

## **Regular Meeting of Council**

### **Minutes**

Date: Wednesday, January 25, 2023  
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, James Dorner  
Councillor, Alicia Higgison  
Councillor, Brian Houston  
Councillor, Tania Jobin  
Councillor, Rick Tonial

#### **Also Present:**

Chief Administrative Officer, Margaret Misk-Evans  
Director Legislative Services & Clerk, Robert Auger  
Director Public Works & Engineering Services, Phil Bartnik  
Director Community Safety & Fire Chief, Wade Bondy  
Director Technology & Client Services, Shaun Fuerth  
Director Community & Recreation Services, Beth Gignac  
Director Financial Services & Chief Financial Officer, Tom Kitsos  
Acting Clerk, Jennifer Alexander  
Deputy Clerk - Clerks Services & Policy Advisor, Christina Hebert  
Manager Engineering Services, John Henderson

#### **A. Roll Call**

#### **B. Order**

The Mayor calls the meeting to order at 7:00 pm.

#### **C. Report Out of Closed Meeting**

The Mayor reported that a closed meeting was held earlier this evening at 5:30 pm in accordance with and as permitted by Section 239(2)(c) of the Municipal Act. At this meeting, Council received an update and provided direction to Administration regarding two potential acquisitions of Land.

Immediately following the In-Camera Meeting, a closed Personnel Committee meeting was held in accordance with and as permitted by Section 239 (2) (b) and

(d). At this meeting, Council received an update regarding identifiable individuals /Town employees concerning labour relations.

**D. Moment of Silence**

The Members of Council and Administration observe a moment of silence.

**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, Leni 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 was no pecuniary interest declared by a Member of Council.

**H. Minutes**

- 1. Regular Council Meeting - December 13, 2022**
- 2. Public Council Meeting - December 13, 2022 ZBA 12106 Tecumseh Road**
- 3. Public Council Meeting- December 13, 2022, Curtis Drain**
- 4. Special Council Meeting - December 13, 2022, Committee and Board Appointments**

**Motion: RCM - 01/23**

Moved by Deputy Mayor Joe Bachetti  
Seconded by Councillor Rick Tonial

**That** the December 13, 2022 minutes of the Regular Council Meeting, the Public Council Meetings and 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. Ministry of Municipal Affairs and Housing dated January 4, 2023**

Re: Bill 23, More Homes Built Faster Act

**2. Town of Tecumseh dated January 4, 2023**

Letter of Condolence to OPP

**3. Premier of Ontario dated December 8, 2022**

Re: Response to Support for Health Care Connect and Canadian Armed Forces Resolution

**4. Association of Municipalities of Ontario dated January 17, 2023**

Re: AMO-LAS Municipal Energy Symposium November 2-3, 2023 - Save the Date. ([View here](#))

**5. Town of Amherstburg dated December 15, 2022**

Re: Notice of the Passing of an Interim Control By-Law by the Town of Amherstburg

**Motion: RCM - 02/23**

Moved by Councillor Alicia Higgison  
Seconded by Councillor Brian Houston

**That** Communications - For Information 1 through 5 as listed on the Wednesday, January 25, 2023 Regular Council Agenda, **be received**.

Carried

**L. Communications - Action Required**

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

**M. Committee Minutes**

There were no Committee Minutes presented to Council.

**N. Reports**

**1. Chief Administrative Officer - People & Culture**

- a. CAO-PC-2023-01 Business Improvement Area - Memorandum of Understanding

**Motion: RCM - 03/23**

Moved by Councillor Brian Houston

Seconded by Councillor Alicia Higgison

**That** Report CAO-2023-01 Business Improvement Area – Memorandum of Understanding and Budget Strategy **be received**;

**And that** By-Law 2023-018 authorizing the Mayor and Clerk to enter into a Memorandum of Understanding with the Town of Tecumseh Business Improvement Area **be adopted**;

**And further that** the Chief Administrative Officer **be authorized** to support a strategic planning exercise for the upcoming Business Improvement Area annual budget with a contribution in the order of \$1,600 (excluding HST) funded from the 2023 CAO professional services budget.

