

Minutes of a Regular Meeting of
The Council of the Town of Tecumseh

Tecumseh Council meets in regular public session on Tuesday, April 23, 2019 in the Council Chambers, 917 Lesperance Road, Tecumseh, Ontario at 7:00 pm.

1. Order

The Mayor calls the meeting to order at 7:06 pm.

2. Moment of Silence

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

3. National Anthem

The Members of Council and Administration observe the National Anthem of O Canada.

4. Roll Call

Present:

Mayor

Deputy Mayor

Councillor

Councillor

Councillor

Councillor

Councillor

Gary McNamara

Joe Bachetti

Bill Altenhof

Andrew Dowie

Brian Houston

Tania Jobin

Rick Tonial

Also Present:

Chief Administrative Officer

Director Parks & Recreation Services

Director Public Works & Environmental Services

Director Information & Communication Services

Director Financial Services & Treasurer

Director Planning & Building Services

Director Fire Services & Fire Chief

Deputy Clerk & Manager Legislative Services

Manager Water & Wastewater

Manager Engineering Services

Manager Planning Services

Manager Building Services & Chief Building Official

Development Officer

Administrative Assistant to the Director Corporate
Service & Clerk

Margaret Misk-Evans

Paul Anthony

Phil Bartnik

Shaun Fuerth

Luc Gagnon

Brian Hillman

Doug Pitre

Jennifer Alexander

Denis Berthiaume

John Henderson

Chad Jeffery

Mike Voegeli

Rick Wellwood

Sue White

5. Disclosure of Pecuniary Interest

There is no pecuniary interest declared by a Member of Council.

6. Minutes

Motion: RCM - 106/19

Moved by

Deputy Mayor Joe Bachetti

Seconded by

Councillor Brian Houston

That the minutes of the April 9, 2019 Regular Meeting of Council and the minutes of the April 9, 2019 Public Meeting of Council, as were duplicated and delivered to the members, are adopted.

Carried

7. Supplementary Agenda Adoption

There are no supplementary agenda items.

8. Delegations**a. Steven Jelich, Director, Southwest Region Operations, Enbridge Gas Inc.**

Re: Windsor Pipeline Replacement Project

Mr. Steven Jelich provides a company overview to the Members. The Windsor Pipeline Project will provide safe and reliable services of natural gas. Currently, the project is subject to approval from the Ontario Energy Board. The anticipated start date is the end of 2020.

A request is made for a resolution of support from Council to the Ontario Energy Board for this project to be submitted along with their application.

Motion: RCM - 107/19

Moved by Councillor Andrew Dowie
Seconded by Councillor Tania Jobin

That the Town of Tecumseh support Enbridge Gas Inc. application to the Ontario Energy Board regarding the proposed Windsor Pipeline Replacement Project.

Carried

b. Luc Gagnon, Director Financial Services & Treasurer and Rick Wellwood, Development Officer

Re: Retirement Recognition

The Members provide gratitude and congratulations on the retirements of the Luc Gagnon - Town's Director Financial Services & Treasurer and Rick Wellwood - Development Officer for their years of public service.

9. Communications - For Information**a. Ministry of Infrastructure and Communities dated March 27, 2019**

Re: Provision of an additional \$2.2 billion to the Gas Tax Fund

b. Township of Tudor and Cashel dated April 2, 2019

Re: Cost for service delivery for hydro.

c. City of Windsor dated April 15, 2019

Re: Notice of Complete Application for 1920 Grove Ave.

d. City of Brantford dated April 16, 2019

Re: Single Use Plastic Straws

e. Greater Essex County District School Board dated April 18, 2019

Re: Education Development Charge Rate Change

Motion: RCM - 108/19

Moved by Councillor Brian Houston
Seconded by Councillor Rick Tonial

That Communications - For Information A through E as listed on the Tuesday, April 23, 2019 Regular Council Agenda are received.

