

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

Tecumseh Council meets in regular public session on Tuesday, May 14, 2019, in the Council Chambers, 917 Lesperance Road, Tecumseh, Ontario at 7:00 pm.

1. Order

The Mayor calls the meeting to order at 7:00 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	Gary McNamara
Deputy Mayor	Joe Bachetti
Councillor	Bill Altenhof
Councillor	Andrew Dowie
Councillor	Brian Houston
Councillor	Tania Jobin
Councillor	Rick Toniai

Also Present:

Chief Administrative Officer	Margaret Misk-Evans
Director Parks & Recreation Services	Paul Anthony
Director Public Works & Environmental Services	Phil Bartnik
Director Information & Communication Services	Shaun Fuerth
Director Planning & Building Services	Brian Hillman
Deputy Treasurer & Tax Collector	Tom Kitsos
Director Corporate Services & Clerk	Laura Moy
Director Fire Services & Fire Chief	Doug Pitre
Deputy Clerk & Manager Legislative Services	Jennifer Alexander
Manager Engineering Services	John Henderson
Manager Planning Services	Chad Jeffery
Manager Roads & Fleet	Kirby McArdle
Manager Strategic Initiatives	Lesley Racicot

5. Disclosure of Pecuniary Interest

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

6. Minutes

Motion: RCM - 122/19

Moved by	Deputy Mayor Joe Bachetti
Seconded by	Councillor Bill Altenhof

That the minutes of the Tuesday, April 23, 2019 Regular Meeting of Council, and the minutes of the Tuesday, April 23, 2019 Public Meeting of Council, as were duplicated and delivered to the members, are adopted.

Carried

7. Supplementary Agenda Adoption

Motion: RCM - 123/19

Moved by Councillor Rick Toniai
Seconded by Councillor Andrew Dowie

That the presentation by the Essex Region Conservation Authority be accepted as a Supplementary Agenda Item.

Carried

8. Delegations

a. Gordon Orr, CEO, and Lynette Bain, Vice President, Tourism Programs and Development of Tourism Windsor Essex Pelee Island (TWEPI)

Re: Tourism Windsor Essex Pelee Island's Program Overview for 2019

Gordon Orr, CEO, and Lynette Bain, Vice President, Tourism Programs and Development are accompanied by Kris Racine, Director of Marketing and Jason Toner, Director of Communications, to give an overview of TWEPI's successes in 2018 and what is coming in 2019.

In reply to a query, the TWEPI representatives indicate support for a regional development of a 'way finding' sign program.

They also advise that TWEPI supports sports tourism through attendance at the regional recreational directors meeting, sharing bids with the group and assisting them with preparing bids.

b. Tim Byrne, Director, Watershed Management Services, Essex Region Conservation Authority

Re: Great Lakes Water Levels Current Conditions and Outlook

Tim Byrne, Director, Watershed Management Services, Essex Region Conservation Authority is accompanied by James Bryant, Engineer. They are at the meeting to explain the current condition of the Great Lakes water levels and the outlook.

Motion: RCM - 124/19

Moved by Councillor Andrew Dowie
Seconded by Councillor Bill Altenhof

Whereas heavy rainfall throughout the Province has impacted the Great Lakes watershed and is expected to continue to have an impact later this year;

And Whereas water levels in Lake St. Clair, which borders the north shore of the Town of Tecumseh, are typically at their highest in July/August of any given year;

And Whereas Environment Canada projects Lake St. Clair water levels this year to be close to, if not greater than, the high water levels experienced in 1986;

And Whereas extreme weather events are the new normal and the impacts on several communities in Ontario have already been seen this spring;

And Whereas there is added concern that a northeastern wind will cause elevated water levels along the Tecumseh shoreline resulting in a breach of the break walls and inland flooding of low lying areas;

And Whereas the Town of Tecumseh understands the need to address these impacts and is desirous of helping to protect its residents and critical infrastructure;

Now therefore be it resolved:

That a new Sandbag Program be developed to make sand and sandbags available at no cost to residents living adjacent to Lake St Clair and Pike Creek, until mid-June 2019, subject to re-evaluation at that time;

And that equipment and materials be purchased to assist in filling the sandbags at an estimated cost of \$50,000;

And further that Administration be authorized to begin to install protective measures on the Town's critical infrastructure, being the storm and sanitary pump stations;

And furthermore that in the coming weeks, Administration also be authorized to give notices and offer assistance in building flood defences to those identified properties along Lake St. Clair and Pike Creek who are low lying and pose a higher risk of further inland flooding;

And furthermore that the costs for the new Sandbag Program, including materials, be funded from the Storm Sewer System (4200) Operational Budget, and the cost of equipment be funded from the Lifecycle Small Equipment Reserve;

And furthermore over that a report be prepared with full details on "Lake Flooding Emergency Preparedness" for the May 28, 2019, regular meeting of Council.

