

Regular Meeting of Council

Minutes

Date: Tuesday, February 14, 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 Misek-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 Development Services, Brian Hillman
Director Financial Services & Chief Financial Officer, Tom Kitsos
Deputy Clerk & Manager Legislative Services, Jennifer Alexander
Deputy Clerk - Clerks Services & Policy Advisor, Christina Hebert
Manager Engineering Services, John Henderson
Manager Facilities & Energy Management, Daniel Wolicki

A. Roll Call

B. Order

The Mayor calls the meeting to order at 7:12 pm.

C. Report Out of Closed Meeting

A closed meeting was held in accordance with and as permitted by Section 239 (2) (k) of the Municipal Act, 2001.

At this meeting, the Council received information and provided direction to Administration regarding a Town facility and plan/position to negotiations to be carried on behalf of the municipality.

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 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

Deputy Mayor Joe Bachetti declares a pecuniary interest on By-Law 2023-022 Gouin Drain as he owns affected property. Councillor Houston declares a pecuniary interest on the By-Law 2023-022 Gouin Drain as he owns affected property.

H. Minutes

1. **Regular Council Meeting - January 25, 2023**
 2. **Public Council Meeting - January 25, 2023, Tender Results**
 3. **Public Council Meeting - January 25, 2023, Antaya Drain**
 4. **Public Council Meeting - January 25, 2023, Branch of South Talbot and Holden Outlet Drain - Meo Bridge**
 5. **Special Council Meeting - January 25, 2023, Council Workshop on Procedure By-Law**
 6. **Special Council Meeting - January 17, 2023, Proposed Business Plan and Budget 2023**
 7. **Special Council Meeting - January 26, 2023, Capital Work Plans**
- Motion: RCM - 17/23**

Moved by Councillor Tania Jobin
Seconded by Councillor Brian Houston

That the January 25, 2023 minutes of the Regular Council, the January 25, 2023 Public Council Meetings, and the January 17 and 26, 2023, Special 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

Essex County Library Board

Adam Craig, Chief Librarian, Essex County Library, and Settimo Vilardi, Architect, Archon Architects, review the proposed architect drawings for the Cada library as appended to Report CRS-2023-01 on the agenda.

The Mayor opens the floor to questions from the Members.

In response to a inquiry on space for senior activities, the Chief Librarian explains that the renovated space will provide for senior space.

A Member inquired on the exterior lighting of the building highlighted in a recent community walk. The Director Community & Recreation Services indicates that exterior lighting has been addressed in the design along with security measures.

A Member inquired if there will be rental space available for community groups. The Chief Librarian explains that rental space will be available and hopes this will encourage more people to use the library.

Motion: RCM - 18/23

Moved by Deputy Mayor Joe Bachetti
Seconded by Councillor Rick Tonial

That the Essex County Library representatives, Adan Craig, Chief Librarian, and Settimo Vilardi, Archon Architects, **be permitted** to be a delegation.

Carried

Motion: RCM - 19/23

Moved by Deputy Mayor Joe Bachetti
Seconded by Councillor Brian Houston

That Report CRS-2023-01 be brought forward on the agenda for discussion and considerations.

Carried

1. CRS-2023-01 CADA Library Renovation - Final Concept Design

Motion: RCM - 20/23

Moved by Deputy Mayor Joe Bachetti
Seconded by Councillor Rick Tonial

That Report CRS-2023-01 CADA Library Renovation – Final Concept Design, **be received**;

And that the final conceptual design recommendations outlined in Attachment 1 to Report CRS-2023-01 to renovate the CADA Library Building located at 13675 St. Gregory's Road, **be approved**.

Carried

K. Communications - For Information

1. Essex Region Conservation Authority dated January 25, 2023

Re: Fee Schedule for 2023 ([View here](#))

2. Town of Tecumseh dated January 31, 2023

Re: Support for requests by Toronto Police Services Board related to Federal Bail Reform

3. Municipality of Lakeshore dated February 1, 2023

Re: Stormwater Master Plan - Notice of Public Information Centre

4. Deputy Minister and Commissioner of Emergency Management dated February 3, 2023

Re: Ontario's Provincial Emergency Management Strategy and Action Plan

Motion: RCM - 21/23

Moved by Councillor Rick Tonial
Seconded by Councillor James Dorner

That Communications - For Information 1 through 4 as listed on the Tuesday, February 14, 2023 Regular Council Agenda, **be received**.

Carried

L. Communications - Action Required

1. Essex Region Conservation Authority dated February 1, 2023

Re: Support for Municipal Member Appointment for the Essex Region Source Protection Committee

Motion: RCM - 22/23

Moved by Councillor Brian Houston
Seconded by Councillor Rick Tonial

That the Council of the Town of Tecumseh **endorse** the municipal appointments of Dennis Rogers, Union Water Supply System; and Frank Garardo, City of Windsor, to the Essex Region Source Protection Committee;

And that this motion be sent to the Essex Region Conservation Authority to be included in the Essex Region Source Protection Authority Committee meeting scheduled for April 13, 2023.

Carried

M. Committee Minutes

1. Police Services Board - January 16, 2023

Motion: RCM - 23/23

Moved by Councillor Rick Tonial
Seconded by Councillor Alicia Higgison

That the January 16, 2023 minutes of the Police Services Board as were duplicated and delivered to the members, **be accepted**.

Carried

N. Reports

1. Chief Administrative Officer - People & Culture

- a. CAO-2023-02 Non-Union and Council Economic Salary Adjustment 2023

Motion: RCM - 24/23

Moved by Councillor Brian Houston

Seconded by Councillor Alicia Higgison

That CAO-2023-02 entitled "Non-Union and Council Economic Adjustment for 2023", **be received**;

And that an annual economic adjustment for 2023 of 2.0% **be approved**, effective January 1, 2023, for the Management and Non-union Administrative Staff Wage Grid, in accordance with the Compensation and Salary Administration Policy No. 67;

And further that an annual economic adjustment for 2023 **be approved** as follows, in accordance with By-Law No. 2006-84, as amended by By-Law No. 2019-62, being a by-law to provide for the remuneration of Members of Council:

Mayor 2.0%

Deputy Mayor 0.5%

Councillors 1.0%

Carried

2. Community & Recreation Services

Report CRS-2023-01 CADA Library Renovation - Final Concept Design was brought forward on the agenda to Delegations for discussion and consideration.

3. Financial Services

a. FS-2023-01 Taxes Receivable December 2022

Motion: RCM - 25/23

Moved by Councillor Brian Houston

Seconded by Councillor Alicia Higgison

That Report FS-2023-01 Taxes Receivable December 2022, **be received**.

Carried

4. Legislative & Clerk Services

a. LCS-2023-01 Procedural By-Law Sub-Committee

Motion: RCM - 26/23

Moved by Councillor Brian Houston

Seconded by Councillor Rick Tonial

That Report LCS-2023-01 entitled “Procedural By-Law Sub-Committee” **be received;**

And that consideration be given to strike an Ad-hoc Sub-Committee of Council for the purpose or mandate of providing a review together with recommendations concerning amendments to the Town’s current Procedural By-Law 2022-013;

And further that Council **appoint** (3) Members: Mayor, Gary McNamara, Councillor Tania Jobin and Councillor Alicia Higgison to this committee to carry out the mandate of this Sub-Committee in consultation with the Clerk.

Carried

b. LCS-2023-02 Court of Revision Appointment for 4th Concession Drain

Motion: RCM - 27/23

Moved by Councillor Brian Houston

Seconded by Deputy Mayor Joe Bachetti

That Report LCS-2023-02 entitled Court of Revision Appointment - 4th Concession Drain **be received;**

And that Council **appoint** Councillor Tania Jobin to the Town of Lasalle Court of Revision (scheduled to convene and sit on March 23, 2023 at 4 p.m. in LaSalle Council Chambers) to hear any appeals on the assessment from the Drainage Report in relation to improvements for the 4th Concession Drain, as prepared by RC Spencer Associates Inc. dated August 5, 2022.

Carried

5. Public Works & Engineering Services

- a. PWES-2023-09 DMAF Phase 1 Scully-St. Mark's Pump Station Pre-Order for Generators - Tender Results

Motion: RCM - 28/23

Moved by Councillor Brian Houston
Seconded by Councillor James Dorner

That Report PWES-2023-09 Disaster Mitigation and Adaptation Fund Phase 1: Scully-St. Mark's Pump Station Preselection and Prepurchase of Backup Generator Request for Quotations Results, **be received;**

And that the quotes submitted on January 12, 2023 for the supply of one diesel generator set for the Scully-St. Mark's Pump Station Project, **be rejected.**

Carried

- b. PWES-2023-14 DMAF 2020 Intake - Phase 2 PJ Cecile Storm Pump Station - Award of Engineering Consulting Services

Motion: RCM - 29/23

Moved by Councillor Brian Houston
Seconded by Councillor Alicia Higgison

That Council **award** the Engineering Consulting Services for the P.J. Cecile Storm Pump Station Replacement Project in the amount \$1,157,400 excluding HST to Stantec Consulting Ltd. as an Irregular Result under the Town of Tecumseh Purchasing Policy and Schedule 'A' of By-law 2021-60;

And that By-law 2023-20 **be given** the first, second, third and final reading to authorize the Mayor and Clerk to execute an agreement, satisfactory in form to the Town's Solicitor, with Stantec Consulting Ltd.

Carried

O. By-Laws

- 1. By-Law 2023-020 St. Cecile Pumping Station Replacement Project - Engineering Services with Stantec Consulting**

Being a by-law to authorize the execution of an Agreement between the Corporation of the Town of Tecumseh and Stantec Consulting Inc for Engineering Services for the PJ Cecile Pump Station Replacement Project

- 2. By-Law 2023-021 Demonte Drain (1st and 2nd reading)**

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

3. By-Law 2023-022 Gouin Drain (1st and 2nd Reading)

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

4. By-Law 2023-023 Dog Tag Fees

Being a by-law to amend By-Law No. 2003-91, being a by-law to provide for the regulation, restriction and prohibition of the keeping and running-at-large of dogs in the Town of Tecumseh

5. By-Law 2023-025 Amendment to Water and Wastewater Rates for 2023

Being a by-law to amend By-Law 2022-102, being a by-law to establish the water and wastewater rates for the year 2023

Given that Deputy Mayor Joe Bachetti and Councillor Brian Houston declared a pecuniary interest on By-law 2023-022, they refrained from discussion or voting on the following by-law.

Motion: RCM - 30/23

Moved by Councillor Alicia Higgison
Seconded by Councillor Rick Tonial

That By-Law 2023-22 being a bylaw to provide for the repair and improvements to the Gouin Drain.

Be given first and second reading.

Carried

Motion: RCM - 31/23

Moved by Councillor Brian Houston
Seconded by Councillor Tania Jobin

That By-Law 2023-020 being a by-law to authorize the execution of an Agreement between the Corporation of the Town of Tecumseh and Stantec Consulting Inc for Engineering Services for the PJ Cecile Pump Station Replacement Project;

That By-Law 2023-021 being a by-law to provide for the repair and improvements to the Demonte Drain;

That By-Law 2023-023 being a by-law to amend By-Law 2003-91, being a by-law to provide for the regulation, restriction and prohibition of the keeping and running-at-large of dogs in the Town of Tecumseh;

That By-Law 2023-025 being a by-law to amend By-Law 2022-102, being a by-law to establish the water and wastewater rates for the year 2023.

Be given first and second readings.

Carried

Motion: RCM - 32/23

Moved by Councillor Brian Houston

Seconded by Councillor Tania Jobin

That By-Law 2023-020 being a by-law to authorize the execution of an Agreement between the Corporation of the Town of Tecumseh and Stantec Consulting Inc for Engineering Services for the PJ Cecile Pump Station Replacement Project;

That By-Law 2023-023 being a by-law to amend By-Law 2003-91, being a by-law to provide for the regulation, restriction and prohibition of the keeping and running-at-large of dogs in the Town of Tecumseh;

That By-law 2023-025 being a by-law to amend By-law 2022-102, being a by-law to establish the water and wastewater rates for the year 2023.

Be given third and final reading.

Carried

P. Unfinished Business

1. February 14, 2023

In response to an inquiry, a report to Council will be presented in Q2 on the E-Scooter Program.

Q. New Business

VIA Rail and Lesperance Road Construction

A Member inquired on the communications plan to local business regarding the construction timeline for VIA Rail and Lesperance Road. The Director Public Works & Engineering Services indicates that there will be an information session on February 22, 2023 to review the details with local business owners. There will be communications and notices published and along with updates provided on the Town's website. It is recommended that the school boards be notified as school busses will need to have alternative routes during the construction period.

R. Motions

1. County Road 46 Request for Speed Reduction

Motion: RCM - 33/23

Moved by Councillor Tania Jobin
Seconded by Councillor Rick Tonial

That the County of Essex **be requested** to amend the speed limit on County Road 46 from 80 km/hr to 60 km/hr, from County Road 46 at the intersection of County Road 19 (Manning Road);

And that as County Road 46 east of County Road 19 (Manning Road) is located within the Municipality of Lakeshore that this motion **be sent** to the Clerk of the Municipality of Lakeshore for Council's support and endorsement;

And further that this motion and background **be sent** to the Clerk for the County of Essex requesting they be placed on the next regular meeting of County Council's Agenda for consideration.

Carried

2. Confirmatory By-Law 2023-026

Motion: RCM - 34/23

Moved by Councillor Rick Tonial
Seconded by Councillor James Dorner

That By-Law 2023-026 being a by-law to confirm the proceedings of the Tuesday, February 14, 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

Tuesday, February 28, 2023

4:00 pm Special Council Meeting - MFIPPA Workshop

5:00 pm Public Council Meeting - ZBA - 13931 Riverside Drive

6:00 pm Public Council Meeting - Shuttleworth Drain

6:30 pm Public Council Meeting - Sullivan Creek Drain

7:00 pm Regular Council Meeting

U. Adjournment

Motion: RCM - 35/23

Moved by Councillor Brian Houston
Seconded by Councillor Tania Jobin

That there being no further business, the Tuesday, February 14, 2023 meeting of the Regular Council **be adjourned** at 8:23 pm.

Carried

Gary McNamara, Mayor

Robert Auger, Clerk