Carried

10. Communications - Action Required

a. **Town of Saugeen Shores dated February 11, 2019 and Municipality of Brockton dated March 26, 2019**

Re: Investing in Canada Infrastructure Program

Motion: RCM - 109/19

Moved by Councillor Bill Altenhof
Seconded by Councillor Andrew Dowie

Whereas The Town of Tecumseh believes that building modern infrastructure is important, and that good quality infrastructure supports job creation and helps attract businesses and residents to our community and communities across the Province of Ontario; and

Whereas Recreation Infrastructure is one of the most important core investments that can be made into the prosperity, health and security of urban and rural communities; and

Whereas the need for infrastructure renewal projects far exceed the capital investments in municipalities for investment in Recreational Infrastructure; and

Whereas Recreation Infrastructure is often put to the bottom of the list, as other infrastructure takes priority; in fact, there has not been a meaningful Recreation Infrastructure program since 2008; and

Whereas the Province of Ontario places long term borrowing restrictions on Municipalities; and

Whereas the Town of Tecumseh does not have the borrowing capacity to fund these large scale projects; and

Whereas some Municipalities do have the capacity to fundraise and borrow to 1/3 of projected costs but rely on other levels of Government for remaining partnership funding; and

Whereas, while the Town of Tecumseh welcomes the inclusion of Recreation Infrastructure funds through the Gas Tax Funds, it is apparent that Gas Tax Funds alone are not sufficient to support large scale Recreation Infrastructure projects; and

Whereas the Town of Tecumseh agrees with both Parks and Recreation Ontario and with the Association of Municipalities of Ontario that the infrastructure gap will continue to grow, especially once all of the municipal asset management plans are completed; and

Whereas both Federal and Provincial Governments could leave a positive and lasting impact on rural communities by helping municipalities to renovate or build new recreation facilities, and in the process create cost savings to our health system. After all, health is a Provincial expense, and as citizens live healthier lifestyles and maintain healthy bodies, this leads to less frequent visits to doctors' offices, hospital emergency departments and rehabilitation centres, and consequently less costs towards medical costs; and

Whereas the 2016 Federation of Canadian Municipalities study found that nearly half of all types of sport and recreation facilities in Canada are in fair or poor condition, with a replacement value of \$23 billion across Canada; and

Whereas in Ontario, the replacement value for aging pools, arenas, and community centres in fair or poor condition in Ontario is estimated to be \$6 billion (Parks and Recreation Ontario) and;

Whereas the Province of Ontario has endorsed the Framework of Recreation in Canada 2015: Pathways to Wellbeing; and that the vision for the Framework is "a Canada where everyone is engaged in meaningful, accessible recreation experiences..." and that the goal of the Framework

is that governments should enable participation in physically active recreation, and

Whereas the Framework of Recreation in Canada has a priority of 4.3 as follows: "Enable communities to renew Recreational Infrastructure as required and to meet the need for green spaces by securing dedicated government funding at all levels...for the necessary development, renewal and rehabilitation of facilities and outdoor spaces"; and

Whereas through the Investing in Canada Plan, the Government of Canada is investing over \$180 billion over 12 years in infrastructure projects across Canada with these investments being made by 14 Federal Departments and Agencies; and

Whereas the Government of Canada and Ontario signed a bilateral agreement on March 14, 2017 and created the "Investing in Canada Infrastructure Plan"; and be it resolved that the Council of the Town of Tecumseh requests that the Government of Canada and the Province of Ontario move forward with accepting applications for funding agreed to by the Governments of Canada and Province of Ontario under the "Investing in Canada Infrastructure Program" to help address the Recreation and Culture Capital Infrastructure deficit that currently exists across Canada.

Further, that this resolution and background Council Report be forwarded to all Ontario Municipalities, Provincial and Federal Government's, local MP's and MPP's, Parks and Recreation Ontario, and the Association of Municipalities of Ontario requesting their support.

Carried

b. Business Improvement Area dated April 15, 2019

Re: Exceptions to the Town's Noise By-Law and Sign By-Law for the Night Market Events dated June 21 and July 19, 2019

Motion: RCM - 110/19

Moved by Councillor Rick Tonial
Seconded by Councillor Bill Altenhof

That the Town of Tecumseh Business Improvement Area be granted an exemption to the Town's Noise By-Law and Sign By-Law for their Night Market Events to be held on June 21, and July 19, 2019, as requested in their letter dated April 15, 2019.

