

Regular Meeting of Council

Minutes

Date: Thursday, April 7, 2022
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 Misk-Evans
Director Community & Recreation Services, Paul Anthony
Director Public Works & Engineering Services, Phil Bartnik
Director Community Safety & Fire Chief, Wade Bondy
Director People & Culture, Michelle Bonnici
Director Technology & Client Services, Shaun Fuerth
Director Development Services, Brian Hillman
Director Financial Services & Chief Financial Officer, Tom Kitsos
Director Legislative Services & Clerk, Laura Moy
Manager Committee & Community Services, Christina Hebert
Manager Public Works & Transportation, Kirby McArdle
Manager Special Projects, Kerri Rice
Manager Customer Service, Eliza Bennett

A. Roll Call

B. Order

The Mayor calls the meeting to order at 7:09 pm.

C. Report Out of Closed Meeting

An electronic closed meeting was held earlier this evening at 6:00 pm in accordance with Section 239 (2) (c) (e) (f)(g) (h) (i) (j) of the Municipal Act, 2001.

At the meeting, Council received advice from the Town's Legal Council regarding the expropriation of parts of lands for Road Widening, Streetscaping and a Servicing Easement at 12270 Tecumseh Road; and provided direction to

Administration in respect of a matter and information explicitly supplied in confidence by the Province.

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. Land Acknowledgement

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.

G. Disclosure of Pecuniary Interest

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

H. Minutes

- 1. Regular Council Meeting - March 22, 2022**
- 2. Public Council Meeting - March 22, 2022 - ZBA 10th Concession Road**
- 3. Public Council Meeting - March 22, 2022 - ZBA 292 Lesperance Road**
- 4. Public Council Meeting - March 22, 2022 13554 Riverside Drive**
- 5. Special Council Meeting - March 29, 2022 -Strategic Priorities Workshop**

Motion: RCM - 105/22

Moved by Deputy Mayor Joe Bachetti
Seconded by Councillor Tania Jobin

That the March 22, 2022 minutes of the Regular Council meeting, the March 22, 2022 minutes of the Public Council meetings, and the March 29, 2022 minutes of the Special Council meeting, as were duplicated and delivered to the members, **be adopted.**

Carried

I. Supplementary Agenda Adoption

There are no supplementary agenda items.

J. Delegations

There are no Delegations presented to Council.

K. Communications - For Information

1. Northumberland County dated March 18, 2022

Re: Resolution Support from the City of Brantford and the Township of Adelaide Metcalf on Revolving Door of Justice

2. Township of North Alonga Wilberforce dated March 7, 2022

Re: Dissolve Ontario Land Tribunal

3. Township of Adelaide Metcalfe dated February 15, 2022

Re: Resolution Support for the Town of Gravenhurst - Dissolution of the Ontario Land Tribunal

4. City of Quinte West dated March 22, 2022

Re: Dissolve Ontario Land Tribunal

5. City of Quinte West dated March 22, 2022

Re: Support for County of Prince Edward Resolution on Renovictions

6. City of Port Colborne dated March 22, 2022

Re: Year of the Garden 2022

7. Ontario Land Tribunal dated March 24, 2022

Re: Withdrawn Appeal for OPA No. 1 and By-law No. 2021-46 for Briday

In response to a request for clarification, the Director Development Services explains the Ontario Land Tribunal appeal has been withdrawn by the appellant. The form of settlement was arrived at between the property owner and the appellant, in which the Town was not involved. Site plan submission is the next step in the process.

8. County of Essex dated March 24, 2022

Re: County Participation in the Regional Food and Organics Waste Management Project

In response to a query, the Mayor explains a resolution was passed by Essex County Council as a body stating all County municipalities will participate in the Organics Waste Management Project. An RFP will be produced and the motion will be coming back to Essex County Council to authorize proceeding with the RFP for all seven municipalities.