Carried

**2. Development Services**

- a. DS-2023-01 Zoning By-Law Amendment - 13931 Riverside Drive - Scheduling of a Public Meeting

**Motion: RCM - 04/23**

Moved by Councillor Tania Jobin

Seconded by Councillor Brian Houston

**That** the scheduling of a public meeting, to be held on Tuesday, February 28, 2023 at 5:00 p.m., in accordance with the *Planning Act* for a zoning by-law amendment application submitted for a 0.12 hectare (0.29 acre) parcel of land situated on the south side of Riverside Drive, approximately 35 metres (114 feet) east of its intersection with Arlington Boulevard (13931 Riverside Drive), seeking to amend Zoning By-law 2065 by rezoning the subject land from “Residential Type Two Zone (R2)” to a site-specific “Residential Type Two Zone (R2-8)” in order to facilitate the construction of a one-storey, two-unit dwelling (semi-detached dwelling) and establish site specific lot provisions, **be authorized**.

Carried

- b. DS-2023-02 Tecumseh Road Main Street Community Improvement Plan – 12021 Tecumseh Road

**Motion: RCM - 05/23**

Moved by Councillor Brian Houston  
Seconded by Councillor Rick Tonial

**That** the Grant Application for the Tecumseh Road Main Street Community Improvement Plan (CIP) Financial Incentive Program, for the property located at 12021 Tecumseh Road (Roll No. 374405000005700), **be deemed eligible and approved** for the:

- i. Planning Application and Permit Fee Grant Program in the amount of \$2,000; and
- ii. Development Charges Grant Program in the amount of \$23,998

in relation to the design and building permit application for the proposed construction of an addition to the existing commercial building on the subject property, all of which is in accordance with Section 11.3 (5) of the CIP and with DS-2023-02.

Carried

- c. DS-2023-03 Tecumseh Transit Service (TTS) - One-Year Extension of Transit Delivery and Maintenance Services - Agreement with First Canada ULC

**Motion: RCM - 06/23**

Moved by Councillor Brian Houston  
Seconded by Councillor Tania Jobin

**That** Report DS-2023-03 Tecumseh Transit Service (TTS) One-Year Extension of Transit Delivery and Maintenance Services Agreement with First Canada ULC for 2023, **be received**;

**And that** By-Law 2023-016 authorizing the execution of an Amending Agreement to the existing Transit Delivery and Maintenance Services Agreement between the Town of Tecumseh and First Canada ULC to facilitate a one-year extension for the period January 1, 2023 to December 31, 2023, **be adopted**.

Carried

**3. Public Works & Engineering Services**

- a. PWES-2023-02 Bridge and Culvert Needs Study

**Motion: RCM - 07/23**

Moved by Councillor Alicia Higgison

Seconded by Councillor Rick Toniai

**That** Report PWES-2023-02 2022 Bridge and Culvert Needs Study, Structures with Spans Greater than 3.0m, **be received**.

Carried

- b. PWES-2022-03 Traffic Radar Speed Survey for 2022

**Motion: RCM - 08/23**

Moved by Councillor Rick Toniai

Seconded by Councillor Alicia Higgison

**That** Report PWES-2023-03 Traffic Radar Speed Survey for 2022, **be received**.

Carried

- c. PWES-2023-07 County Road 42 and County Road 43 Improvements Cost Sharing Agreement with the County of Essex

**Motion: RCM - 09/23**

Moved by Councillor Rick Toniai

Seconded by Councillor Tania Jobin

**That** Report PWES-2023-07 regarding Phase 1 of the County Road 42 and County Road 43 Improvements Cost Sharing Agreement with the County of Essex, **be received**;

**And that** By-Law 2023-005 **be given** first, second and third reading, to authorize the Mayor and Clerk to execute the Cost Sharing Agreement, satisfactory in form to the Town's Solicitor, with the Corporation of the County of Essex.

