

## **Regular Meeting of Council**

### **Minutes**

Date: Tuesday, September 24, 2019  
Time: 7:00 pm  
Location: Tecumseh Town Hall - Council Chambers  
917 Lesperance Road  
Tecumseh, Ontario N8N 1W9

#### **Present:**

Mayor Gary McNamara  
Deputy Mayor Joe Bachetti  
Councillor Bill Altenhof  
Councillor Andrew Dowie  
Councillor Brian Houston  
Councillor Tania Jobin  
Councillor Rick Toniai

#### **Also Present:**

Chief Administrative Officer, Margaret Misk-Evans  
Director Public Works & Environmental Services, Phil Bartnik  
Director Information & Communication Services, Shaun Fuerth  
Director Planning & Building Services, Brian Hillman  
Director Financial Services & Chief Financial Officer, Tom Kitsos  
Director Corporate Services & Clerk, Laura Moy  
Deputy Clerk & Manager Legislative Services, Jennifer Alexander  
Manager Parks & Horticulture, Casey Colthurst  
Manager Strategic Initiatives, Lesley Reeves

#### **A. Order**

The Mayor calls the meeting to order at 7:00 pm.

#### **B. Moment of Silence**

The Members of Council and Administration observe a moment of silence.

#### **C. National Anthem**

The Members of Council and Administration observe the National Anthem of O Canada.

#### **D. Roll Call**

#### **E. Disclosure of Pecuniary Interest**

There is no pecuniary interest declared by a Member of Council.

**F. Minutes**

- 1. Regular Council Meeting - September 10, 2019**
- 2. Public Council Meeting - September 10, 2019, Briday Development**

**Motion: RCM - 292/19**

Moved by Councillor Brian Houston

Seconded by Councillor Rick Tonial

**That** the minutes of the September 10, 2019 Regular Meeting of Council, and the minutes of the September 10, 2019 Public Meeting of Council, as were duplicated and delivered to the members, are adopted.

Carried

**G. Supplementary Agenda Adoption**

There are no supplementary agenda items.

**H. Delegations**

There are no delegations presented to Council.

**I. Communications - For Information**

- 1. Town of LaSalle dated August 26, 2019**

Re: Notice of First Sitting of the Court of Revision for the Repair and Improvements to the 3rd Concession Drain

- 2. Township of Larder Lake dated August 27, 2019**

Re: Requesting that the Ministers and the Premier offer electronic delegations to small and rural Municipalities that do not have sufficient budget to attend conferences

- 3. Township of Zorra dated September 4, 2019**

Re: Continuation of the Programs of the Upper Thames River Conservation Authority

- 4. Town of Lakeshore dated September 4, 2019**

Re: Notice of Complete Application and Public Meeting

The Town of Lakeshore Hotel rezoning application is discussed and interest is expressed on the proposed changes. The Director Planning & Building Services gives a brief summary of the proposals and traffic related concerns.

- 5. City of Kitchener dated September 5, 2019**

Re: Council Resolution regarding single-use disposable wipes

**6. Municipality of Hastings Highlands dated September 12, 2019**

Re: Mandatory Septic System Reports

**Motion: RCM - 293/19**

Moved by Councillor Andrew Dowie

Seconded by Councillor Bill Altenhof

**That** Communications - For Information 1 through 6 as listed on the Tuesday, September 24, 2019 Regular Council Agenda are received.

Carried

**J. Communications - Action Required**

**1. Waste Reduction Week in Canada dated September 11, 2019**

**Motion: RCM - 294/19**

Moved by Councillor Andrew Dowie

Seconded by Councillor Tania Jobin

**Whereas** as a municipality, we are committed to reducing our waste, conserving resources, and educating our community about sustainable living;

**Whereas** we recognize the generation of solid waste and the needless waste of resources as global environmental problems and endeavor to take the lead in our community toward environmental sustainability;

**Whereas** we have declared Oct. 21 - 27, 2019 be proclaimed as "Waste Reduction Week" in the Town of Tecumseh.

Carried

**2. Association of Municipalities Ontario (AMO) Fall Policy Forum, October 24-25, 2019 dated September 12, 2019**

**Motion: RCM - 295/19**

Moved by Councillor Andrew Dowie

Seconded by Councillor Tania Jobin

**That** the Mayor and Members of Council be authorized to attend the AMO Fall Policy Forum in London, Ontario from October 24 to 25, 2019, subject to the Town's Travel and Professional Development Policies, as well as funding in the 2019 Budget.

Carried

**3. Municipality of Chatham-Kent dated September 12, 2019**

**Motion: RCM - 296/19**

Moved by Deputy Mayor Joe Bachetti

Seconded by Councillor Rick Toniai

**That** the September 9, 2019 resolution passed by the Council of Chatham-Kent expressing strong support for Legal Aid Ontario and its funding of Ontario's community legal clinics, which provide legal services to low income and vulnerable Ontarians, be received.

