

Regular Meeting of Council

Minutes

Date: Tuesday, March 23, 2021
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 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

A electronic In-Camera meeting was held earlier this evening at 6:00 pm, which was closed to the public under Section 239(3.1) of the Municipal Act, 2001, which permits a meeting, or part of a meeting, to be closed to the public if the following conditions are both satisfied:

1. The meeting is held for the purpose of educating or training the members, and
2. At the meeting, no member discusses or otherwise deals with any matter in a

way that materially advances the business or decision-making of the council, local board or committee.

At this meeting, Council received training on the Municipal Freedom of Information and Protection of Privacy Act and Councillors' Records.

A second electronic In Camera Personnel Committee meeting was held at 6:30 pm and was closed to the public in accordance with Section 239 (2)(d) of the Municipal Act, 2001 which permits a meeting, or part of a meeting, to be closed to the public when the subject matter being considered is labour relations or employee negotiations.

At this meeting, Council gave direction on negotiations with CUPE Locals 702.1, 702.2 and 702.3 (Full Time Outside and Inside Workers and Part Time Inside Workers) for new collective agreements.

D. Moment of Silence

The Moment of Silence is waived in light of the electronic holding of this meeting.

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 - March 9, 2021**
- 2. Public Council Meeting - March 9, 2021 - Curtis Drain**
- 3. Public Council Meeting - March 9, 2021- Dawson Drain**

Motion: RCM - 83/21

Moved by Councillor Rick Tonial

Seconded by Deputy Mayor Joe Bachetti

That the Tuesday, March 9, 2021 minutes of the Regular Council meeting, and the minutes of the Tuesday, March 9, 2021 Public Council meetings on the Curtis and Dawson Drains as were duplicated and delivered to the members, **be adopted**.

Carried

H. Supplementary Agenda Adoption

Motion: RCM - 84/21

Moved by Councillor Bill Altenhof

Seconded by Councillor Brian Houston

That the supplementary items added to the Regular Meeting agenda on the communication from the Office of the Solicitor General regarding the OPP Detachment Board, **be approved**

Carried

I. Delegations

There are no Delegations presented to Council.

J. Communications - For Information

1. City of Sarnia dated March 4, 2021

Re: COVID Colour Coded Capacity Limits

2. Howick Township dated December 3, 2020

Re: Tile Drainage Installation Act

3. Township of Adjala -Tosorontio dated February 26, 2021

Re: Tile Drainage Installation Act

4. Niagara Region dated March 4, 2021

Re: Homelessness, Mental Health and Addiction

5. Niagara Region dated March 4, 2021

Re: COVID-19, Schedule 6, Bill 197, Recovery Act

6. Town of Bracebridge dated March 9, 2021

Re: Ontario Fire College

7. Township of Brock dated February 25, 2021

Re: Ontario Fire College

8. Municipality of Morris-Turnberry dated March 10, 2021

Re: Ontario Fire College

9. Municipality of Leamington dated March 15, 2021

Re: Ontario Fire College

10. Municipality of Muskoka dated March 15, 2021

Re: Ontario Fire College

- 11. Ontario Fire Marshal dated March 4, 2021**
Re: Ontario Fire College Training Modernization
- 12. Township of Brock dated March 2, 2021**
Re: Cannabis Licencing and Enforcement
- 13. Chris Lewis, Member of Parliament, Essex dated February 12, 2021**
Re: Three Digit Suicide Prevention Hotline
- 14. Municipality of Tweed dated March 10, 2021**
Re: Advocacy for Reform of Joint Several Liability
- 15. Township of South Glengarry dated March 1, 2021**
Re: Provincial Rollout of COVID-19 Vaccines

Motion: RCM - 85/21

Moved by Councillor Andrew Dowie
Seconded by Councillor Tania Jobin

That Communications - For Information 1 through 15 as listed on the Tuesday, March 23, 2021 Regular Council Agenda, **be received.**

Carried

Motion: RCM - 86/21

Moved by Councillor Andrew Dowie
Seconded by Councillor Rick Tonial

Whereas the Federal government has passed a motion to adopt 988, a National three-digit suicide and crisis hotline;

And Whereas the ongoing COVID-19 pandemic has increased the demand for suicide prevention services by 200 per cent;

And Whereas existing suicide prevention hotlines require the user to remember a 10-digit number and go through directories or be placed on hold;

And Whereas in 2022 the United States will have in place a national 988 crisis hotline;

And Whereas the Town of Tecumseh recognizes that it is a significant and important initiative to ensure critical barriers are removed to those in a crisis and seeking help;

Now therefore be it resolved that The Town of Tecumseh endorses this 988 crisis line initiative; and that Staff be directed to send a letter indicating such support to the local MP, MPP, Federal Minister of Health, the CRTC and local area municipalities to indicate our support.