Carried

**O. By-Laws**

- 1. By-law 2023-001 Deregulating Taxi Services**

Being a by-law to de-regulate taxi cabs, taxi cab drivers and taxi cab brokers in the Town of Tecumseh

**2. By-Law 2023-002 Appointments By-law - Clerk Appointment**

Being a by-law to confirm and appoint certain officers, servants and employees of The Corporation of the Town of Tecumseh

**3. By-Law 2023-003 Marriage Licensing - Repeal Marriage Ceremony Services**

Being a by-law to amend By-law 2018-09 to authorize the service of Marriage Licensing and Civil Marriage Ceremonies

**4. By-Law 2023-004 South Talbot Road Drain East and 12th Line Drain Tender Award**

Being a by-law to authorize the execution of an Agreement between The Corporation of the Town of Tecumseh and Nevan Construction Incorporated for the repair and improvement to the South Talbot Road Drain and 12th Line Drain

**5. By-Law 2023-005 County of Essex Agreement for County Road 42 Phase 1**

Being a by-law to authorize the execution of a cost sharing Agreement with the County of Essex for the Phase 1 construction works for County Road 42/43.

**6. By-Law 2023-006 Amending By-Law for By-law 2022-100 Fees and Charges**

Being a by-law to amend By-Law 2022-099 to prescribe administrative fees and charges for the Town of Tecumseh for the year 2023

**7. By-Law 2023-007 Zoning By-Law Amendment 12106 Tecumseh Road**

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

**8. By-Law 2023-010 Committee of Adjustment Appointments - Consents**

Being a by-law delegating the authority for the giving of consents for the term of Council 2022-2026

**9. By-Law 2023-011 Committee of Adjustment Appointments - Minor Variances**

Being a by-law constituting and appointing a Committee of Adjustment and empowering the granting of Minor Variances for the term of Council 2022-2026

**10. By-Law 2023-012 Property Standard Committee Appointments**

Being a by-law to appoint a Property Standards Committee for the term of Council 2022-2026

**11. By-Law 2023-013 Accessibility Advisory Committee Appointments**

Being a by-law to appoint members to the Tecumseh Accessibility Advisory Committee for the term of Council 2022-2026

**12. By-Law 2023-014 Police Services Board Appointments**

Being a by-law to appoint members to the Tecumseh Police Services Board for the term of Council 2022-2026

**13. By-Law 2023-015 BIA Board of Management Appointments**

Being a by-law to appoint directors to the Board of Management for the Business Improvement Area for the term of Council 2022-2026

**14. By-Law 2023-016 First Canada ULC Agreement**

Being a by-law to authorize the execution of an Amending Agreement with First Canada ULC

**15. By-Law 2023-017 Budget 2023**

Being a By-law to provide for the adoption of the estimates of all sums required (budget) for general municipal purposes for the Year 2023.

**16. By-Law 2023-018 BIA Memorandum of Understanding**

Being a by-law to authorize the execution of an Agreement with the Corporation of the Town of Tecumseh and the Town of Tecumseh Business Improvement Area Board of Management (BIA)

**17. By-Law 2023-008 - Antaya Drain - First and Second Readings**

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

**18. By-Law 2023-009 Branch of South Talbot and Holden Outlet - Meo Bridge - First and Second Readings**

Being a by-law to provide for the repair and improvements to the Branch of South Talbot and Holden Outlet Drain – Meo Bridge

**19. By-Law 2022-052 South Talbot Road East and 12th Line Drain - Third and Final Readings**

Being a by-law to provide for the repair and improvements to the South Talbot Road Drain East and 12<sup>th</sup> Line Drain

**Motion: RCM - 10/23**

Moved by Deputy Mayor Joe Bachetti  
Seconded by Councillor Rick Toniai

**That** By-Law 2023-001 being a by-law to de-regulate taxicabs, taxicab drivers and taxicab brokers in the Town of Tecumseh;