Carried

**4. Town of Newmarket dated September 17, 2019**

Re: More Homes, More Choice Act, 2019 - Bill 108 proposed Regulations

**Motion: RCM - 297/19**

Moved by Councillor Andrew Dowie

Seconded by Councillor Tania Jobin

**That** the September 9, 2019 resolution passed by the Council of Newmarket requesting the Province release final drafts of the regulations associated with Bill 108 with a consultation period of no less than three months, be supported.

Carried

**K. Committee Minutes**

**1. Town of Tecumseh Business Improvement Area - September 11, 2019**

**Motion: RCM - 298/19**

Moved by Councillor Tania Jobin

Seconded by Councillor Rick Toniai

**That** the September 11, 2019 minutes of the Town of Tecumseh Business Improvement Area, as were duplicated and delivered to the Members of Council, are accepted.

Carried

**L. Reports**

**1. Chief Administrative Officer**

- a. CAO-2019-06 2019 OAPSB Spring Conference and AGM

**Motion: RCM - 299/19**

Moved by Councillor Bill Altenhof

Seconded by Councillor Brian Houston

**That** Report CAO-2019-06 2019 OAPSB Spring Conference and AGM, be received.

Carried

- b. CAO-2019-07 Rural Economic Development (RED) Program Application

**Motion: RCM - 300/19**

Moved by Councillor Andrew Dowie

Seconded by Councillor Tania Jobin

**That** Report CAO-2019-07 Rural Economic Development (RED) Program Application be received;

**And that** should funding be approved by Ontario, Council approve the Town's 50% share up to \$20,000, through the Lifecycle – Strategic Issues Reserve Fund for 2020;

**And furthermore that** the Mayor and Clerk be authorized to sign any documents/agreements (if required) for the Rural Economic Development (RED) Program Application.

Carried

**2. Corporate Services & Clerk**

- a. CS-2019-25 Request for Noise Exemption By-law - Karma Wine Bar

**Motion: RCM - 301/19**

Moved by Councillor Brian Houston

Seconded by Councillor Rick Toniai

**That** Karma Wine Bar (Karma) located at 12205 Riverside Drive, be granted an exemption from the Town's Noise By-law No. 2002-07, as amended, on Saturday, September 28, 2019, from 5:00 pm until 11:30 pm to permit musical entertainment;

**And that** the area residents be informed by Karma of this exemption from the Noise By-law, and Administration communicate the exemption to the OPP;

**And further that** concerns and/or complaints respecting the emission of sound, resulting from the entertainment, are to be monitored.

Carried

**3. Information & Communication Services**

a. ICS-2019-02 Telus Amending Agreement

**Motion: RCM - 302/19**

Moved by Deputy Mayor Joe Bachetti

Seconded by Councillor Brian Houston

**That** the proposal by Telus Communications Company to amend the current site licencing agreement with the Town be accepted.

**And that** the Mayor and Clerk be authorized to execute a "Third Licence Amending Agreement" to amend the Licence Agreements dated November 1, 1999 and January 16, 2014 between the Corporation of the Town of Tecumseh (Town) and Telus Communications Inc. (Telus) and such further other documents necessary to give effect to amending the said Licence Agreement.

Carried

**4. Planning & Building Services**

a. PBS-2019-33 Sumatara Development Agreement, Lakewood Subdivision, Assumption of Services

**Motion: RCM - 303/19**

Moved by Councillor Bill Altenhof

Seconded by Councillor Brian Houston

**That** a resolution assuming the services for the Sumatara Investments Limited Development Agreement (Estates of Lakewood Park Subdivision) be approved and passed, as of September 24, 2019.

Carried

b. PBS-2019-34 CIP Grant Application, 12214 Tecumseh Road

**Motion: RCM - 304/19**

Moved by Councillor Rick Tonial

Seconded by Councillor Brian Houston

**That** the Grant Application for the Tecumseh Road Main Street Community Improvement Plan (CIP) Financial Incentive Program, for the property located at 12214 Tecumseh Road (Roll No. 374406000001700), be deemed eligible and approved for the Parking Area Improvement Grant Program, in accordance with Section 11.3 (5) of the CIP, for a total amount of \$438 toward the parking lot improvements being proposed, in accordance with PBS-2019-34.

Carried

**5. Public Works & Environmental Services**

- a. PWES-2019-38 Lesperance Road Bike Lanes from McNorton Street to Riverside Drive - Tender Award

In response to an inquiry, the Director Public Works & Environmental Services advises the start date for the project will be as soon as possible.

**Motion: RCM - 305/19**

Moved by Councillor Brian Houston

Seconded by Councillor Andrew Dowie

**That** the quotation from Provincial Road Markings Inc. in the amount of \$112,870.80 plus non-rebateable HST, for the line painting revisions for Lesperance Road from McNorton Street to Riverside Drive be approved;

**And that** the Mayor and Clerk be authorized to execute an agreement, satisfactory in form to the Town Solicitor, with Provincial Road Markings Inc.

