

Regular Meeting of Council

Minutes

Date: Tuesday, September 13, 2022
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, Brian Houston
Councillor, Tania Jobin
Councillor, Doug Pitre

Absent:

Councillor, Rick Toniai

Also Present:

Chief Administrative Officer, Margaret Misek-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
Acting Clerk, Jennifer Alexander
Manager Committee & Community Services, Christina Hebert

A. Roll Call

B. Order

The Mayor calls the meeting to order at 7:24 pm.

C. Report Out of Closed Meeting

A Closed meeting was held earlier today at 5:30 pm in accordance with Section 239 (2) (c)(f)(h) of the Municipal Act, 2001. At the meeting, the Members received an update from the Town's Solicitor on a land acquisition for the Town, and an update on an ongoing project.

D. Moment of Silence

The Members of Council and Administration observe a Moment of Silence for the passing of Queen Elizabeth II.

E. National Anthem

The Members of Council and Administration observe the National Anthem of O Canada.

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 - August 9, 2022**
- 2. Public Council Meeting - August 9, 2022 - ZBA 4155 Manning Road**
- 3. Public Council Meeting - August 9, 2022 - Town of Tecumseh Official Plan Amendment - CIP Policies**
- 4. Public Council Meeting - August 9, 2022 - ZBA 6715 Malden Road**
- 5. Public Council Meeting - August 9, 2022 - Housekeeping Amendment to Town Zoning By-Laws on Additional Residential Units**

Motion: RCM - 256/22

Moved by Deputy Mayor Joe Bachetti
Seconded by Councillor Brian Houston

That the Tuesday, August 9, 2022 minutes of the Regular Council Meeting and the Public Council Meetings 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. Town of Kingsville dated September 1, 2022

Re: Bill 3, Strong Mayors, Building Homes Act, 2022

Motion: RCM - 257/22

Moved by Councillor Brian Houston
Seconded by Councillor Bill Altenhof

That Communications - For Information item 1 as listed on the Tuesday, September 13, 2022 Regular Council Agenda, **be received.**

Carried

L. Communications - Action Required

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

M. Committee Minutes

1. Town of Tecumseh Business Improvement Area Minutes - June 15, 2022

Motion: RCM - 258/22

Moved by Councillor Brian Houston
Seconded by Councillor Doug Pitre

That the June 15, 2022 minutes of the Town of Tecumseh Business Improvement Area as were duplicated and delivered to the members, **be adopted.**

Carried

N. Reports

1. Development Services

- a. DS-2022-40 County Wide Active Transportation System (CWATS) Town of Tecumseh 20232 Proposed Projects OUR FILE T05 CWATS

Motion: RCM - 259/22

Moved by Councillor Bill Altenhof

Seconded by Councillor Doug Pitre

That Report DS-2022-40 entitled, “County Wide Active Transportation System (CWATS) Town of Tecumseh 2023 Proposed Projects”, **be received.**

And that with respect to the Proposed 2023 Municipal Partnership Program (MPP) Projects - One-Week Bike Camp, Bike Rodeo and Bike Valet for Town Events in 2023:

- i. The total estimated cost of \$5,250 (excluding H.S.T.) for the:
 - a. One-Week Bike Camp;
 - b. Bike Rodeo; and
 - c. Bike Valets associated with the Canada Day celebrations, the Tecumseh Twilight event and the Labour Day Weekend Fireworks;

with Tecumseh’s share being \$2,625 (50%) and the County’s share being \$2,625 (50%), in accordance with the MPP cost-sharing arrangement, **be endorsed;**

- ii. An application “Form D – Municipal Partnership Program” **be submitted** to the CWATS Implementation Committee for its consideration; and
- iii. Funding for this project from the Infrastructure Reserve, **be approved** for the purpose of the CWATS application and **referred** to the 2023 Budget process.

Carried

2. Legislative & Clerk Services

- a. LCS-2022-30 Inaugural Meeting of Council-Elect 2022

Motion: RCM - 260/22

Moved by Councillor Bill Altenhof

Seconded by Councillor Doug Pitre

That the Inaugural Meeting of the Council-elect for the 2022-2026 term be held on Tuesday, November 15, 2022 at 7:00 pm at the Ciociaro Club of Windsor, located at 3475 North Talbot Road, Tecumseh;

And that notice of the meeting and change of venue **be given** on the Town's website and social media.

