

Regular Meeting of Council

Minutes

Date: Tuesday, August 13, 2024
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 Public Works & Engineering Services, Phil Bartnik
Director Community Safety & Fire Chief, Wade Bondy
Director People & Culture, Michelle Drouillard
Director Technology & Client Services, Shaun Fuerth
Director Community & Recreation Services, Beth Gignac
Director Development Services, Brian Hillman
Deputy Clerk & Manager Legislative Services, Jennifer Alexander
Deputy Clerk - Clerks Services & Policy Advisor, Christina Hebert
Deputy Treasurer & Manager Financial Services, Zora Visekruna
Manager Building Services & Chief Building Official, Peter Valore

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 of Council was held at 6:30 pm in accordance with and as permitted with Section 239 (2) (c) and (h) of the *Municipal Act, 2001*, which states that a meeting or part of a meeting may be closed to the public if the subject matter relates to:

c) discussions concerning a proposed or pending acquisition or disposition of land by the municipality or local board;

h) discussions concerning information explicitly supplied in confidence to the municipality or local board by Canada, a province or territory or a Crown agency of any of them.

At this meeting, Council received information explicitly supplied in confidence and provided further direction to negotiate concerning proposed acquisitions of land.

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 is no pecuniary interest declared by a Member of Council.

H. Minutes

1. **Regular Council Meeting - July 23, 2024**
2. **Public Council Meeting - July 23, 2024**

Motion: RCM - 187/24

Moved by Councillor Rick Tonial
Seconded by Councillor Alicia Higgison

That the July 23, 2024 minutes of the Regular Council Meeting and the Public Council Meeting, as were delivered to the members, **be adopted**.

Carried

I. Supplementary Agenda Adoption

There are no supplementary agenda items.

J. Consent Agenda Items

1. **CRS-2024-20 Team Goran Event Sponsorship Agreement**
2. **PWES-2024-43 Windsor Essex Region Stormwater Manual Update**
3. **PWES-2024-44 Appointment of Drainage Engineer 11th Concession Drain (Private Access Culvert)**

Motion: RCM - 188/24

Moved by Councillor Alicia Higgison
Seconded by Councillor Tania Jobin

That Reports CRS-2024-20 Team Goran Event Sponsorship Agreement, PWES-2024-43 Windsor Essex Region Stormwater Manual Update, and PWES-2024-44 Appointment of Drainage Engineer 11th Concession Drain be received and that the respective recommendations noted in each report be approved.

Carried

K. Delegations

There are no Delegations presented to Council.

L. Communications

1. For Information:

There are no Communications for Information items presented to Council.

2. For Action:

- a. Western Ontario Wardens Caucus dated May 13, 2024

Re: Return of the Ontario West Municipal Conference

Motion: RCM - 189/24

Moved by Councillor Rick Tonial
Seconded by Councillor Brian Houston

That the Mayor and Members of Council be authorized to attend the Ontario West Municipal Conference on Friday October 25, 2024, at a cost of \$300 per person, in accordance with the Town's Professional Development Policy and subject to funding in the 2024 Budget.

Carried

b. Source Protection Committee dated July 29, 2024

Re: Municipal Appointments

Motion: RCM - 190/24

Moved by Councillor Brian Houston

Seconded by Councillor James Dorner

That the Council of the Town of Tecumseh **endorse** the following appointments to the Essex Region Source Protection Committee:

- Kirk Walstedt, Union Water Supply System, expected appointment date: October 10, 2024; term of appointment: 5 years
- Jason Barlow, Municipality of Lakeshore, expected appointment date: October 10, 2024; term of appointment: 5 years
- Antonietta Giofu, Town of Amherstburg, expected appointment date: October 10, 2024; term of appointment: 5 years.

Carried

c. Tecumseh Housing Advisory Panel - Appointment

Re: Windsor Essex Community Housing Corporation

Motion: RCM - 191/24

Moved by Councillor Alicia Higgison

Seconded by Deputy Mayor Joe Bachetti

That Nolan Goyette, Chief Tenant Services Officer, Windsor-Essex Community Housing Corporation **be appointed as an alternate member** to the Tecumseh Housing Advisory Panel and that the term of his appointment shall expire on the 14th day of November 2026 or until such time new appointments are made by Council.

Carried

M. Update from County Council and Boards

There are no updates provided.

N. Committee Minutes

1. Town of Tecumseh Business Improvement Area - June 18, 2024 and July 25, 2024

Motion: RCM - 192/24

Moved by Councillor Rick Tonial
Seconded by Councillor Brian Houston

That the June 18, 2024 and the July 25, 2024 minutes of the Tecumseh Business Improvement Board of Management meetings, as were duplicated and delivered to the members, **be accepted**.