Carried

- b. PWES-2019-46 Court of Revision Appointment - 3rd Concession Drain

**Motion: RCM - 306/19**

Moved by Councillor Brian Houston

Seconded by Councillor Rick Tonial

**That** Councillor Tania Jobin be appointed to the October 3, 2019, Meeting of the Court of Revision in respect of the Drainage Report and Specifications, dated June 7, 2019, for the 3rd Concession Drain, prepared by Dillon Consulting and N.J. Peralta Engineering and filed with the Clerk's Office in the Town of LaSalle in accordance with Section 97(3) of the *Drainage Act*.

Carried

- c. PWES-2019-47 CWN, IBC, NRCan Pilot Project - Improving Flood Risk Evaluation

**Motion: RCM - 307/19**

Moved by Councillor Andrew Dowie

Seconded by Councillor Rick Tonial

**That** Report No. PWES-2019-43 CWN, IBC, NRCan Pilot Project, Improving Flood Risk Evaluation through Cross-Sector Sharing of Richer Data be received.

Carried

**M. By-Laws**

**1. By-Law 2019-70**

Being a by-law to authorize the execution of a Third License Amending Agreement between The Corporation of the Town of Tecumseh and TELUS Communications Company

**Motion: RCM - 308/19**

Moved by Councillor Andrew Dowie

Seconded by Councillor Brian Houston

**That** By-law 2019-70 being a by-law to authorize the execution of a Third License Amending Agreement between the Corporation of the Town of Tecumseh and TELUS Communication Company.

Be given first and second reading.

Carried



**2. By-Law 2019-54**

Being a bylaw to provide for the repair and improvements to the Wellwood Drain

**Motion: RCM - 309/19**

Moved by Councillor Brian Houston

Seconded by Councillor Bill Altenhof

**That** By-law 2019-70 being a by-law to authorize the execution of a Third License Amending Agreement between the Corporation of the Town of Tecumseh and TELUS Communication Company.

**That** By-law 2019-54 Being a by-law to provide for the repair and improvements to the Wellwood Drain.

Be given third and final reading.

Carried

**N. Unfinished Business**

**1. September 24, 2019**

**Riverside Trail**

In response to a query, the Director Public Works & Environmental Services advises the report on the Riverside Drive Trail is anticipated before year end, subject to information being provided by the consultant.

**O. New Business**

**Corn Festival**

It is suggested that a survey be taken of the community on support for the Corn Festival. This request will be considered as part of the Customer Satisfaction Survey to be carried out this Fall.

**Street Naming Policy**

In response to a query, the members are advised that a Street Naming Policy has not been adopted. It is recommended that if Council is desirable of developing a policy, a subcommittee of Council be established. This matter is referred to the Policies & Priorities Committee.

**Manning and Amy Croft Intersection**

In reply to a question, the Director Planning & Building Services explains a recent meeting with the Administrations for the Town of Lakeshore and the County relating to the design of the Manning and Amy Croft intersection and area improvements. There is no anticipation of the Town sharing in any of the costs for a consultant or improvement designs for the area.

The Director Public Works & Environmental services advised the Town will look to improve / reconstruct the intersection of Lanoue and Manning under its Capital Works program and explore any potential cost savings.

### **Legal Aid Motion**

#### **Motion: RCM - 310/19**

Moved by Councillor Andrew Dowie

Seconded by Councillor Brian Houston

**Be it resolved that** the Town of Tecumseh expresses its strong support for Legal Aid Ontario which provides legal services to low income and vulnerable Ontarians;

**And that** the Town calls upon the Premier and the Attorney General to make a commitment to access to justice and to respect the commitment of their government to not decrease front line services; and to ensure timely access to justice for all Ontarians, and especially for our most vulnerable populations.

Carried

## **P. Motions**

### **1. In-Camera Meeting**

There was no In-Camera Meeting.

### **2. Confirmatory By-law**

#### **a. By-Law 2019-71**

Being a by-law to confirm the proceedings of the September 24, 2019 regular meeting of the Council of The Corporation of the Town of Tecumseh

#### **Motion: RCM - 311/10**

Moved by Deputy Mayor Joe Bachetti

Seconded by Councillor Brian Houston

**That** By-Law 2019-71 being a by-law to confirm the proceedings of the Tuesday, September 24, 2019, regular meeting of the Council of The Corporation of the Town of Tecumseh be given first, second, third and final reading.

Carried

## **Q. Notices of Motion**

There are no notices of motion presented to Council.

**R. Next Meeting**

Tuesday, October 8, 2019

5:30 pm Special Meeting of Council - OPP Billing Model

7:00 pm Regular Meeting of Council

**S. Adjournment**

**Motion: RCM - 312/19**

Moved by Councillor Rick Tonial

Seconded by Councillor Bill Altenhof

**That** there being no further business, the Tuesday, September 24, 2019 meeting of the Regular Council now adjourn at 7:32 pm.

Carried

---

Gary McNamara, Mayor

---

Laura Moy, Clerk