

Regular Meeting of Council

Minutes

Date: Tuesday, November 10, 2020
Time: 7:00 pm
Location: Electronic meeting live streamed at:
<https://video.isilive.ca/tecumseh/live.html>.

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 Misek-Evans
Director Parks & Recreation Services, Paul Anthony
Director Public Works & Environmental Services, Phil Bartnik
Director Fire Services & Fire Chief, Wade Bondy
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 Committee & Community Services, Christina Hebert
Manager Strategic Initiatives, Lesley Reeves

A. Roll Call

B. Order

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

C. Report Out of Closed Meeting

There was no Closed meeting scheduled.

D. Moment of Silence

A Moment of Silence is observed by the Members and Administration.

E. National Anthem

The National Anthem is waived in light of the electronic holding of this meeting.

F. Disclosure of Pecuniary Interest

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

G. Minutes

1. Regular Council Meeting - October 27, 2020

2. Special Council Meeting - October 27, 2020 - Community Safety and Well-being Plan

Motion: RCM - 332/20

Moved by Deputy Mayor Joe Bachetti

Seconded by Councillor Rick Tonial

That the October 27, 2020 minutes of the Regular Council Meeting and the October 27, 2020 minutes of the Special Council Meeting as were duplicated and delivered to the members, **be adopted**.

Carried

H. Supplementary Agenda Adoption

There are no supplementary agenda items.

I. Delegations

1. Cynthia Swift, Partner, KPMG LLP

Re: 2019 Audit

This delegation was moved to the November 24, 2020 Regular Council Meeting.

J. Communications - For Information

1. Township of Oro Medonte dated October 21, 2020

Re: Request for Support to Declare Snowsports, Skiing and Snowboarding, Alpine and Nordic Deemed Essential in Stage 2

2. Local Authority Services (LAS) dated October 22, 2020

Re: Natural Gas Program, 2018-2019 Period Reserve Fund Rebate and Updated Agreement

3. Town of Lincoln dated October 27, 2020

Re: Support Resolution Letter Regarding Cannabis Production Facilities

4. Township of Huron-Kinloss dated October 28, 2020

Re: Review of Municipal Elections

5. Township of Huron-Kinloss dated October 28, 2020

Re: Schedule 11 of Bill 108 be amended to remove the powers provided to the Local Planning Appeal Tribunal

6. City of Belleville dated October 28, 2020

Re: Accessibility for Ontarians with Disabilities Act - Website Support

7. The County of Prince Edward dated November 3, 2020

Re: Bill 218 Supporting Ontario's Recovery and Municipal Elections Act, 2020

8. Municipality of St. Charles dated November 3, 2020

Re: Broadband Access

9. Town of Grimsby dated November 4, 2020

Re: Proposed Regulation under the Ontario Heritage Act - Bill 108

Motion: RCM - 333/20

Moved by Councillor Brian Houston

Seconded by Councillor Bill Altenhof

That Communications - For Information 1 through 9 as listed on the Tuesday, November 10, 2020 Regular Council Agenda, **be received.**

Carried

K. Communications - Action Required

There is no Communications- Action Required.

L. Committee Minutes

1. Personnel Committee - October 27, 2020

Motion: RCM - 334/20

Moved by Councillor Brian Houston

Seconded by Councillor Rick Tonial

That the Tuesday, October 27, 2020 minutes of the Personnel Committee as were duplicated and delivered to the members, **be adopted.**

Carried

M. Reports

1. Corporate Services & Clerk

- a. CS-2020-32 Award Nominations Evaluation Form Update

Motion: RCM - 335/20

Moved by Councillor Rick Tonial

Seconded by Councillor Brian Houston

That Report CS-2020-32 entitled “Award Nominations Evaluation Form Update” **be received**;

And that the Town’s Awards Policy No. 2, as amended, including revisions to the Evaluation Form, and appended to CS-2020-32, **be approved**.

Carried

- b. CS-2020-36 Donation to Goodfellows

Motion: RCM - 336/20

Moved by Deputy Mayor Joe Bachetti

Seconded by Councillor Bill Altenhof

That the provisions set in the Proclamation, Declaration and Donation Requests Policy No. 23 **be waived** to allow for a one-time donation to be made on behalf of the Town;

And that \$1,500 of the annual Holiday Dinner budget allocation **be donated** to the local Windsor Goodfellows Holiday Drive.

Carried

2. Financial Services

- a. FS-2020-17 2019 Development Charge Reserve Fund Statement

Motion: RCM - 337/20

Moved by Councillor Brian Houston

Seconded by Councillor Tania Jobin

That the 2019 Development Charge Reserve Fund Statement, prepared in accordance with the *Development Charges Act, 1997*, S.O. 1997, c. 27, s. 43, **be received**,

And that the 2019 Development Charge Reserve Fund Statement **be made available** to the public on the Town’s website in accordance with the *Development Charges Act, 1997*, S.O. 1997, c. 27, s. 43 (2.1); 2015, c. 26, s. 7 (1),

And further that the report **be forwarded** upon request to the Ministry of Municipal Affairs and Housing as per the *Development Charges Act, 1997*, S.O. 1997, c. 27, s. 43 (3); 2015, c. 26, s. 7 (2).