Carried

O. Reports

1. Community & Recreation Services

- a. CRS-2024-21 Windsor Essex Catholic District School Board - Lacasse Park Use Agreement

Motion: RCM - 193/24

Moved by Councillor Brian Houston
Seconded by Councillor Alicia Higgison

That CRS-2024-21 Lacasse Park Use Agreement – Windsor-Essex Catholic District School Board School Board **be received**;

And that By-Law 2024-072 **be considered** for the first, second, third and final reading to authorize the Mayor and Clerk to execute a Use Agreement for Lacasse Park with the Windsor-Essex Catholic District School Board.

Carried

2. Development Services

- a. DS-2024-28 2024 Six Month Building Services Permit Report

Motion: RCM - 194/24

Moved by Deputy Mayor Joe Bachetti
Seconded by Councillor Tania Jobin

That Report DS-2024-28 entitled “2024 Six Month Building Services Permit Report” **be received**.

Carried

3. Public Works & Engineering Services

- a. PWES-2024-45 Shuttleworth Drain Tender Award

Motion: RCM - 195/24

Moved by Councillor Rick Tonial
Seconded by Councillor James Dorner

That the tender award for the Shuttleworth Drain, in the amount of \$190,726 excluding HST, **be awarded** to Murray Mills Excavating & Trucking (Sarnia) Ltd.;

And that By-Law 2024-071 **be considered** for first, second, third and final readings, to authorize the Mayor and Clerk to execute an agreement, satisfactory in form to the Town's solicitor with Murray Mills Excavating & Trucking (Sarnia) Ltd.

Carried

- b. PWES-2024-46 Amendment to the 2024-2028 PWES Capital Works Plan Banwell Road Corridor Improvements (Mulberry to CP Rail)

Motion: RCM - 196/24

Moved by Councillor Rick Tonial
Seconded by Councillor Alicia Higgison

That report PWES-2024-46 Amendment to the 2024-2028 PWES Capital Works Plan, Banwell Road Corridor Improvements (Mulberry Drive to CP Rail) - Town of Tecumseh Ancillary Works, **be received**;

And that the Banwell Road Corridor Improvements (Mulberry Drive to CP Rail) - Town of Tecumseh Ancillary Works, with project expenditures of \$1,992,000, **be approved and funded from:**

- \$1,008,000 from the Road Lifecycle Reserve
- \$984,000 from the Water Facilities Reserve Fund.

Carried

P. By-Laws

1. By-Law 2024-067 Team Goran Sponsorship Agreement

Being a by-law to authorize the execution of a Sponsorship Agreement between the Corporation of the Town of Tecumseh and RE/MAX CARE Realty, Team Goran

2. By-Law 2024-068 Zoning By-Law Amendment - UHAUL, Walker Road

Being a by-law to amend By-Law 85-18, the Town's Comprehensive Zoning By-law for those lands in the former Township of Sandwich South. (Planning File: D19 UHAULWA - U-Haul Walker Road)

3. By-Law 2024-069 Zoning By-Law Amendment 5485 Walker Road

Being a by-law to amend By-law 85-18, the Town's Comprehensive Zoning By-law for those lands in the former Township of Sandwich South. (Planning File: D19 5485WA - 5485 Walker Road)

4. By-Law 2024-070 Zoning By-Law Amendment Oldcastle Heights Residential Subdivision

Being a by-law to amend By-law 85-18, the Town's Comprehensive Zoning By-law for those lands in the former Township of Sandwich South. (Planning File: D19 OLDRES - Oldcastle Heights Residential Subdivision)

5. By-Law 2024-071 Shuttleworth Drain Tender Award

Being a by-law to authorize the execution of an Agreement between the Corporation of the Town of Tecumseh and Murray Mills Excavating & Trucking (Sarnia) Ltd. for the repair and improvement to the Shuttleworth Drain

6. By-Law 2024-072 Windsor Essex Catholic District School Board - Lacasse Park Use Agreement

Being a by-law to authorize the execution of an Agreement between The Corporation of the Town of Tecumseh and the Windsor Essex Catholic District School Board for the use of the Lacasse Park parking lot as a drop off and pick up area for St. Pius Elementary School students

Motion: RCM - 197/24

Moved by Deputy Mayor Joe Bachetti
Seconded by Councillor Rick Tonial

That By-Law 2024-067 being a by-law to authorize the execution of a Sponsorship Agreement between the Corporation of the Town of Tecumseh and RE/MAX CARE Realty, Team Goran;

That By-Law 2024-068 being a by-law to amend By-law 85-18, the Town's Comprehensive Zoning By-law for those lands in the former Township of Sandwich South- UHaul, Walker Road;

