

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 Tonial

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 Tonial

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 Tonial

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 Tonial

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 Toniai

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