Carried

11. Committee Minutes

a. Tecumseh Accessibility Advisory Committee - March 27, 2019

Motion: RCM - 111/19

Moved by Councillor Tania Jobin
Seconded by Councillor Brian Houston

That the March 27, 2019 minutes of the Tecumseh Accessibility Advisory Committee, as were duplicated and delivered to the Members of Council, are accepted.

Carried

12. Reports

a. Corporate Services & Clerk

1. CS-2019-11 Checker Flag Storyboard

Motion: RCM - 112/19

Moved by Councillor Tania Jobin
Seconded by Councillor Brian Houston

That Report CS-2019-11 regarding a Storyboard about the former Checker Flag Speedway be received;

And that the placement of the Checker Flag Speedway Storyboard, which recognizes its physical attributes and historical timeline in the community, be approved and located within Cranbrook Park.

Carried

b. Fire & Emergency Services

1. FIRE-2019-02 Tecumseh Fire Services Q1 Update

Motion: RCM - 113/19

Moved by Councillor Bill Altenhof
Seconded by Deputy Mayor Joe Bachetti

That Report FIRE-2019-02 regarding Tecumseh Fire Services Q1 2019 update be received.

Carried

c. Planning & Building Services

1. PBS-2019-09, D19 69308TH, Zoning By-law Amendment, 6930 8th Concession

Motion: RCM - 114/19

Moved by Councillor Rick Tonial
Seconded by Councillor Tania Jobin

That the scheduling of a public meeting, to be held on Tuesday, May 28, 2019, at 6:00 p.m., for the application submitted by Mr. Craig Gemus, to amend Sandwich South Zoning By-law 85-18 to:

1. Rezone an approximate 1.4 hectare (3.4 acre) non-farm related residential lot situated on the east side of 8th Concession (6930 8th Concession), approximately one kilometre north of its intersection with County Road 8, from "Agricultural Zone (A)" to a site specific "Agricultural Zone (A-31)" in order to establish a maximum lot area of 1.4 hectares; and
2. Rezone an approximate 18.0 hectare (44.4 acre) agricultural parcel situated on the east side of 8th Concession (6930 8th Concession), approximately one kilometre north of its intersection with County Road 8, from "Agricultural Zone (A)" to a site specific "Agricultural Zone (A-32)" in order to prohibit a residential dwelling from being constructed on the agricultural parcel, establish a minimum lot frontage of 62 metres (205 feet) and to establish a minimum lot area of 18.0 hectares (44.4 acres) all of which is in accordance with Condition No. 7 of Severance Application B-12/18, be authorized.

Carried

d. Public Works & Environmental Services

1. PWES-2019-21 2018 Tecumseh Distribution System - Ministry of the Environment, Conservation and Parks Inspection Report

Motion: RCM - 115/19

Moved by Deputy Mayor Joe Bachetti
Seconded by Councillor Bill Altenhof

That the Ministry of the Environment, Conservation and Parks inspection report for the Tecumseh Distribution System, dated February 28, 2019, be received.

Carried

2. PWES-2019-22 2018 Bridge and Culvert Needs Study

Motion: RCM - 116/19

Moved by Councillor Andrew Dowie
Seconded by Councillor Brian Houston

That Report No. PWES-2019-22 2018 Bridge & Culvert Needs Study (Structures with Spans > 3.0m) be received;

And that the recommendations contained within the 2018 Bridge & Culvert Needs Study (Structures with Spans > 3.0m) form the basis for prioritizing projects when completing the annual Public Works & Environmental Services Capital Works Plan.

Carried

3. PWES-2019-24 Investing in Canada Infrastructure Program Rural and Northern Communities Funding Stream 2019 Intake

The Deputy Mayor inquired on the design features and the flexibility to amend the project with the removal of the boulevard. He supports the overall project but opposes the boulevard design.

The Director Public Works and Environmental Services explains the Municipal Class Environmental Assessment (MCEA) and the preferred solution. The first phase of this project was completed in 2014. The addendum process to reopen a Municipal Class Environmental Assessment would cost upwards of \$40,000. He notes that the project could go to tender within a week.

