

Regular Meeting of Council

Minutes

Date: Tuesday, November 12, 2019
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, Andrew Dowie
Councillor, Brian Houston
Councillor, Tania Jobin

Absent:

Councillor Bill Altenhof
Councillor, Rick Tonial

Also Present:

Chief Administrative Officer, Margaret Misek-Evans
Director Parks & Recreation Services, Paul Anthony
Director Public Works & Environmental Services, Phil Bartnik
Director Financial Services & Chief Financial Officer, Tom Kitsos
Director Corporate Services & Clerk, Laura Moy
Deputy Clerk & Manager Legislative Services, Jennifer Alexander
Manager Facilities, Ray Hammond
Manager Engineering Services, John Henderson
Supervisor Recreation Programs & Events, Brett Palmer
Manager Strategic Initiatives, Lesley Reeves
Deputy Treasurer & Tax Collector, Zora Visekruna
Director Fire Services & Fire Chief, Wade Bondy

A. Order

The Mayor calls the meeting to order at 7:00 pm.

B. Moment of Silence

Re: Remembrance Day video will be played in honour of our Veterans

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

1. Royal Canadian Legion, Col. Paul Poisson Branch 261

Re: Unveiling of Veteran's dedicated parking space.

The Members reveal the veteran's dedicated parking space at Town Hall. Legion members express gratitude for the Town's continued support for veterans. It is noted that an additional veteran's parking space is located the municipal parking lot abutting the Royal Canadian Legion Col. Paul Poisson Branch 261.

C. National Anthem

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

D. Roll Call

E. Disclosure of Pecuniary Interest

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

F. Minutes

1. Regular Council Meeting - October 22, 2019

2. Special Council Meeting - October 19, 2019 - Roads and Facilities Tour

3. Special Meeting of Council - November 6, 2019 - Webcasting and Media Training

Motion: RCM - 346/19

Moved by Deputy Mayor Joe Bachetti

Seconded by Councillor Tania Jobin

That the minutes of the October 22, 2019 Regular Meeting of Council, the minutes of the October 19, 2019 and November 6, 2019 Special Meetings of Council, as were duplicated and delivered to the members, **be adopted.**

Carried

G. Supplementary Agenda Adoption

Motion: RCM - 347/19

Moved by Councillor Brian Houston

Seconded by Councillor Andrew Dowie

That the supplementary items added to the Regular Meeting Agenda regarding Report No. CAO-2019-10 Tall Hall Renovation Tender and the 2020 Business Plan and Budget PowerPoint presentation, **be approved**.

Carried

H. Delegations

Motion: RCM - 348/19

Moved by Councillor Andrew Dowie

Seconded by Councillor Tania Jobin

That the delegation H.4 Clarie Sanders, Climate Change Specialist, and Summer Locknick, Research Assistant, Essex Region Conservation Authority regarding the Windsor Essex Climate Change Collaborative Partnership as presented on the agenda **be moved forward** for consideration.

Carried

1. Claire Sanders, Climate Change Specialist, and Summer Locknick, Research Assistant, Essex Region Conservation Authority

Re: Windsor Essex Climate Change Collaborative Partnership

Motion: RCM - 349/19

Moved by Councillor Brian Houston

Seconded by Councillor Andrew Dowie

That Report PRS-2019-14 The Windsor Essex Climate Change Collaborative Partnership **be moved forward** on the agenda for consideration.

Carried

Motion: RCM - 350/19

Moved by Councillor Brian Houston

Seconded by Deputy Mayor Joe Bachetti

That Report PRS-2019-14 The Windsor Essex Climate Change Collaborative Partnership **be referred** to the Special Meeting of Council on Tuesday, November 19, 2019 for consideration.

Carried

2. Christopher Hales, Chairperson, Police Services Board

Re: 2020 Police Services Board Budget

Christopher Hales present the Police Services Board budget for 2020. He provides an overview of policing in Ontario, legislative amendments to the *Police Services Act*, and initiatives for the upcoming year.

Motion: RCM - 351/19

Moved by Deputy Mayor Joe Bachetti

Seconded by Councillor Brian Houston

That the 2020 Police Services Board Budget presentation **be received**.

Carried

3. Margaret Misek-Evans, Chief Administrative Officer, Tom Kitsos, Director Financial Services & Chief Financial Officer, and Zora Visekruna, Deputy Treasurer & Tax Collector

Re: 2020 Business Plan and Budget

The Chief Administrative Officer, Director Financial Services and Deputy Treasurer present the 2020 Proposed Business Plan and Budget.

Motion: RCM - 352/19

Moved by Councillor Andrew Dowie

Seconded by Councillor Brian Houston

That the 2020 Proposed Business Plan and Budget **be tabled** for discussion until Tuesday, November 19, 2019.

