

Court of Revision Meeting

Minutes

Date: Tuesday, June 27, 2023
Time: 5:30 pm
Location: Tecumseh Town Hall - Council Chambers
917 Lesperance Road
Tecumseh, Ontario N8N 1W9

Present: Councillor, James Dorner
Councillor, Alicia Higgison
Councillor, Tania Jobin
Councillor, Rick Tonial

Absent: Mayor, Gary McNamara

Also Present: Chief Administrative Officer, Margaret Misek-Evans
Director Legislative Services & Clerk, Robert Auger
Director Public Works & Engineering Services, Phil Bartnik
Director Technology & Client Services, Shaun Fuerth
Deputy Clerk & Manager Legislative Services, Jennifer Alexander
Deputy Clerk - Clerks Services & Policy Advisor, Christina Hebert
Manager Engineering Services, John Henderson
Drainage Superintendent, Alessia Mussio

A. Roll Call

B. Call to Order

The Clerk calls the meeting to order at 5:30 pm. The Chair, Mayor Gary McNamara, sends his regrets for this meeting as he is on personal leave.

Motion: CR - 14/23

Moved By Councillor Rick Tonial
Seconded By Councillor James Dorner

That Councillor Tania Jobin **be appointed** as Acting Chair for this Court of Revision meeting.

Carried

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 from any affected owner who wishes to appeal his/her assessment or any part thereof as set out in the Drainage Report for the East Townline Drain, prepared by Mark Hernandez P. Eng, dated April 14, 2023.

The Drainage Superintendent provides a brief overview of the Drainage Report as appended on the Agenda.

F. Delegations

1. Rick McDonald and Barbara Biggar, Affected Property Owner
Barbara Biggar, 1778 Lesperance Road, inquires on how her property is on the assessment while her neighbours are not. Her property was assessed with the Cyr Drain a year and a half ago and does not understand how her property fits into Schedule C of the proposed works on the East Townline Drain.
Mr. Hernandez explains that Ms. Biggar's property is assessed because the Cyr Drain outlets into the downstream East Townline Drain. He explains that landowners may be assessed to one or more drains depending the waterflow to a sufficient outlet.
In response to which property owners are assessed in a schedule, the Drainage Engineer explains the use of Blocks, which is a group of properties in a very dense area, as a matter of efficiency for assessments. When there are larger properties, those properties will be listed separately in the Schedule.
2. Mark Hernandez, P.Eng., Drainage Engineer
Mr. Hernandez advises as a follow-up from the Public Meeting held on May 23, 2023, and he noted there were a few properties that needed to be added to the Schedule. These properties were added that were along the

Antaya Drain and revised the Block C assessment to be consistent with the previous Drainage Report. There were a few properties identified as agricultural which previously was non-agricultural and was revised so that those properties have the potential to receive the farm tax and eligible for grants. Furthermore, Administration advised of some parcel changes which affected three properties which was revised. These housekeeping items have been addressed and have been provided to Administration.

The Acting Chair confirms there are no other questions.

Motion: CR - 15/23

Moved By Councillor Alicia Higgison

Seconded By Councillor Rick Tonial

That the assessments contained in the Drainage Report for the East Townline Drain prepared by Mark Hernandez, P.Eng., dated April 14, 2023 **be confirmed.**

Carried

G. Communications

1. Public Notice dated June 6, 2023
2. PWES-2023-40 Request to Consider Engineers Report - East Townline Drain -Lower Portion of the Lake St. Clair Outlet
3. By-Law 2023-063 East Townline Drain

Being a by-law to provide for the repair and improvements to the East Townline Drain (Lower Portion Improvements)

Motion: CR - 16/23

Moved By Councillor Rick Tonial

Seconded By Councillor Alicia Higgison

That Communications - For Information 1 to 3 as listed on the Tuesday, May 23, 2023 Court of Revision Agenda, **be received.**

Carried

H. Adjournment

Motion: CR - 17/23

Moved By Councillor Rick Tonial

Seconded By Councillor Alicia Higgison

That there being no further business, the Tuesday, June 27, 2023 meeting of the Court of Revision **be adjourned** at 5:39 pm.

Carried

Chair Gary McNamara, Mayor

Robert Auger, Clerk