Carried

Motion: RCM - 87/21

Moved by Councillor Andrew Dowie

Seconded by Councillor Rick Tonial

That the resolution from the Municipality of Tweed dated March 10, 2021 requesting support for reform of Joint Several Liability and reconsideration of the Negligence Act, R.S.O., 1990, to provide for alternatives, **be supported.**

Carried

K. Communications - Action Required

1. Office of the Solicitor General dated March 17, 2021

Re: OPP Detachment Board

Motion: RCM - 88/21

Moved by Deputy Mayor Joe Bachetti

Seconded by Councillor Bill Altenhof

That the March 17, 2021, letter from the Office of the Solicitor General providing an update on the new Ontario Provincial Police (OPP) detachment boards under the Community Safety and Policing Act, 2019 (CSPA), as well as the Q & A, **be referred** to the Tecumseh Police Services Board.

Carried

L. Committee Minutes

1. Business Improvement Area - February 17, 2021

Motion: RCM - 89/21

Moved by Councillor Brian Houston

Seconded by Councillor Tania Jobin

That the February 17, 2021 minutes of the Town of Tecumseh Business Improvement Area as were duplicated and delivered to the members, **be adopted.**

Carried

M. Reports

1. Corporate Services & Clerk

- a. CS-2021-06 Tecumseh Business Improvement Area Board of Management Director Vacancy

Motion: RCM - 90/21

Moved by Councillor Brian Houston

Seconded by Deputy Mayor Joe Bachetti

That CS-2021-06 entitled “Tecumseh Business Improvement Area Board of Management Director Vacancy” **be received;**

And that the resignation of Shane Meloche, as a Director on the Tecumseh Business Improvement Area Board of Management (Board), **be accepted;**

And further that Leo Demarce **be appointed** as a Director to fill the vacancy on the Board;

And furthermore that an amending by-law **be prepared** to further amend By-law No. 2019-33 being a by-law to appoint Leo Demarce to the Directors to the Board, **be approved.**

Carried

- b. CS-2021-08 COVID-19 Economic Recovery - Temporary Outdoor Patios 2021

Motion: RCM - 91/21

Moved by Councillor Brian Houston

Seconded by Councillor Andrew Dowie

That CS-2021-08 entitled “COVID-19 Economic Recovery – Temporary Patios” **be received;**

And that By-law No. 2021-18 being a by-law to adopt the Temporary Outdoor Patio Guidelines, as appended to CS-2021-08, and authorize the Chief Building Official to inspect all temporary patios and require adjustments to the patio in order to address compliance with the Guidelines, **be approved;**

And further that the extension of existing liquor licenses to temporary patios on **private property** throughout the Town of Tecumseh **be supported** for the duration of 2021, provided businesses comply with the Town of Tecumseh’s Temporary Outdoor Patio Guidelines;

And furthermore that the extension of existing liquor licenses to temporary patios on **Town property** for the duration of 2021 **be supported** provided businesses comply with the Town of Tecumseh’s

Temporary Outdoor Patio Guidelines and enter into an Encroachment Agreement, in form and content satisfactory to the Town's Solicitor;

And furthermore over that the Mayor and the Clerk **be authorized** to execute an Encroachment Agreement with business owners requesting to encroach onto Town property for a Temporary Outdoor Patio.

Carried

2. Financial Services

a. FS-2021-02 Statement of Remuneration and Expenses Paid in 2020

Councillor Dowie advises that he receives \$100 per meeting per diem from the Essex County Library Board.

Motion: RCM - 92/21

Moved by Councillor Bill Altenhof

Seconded by Councillor Andrew Dowie

That Report FS-2021-02 Statement of Remuneration and Expenses Paid in 2020, **be received**.