9. City of Cambridge dated March 22, 2022

Re: Request to impose a moratorium on all new gravel applications, including expansions to existing licensed sites

10. Ministry of Municipal Affairs and Housing dated March 31, 2022

Re: Community Housing Renewal Strategy

11. Ministry of Municipal Affairs and Housing dated March 31, 2022

Re: More Homes for Everyone Plan

Motion: RCM - 106/22

Moved by Councillor Bill Altenhof

Seconded by Councillor Rick Tonial

That Communications - For Information 1 through 11 as listed on the Thursday, April 7, 2022 Regular Council Agenda, **be received.**

Carried

L. Communications - Action Required

There are no Communications - Action Required items presented to Council.

M. Committee Minutes

1. The Town of Tecumseh Business Improvement Area - March 16, 2022

Motion: RCM - 107/22

Moved by Councillor Brian Houston

Seconded by Councillor Andrew Dowie

That the March 22, 2022 minutes of the Town of Tecumseh Business Improvement Area as were duplicated and delivered to the members, **be adopted.**

Carried

N. Reports

1. Chief Administrative Officer - People & Culture

a. CAO-2022-04 Tecumseh 100th Anniversary - Legion Mural Project

Motion: RCM - 108/22

Moved by Deputy Mayor Joe Bachetti

Seconded by Councillor Rick Tonial

That Chief Administrative Officer Report No. CAO-2022-04, respecting the Tecumseh 100th Anniversary Celebration – Legion Mural Project, **be received;**

And that By-law 2022-019, being a by-law to authorize the Mayor and the Clerk to execute an agreement with Derkz Murals and Fine Art Inc. for the purposes of creating a mural as an artistic memorial, satisfactory in form and content to the Town's Solicitor, **be adopted;**

And further that By-law 2022-020, being a by-law to authorize the Mayor and the Clerk to execute an agreement with the Royal Canadian Legion, Colonel Paul Poisson, Branch 261 (Legion), satisfactory in form and content to the Town's Solicitor, for the painting and display of the mural on the Legion's building located at 12326 Lanoue Street, Tecumseh **be adopted.**

Carried

b. CAO-2022-05 Tecumseh 100th Anniversary - My Main Street Grant Agreement

Motion: RCM - 109/22

Moved by Councillor Rick Tonial

Seconded by Councillor Brian Houston

That Report CAO-2022-05 respecting the Tecumseh 100th Anniversary Celebration – My Main Street Grant Agreement, **be received;**

And that By-law 2022-025, being a by-law to authorize the Mayor and the Clerk to execute an agreement for the My Main Street Grant that will support mural projects within the municipality, **be adopted.**

Carried

- c. CAO-2022-06 Tecumseh 100th Anniversary Celebration - Windsor Symphony Orchestra Agreement

Motion: RCM - 110/22

Moved by Councillor Rick Tonial
Seconded by Councillor Brian Houston

That Report CAO-2022-06, respecting the Tecumseh 100th Anniversary Celebration – Windsor Symphony Orchestra Agreement, **be received**;

And that By-law No. 2022-021, being a by-law to enter into an agreement with Windsor Symphony Orchestra for the purpose of providing musical performances during the Town's 100th Anniversary Celebration, **be approved**;

And further that the Mayor and Clerk **be authorized** to execute the Agreement between the Town of Tecumseh and Windsor Symphony Orchestra, satisfactory in form and content to the Town's Solicitor.

Carried

2. Community & Recreation Services

- a. CRS-2022-05 Amend 2022 Parks Capital Works Plan - Bert Lacasse Ball Diamond Project

In response to a query, the Director Community & Recreation Services outlines the user groups who will be utilizing the amenity and associated costs.

Tecumseh Thunder has an operational agreement with the Town and they oversee scheduling of the field. He advises the diamond is heavily used and current configuration of infield provides restrictions. Artificial turf would allow for higher use of the field.

The proposed construction timelines would not interrupt play next season as anticipated to start late fall 2022 with spring completion.

He further clarifies the operations of the facility, in lieu of user fees, are absorbed by Tecumseh Thunder.

Exploring naming rights and sponsorship opportunities are suggested to assist with construction costs.

Motion: RCM - 111/22

Moved by Councillor Brian Houston
Seconded by Deputy Mayor Joe Bachetti

That the Bert Lacasse Ball Diamond upgrades capital project **be added** to the 2022 CRS Parks Capital Works Plan;

And that the Bert Lacasse Ball Diamond Capital project as outlined in this report, in the amount of \$3,321,000 including non refundable HST, **be authorized and funded** out of the Infrastructure Reserve

And further that the project management cost of \$75,000, **be authorized and funded** out of the Infrastructure Reserve.