Carried

The Mayor calls for a recess at 8:31 pm.

The Mayor calls the meeting to order at 8:45 pm.

9. Communications - For Information

a. Epione Remedios dated April 15, 2019

Re: Application to Become a Licensed Producer under the Cannabis Act.

b. Minister of Rural Economic Development dated April 23, 2019

Re: Broadband Access for Rural, Northern and Remote Communities

c. Greater Essex County District School Board dated April 23, 2019

Re: Notice of the Passing of Education Development Charges By-Laws by the Greater Essex County District School Board

d. Town of Tecumseh Letter of Support dated May 2, 2019

Re: West Nile Virus - Application of Larvicides

e. Town of Mono Letter dated May 2, 2019

Re: Ontario Municipal Partnership Fund (OMPF)

f. Ministry of Municipal Affairs and Housing Letter dated May 3, 2019

Re: Ontario's Housing and Supply Action Plan

g. Ministry of Community Safety and Correctional Services dated May 6, 2019

Re: Fire Marshal Notification to Fire Chiefs on Health Canada's request to advise on matters related to infrared saunas

h. Township of McKellar Letter dated May 7, 2019

Re: Ford Government Funding Cuts to Southern Ontario Library Service and Ontario Library Service North

i. Township of Mulmur Letter dated May 8, 2019

Re: Ford Government Funding Cuts to Southern Ontario Library Service and Ontario Library Service North

j. Township of Mulmur Letter dated May 8, 2019

Re: Aggregate Extraction and Proper Management of Aggregate Resources

Motion: RCM - 125/19

Moved by Councillor Brian Houston
Seconded by Councillor Andrew Dowie

That Communications - For Information A through J as listed on the Tuesday, May 14, 2019 Regular Council Agenda are received.

Carried

10. Communications - Action Required

There are no Communications - Action Required presented to Council.

11. Committee Minutes

a. Court of Revision - April 23, 2019 - Dawson Drain and South Talbot Drain

Motion: RCM - 126/19

Moved by Councillor Tania Jobin
Seconded by Councillor Brian Houston

That the April 23, 2019 minutes of the Court of Revision for both the Dawson Drain and South Talbot Drain, as were duplicated and delivered to the Members of Council, are accepted.

Carried

b. Joint Health and Safety Advisory Committee - April 30, 2019

Motion: RCM - 127/19

Moved by Councillor Rick Tonial
Seconded by Councillor Brian Houston

That the April 30, 2019 minutes of the Joint Health and Safety Advisory Committee, as were duplicated and delivered to the Members of Committee, are accepted.

Carried

c. Town of Tecumseh Business Improvement Area - March 13, 2019

Motion: RCM - 128/19

Moved by Councillor Brian Houston
Seconded by Councillor Bill Altenhof

That the March 13, 2019 minutes of the Town of Tecumseh Business Improvement Area, as were duplicated and delivered to the Members of Council, are accepted.

Carried

d. Police Services Board - April 10, 2019

Motion: RCM - 129/19

Moved by Councillor Rick Tonial
Seconded by Councillor Bill Altenhof

That the April 10, 2019 minutes of the Police Services Board, as were duplicated and delivered to the Members of Council, are accepted.

Carried

e. Cultural and Arts Advisory Committee - March 18, 2019 and April 15, 2019

Motion: RCM - 130/19

Moved by Councillor Bill Altenhof
Seconded by Councillor Andrew Dowie

That the March 18 and April 15, 2019 minutes of the Cultural and Arts Advisory Committee, as were duplicated and delivered to the Members of Council, are accepted.