Carried

3. Fire Services

a. FIRE-2021-02 Fire Safety Grant Program

Motion: RCM - 93/21

Moved by Councillor Bill Altenhof

Seconded by Councillor Rick Tonial

That Report FIRE-2021-02 Fire Safety Grant Program, **be received**;

And that the submission of a Fire Safety Grant application by the Fire Chief for the three items generally outlined in Report No. FIRE-2021-02, for a total value of \$10,300 in eligible project costs, **be approved**;

And further that the Mayor and Clerk **be authorized** to execute the project level transfer payment agreement(s) with the Provincial government upon successful project award, if required.

Carried

4. Information & Communication Services

- a. ICS-2021-01 2021-2025 ICS Lifecycle Works Plan

Motion: RCM - 94/21

Moved by Councillor Tania Jobin

Seconded by Councillor Brian Houston

That the 2021 expenditure of \$195,000 from the Information & Communication Services (ICS) Lifecycle reserve **be authorized** as per items outlined in Attachment 1.

Carried

5. Parks & Recreation Services

- a. PRS-2021-02 Tecumseh Recreational Soccer Club Sponsorship Banner Renewal Agreement

Motion: RCM - 95/21

Moved by Deputy Mayor Joe Bachetti

Seconded by Councillor Rick Tonial

That a five (5) year Banner Sponsorship Agreement commencing April 1, 2021, and ending March 31, 2026, between The Corporation of the Town of Tecumseh and Tecumseh Recreational Soccer Club **be approved**;

And that the Banner Sponsorship Agreement constitute an agreement in accordance with paragraph 2.10 of the Sign By-Law No. 2018-33, as amended (Sign By-Law);

And further that the Tecumseh Recreational Soccer Club have the right to request a renewal of the Banner Sponsorship Agreement in writing at least six (6) months before expiration, for a further five (5) years;

And furthermore that a by-law **be prepared** authorizing the Mayor and the Clerk to execute the Banner Sponsorship Agreement, satisfactory in form to the Town's Solicitor.

Carried

- b. PRS-2021-03 Tecumseh Soccer Club Sponsorship Banner Agreement

Motion: RCM - 96/21

Moved by Deputy Mayor Joe Bachetti

Seconded by Councillor Brian Houston

That a five (5) year Banner Sponsorship Agreement commencing April 1, 2021 and ending March 31, 2026, between The Corporation of the Town of Tecumseh (Town) and Tecumseh Soccer Club (Club) **be approved**;

And that the Banner Sponsorship Agreement constitute an agreement in accordance with paragraph 2.10 of the Sign By-Law No. 2018-33, as amended (Sign By-law);

And further that the Club have the right to request a renewal of the Banner Sponsorship Agreement in writing at least six (6) months before expiration, for a further five (5) years;

And furthermore that the Club **be allowed** to place a storage shed on the Buster Reaume Park lands under agreement with the Town, for the exclusive use of the Club, in a location and of a design and construction that is agreeable to the Director Parks & Recreation and the Club and at the Club's sole cost;

And further moreover that a by-law **be prepared** authorizing the Mayor and the Clerk to execute the Banner Sponsorship Agreement satisfactory in form to the Town's Solicitor.

Carried

- c. PRS-2021-04 Essex Power Youth in Community Fund

Motion: RCM - 97/21

Moved by Councillor Bill Altenhof

Seconded by Councillor Tania Jobin

That Report PRS-2021-04 regarding the Essex Power Youth in Community Fund, **be received** for information.

Carried

6. Planning & Building Services

- a. PBS-2021-13 Housekeeping Amendment to Sandwich South Zoning By-law 85-18 Restriction of Cannabis Greenhouse Operations in the Agricultural (A) Zone in accordance with the Policies of the Tecumseh New Official Plan Scheduling of a Public Meeting

Motion: RCM - 98/21

Moved by Deputy Mayor Joe Bachetti

Seconded by Councillor Tania Jobin

That Report PBS-2021-13, entitled "Housekeeping Amendment to Sandwich South Zoning By-law 85-18, Restriction of Cannabis Greenhouse Operations in the Agricultural (A) Zone in accordance with the Policies of the Tecumseh New Official Plan, Scheduling of a Public Meeting", **be approved**;

And that the scheduling of a public meeting, to be held on April 27, 2021, in accordance with the *Planning Act*, for the proposed housekeeping zoning by-law amendment to the Sandwich South Zoning By-law 85-18 to restrict cannabis greenhouse operations in the Agricultural (A) zone, in

accordance with the policies of the Tecumseh new Official Plan, **be authorized**;

And further that a by-law making the development of new mushroom, greenhouse and cannabis greenhouse operations subject to site plan control in accordance with Section 10.4.3 of the new Tecumseh Official Plan, **be adopted**.

