Officer advised that she will follow up with the item and provide an update to Council.

NOTICE OF MOTION

There were no Notices of Motion.

BY-LAWS

Resolution # 20221017-23

Moved By Councillor McArthur

Seconded By Councillor Prue

That the By-laws in items 21.1, 21.5, and 21.6 BE PASSED and items 21.2, 21.3, and 21.4 BE MOVED to the next Regular Council Meeting.

The Mayor put the Motion.

Motion Carried

21.1 By-law 2022-076 - New Access Bridge over the Dufour Drain for MGV Development (McGregor) Inc. & New Maintenance Schedule of Assessment (Dufour Drain & Branch A) - 3rd and Final Reading

That **By-law 2022-076** being a by-law to provide for the New Access Bridge over the Dufour Drain for MGV Development (McGregor) Inc. & New Maintenance Schedule of Assessment (Dufour Drain & Branch A) be taken as having been read a third and final time and the Mayor and Clerk **BE AUTHORIZED** to sign same.

~~**21.2 By-law 2022-091 - Zoning By-law Amendment at E/S Concession 7**~~

~~**21.3 By-law 2022-092 - Zoning By-law Amendment at S/S Collison Sideroad**~~

~~**21.4 By-law 2022-093 - Zoning By-law Amendment for West of Easy Street**~~

21.5 By-law 2022-100 - To Amend Section 3.2 of Procedural By-law 2014-91
(Housekeeping By-law)

That **By-law 2022-100** being a by-law to Amend Section 3.2 of Procedural By-law 2014-91 be taken as having been read three times and finally passed and the Mayor and Clerk **BE AUTHORIZED** to sign same.

21.6 By-law 2022-099 - Confirmatory By-law

That **By-law 2022-099** being a by-law to Confirm all Resolutions of the Municipal Council Meetings held on October 17th, 2022 be taken as having been read three times and finally passed and the Mayor and Clerk **BE AUTHORIZED** to sign same.

ADJOURNMENT

Moved By Councillor Renaud

Seconded By Councillor Courtney

That Council rise and adjourn at 7:17 p.m.

The Mayor put the Motion.

Motion Carried

MAYOR – ALDO DICARLO

CLERK – VALERIE CRITCHLEY