Carried

f. Youth Advisory Committee - April 15, 2019

Motion: RCM - 131/19

Moved by Councillor Brian Houston
Seconded by Councillor Tania Jobin

That the April 15, 2019 minutes of the Youth Advisory Committee, as were duplicated and delivered to the Members of Council, are accepted.

Carried

g. Senior Advisory Committee - March 28, 2019 and April 25, 2019

Motion: RCM - 132/19

Moved by Councillor Rick Tonial
Seconded by Councillor Bill Altenhof

That the March 28, 2019 and April 25, 2019 minutes of the Senior Advisory Committee, as were duplicated and delivered to the Members of Council, are accepted.

Carried

12. Reports

a. Corporate Services & Clerk

1. CS-2019-01 Farm Lease Agreement - Tyler Nostadt - 2019 Crop Year

Motion: RCM - 133/19

Moved by Councillor Bill Altenhof
Seconded by Councillor Tania Jobin

That The Corporation of the Town of Tecumseh (Town) enter into a one-year term Lease Agreement with Tyler Nostadt, of Nostadt Stock Farms (Nostadt), to farm the Town's 18 acres of farmland located on the south side of Baseline Road at a rate of \$238.13 plus HST per acre be approved;

And that the Mayor and the Clerk be authorized to execute a Farm Lease Agreement between the Town and Nostadt for the 2019 Crop Year.

Carried

2. CS-2019-10 Webcasting and Closed Captioning Services for Council Meetings

Motion: RCM - 134/19

Moved by Councillor Andrew Dowie
Seconded by Councillor Rick Tonial

That the Webcasting and Closed Captioning Modules offered by eSCRIBE be approved in principle;

And that a multi-camera view be provided;

And further that the 2019 pro-rated cost for the Webcasting and Closed Captioning Modules, as well as the cost for implementation and purchase of the cameras and the 2020 annual support and maintenance be considered for funding from the Municipal Modernization Fund when a report is presented to Council on the proposed use of this Fund.

Carried

b. Planning & Building Services

1. PBS-2019-10 D19 MATOS, South Side North Talbot, Result of Public Consultation, Final Recommendation

Motion: RCM - 135/19

Moved by Councillor Brian Houston
Seconded by Councillor Rick Tonial

That a by-law having the effect of amending the Sandwich South Zoning By-law 85-18 for 1.18 hectare (2.9 acre) property situated on the south side of North Talbot Road, approximately 95 metres east of its intersection with Walker Road, from “Neighbourhood Commercial Zone (C2-5)” to “Business Park Zone (BP-4)” in order to permit the future development of the lands for a range of light industrial and commercial uses, in order to satisfy Condition No. 8 of severance application B-04/19, be adopted.

Carried

2. PBS-2019-12 L07 SYL, Land Conveyance to Town, Sylvestre-Westlake Extension

Motion: RCM - 136/19

Moved by Deputy Mayor Joe Bachetti
Seconded by Councillor Brian Houston

That a by-law authorizing the execution of the agreement of purchase and sale between James Sylvestre Developments Ltd./Jamsyl Group Inc. and the Corporation of the Town of Tecumseh, for the conveyance of Parts 5, 6 and 7 on Plan 12R-20993, be adopted, subject to the Owner’s execution of the agreement of purchase and sale.

And that the execution of such further documents as are called for by the agreement of purchase and sale approved above, by the Mayor and Clerk, be authorized.

Carried

3. PBS-2019-13 ICIP Transit Stream Funding

Motion: RCM - 137/19

Moved by Councillor Brian Houston
Seconded by Councillor Andrew Dowie

That Report No. PBS-2019-13 Investing in Canada Infrastructure Program 2019 Intake of the Public Transit Funding Stream Lesperance Road Multi-Purpose Pathway – County Road 22 to County Road 42 be received;

And that based on the feedback received during the May 14, 2019 Regular Meeting of Council, Administration bring forward a future report to Council on May 28, 2019 recommending the direction forward for this project.

Carried

c. Public Works & Environmental Services**1. PWES-2019-29 Larviciding for the 2019 West Nile Virus Program****Motion: RCM - 138/19**

Moved by Councillor Bill Altenhof
Seconded by Councillor Rick Tonial

That correspondence to the Ministry of Environment, Conservation and Parks and Pestalco Environmental Health Services Inc., authorizing the application of larvicides in water bodies in the Town of Tecumseh such as catch basins or ditches found to contain mosquito species known to transmit the West Nile Virus, be received;

And that the Town's share of West Nile Virus Program costs be funded from an existing budget allowance for this purpose in the 2019 Public Works Operating Budget.