**That** By-Law 2023-002 being a by-law to confirm and appoint certain officers, servants and employees of The Corporation of the Town of Tecumseh;

**That** By-Law 2023-003 being a by-law to amend By-Law 2018-09 to authorize the service of Marriage Licensing and Civil Marriage Ceremonies;

**That** By-Law 2023-004 being a by-law to authorize the execution of an Agreement between the Corporation of the Town of Tecumseh and Nevan Construction Incorporated for the repair and improvement to the South Talbot Road Drain and 12th Line Drain;

**That** By-Law 2023-005 being a bylaw to authorize the execution of a cost sharing Agreement with the County of Essex for the Phase 1 construction works for County Road 42/43;

**That** By-Law 2023-006 being a by-law to amend By-Law 2022-099 to prescribe administrative fees and charges for the Town of Tecumseh for the year 2023;

**That** By-Law 2023-007 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;

**That** By-Law 2023-010 being a by-law delegating the authority for the giving of consents for the term of Council 2022-2026;

**That** By-Law 2023-011 being a by-law constituting and appointing a Committee of Adjustment and empowering the granting of Minor Variances for the term of Council 2022-2026;

**That** By-Law 2023-012 being a by-law to appoint a Property Standards Committee for the term of Council 2023-2026;

**That** By-Law 2023-013 being a by-law to appoint members to the Tecumseh Accessibility Advisory Committee for the term of Council 2022-2026;

**That** By-Law 2023-014 being a by-law to appoint members to the Tecumseh Police Service Board for the term of Council 2022-2026;

**That** By-Law 2023-015 being a by-law to appoint directors to the Board of Management for the Business Improvement Area for the term of Council 2022-2026;

**That** By-Law 2023-016 being a by-law to authorize the execution of an Amending Agreement with First Canada ULC;

**That** By-Law 2023-017 being a by-law to provide for the sums required (budget) for general municipal purposes for the Year 2023;

**That** By-Law 2023-018 being a by-law to authorize the execution of an Agreement with The Corporation of the Town of Tecumseh and the Town of Tecumseh Business Improvement Area Board of Management.

**Be given first and second reading.**

Carried

**Motion: RCM - 11/23**

Moved by Councillor Brian Houston

Seconded by Councillor Alicia Higgison

**That** By-Law 2023-001 being a by-law to de-regulate taxicabs, taxicab drivers and taxicab brokers in the Town of Tecumseh;

**That** By-Law 2023-002 being a by-law to confirm and appoint certain officers, servants and employees of The Corporation of the Town of Tecumseh;

**That** By-Law 2023-003 being a by-law to amend By-Law 2018-09 to authorize the service of Marriage Licensing and Civil Marriage Ceremonies;

**That** By-Law 2023-004 being a by-law to authorize the execution of an Agreement between the Corporation of the Town of Tecumseh and Nevan Construction Incorporated for the repair and improvement to the South Talbot Road Drain and 12th Line Drain;

**That** By-Law 2023-005 being a bylaw to authorize the execution of a cost sharing Agreement with the County of Essex for the Phase 1 construction works for County Road 42/43;

**That** By-Law 2023-006 being a by-law to amend By-Law 2022-099 to prescribe administrative fees and charges for the Town of Tecumseh for the year 2023;

**That** By-Law 2023-007 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;

**That** By-Law 2023-010 being a by-law delegating the authority for the giving of consents for the term of Council 2022-2026;

**That** By-Law 2023-011 being a by-law constituting and appointing a Committee of Adjustment and empowering the granting of Minor Variances for the term of Council 2022-2026;

**That** By-Law 2023-012 being a by-law to appoint a Property Standards Committee for the term of Council 2023-2026;

**That** By-Law 2023-013 being a by-law to appoint members to the Tecumseh Accessibility Advisory Committee for the term of Council 2022-2026;