And furthermore that Administration **be authorized** to negotiate under single source procurement section 3.4 of the Town's Purchasing By-law 2021-60, with SFERA Architectural Associates Inc., to undertake Phase 2 of the architectural services work and upon successful negotiations receive approval from CAO and Purchasing Coordinator to enter into an agreement.

Carried

3. Public Works & Engineering Services

a. PWES-2022-13 LAS Sewer and Water Line Warranty Program Service Line Warranties of Canada Inc. Agreement Renewal Term

Motion: RCM - 112/22

Moved by Councillor Bill Altenhof
Seconded by Councillor Brian Houston

That notice **be provided** to Service Line Warranties of Canada Inc. that the Town intends to allow the 'Renewal Term' within section 3(a) of the Agreement to commence, whereby the Agreement will automatically renew for one additional year starting September 27, 2022.

Carried

- b. PWES-2022-16 Larviciding for the 2022 West Nile Virus Program

Motion: RCM - 113/22

Moved by Councillor Tania Jobin
Seconded by Councillor Bill Altenhof

That Report PWES-2022-16, Larviciding for the 2022 West Nile Virus Program **be received** for information;

And that Correspondence **be forwarded** to the Ministry of the Environment and GDG Canada (GDG) through the West Nile Virus program secretary at the Windsor-Essex County Health Unit;

And further that program costs in the amount of \$6,000 **be funded** from the Public Works operating budget as approved in the 2022 Operational Budget.

Carried

- c. PWES-2022-17 Getting Ontario Connected Act, 2022 - Proposed Legislation and Administrative Comments

Motion: RCM - 114/22

Moved by Councillor Tania Jobin
Seconded by Councillor Rick Tonial

That Report PWES-2022-17 Getting Ontario Connected Act, 2022 – Proposed Legislation and Administrative Comments, **be received**;

And that report PWES-2022-17 **be submitted** to the Ministry of Government and Consumer Services Public Safety and Operations Policy Branch as comments from the Town of Tecumseh regarding the proposed *Getting Ontario Connected Act, 2022* as specified on the Ontario's Regulatory Registry.

Carried

O. By-Laws

1. By-Law 2022-19

Being a by-law to authorize the execution of an agreement between the The Corporation of the Town of Tecumseh and Derkz Fine Arts.

2. By-Law 2022-20

Being a by-law to authorize the execution of an Agreement between The Corporation of the Town of Tecumseh and the Royal Canadian Legion – Col. Paul Poison, Branch 261

3. By-Law 2022-21

Being a by-law to authorize the execution of an Agreement between The Corporation of the Town of Tecumseh and The Windsor Symphony Orchestra

4. By-Law 2022-022

Being a by-law to amend By-law 1746, the Town's Comprehensive Zoning By-law for those lands in the former Town of Tecumseh. (292 Lesperance)

5. By-Law 2022-023

Being a by-law to amend By-law 2065, the Town's Comprehensive Zoning By-law for those lands in the former Village of St. Clair Beach. (13554 Riverside Drive)

6. By-Law 2022-024

Being a by-law to amend By-law 85-18, the Town's Comprehensive Zoning By-law for those lands in the former Township of Sandwich South. (7035 10th Concession)

7. By-Law 2022-025

Being a by-law to authorize the execution of an Agreement between The Corporation of the Town of Tecumseh and the Canadian Urban Institute for funding under the My Main Street Community Activator Program

8. By-Law 2022-026

Being a by-law to expropriate lands required for municipal purposes

Motion: RCM - 115/22

Moved by Councillor Rick Tonial
Seconded by Councillor Brian Houston

That By-Law 2022-019 being a by-law to authorize the execution of an Mural Design Agreement between The Corporation of the Town of Tecumseh and Derkz Murals & Fine Art Inc;

That By-Law 2022-20 being a By-Law to authorize the execution of an Agreement between The Corporation of the Town of Tecumseh and the Royal Canadian Legion - Col. Paul Poison, Branch 261;