Carried

- b. LCS-2022-31 Alley Closing and Transfer of Land Abutting 374 and 382 Barry Avenue and 12748 Little River Boulevard

Motion: RCM - 261/22

Moved by Councillor Brian Houston

Seconded by Deputy Mayor Joe Bachetti

That Report LCS-2022-31 entitled "Alley Closing and Transfer of Land Abutting 374 and 382 Barry Avenue and 12748 Little River Boulevard", **be received;**

And that the Acting Clerk **prepare** a by-law to close up and authorize the sale of the alley located between 374 and 382 Barry Avenue and Little River Boulevard **to be read** at the September 27, 2022 Regular Council Meeting;

And further that a Notice **be posted** on the Town's website regarding the Alley Closure and the Transfer of Land along with the intention to pass a By-law at the next Regular Council Meeting;

And furthermore that the cost of the closure and conveyance of the Subject Alley **be confirmed** to be the responsibility of the neighbouring property owner(s) acquiring the lands.

Carried

- c. LCS-2022-32 Call for 2022 Award Nominations

Motion: RCM - 262/22

Moved by Councillor Doug Pitre
Seconded by Councillor Bill Altenhof

That Report LCS-2022-32 entitled “Call for 2022 Award Nominations” **be received;**

And that the call for nominations as set out in the Town’s Awards Policy for the 2022 Awards **be deferred** to January 2023;

And further that submissions **be considered** at a Special Meeting of Council on Tuesday, March 14, 2023 at 6:00 pm.

Carried

- d. LCS-2022-33 Committees and Local Boards Application and Selection Process for 2023

Motion: RCM - 263/22

Moved by Councillor Brian Houston
Seconded by Deputy Mayor Joe Bachetti

That Notice of the Call for Applications for Statutory Committees and Local Boards **be posted** to the Town’s website and Facebook page, **advertised** in the local media, **delivered** to the current Local Board Members, **displayed** on the Town’s LED signs and **posted** in prominent locations in the Town’s facilities in September 2022;

And that the Notice of the Call for Applications for non-statutory Advisory Committees **be deferred** and that the Acting Clerk review the mandates of the non-statutory Advisory Committees relative to the Town’s Strategic Priorities and **report back** to Council on the findings and recommendations;

And further that a Special Meeting of Council **be scheduled** for Tuesday, December 13, 2022, at 6:00 pm for the purpose of considering Statutory Committee and Local Board applications.

Carried

3. Public Works & Engineering Services

- a. PWES-2022-38 Ministry of Transportation Transfer of Municipal Roads - Outer Drive and South Talbot Road

Motion: RCM - 264/22

Moved by Councillor Bill Altenhof
Seconded by Councillor Doug Pitre

That Report PWES-2022-38 titled “Ministry of Transportation of Ontario Transfer of Municipal Roads to the Town of Tecumseh: A Portion of Outer Drive and a Portion of South Talbot Road”, **be received**.

Carried

4. Finance Services

- a. FS-2022-07 2021 Year-End Budget Variance Report

Motion: RCM - 265/22

Moved by Deputy Mayor Joe Bachetti
Seconded by Councillor Brian Houston

That the 2021 Year-End Budget Variance Report, dated September 13, 2022, showing a tax supported surplus of \$1,341,379 and a rate-supported surplus of \$500,021 **be received**;

And that tax-supported surplus **transfers be made** as follows:

- a. \$500,000 operating fund surplus to Tax Rate Stabilization Reserve, including;
 - a. \$9,000 of unused funds allocated towards Energy Management initiatives to be carried forward into 2022, and
 - b. \$491,000 to replenish the Tax Rate Stabilization Reserve to approximately \$3.3 million
- b. \$810,569 operating fund surplus to Infrastructure Reserve; and
- c. \$30,810 capital fund surplus to Tax Rate Stabilization Reserve to be used for 2021 approved Small Equipment purchases not fulfilled at year-end.