**That** By-Law 2023-014 being a by-law to appoint members to the Tecumseh Police Service Board for the term of Council 2022-2026;

**That** By-Law 2023-015 being a by-law to appoint directors to the Board of Management for the Business Improvement Area for the term of Council 2022-2026;

**That** By-Law 2023-016 being a by-law to authorize the execution of an Amending Agreement with First Canada ULC;

**That** By-Law 2023-017 being a by-law to provide for the sums required (budget) for general municipal purposes for the Year 2023;

**That** By-Law 2023-018 being a by-law to authorize the execution of an Agreement with The Corporation of the Town of Tecumseh and the Town of Tecumseh Business Improvement Area Board of Management;

**Be given third and final reading.**

Carried

**Motion: RCM - 12/23**

Moved by Councillor Tania Jobin

Seconded by Councillor Brian Houston

**That** By-Law 2023-008 being a by-law to provide for the repair and improvement to the Antaya Drain;

**That** By-Law 2023-009 being a by-law to provide for the repair and improvements to the Branch of South Talbot and Holden Outlet Drain - Meo Bridge;

**Be given first and second reading.**

Carried

**Motion: RCM - 13/23**

Moved by Councillor Brian Houston

Seconded by Councillor Rick Tonial

**That** By-Law 2022-052 being a by-law to provide for the repair and improvements to the South Talbot Road Drain and 12th line Drain.

**Be given third and final reading.**

Carried

**P. Unfinished Business**

**1. January 25, 2023**

The Council Members were in receipt of the Unfinished Business listing for Wednesday, January 25, 2023.

**Q. New Business**

**Speed Reduction on County Road 46**

Councilor Jobin inquired on the process for speed reduction on County Road 46 and Manning Road from 80 km/h to 60 km/h.

**R. Motions**

**1. Great Lakes and St. Lawrence Cities Initiatives Freshwater Health Campaign**

This motion is brought forward by Mayor Gary McNamara

**Motion: RCM - 14/23**

Moved by Mayor Gary McNamara

Seconded by Deputy Mayor Joe Bachetti

**Whereas** the Town of Tecumseh as a member of the Great Lakes and St. Lawrence Cities Initiative, supports protecting source water, planning for climate change impacts and shoreline resilience, ensuring safe and affordable water services for all our residents, and building up a sustainable blue economy in the Great Lakes and St. Lawrence River Basin.

**Whereas** ensuring healthy communities and a strong economy for Canadians depend on securing Canada's source water, which includes addressing water quality issues, contaminants, and pollution, supporting biodiversity and reversing wetland and fish and wildlife habitat loss and improving community knowledge to empower citizens to safeguard this essential resource.

**Whereas** a Freshwater Action Plan and the Great Lakes Protection Initiative it supported were first announced in the 2017 Canadian federal budget with a \$44.84 million investment over five years.

**Whereas** the Freshwater Action Plan has combined science and action to address priorities in the Great Lakes such as preventing toxic and nuisance algae, enhancing the resilience of coastal wetlands in the Great Lakes, restoring Great Lakes Areas of Concern, and supporting Canada's commitments under the Great Lakes Water Quality Agreement, among other priorities.

**Whereas** a commitment was made by the Liberal Party of Canada in the 2021 federal election to strengthen the Freshwater Action Plan with an

historic investment of \$1 billion over ten years to restore and protect large lakes and river systems starting with the Great Lakes and St. Lawrence River Basin.

**Whereas** the federal government only committed \$19.6 million in funding in the 2022 Budget for the Freshwater Action Plan, falling short of the aforementioned commitment.

**Whereas** the United States has invested \$1.8 billion in the Great Lakes Restoration Initiative (GLRI) since 2017 and will see accelerated funding with the *Infrastructure Investment and Jobs Act*.

**Whereas** a 2018 University of Michigan study shows that for every dollar of federal spending on GLRI projects between 2010 and 2016, yielded \$3.35 in additional economic activity.

