

Court of Revision Meeting

Minutes

Date: Tuesday, March 8, 2022
Time: 5:30 pm
Location: Electronic meeting live streamed at:
<https://video.isilive.ca/tecumseh/live.html>.

Present: Mayor, Gary McNamara - Chair
Deputy Mayor, Joe Bachetti
Councillor, Andrew Dowie
Councillor, Brian Houston
Councillor, Tania Jobin

Also Present: Chief Administrative Officer, Margaret Misek-Evans
Director Public Works & Engineering Services, Phil Bartnik
Director People & Culture, Michelle Bonnici
Director Financial Services & Chief Financial Officer, Tom Kitsos
Director Legislative Services & Clerk, Laura Moy
Deputy Clerk & Manager Legislative Services, Jennifer Alexander

Manager Engineering Services, John Henderson
Drainage Superintendent/Engineering Technologist, Sam Paglia
Assistant Drainage Superintendent, Alessia Mussio

Others: Drainage Engineer, Dillon Consulting Ltd., Mark Hernandez, P. Eng.
Engineer in Training, Dillon Consulting Ltd., Oliver Moir

A. Roll Call

B. Call to Order

The Mayor calls the meeting to order at 5:39 pm.

C. Land Recognition

We acknowledge that we are on land and surrounded by water, originally inhabited by Indigenous Peoples who have travelled this area since time immemorial. This territory is within the lands honoured by the Wampum Treaties; agreements between the Anishinaabe, Haudenosaunee, Lenni Lenape and allied Nations to peacefully share and care for the resources around the Great Lakes. Specifically, we would like to acknowledge the presence of the Three Fires Confederacy Ojibwe, Odawa, Potawatomi and Huron/Wendat Peoples. We are dedicated to honouring Indigenous history and culture while remaining committed to moving forward respectfully with all First Nations, Inuit and Métis.

D. Disclosure of Pecuniary Interest

There is no pecuniary interest declared by a Member.

E. Introduction and Purpose of Meeting

The purpose of the meeting is to hear from any affected owner who wishes to appeal his/her assessment or any part thereof as set out in the Drainage Report, prepared by Dillon Consulting Limited, dated November 12, 2021.

F. Delegations

1. Josette Eugeni and Jeff Sylvestre, James Sylvestre Developments Ltd

Josette Eugeni and Jeff Sylvestre advise that they do not have any comments at this time subject to the Court referring the Drainage report back to the Drainage Engineer for revisions.

The Drainage Engineer, Mark Hernandez, explains that there were revisions discussed at the Public Council Meeting held on February 8, 2022. There are three items in the drainage report that were identified and require revisions. He advises the first recommended revision is to Schedule C of the Drainage Report. Prior to finalizing the report, the land noted for Roll No. 570-48900 had been based on the preceding drainage report from 1971. During the Public Information Centre, the property owners indicated that the drainage area noted was greater than what is taking place in the field. The area was revised accordingly following an onsite review and the report was finalized. However, this change had an unintended consequence of increasing the influence of the frontage benefit due to the now long linear shape. Hence the recommended frontage benefit for this property should be reconsidered.

The Drainage Engineer explains a second recommended revision to Schedule D for Roll No. 570-48950 as the property had been identified as non-agricultural in the drainage report and it should be revised to agricultural. He indicates this would be a quick revision to complete.

Thirdly, he advises of a recommended revision to Schedule E. Through discussions with the delegates, the residential area factors for the properties along Lesperance Road were based on those typically used for lands that have both pervious and impervious features such as roofs, driveways and lawns. As it is only the rear yards being assessed in this circumstance, he recommends that the area factors be revised to reflect grass areas.

The Drainage Engineer indicates that no other affected property owners or concerns related to the assessment schedule have come forward.

In response to a query, the Drainage Superintendent advises that if the report is returned to the Drainage Engineer for reconsideration, the reconsidered report will be sent to the affected landowners, along with a notice for a second sitting of the Court of Revision for the members to consider the reconsidered report and hear any appeals for the reconsidered report.

Motion: CR - 01/22

Moved By Councillor Brian Houston
Seconded By Councillor Tania Jobin

That the Drainage Report for the Antaya Drain as prepared by Dillon Consulting Limited dated November 12, 2021 be returned to the Drainage Engineer for revisions to the schedule of assessment.

Carried

G. Communications

1. Notice of Public Meeting dated February 14, 2022

2. By-Law 2022-005

Being a by-law for the repair and improvements of the Antaya Drain

3. PWES-2022-02 Report to Consider Engineer's Report - Antaya Drain

Motion: CR - 02/22

Moved By Deputy Mayor Joe Bachetti
Seconded By Councillor Brian Houston

That Communications - For Information 1 through 3 as listed on the Tuesday, March 8, 2022 Court of Revision Agenda, **be received**.

Carried

H. Adjournment

Motion: CR - 03/22

Moved By Councillor Brian Houston

Seconded By Deputy Mayor Joe Bachetti

That there being no further business, the Tuesday, March 8, 2022 meeting of the Court of Revision **be adjourned** at 5:46 pm.

Carried

Chair Gary McNamara, Mayor

Laura Moy, Clerk