Carried

13. By-Laws**Motion: RCM - 139/19**

Moved by Councillor Brian Houston
Seconded by Councillor Tania Jobin

That By-Law 2019-38 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. (D19 MATOS – SCWI Enterprises, South Side of North Talbot Road)

That By-Law 2019-39 being a by-law to authorize the execution of a Farm Lease Agreement between The Corporation of the Town of Tecumseh and John Nostadt.

Be given first and second reading.

Carried

Motion: RCM - 140/19

Moved by Councillor Brian Houston
Seconded by Councillor Tania Jobin

That By-Law 2019-22 being a by-law to provide for the repair and improvements to the Dawson Drain;

That By-Law 2019-25 being a by-law to provide for the repair and improvements to the South Talbot Drain;

That By-Law 2019-38, 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. (D19 MATOS – SCWI Enterprises, South Side of North Talbot Road);

That By-Law 2019-39 being a by-law to authorize the execution of a Farm Lease Agreement between The Corporation of the Town of Tecumseh and John Nostadt.

Be given third and final reading.

Carried

14. Unfinished Business

The Members receive the Unfinished Business listing for Tuesday, May 14, 2019.

15. New Business

Gateway Signage

A request is made for a report regarding the costs associated with purchasing a Town of Tecumseh Gateway Sign to be erected on South Talbot Road at County Road 9.

Sylvestre Property

It is requested that Administration meet with the Sylvestre property owners and facilitate discussion regarding access to their lands on the west side of Manning Road.

Breakfast on the Farm

Farm Food Care will be hosting a "Breakfast on the Farm" event at the Jobin Farm on County Road 43 is hosting an event on June 22, 2019. Breakfast will be provided along with tours of the farm. This is a free event, from 9:00 am to 1:00 pm, and participants are encouraged to register online to obtain a ticket.

Victoria Day Fireworks

The Members and residents are reminded about the annual fireworks display by the Optimist Club of St. Clair Beach taking place at the Optimist Park on Sunday, May 19, 2019.

16. Motions**a. In-Camera Meeting****Motion: RCM - 141/19**

Moved by Councillor Brian Houston
Seconded by Councillor Rick Tonial

That the direction given to Administration at the closed session of Council held at 5:30 pm on May 14, 2019, in accordance with Section 239 (2)(c) of the *Municipal Act 2001*, which permits a meeting or part of a meeting, to be closed to the public when the subject matter being considered is a pending acquisition of lands, be confirmed as follows:

That a By-law be prepared for the May 28, 2019, Regular Meeting of Council to declare the McColl lands surplus to the needs of the Town and to authorize the sale of these lands to Briday;

And that a By-law also be prepared for the May 28, 2019, Regular Meeting of Council to authorize the Mayor and the Clerk to execute the negotiated Agreement of Purchase and Sale;

And further that the property owners abutting the McColl lands be notified that Council will consider these By-laws at their May 28, 2019, Regular Meeting and that the sale of the McColl lands is conditional upon Briday satisfying certain conditions.

Carried

b. Confirmatory By-law**Motion: RCM - 142/19**

Moved by Councillor Brian Altenhof
Seconded by Councillor Brian Houston

That By-Law 2019-40 being a by-law to confirm the proceedings of the Tuesday, May 14, 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 motions presented to Council.

18. Next Meeting

Tuesday, May 28, 2019

4:30 pm - Public Council Meeting – DeDuca Post OMB Hearing ZBA & OPA

5:15 pm - Public Council Meeting - LaChance Drain

5:30 pm - Special Council Meeting - 2018 Water Audit and Water Base

6:30 pm - Public Council Meeting - ZBA 6930 8th Concession Road

7:00 pm - Regular Council Meeting

19. Adjournment

Motion: RCM - 143/19

Moved by Councillor Bill Altenhof

Seconded by Councillor Tania Jobin

That there being no further business, the Tuesday, May 14, 2019 meeting of the Regular Council now adjourn at 9:20 pm.

Carried

Gary McNamara, Mayor

Laura Moy, Clerk