

Public Meeting of Council

Minutes

Date: Wednesday, January 25, 2023
Time: 6:15 pm
Location: Tecumseh Town Hall - Council Chambers
917 Lesperance Road
Tecumseh, Ontario N8N 1W9

Present: Mayor, Gary McNamara
Deputy Mayor, Joe Bachetti
Councillor, James Dorner
Councillor, Alicia Higgison
Councillor, Brian Houston
Councillor, Tania Jobin
Councillor, Rick Tonial

Also Present: Chief Administrative Officer, Margaret Misek-Evans
Director Legislative Services & Clerk, Robert Auger
Director Public Works & Engineering Services, Phil Bartnik
Director Financial Services & Chief Financial Officer, Tom Kitsos
Acting Clerk, Jennifer Alexander
Deputy Clerk - Clerks Services & Policy Advisor, Christina Hebert

A. Roll Call

B. Call to Order

The Mayor calls the meeting to order at 6:36 pm.

C. 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.

D. Disclosure of Pecuniary Interest

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

E. Introduction and Purpose of Meeting

The purpose of the meeting is to hear public comment from any affected landowners on the proposed drainage works as set out in the Drainage Report, filed by Mark D. Hernandez of Dillon Consulting dated March 16, 2022.

The Director Public Works & Engineering Services provided a brief overview of the proposed drainage works as appended in the report on the agenda. He explained that the drainage report was presented to Council in February 2022 and approved. A Court of Revision was subsequently held in March 2022 and it was identified that revisions were required to the assessment and the report was sent back to the Engineer.

He outlines the changes to the reconsidered report with schedules D and E regarding revisions with benefit assessments to specific affected properties.

F. Delegations

1. Mark Hernandez, P.Eng, Drainage Engineer, Dillon Consulting

Mark Hernandez, is joined by Oliver Moir, and are available for questions from the Members.

2. Josette Eugeni and Jeff Sylvestre, Property Owners

Ms. Eugeni indicates that she has spoken with the Drainage Superintendent and has no further comments at this time.

The Mayor opens the floor for questions from the Members.

A Member inquires on the affected properties 1 through 10 with the proposed drainage works. He advises that there are some properties on Strawberry Drive that have water contributing to this drain through pools and rear yard downspouts which are not assessed. He inquires if the affected property boundary for assessment will be amended to incorporate these properties.

The Drainage Engineer indicates there was significant discussion regarding the properties on Strawberry Drive with the former Drainage Superintendent, where they became aware that some properties were draining their pools into this drain and not the municipal sewers on their properties. He advises it was determined that since these properties have municipal sewers, they were not assessed to this drain. The Director adds that the properties' water runoff was developed with rear yard drainage to the municipal storm sewer and not the drain.

The Director advises that the Drainage Act provides authority to the Drainage Engineer to decide how best to move forward with assessment of the proposed works and which properties are assessed. He adds that Administration will follow-up to ensure that the water runoff from these non-assessed properties are draining to the stormwater sewer.

G. Communications

1. Public Notice dated January 10, 2023
2. By-Law 2023-008
Being a by-law to provide for the repair and improvements to the Antaya Drain

H. Reports

1. PWES-2022-04 Request to Reconsider Engineer's Report – Antaya Drain

Motion: PCM - 04/23

Moved By Deputy Mayor Joe Bachetti
Seconded By Councillor James Dorner

That the Reconsidered Drainage Report for the Reassessment of the Antaya Drain (Drain) as prepared by Mark Hernandez, P.Eng., of Dillon Consulting Ltd., dated March 16, 2022, (Drainage Report) **be received**;

And that consideration **be given** to the first and second readings of a provisional by-law to adopt the Drainage Report in accordance with Section 42 of the Drainage Act (Act);

And further that notice **be given** to all affected landowners of the Court of Revision to be held on February 14, 2023, at 4:00 pm in accordance with Section 46(1) of the Act, subject to the adoption of the provisional by-law;

And furthermore that Communications items 1 and 2 as listed on the agenda **be received**.

Carried

I. Adjournment

Motion: PCM - 05/23

Moved By Councillor Rick Toniai

Seconded By Councillor Brian Houston

That there being no further business, the Wednesday, January 25, 2023 meeting of the Public Council Meeting **be adjourned** at 6:50 pm.

Carried

Gary McNamara, Mayor

Jennifer Alexander, Acting Clerk