That By-Law 2022-021 being a by-law to authorize the execution of an Agreement between the Corporation of the Town of Tecumseh and The Windsor Symphony Orchestra;

That By-Law 2022-022 being a by-law to amend By-law 1746, the Town's Comprehensive Zoning By-law for those lands in the former Town of Tecumseh (292 Lesperance);

That By-Law 2022-023 being a by-law to amend By-law 2065, the Town's Comprehensive Zoning By-law for those lands in the former Village of St. Clair Beach. (13554 Riverside Drive);

That By-Law 2022-024 being a by-law to amend by-law 85-15, the Town Comprehensive Zoning By-law for those lands in the former Township of Sandwich South (7035 10th Concession);

That By-Law 2022-025 being a by-law to authorize the execution of an Agreement between The Corporation of the Town of Tecumseh and the Canadian Urban Institute for funding under the My Main Street Community Activator Program;

That By-Law 2022-026 being a by-law to expropriate lands required for municipal purposes.

Be given first and second reading.

Carried

Motion: RCM - 116/22

Moved by Councillor Brian Houston
Seconded by Councillor Rick Tonial

That By-Law 2022-019 being a by-law to authorize the execution of an Mural Design Agreement between The Corporation of the Town of Tecumseh and Derkz Murals & Fine Art Inc;

That By-Law 2022-20 being a By-Law to authorize the execution of an Agreement between The Corporation of the Town of Tecumseh and the Royal Canadian Legion - Col. Paul Poison, Branch 261;

That By-Law 2022-021 being a by-law to authorize the execution of an Agreement between the Corporation of the Town of Tecumseh and The Windsor Symphony Orchestra;

That By-Law 2022-022 being a by-law to amend By-law 1746, the Town's Comprehensive Zoning By-law for those lands in the former Town of Tecumseh (292 Lesperance);

That By-Law 2022-023 being a by-law to amend By-law 2065, the Town's Comprehensive Zoning By-law for those lands in the former Village of St. Clair Beach. (13554 Riverside Drive);

That By-Law 2022-024 being a by-law to amend by-law 85-15, the Town Comprehensive Zoning By-law for those lands in the former Township of Sandwich South (7035 10th Concession);

That By-Law 2022-025 being a by-law to authorize the execution of an Agreement between The Corporation of the Town of Tecumseh and the

Canadian Urban Institute for funding under the My Main Street Community Activator Program;

That By-Law 2022-026 being a by-law to expropriate lands required for municipal purposes.

Be given third and final reading.

Carried

P. Unfinished Business

1. April 7, 2022

The Members receive the Unfinished Business listing for Thursday, April 7, 2022.

Q. New Business

Warden's Luncheon

The Mayor extends an invitation to the Members of Council and Senior Administration to attend the Windsor-Essex Chamber of Commerce Warden's Luncheon and State of County Address given by the Mayor on April 26 at the Ciociaro Club.

Vaccine Clinic

The Windsor-Essex County Health Unit will be hosting a walk-in COVID-19 Vaccine Clinic on April 14 at the Tecumseh Arena.

R. Motions

1. Confirmatory By-law 2022-027

Motion: RCM - 117/22

Moved by Councillor Bill Altenhof
Seconded by Councillor Brian Houston

That By-Law 2022-027 being a by-law to confirm the proceedings of the Thursday, April 7, 2022, regular meeting of the Council of The Corporation of the Town of Tecumseh **be given** first, second, third and final reading.

Carried

S. Notices of Motion

There are no Notices of Motion presented to Council.

T. Next Meeting

Tuesday, April 26, 2022

4:00 pm Personnel Committee Meeting

5:00 pm Public Council Meeting - Lachance Drain

5:30 pm Special Council Meeting - Clerk's Service Review

7:00 pm Regular Council Meeting

U. Adjournment

Motion: RCM - 118/22

Moved by Councillor Rick Tonial

Seconded by Councillor Bill Altenhof

That there being no further business, the Thursday, April 7, 2022 meeting of the Regular Council **be adjourned** at 8:34 pm.

Carried

Gary McNamara, Mayor

Laura Moy, Clerk