Carried

I. Communications - For Information

1. City of Windsor dated October 7, 2019

Re: Funding for eco-passage through the Ojibway corridor

2. Town of Lakeshore dated October 9, 2019

Re: Five Year Official Plan Review Open House

3. Town of Ingersoll dated October 19, 2019

Re: Support for Continuation of Mandatory and Non-Mandatory Programs of the Upper Thames River Conservation Authority

4. Township of Springwater dated October 21, 2019

Re: Nottawasaga Valley Conservation Authority Levy

5. Town of LaSalle dated October 25, 2019

Re: Amended Draft Plan of Subdivision and Zoning By-law Amendment

6. Town of Prescott dated October 28, 2019

Re: Provincial Consultation on the Transformation of Building Services in Ontario

7. Niagara Region dated November 1, 2019

Re: Actions and Resources to Join the Coalition of Inclusive Municipalities

8. Niagara Region dated November 1, 2019

Re: Proposed Cuts to Legal Aid Ontario Budget

9. Township of Stirling-Rawdon dated November 5, 2019

Re: Municipal Liability and Insurance Costs

10. Town of Kingsville dated October 25, 2019

Re: Support of Local Health Care Services

Motion: RCM - 353/19

Moved by Councillor Andrew Dowie

Seconded by Deputy Mayor Joe Bachetti

That Communications - For Information 1 through 10 as listed on the Tuesday, November 12, 2019 Regular Council Agenda **be received.**

Carried

J. Communications - Action Required

1. Municipality of West Elgin

Re: Provincial Policy Statement Proposed Changes

Motion: RCM - 354/19

Moved by Councillor Andrew Dowie

Seconded by Councillor Brian Houston

Whereas The government of Ontario is consulting on proposed changes to the Provincial Policy Statement (PPS) to support the government's Housing Supply Action Plan and other land use planning related priorities. This consultation period closes on October 21, 2019;

And Whereas The Provincial Policy Statement is a consolidated statement of the government's policies on land use planning and is issued under section 3 of the Planning Act. The PPS applies province-wide and

sets out the provincial policy direction for, among other things: The efficient use and management of land and infrastructure;
Protecting public safety, the environment, and important resources including farmland;

And Whereas Municipalities are the primary implementers of the PPS through policies in their local official plans, zoning by-laws and other planning related decisions;

And Whereas The proposed draft policies would enhance agricultural protections to support critical food production and the agricultural sector as a significant economic driver;

And Whereas The proposed draft policies would direct large ground-mounted solar facilities away from prime agricultural and specialty crop areas, except for on-farm diversified uses;

And Whereas The Corporation of the Town of Tecumseh is primarily an agriculture-based economy, and large grid-connected industrial wind turbine projects could also remove large portions of prime agricultural land from use, and are therefore not an appropriate use of prime agricultural land;

Therefore Be It Resolved That the Town of Tecumseh Council supports the above policy statement with regard to large ground-mounted solar facilities; and recommends that PPS policies also include language to direct wind turbine facilities away from prime agricultural and specialty crops, except for on-farm diversified use;

And that the Town of Tecumseh Council hereby directs staff to send a copy of these comments prior to the October 21/19 deadline, to The Provincial Planning Policy Branch at <https://ero.ontario.ca/notice/019-0279>; with copies to Minister of the Environment Conservation and Parks, and MPP, Jeff Yurek;

And further that a copy of this motion be sent to the Premier of Ontario; The Association of Municipalities of Ontario; The County of Elgin; and all municipalities in the Province of Ontario.

Carried

K. Committee Minutes

1. Police Services Board - October 10, 2019

Motion: RCM - 355/19

Moved by Councillor Tania Jobin

Seconded by Councillor Brian Houston

That the minutes of the October 10, 2019 meeting of the Police Services Board as were duplicated and delivered to the members, **are adopted**.

Carried

2. Policies & Priorities - October 22, 2019

Motion: RCM - 356/19

Moved by Councillor Tania Jobin

Seconded by Councillor Brian Houston

That the minutes of the October 22, 2019 meeting of the Policies and Priorities Committee as were duplicated and delivered to the members, **are adopted**.

Carried

3. Town of Tecumseh Business Improvement Area - October 9, 2019

Motion: RCM - 357/19

Moved by Councillor Brian Houston

Seconded by Councillor Andrew Dowie

That the minutes of the October 9, 2019 meeting of the Town of Tecumseh Business Improvement Area as were duplicated and delivered to the members, **are adopted**.