And further that rate-supported surplus (Water and Wastewater services) **transfers be made** as follows:

- a. \$218,813 water operating fund surplus to the Water Rate Stabilization Reserve Fund; and

- b. \$281,208 wastewater operating fund surplus to the Wastewater Rate Stabilization Reserve Fund.

Carried

- b. FS-2022-09 Payroll Process Review Update

Motion: RCM - 266/22

Moved by Councillor Brian Houston
Seconded by Councillor Bill Altenhof

That Report FS-2022-09 Payroll Process Review Update **be received;**

And that Administration **report back** to Council with a further update following results of our upcoming Vadim Business Specialist review.

Carried

O. By-Laws

1. By-Law 2022-071

By-law to restrict Cannabis Greenhouse Operations in the Agricultural (A) Zone in accordance with the Policies of the Town of Tecumseh Official Plan

2. By-Law 2022-072

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. (Planning File: D19 6715MAL – 6715 Malden Road)

3. By-Law 2022-073

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. (Planning File: D19 4155MAN – 4155 Manning Road Condition of Consent Application B-09-22)

Motion: RCM - 267/22

Moved by Councillor Brian Houston
Seconded by Councillor Bill Altenhof

That By-law 2022-071 being a by-law to restrict Cannabis Greenhouse Operations in the Agricultural (A) Zone in accordance with the Policies of the Town of Tecumseh Official Plan;

That By-Law 2022-072 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 - 6715 Malden Road;

That By-law 2022-073 being a by-law to amend By-law 85-15, The Town's Comprehensive Zoning By-Law for those lands in the former Township of Sandwich South - 4155 Manning Road.

Be given first and second reading.

Carried

Motion: RCM - 268/22

Moved by Councillor Brian Houston

Seconded by Deputy Mayor Joe Bachetti

That By-law 2022-071 being a by-law to restrict Cannabis Greenhouse Operations in the Agricultural (A) Zone in accordance with the Policies of the Town of Tecumseh Official Plan;

That By-Law 2022-072 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 - 6715 Malden Road;

That By-law 2022-073 being a by-law to amend By-law 85-15, The Town's Comprehensive Zoning By-Law for those lands in the former Township of Sandwich South - 4155 Manning Road.

Be given third and final reading.

Carried

P. Unfinished Business

1. September 13, 2022

The Members receive the Unfinished Business listing for Tuesday, September 13, 2022.

Q. New Business

Manning Road Construction

A Member raised awareness of resident concerns with the recent vehicle accidents on Manning Road in the vicinity of where the construction was just completed. It is requested that Administration continue to monitor the area for the safety of motorists.

Tecumseh Business Improvement Area (BIA)

The Tecumseh BIA Christmas Party will be held on November 26, 2022 and Members are requested to save the date.

R. Motions

1. E-Scooters/Bike Program

This motion is brought forward by Deputy Mayor Joe Bachetti.

Motion: RCM - 269/22

Moved by Deputy Mayor Joe Bachetti
Seconded by Councillor Brian Houston

That Administration **be directed** to investigate the possibility of a pilot project with vendors that offer public access to utilize their e scooters or e bikes as an alternative mode of transportation on a pay-to-ride basis, and report back to Council with options and budget implications in time for consideration during the 2023 budget deliberations.

Carried

2. Confirmatory By-Law 2022-074

Motion: RCM - 270/22

Moved by Councillor Bill Altenhof
Seconded by Councillor Brian Houston

That By-Law 2022-074 being a by-law to confirm the proceedings of the Tuesday, September 13, 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, September 27, 2022

6:30 pm Court of Revision - South Talbot Drain and 12th Line Drain

7:00 pm Regular Council Meeting

U. Adjournment

Motion: RCM - 271/22

Moved by Councillor Bill Altenhof

Seconded by Councillor Brian Houston

That there being no further business, the Tuesday, September 13, 2022 meeting of the Regular Council **be adjourned** at 8:37 pm.

Carried

Gary McNamara, Mayor

Jennifer Alexander, Acting Clerk