Carried

- b. PBS-2021-14 Zoning By-law Amendment, 3425 11th Concession, Scheduling of Public Meeting

Motion: RCM - 99/21

Moved by Councillor Rick Tonial

Seconded by Deputy Mayor Joe Bachetti

That the scheduling of a public meeting, on April 27, 2021 at 5:00 p.m., in accordance with the *Planning Act*, for the application submitted by Dana Azar to amend the Sandwich South Zoning By-law 85-18 by rezoning a 0.47 hectare (1.16 acre) property situated on the west side of the 11th Concession Road, approximately 120 metres (393 feet) south of its intersection with County Road 42 (3425 11th Concession Road), from “Agricultural Zone (A)” to a site-specific “Residential Zone 1 (R1-19)” in order to establish specific minimum lot area and frontage provisions to facilitate the creation of three new residential lots and the future construction of three single-unit dwellings, **be authorized**.

Carried

N. By-Laws

1. By-Law 2021-18

Being a By-Law to adopt Guidelines for Temporary Patio and Patio Expansions and delegate authority for inspection of Temporary Patio and Patio Expansions.

Motion: RCM - 100/21

Moved by Councillor Tania Jobin

Seconded by Councillor Brian Houston

That By-Law 2021-18 being a by-law to adopt Guidelines for Temporary Patio and Patio Expansions and delegate authority for inspection of Temporary Patio and Patio Expansions.

Be given first and second reading.

Carried

Motion: RCM - 101/21

Moved by Councillor Bill Altenhof

Seconded by Councillor Rick Tonial

That By-Law 2021-18 being a by-law to adopt Guidelines for Temporary Patio and Patio Expansions and delegate authority for inspection of Temporary Patio and Patio Expansions.

Be given third and final reading.

Carried

O. Unfinished Business

1. March 23, 2021

The Members receive the Unfinished Business listing for Tuesday, March 23, 2021.

P. New Business

Recycling Collection

Gratitude is expressed to the City of Windsor recycling crews for their efforts last week to secure bins to prevent them from blowing away.

Off Leash Dogs at Parks

A Member comments on the complaints received on dogs off leash at Lakewood and McAuliffe Park and the number to call to file a complaint. A request for additional communications be posted on the Town's website and social media regarding the rules for dogs in parks. The Clerk advises residents can call the Town's Dog Control Officer, which the phone number is provided on the Town's website, with the location and time of the incident. The Dog Control Officer will be dispatched to those areas. The CAO provides a review of by-law enforcement processes and the ongoing communications provided on social media.

Garbage Refuse at Lakewood Park

A request was made for additional garbage refuse containers to be placed near the benches at Lakewood Park.

Recognition of Indigenous Heritage

A Member requests for information on how the Town can recognize traditional Indigenous land within the Town.

Motion: RCM - 102/21

Moved by Councillor Andrew Dowie

Seconded by Councillor Bill Altenhof

That Administration **prepare** a report on how to recognize Indigenous heritage land with in the Town for the next Policies & Priorities Committee Meeting.

Carried

Q. Motions

1. Confirmatory By-law

Motion: RCM - 103/21

Moved by Councillor Bill Altenhof

Seconded by Councillor Andrew Dowie

That By-Law 2020-19 being a by-law to confirm the proceedings of the Tuesday, March 23, 2021, 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 motion presented to Council.

S. Next Meeting

Tuesday, March 30, 2021

6:00 pm Public Council Meeting - Briday Victoria Development

Thursday April 8, 2021

7:00 pm Special Council Meeting - Riverside Trail

Tuesday, April 13, 2021

5:45 pm Court of Revision - Curtis Drain

6:15 pm Court of Revision - Dawson Drain

7:00 pm Regular Council Meeting

T. Adjournment

Motion: RCM - 104/21

Moved by Councillor Rick Tonial

Seconded by Councillor Brian Houston

That there being no further business, the Tuesday, March 23, 2021 meeting of the Regular Council **be adjourned** at 8:05 pm.

Carried

Gary McNamara, Mayor

Laura Moy, Clerk