Carried

4. Youth Advisory Committee Minutes - October 21, 2019

Motion: RCM - 358/19

Moved by Councillor Tania Jobin

Seconded by Councillor Brian Houston

That the minutes of the October 21, 2019 meeting of the Youth Advisory Committee as were duplicated and delivered to the members, **be adopted.**

Carried

5. Heritage Committee Minutes - October 21, 2019

Motion: RCM - 359/19

Moved by Councillor Tania Jobin

Seconded by Deputy Mayor Joe Bachetti

That the minutes of the October 21, 2019 meeting of the Heritage Committee as were duplicated and delivered to the members, **be adopted.**

Carried

6. Cultural and Arts Advisory Committee Minutes - October 21, 2019

Motion: RCM - 360/19

Moved by Councillor Andrew Dowie

Seconded by Deputy Mayor Joe Bachetti

That the minutes of the October 21 2019 meeting of the Cultural and Arts Advisory Committee as were duplicated and delivered to the members, **be adopted.**

Carried

7. Senior Advisory Committee Minutes - September 26, 2019 and October 24, 2019

Motion: RCM - 361/19

Moved by Councillor Brian Houston

Seconded by Councillor Tania Jobin

That the minutes of the September 26, 2019 and October 24, 2019 meetings of the Senior Advisory Committee as were duplicated and delivered to the members, **be adopted**.

Carried

L. Reports

1. Chief Administrative Officer

a. CAO-2019-09 911 Misdials

Motion: RCM - 362/19

Moved by Councillor Andrew Dowie

Seconded by Councillor Tania Jobin

Whereas the calls for service for 911 Misdials have risen dramatically in recent years, correlated with the rise in cell phone use; and

Whereas 911 Misdials must be responded to as if they were legitimate emergency calls; and

Whereas each 911 call is responded to with two OPP officers at an average time per call of 1.2 hours; and

Whereas each 911 call is a billable call to the municipality; and

Whereas in 2019 alone to date, 911 Misdials in Tecumseh number 1,082 calls, which is 28.8% of all billable calls for service to date; and

Whereas 911 Misdials are not unique to Tecumseh and in fact are common across the Province at an estimated cost of millions of dollars;

Now Therefore Be It Resolved That the Municipal, Federal and Provincial governments and relevant associations, including but not limited to, the Ontario Association of Police Services Boards (OAPSB), the Ontario Association of Chiefs of Police (OACP), the Federation of Canadian Municipalities (FCM) and the Association of Municipalities of Ontario (AMO), **be requested to lobby** the telecommunications industry and smart phone manufacturers to develop a solution to 911 Misdials.

Carried

b. CAO-2019-10 Town Hall Expansion - Tender Award

Motion: RCM - 363/19

Moved by Deputy Mayor Joe Bachetti

Seconded by Councillor Brian Houston

That the tender for the Town Hall Expansion in the amount of \$2,807,000 excluding HST **be awarded** to Elmara Construction Co. Ltd. and that the Mayor and Clerk be authorized to execute an agreement, satisfactory in form to the Town's Solicitor, with Elmara Construction Co. Ltd.;

And that project funding allocations be as follows:

1. Tax Rate Stabilization Reserve	\$ 1,200,000
2. Infrastructure Reserve	\$ 2,070,000
3. Building Lifecycle Reserve	\$ 91,435
4. <u>Municipal Modernization Fund</u>	<u>\$ 75,000</u>
	\$ 3,436,435

And further that the Municipal Modernization Funding amount of \$50,000 previously allocated to Corporate Dashboard Reporting **be reallocated** to the Town Hall Expansion.

Carried

2. **Corporate Services & Clerk**

a. CS-2019-24 DocuPet Licensing Program

Motion: RCM - 364/19

Moved by Councillor Andrew Dowie

Seconded by Councillor Brian Houston

That a by-law **be prepared** to authorize the Mayor and the Clerk to execute an Agreement with DocuPet Inc. (DocuPet) for the provision of dog licensing services;

And that Report CS-2019-24 DocuPet Licensing Program **be received**.

Carried

b. CS-2019-40 Various Policies and By-law Approvals

Motion: RCM - 365/19

Moved by Councillor Brian Houston

Seconded by Councillor Tania Jobin

That the following policies **be approved**:

- Professional Appearance Policy No. 96
- Customer Service Policy No. 97
- Public Complaints Policy No. 98
- Health & Safety Policy No. 7
- Violence & Harassment in the Workplace Policy No. 68, and
- Employee Service Award Policy No. 1,

And that the False Fire Alarms By-law No. 2019-75, **be adopted**;

And further that Report CS-2019-40 regarding various policy and by-law approvals considered by the Policies & Priorities Committee on October 22, 2019, **be received**.

Carried

3. **Parks & