

Regular Meeting of Council

Minutes

Date: Tuesday, April 11, 2023
Time: 7:00 pm
Location: Tecumseh Town Hall - Council Chambers
917 Lesperance Road
Tecumseh, Ontario N8N 1W9

Present:

Mayor, Gary McNamara
Councillor, James Dorner
Councillor, Alicia Higgison
Councillor, Brian Houston
Councillor, Tania Jobin
Councillor, Rick Tonial

Absent:

Deputy Mayor, Joe Bachetti

Also Present:

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

A. Roll Call

B. Order

The Mayor calls the meeting to order at 7:54 pm.

C. Report Out of Closed Meeting

A closed meeting of Council was held earlier today in accordance with and as permitted by Section 239 (2)(a)(c)(k) of the Municipal Act, 2001. During the meeting, Council Received information on security measures relating to property and provided direction on a special project.

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, 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

Councillor Houston declared a pecuniary interest on By-Law 2023-022 being a by-law to provide for the repair and improvement to the Gouin Drain as he is an affected property owner.

H. Minutes

1. Regular Council Meeting - March 28, 2023
2. Public Council Meeting - March 28, 2023 - 11th Concession Drain
3. Special Council Meeting - March 28, 2023 - Procurement Policy and Customer Service Council Workshop

Motion: RCM - 89/23

Moved by Councillor Alicia Higgison

Seconded by Councillor Rick Tonial

That the Tuesday, March 28, 2023 minutes of the Regular Council meeting, the Special Council meeting and the Public 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 Accessibility and Seniors dated March 28, 2023
Re: Call for Nominations - 2023 Ontario Senior of the Year
2. Ministry of the Attorney General dated March 24, 2023
Re: Ontario Provincial Offences Act

Motion: RCM - 90/23

Moved by Councillor Alicia Higgison
Seconded by Councillor Tania Jobin

That Communications - For Information 1 and 2 as listed on the Tuesday, April 11, 2023 Regular Council Agenda, **be received**.

Carried

L. Communications - Action Required

There are no Communications-Action Required presented to Council.

M. Committee Minutes

There are no Committee Minutes presented to Council.

N. Reports

1. Community & Recreation Services
 - a. CRS-2023-05 Essex Power Youth in Community Fund

Motion: RCM - 91/23

Moved by Councillor Rick Tonial
Seconded by Councillor James Dorner

That Report CRS-2023-05 regarding the Essex Power Youth in Community Fund, **be received** for information.

Carried

2. Public Works & Engineering Services
 - a. PWES-2023-29 LAS Sewer and Water Line Warranty Program Service Line Warranties of Canada Inc. Agreement Renewal Term

Motion: RCM - 92/23

Moved by Councillor Alicia Higgison
Seconded by Councillor Tania Jobin

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, 2023.

Carried

- b. PWES-2023-31 Municipal Class Environmental Assessment Notice of Amendment

Motion: RCM - 93/23

Moved by Councillor Brian Houston
Seconded by Councillor James Dorner

That Report PWES-2023-31 titled "Municipal Class Environmental Assessment – Notice of Amendment," **be received**.

Carried

- c. PWES-2023-32 Supply of Various Vehicles

Motion: RCM - 94/23

Moved by Councillor James Dorner
Seconded by Councillor Alicia Higgison

That Administration **be authorized** to obtain quotations for the 2023 Supply of Various Vehicles as summarized in Attachment 1 to Report PWES-2023-32;

And that the equipment summarized in Attachment 2 to Report PWES-2023-32 **be declared** surplus and disposed of through Part VI, Disposal of Surplus or Scrap Materials and Equipment of the Town's Purchasing Policy;

And further that Appendix A titled "Town of Tecumseh 2023-2032 Ten Year Fleet Funding and Replacement Schedules" and Appendix B titled "Town of Tecumseh 2023-2032 Ten Year Fire and Rescue Services Apparatus Funding and Replacement Schedules" attached to Report PWES-2023-32, **be adopted** as amended;

And furthermore that funding for the purchase of the 2023 Supply of Various Vehicles outlined in Appendix A in the amount of \$939,500 plus associated costs for outfitting, \$18,000, for a total of 957,500 **be funded** from the Lifecycle Fleet Reserve.

Carried

- d. PWES-2023-33 12th Concession Road Watermain Replacement Project – Tender Award

Motion: RCM - 95/23

Moved by Councillor Brian Houston

Seconded by Councillor Tania Jobin

That the tender for the 12th Concession Road Watermain Replacement Project in the amount of \$195,900 (excluding HST) **be awarded** to SheaRock Construction Group Inc;

And that By-Law 2023-48 be given 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 SheaRock Construction Group Inc.;

And further that project funding allocations, reflecting a total budget requirement of \$296,000, with a \$16,000 increase to the original allocation, **be accommodated** as follows:

- Watermain Reserve Fund – increase from \$280,000 to \$296,000

Carried

- e. PWES-2023-20 Amendment to the East Townline Drain (St. Clair) Drainage Assessment Schedule

Motion: RCM - 96/23

Moved by Councillor Alicia Higgison

Seconded by Councillor Rick Tonial

That Report PWES-2023-20 regarding a correction to Schedule A of By-law 2022-096, being a by-law which amended the drainage assessments estimated in the engineer's report based on actual costs incurred for the construction of the East Townline Drain (St. Clair Outlet), **be received**;

And that the recommended update to Schedule A of By-law 2022-096 **be approved** through the adoption of Amending By-law 2023-024.

Carried

O. By-Laws

1. By-Law 2023-048 Tender Award for 12th Concession Road Watermain
Being a By-law to authorize the execution of an Agreement between The Corporation of the Town of Tecumseh and Shearock Construction Group Inc., for the 12th Concession Road Watermain Mun. 2737 to Mun. 2773
2. By-Law 2023-049 Provincial Gas Tax Transit Grant
Being a by-law to authorize the execution of a Letter of Agreement between The Corporation of the Town of Tecumseh and Her Majesty the Queen in Right of Ontario as represented by the Minister of Transportation for Ontario relating to funding under the Dedicated Gas Tax Funds for Public Transportation
3. By-Law 2023-050 Appointments By-law - Bylaw Officer
Being a by-law to Appoint a By-Law Enforcement Officer for the Corporation of the Town of Tecumseh
4. By-Law 2023-024 East Townline Drain
Being a by-law to amend By-Law 2022-09, being a by-law to amend drainage assessment estimated in engineer reports based on actual costs incurred for the construction of the East Townline Drain (St. Clair Outlet)
5. By-Law 2023-021 Demonte Drain - 3rd and Final Reading
Being a by-law to provide for the repair and improvements to the Demonte Drain
6. By-Law 2023-022 Gouin Drain 3rd and Final Reading
Being a by-law to provide for the repair and improvements to the Gouin Drain

Councillor Brian Houston having declared a conflict of interest on the Gouin Drain refrains from voting on By-law 2023-022.

Motion: RCM - 97/23

Moved by Councillor Alicia Higgison
Seconded by Councillor Brian Houston

That By-Laws 2023-048 being a by-law to authorize the execution of Agreement between The Corporation of the Town of Tecumseh and Shearock Construction Group Inc, for the 12th Concession Road Watermain Mun. 2737 to Mun. 2773;

That By-Law 2023-049 being a by-law to authorize the execution of a Letter of Agreement between The Corporation of the Town of Tecumseh and Her Majesty the Queen in Right of Ontario as represented by the

Minister of Transportation for Ontario relating to funding under the Dedicated Gas Tax Funds for Public Transportation Program;

That By-Law 2023-50 being a by-law to appoint a By-Law Enforcement Officer for the Corporation of the Town of Tecumseh;

That By-Law 2023-024 being a By-Law to Amend By-Law 2022-096, being a By-law to amend drainage assessments estimated in engineer reports based on actual costs incurred for the construction of the East Townline Drain (St. Clair Outlet).

Be given first and second reading.

Carried

Motion: RCM - 98/23

Moved by Councillor Tania Jobin

Seconded by Councillor James Dorner

That By-Laws 2023-048 being a by-law to authorize the execution of Agreement between The Corporation of the Town of Tecumseh and Shearock Construction Group Inc, for the 12th Concession Road Watermain Mun. 2737 to Mun. 2773;

That By-Law 2023-049 being a by-law to authorize the execution of a Letter of Agreement between The Corporation of the Town of Tecumseh and Her Majesty the Queen in Right of Ontario as represented by the Minister of Transportation for Ontario relating to funding under the Dedicated Gas Tax Funds for Public Transportation Program;

That By-Law 2023-50 being a by-law to appoint a By-Law Enforcement Officer for the Corporation of the Town of Tecumseh;

That By-Law 2023-024 being a By-Law to Amend By-Law 2022-096, being a By-law to amend drainage assessments estimated in engineer reports based on actual costs incurred for the construction of the East Townline Drain (St. Clair Outlet);

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

Be given third and final reading.

Carried

Motion: RCM - 99/23

Moved by Councillor Alicia Higgison
Seconded by Councillor James Dorner

That By-law 2023-22 being a by-law to provide for the repair and improvement to the Demonte Drain.

Be given third and final reading.

Carried

P. Unfinished Business

1. April 11, 2023

The Members receive the Unfinished Business listing for Tuesday, April 11, 2023.

Q. New Business

Wood Carving in Lakewood Park

The Director Community & Recreation Services provides an update on the design of the wood carving depicting Chief Tecumseh.

Motion: RCM - 100/23

Moved by Councillor Rick Tonial
Seconded by Councillor James Dorner

That the verbal report provided by the Director Community & Recreation Services on the wood carving design of Chief Tecumseh **be received**.

Carried

R. Motions

1. Confirmatory By-Law 2023-051

Motion: RCM - 101/23

Moved by Councillor Rick Tonial
Seconded by Councillor Tania Jobin

That By-Law 2023-051 being a by-law to confirm the proceedings of the Tuesday, April 11, 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, April 24, 2023

4:00 pm Special Council Meeting - Strategic Priorities

Tuesday, April 25, 2023

4:30 pm Court of Revision - 11th Concession

5:00 pm Public Council Meeting - ZBA 1650 Shawnee Road

5:30 pm Public Council Meeting - New Building Fees By-Law

6:00 pm Special Council Meeting - Turkey Creek Watershed Hydrologic and Modelling Study

7:00 pm Regular Council Meeting

U. Adjournment

Motion: RCM - 102/23

Moved by Councillor Tania Jobin

Seconded by Councillor James Dorner

That there being no further business, the Tuesday, April 11, 2023 meeting of the Regular Council **be adjourned** at 8:35 pm.

Carried

Gary McNamara, Mayor

Jennifer Alexander, Acting Clerk