That By-Law 2024-069 being a by-law to amend By-law 85-18, the Town's Comprehensive Zoning By-Law for those lands in the former Township of Sandwich - 5485 Walker Road;

That By-Law 2024-070 being a by-law to amend By-law 85-18, the Town's Comprehensive Zoning by-law for those lands in the former Township of Sandwich South - Oldcastle Heights Residential Subdivision;

That By-Law 2024-071 being a by-law to authorize the execution of an Agreement between the Corporation of the Town of Tecumseh and Murray Mills Excavating & Trucking (Sarnia) Ltd. for the repair and improvement to the Shuttleworth Drain;

That By-Law 2024-072 being a by-law to authorize the execution of an Agreement between The Corporation of the Town of Tecumseh and the Windsor Essex Catholic District School Board for the use of the Lacasse Park parking lot as a drop off and pick up area for St. Pius Elementary School students.

Be given first and second reading.

Carried

Motion: RCM - 198/24

Moved by Councillor Alicia Higgison
Seconded by Councillor Brian Houston

That By-Law 2024-067 being a by-law to authorize the execution of a Sponsorship Agreement between the Corporation of the Town of Tecumseh and RE/MAX CARE Realty, Team Goran;

That By-Law 2024-068 being a by-law to amend By-law 85-18, the Town's Comprehensive Zoning By-law for those lands in the former Township of Sandwich South- UHaul, Walker Road;

That By-Law 2024-069 being a by-law to amend By-law 85-18, the Town's Comprehensive Zoning By-Law for those lands in the former Township of Sandwich - 5485 Walker Road;

That By-Law 2024-070 being a by-law to amend By-law 85-18, the Town's Comprehensive Zoning by-law for those lands in the former Township of Sandwich South - Oldcastle Heights Residential Subdivision;

That By-Law 2024-071 being a by-law to authorize the execution of an Agreement between the Corporation of the Town of Tecumseh and Murray Mills Excavating & Trucking (Sarnia) Ltd. for the repair and improvement to the Shuttleworth Drain;

That By-Law 2024-072 being a by-law to authorize the execution of an Agreement between The Corporation of the Town of Tecumseh and the Windsor Essex Catholic District School Board for the use of the Lacasse Park parking lot as a drop off and pick up area for St. Pius Elementary School students.

Be given third and final reading.

Carried

Q. Unfinished Business

1. August 13, 2024

The Members receive the Unfinished Business listing for Tuesday, August 13, 2024.

R. New Business

Bert Lacasse Ball Park Grand Re-Opening

The Members express gratitude and appreciation to staff for the re-opening festivities event Bert Lacasse Ball Park.

S. Motions

1. School Crossing Guard - St. Thomas and Michael

This motion was brought forward by Councillor Rick Tonial

Motion: RCM - 199/24

Moved by Councillor Rick Tonial
Seconded by Councillor Alicia Higgison

Whereas Section 176 of the Highway Traffic Act, R.S.O. 1990, c.H.8 as am. (HTA)

regulates school crossing guards in the Province of Ontario;

And whereas school crossing guards in Ontario are defined as those employed or

contracted by Municipalities in accordance with the HTA;

And whereas at the May 13, 2024 Regular Council Meeting, Council adopted motion

RCM-110/24 regarding the Town's School Crossing Guard Program locations be

phased out or further assessed to include St. Thomas/Michael in June 2024.

Now therefore Be It Hereby Resolved:

That Motion RCM-110/24 **be amended** to revise the date of phasing out or further assessment of the St. Thomas/Michael location from June 2024

to June 2025 and subject to the same requirements as the Tecumseh/Arlington, Lesperance/St. Thomas and Lesperance/Arbour locations of applicable assessment outcomes, Council approval and installation of recommended capital works.

Carried

2. Confirmatory By-law 2024-073

Motion: RCM - 200/24

Moved by Councillor Brian Houston
Seconded by Councillor Tania Jobin

That By-Law 2024-073 being a by-law to confirm the proceedings of the Tuesday, August 13, 2024, regular meeting of the Council of The Corporation of the Town of Tecumseh **be given** first, second, third and final reading.

Carried

T. Notices of Motion

There are no Notices of Motion presented to Council.

U. Next Meeting

September 10, 2024

7:00 pm Regular Council Meeting

V. Adjournment

Motion: RCM - 201/24

Moved by Councillor Rick Toniai
Seconded by Councillor Brian Houston

That there being no further business, the Tuesday, August 13, 2024 meeting of the Regular Council **be adjourned** at 7:54 pm.

Carried

Gary McNamara, Mayor

Robert Auger, Clerk