Carried

3. Information & Communication Services
 - a. ICS-2020-03 Telus Corporate Purchasing Group Agreement

Motion: RCM - 338/20

Moved by Councillor Andrew Dowie
Seconded by Councillor Tania Jobin

That ICS-2020-03 entitled "Telus Corporate Purchasing Group Agreement", **be received**;

And that By-law No. 2020-69, being a by-law to authorize the Mayor and Director Information & Communication Services to execute the Telus Corporate Purchasing Group Agreement between The Corporation of the Town of Tecumseh and Telus Communication Company, **be approved**.

Carried

N. By-Laws

1. **By-law 2020-69**

Motion: RCM - 339/20

Moved by Councillor Bill Altenhof
Seconded by Councillor Andrew Dowie

That By-law 2020-69 being a by-law to authorize the execution of a Master Services Agreement between The Corporation of the Town of Tecumseh and TELUS Communications Company.

Be given first and second reading.

Carried

Motion: RCM - 340/20

Moved by Councillor Brian Houston
Seconded by Councillor Rick Tonial

That By-law 2020-69 being a by-law to authorize the execution of a Master Services Agreement between The Corporation of the Town of Tecumseh and TELUS Communications Company.

Be given third and final reading.

Carried

O. Unfinished Business

1. November 10, 2020

The Members receive the Unfinished Business listing for Tuesday, November 10, 2020.

P. New Business

The Members acknowledge the passing of John Jacobs and Dorothy Powers.

Q. Motions

1. By-law to Prohibit and Regulate Public Nuisances Related to Odours and Lighting from Cannabis Cultivation in the Town of Tecumseh

Motion: RCM - 341//20

Moved by Councillor Tania Jobin

Seconded by Deputy Mayor Joe Bachetti

Whereas a greenhouse operation is currently under construction on Agricultural Zoned land in Oldcastle which is proposed to be used for the cultivation of cannabis plants; and

Whereas following a presentation to Council by concerned citizens on October 22, 2019, regarding the potential impacts to the community regarding cannabis facilities, Council passed a motion referring the matter “to Administration for review and to report back to Council”; and

Whereas Administration partially addressed this matter by way of Report Number PBS-2020-24 wherein it was recommended that lands zoned Agricultural Zone in designated settlement areas be amended to prohibit, among other things, green house operations; and

Whereas a statutory public meeting was held to consider a change to the zoning by-law to give effect to the recommendation in Report Number PBS-2020-24; and

Whereas the Draft New Official Plan establishes that cannabis greenhouses would only be permitted on Agricultural lands subject to a site specific zoning by-law amendment that would have regard to, among other things, ‘the introduction of appropriate design details mitigating potential adverse impacts from odour and night light, with the ability to include appropriate terms in a site plan agreement to address such issues’; and

Whereas the Town of Kingsville has recently passed a by-law under the *Municipal Act* regulating public nuisances from odours and lighting resulting from the cultivation of cannabis plants; and

Whereas it is appropriate and in the best interests of the Town, residents, stakeholders and directly affected property owners that the Town consider

the preparation of a By-law that will address and regulate nuisances related to odour and lighting from the cultivation of cannabis plants;

Now Therefore Be It Hereby Resolved:

That Administration review and report back to Council on the appropriateness of a By-law in accordance with the *Municipal Act* that will address and regulate nuisances related to odour and lighting from the cultivation of cannabis plants; and

That Administration investigate opportunities to consider the matter with the other municipalities in Essex County to try to seek a common regional regulatory approach.

Carried

2. Confirmatory by-law

a. November 10, 2020

Motion: RCM - 342/20

Moved by Councillor Bill Altenhof

Seconded by Councillor Rick Tonial

That By-Law 2020-70 being a by-law to confirm the proceedings of the Tuesday, November 10, 2020, regular meeting of the Council of The Corporation of the Town of Tecumseh **be given** first, second, third and final reading.

Carried

R. Notices of Motion

There are no notices of motions presented.

S. Next Meeting

Tuesday, November 24, 2020

6:00 pm Special Council Meeting - Awards Nominations and Committee Appointments

7:00 pm Regular Council Meeting

T. Adjournment

Motion: RCM - 343/20

Moved by Councillor Rick Tonial

Seconded by Councillor Bill Altenhof

That there being no further business, the Tuesday, November 10, 2020 meeting of the Regular Council **be adjourned** at 7:37pm.

Carried

Gary McNamara, Mayor

Laura Moy, Clerk