**Whereas** nearly half of Canada's population lives in the Great Lakes and St. Lawrence River Basin, a region that will continue to see accelerated growth, resulting in greater land and resource use pressures that will further contribute to water availability and quality issues.

**Whereas** the [Stockholm Resilience Centre](#) recently identified the importance of wetlands as carbon sinks and fresh water's role in climate mitigation.

**Whereas** the Great Lakes-St. Lawrence Collaborative outlined 30 recommendations to Environment and Climate Change Canada as part of a ten-year, \$2.2 billion [Action Plan 2020-2030 to protect the Great Lakes and St. Lawrence](#) (Action Plan 2020-2030), addressing shoreline erosion, outdated infrastructure, invasive species, exposure to toxins and beach contamination, following an 18-month consultation with First Nations, NGOs, academics and other experts.

**Whereas** the recommendations outlined in Action Plan 2020-2030 should serve as the basis of programming for strengthened federal action in the Great Lakes and St. Lawrence River Basin through its strengthened Freshwater Action Plan.

**Whereas** the newly established Canada Water Agency should play a role in accelerating the rollout of funding made available through a strengthened Freshwater Action Plan.

**Whereas** Freshwater Action Plan funding should largely be directed to community groups, local governments and First Nations to ensure that investments made will have the biggest local impact and empower action at the local level, rather than being held back for federal administration and operations.

**Whereas** it is critical to implement a strengthened Freshwater Action Plan, including accelerating \$1 billion over five years, and to creating a Canada Water Agency to consolidate and coordinate federal water efforts and

support provinces and territories in addressing systemic issues impacting the viability of the Great Lakes and St. Lawrence River Basin and the communities dependent upon the region's source water.

**Now therefore be it resolved** that the Town of Tecumseh calls on the federal government to commit \$1 billion in funding over five years for a strengthened Freshwater Action Plan in Budget 2023.

**Be it further resolved** that the Town of Tecumseh calls on the federal government to guide its Freshwater Action Plan funding to implement recommendations in the Action Plan 2020-2030.

**Be it further resolved** that the Town of Tecumseh calls on the federal government to direct priority funding under the strengthened Freshwater Action Plan to projects in the Great Lakes and St. Lawrence River Basin.

**Be it further resolved** that the Town of Tecumseh calls on the federal government to make municipalities eligible for future funding in programs announced under the strengthened Freshwater Action Plan.

**Be it further resolved** that the Town of Tecumseh directs its staff to submit this resolution to the federal Deputy Prime-Minister and Minister of Finance; the Minister of Environment and Climate Change; the Parliamentary Secretary to the Minister of Environment and Climate Change (responsible for the Canada Water Agency), and local Member of Parliament.

Carried

**2. Confirmatory By-Law 2023-019**

**Motion: RCM - 15/23**

Moved by Councillor Rick Tonial  
Seconded by Councillor Tania Jobin

**That** By-Law 2023-019 being a by-law to confirm the proceedings of the Wednesday, January 25, 2023, 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**

**Monday, February 13, 2023**

1:30 pm Special Council Meeting - Strategic Priorities

**Tuesday, February 14, 2023**

3:30 pm In Camera Meeting

4:00 pm Court of Revision - Antaya Drain

4:30 pm Court of Revision - Branch of South Talbot and Holden Outlet

5:00 pm Public Council Meeting - Gouin Drain

5:30 pm Public Council Meeting - Demonte Branch Drain

6:00 pm Special Council Meeting - Shoreline Master Plan

7:00 pm Regular Council Meeting

**U. Adjournment**

**Motion: RCM - 16/23**

Moved by Councillor James Dorner

Seconded by Councillor Brian Houston

**That** there being no further business, the Wednesday, January 25, 2023 meeting of the Regular Council **be adjourned** at 8:08 pm.

Carried

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Gary McNamara, Mayor

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Jennifer Alexander, Acting Clerk