Discussion ensues over the competitive situation with the Town's upcoming projects, which are all seeking provincial funding. The Chief Administrative Officer explains the options available to the Members.

It is requested that Administration hold a Public Information Centre (PIC) on Manning Road Phase 2 and 3.

Motion: RCM - 117/19

Moved by Councillor Brian Houston
Seconded by Councillor Rick Tonial

That Administration be authorized to submit an application to the federal government for funding under the Investing in Canada Infrastructure Program (ICIP): Rural and Northern Communities Funding Stream – 2019 Intake for a future commitment to the Manning Road Improvement Project Phases 2 and 3 to be completed in 2021-2022;

And that Administration be authorized to complete any business case(s), application(s) and/or to provide all information/documentation as required in order to constitute an application under ICIP;

And further that the Treasurer be authorized to sign any required documents necessary to complete the application and the subsequent documentation to ICIP;

And furthermore that the Mayor and Clerk be authorized to sign any documents/agreements (if required) for the application submissions and documentation to ICIP, in a form satisfactory to the Town's Solicitor, financial content satisfactory to the Town's Treasurer and technical content to the Town's Engineer;

And further moreover that Administration be authorized to withdraw the application for the ICIP for Manning Road Phases 2 and 3 if the Town of Tecumseh is successful with the application submitted to the Disaster Mitigation and Adaptation Fund.

Carried

4. PWES-2019-25 Internal Lining Replacement of the Town of Tecumseh Elevated Water Tank

A member inquires on the sole sourcing of this tender and if the projected work can be subcontracted out to another company. The Director Public Works and Environmental Services indicates the successful company will be doing all the proposed work on the elevated water tank.

In response to a query, the Director Public Works and Environmental Services explains that the replacement of the internal liner is specialized work. In this industry, two main companies can complete this work. He notes that if this tender reopens to solicit another bid, the delay could postpone the work to next year and deterioration will continue.

A suggestion is made to promote an open tendering process in the future.

Motion: RCM - 118/19

Moved by Councillor Bill Altenhof
Seconded by Councillor Brian Houston

That pursuant to the Town's Purchasing Policy Section 3.3 Single/Sole Sourcing (By-law 2017-63), Landmark Municipal Services (Landmark) be retained to sandblast and re-line the interior of the Town of Tecumseh's elevated water tank in the amount of \$448,365 excluding HST;

And that the Mayor and Clerk be authorized to execute an agreement, satisfactory in form to the Town's Solicitor, with Landmark.

Carried

5. PWES-2019-26 Arlington Boulevard Petition

Motion: RCM - 119/19

Moved by Councillor Andrew Dowie
Seconded by Deputy Mayor Joe Bachetti

That Report No. PWES-2019-26 Arlington Boulevard Petition be received.

Carried

13. By-Laws

There are no by-laws presented to Council.

14. Unfinished Business

The Members receive the Unfinished Business listing for Tuesday, April 23, 2019.

15. New Business

There are no new business items

16. Motions

There are no motions presented to Council.

a. In-Camera Meeting

b. Confirmatory By-law

Motion: RCM - 120/19

Moved by Councillor Tania Jobin
Seconded by Councillor Brian Houston

That By-Law 2019-37 being a by-law to confirm the proceedings of the Tuesday, April 23, 2019, regular meeting of the Council of The Corporation of the Town of Tecumseh be given first, second, third and final reading.

Carried

17. Notices of Motion

There are no notices of motion presented to Council.

18. Next Meeting

Tuesday, May 14, 2019

5:00 pm Public Council Meeting - ZBA 13214 Riverside Drive

6:00 pm Court of Revision - East Town Line Drain (St. Clair Outlet)

7:00 pm Regular Council Meeting

19. Adjournment

Motion: RCM - 121/19

Moved by Councillor Bill Altenhof
Seconded by Councillor Rick Toniai

That there being no further business, the Tuesday, April 23, 2019 meeting of the Regular Council now adjourn at 8:45 pm.

Carried

Gary McNamara, Mayor

Jennifer Alexander, Deputy Clerk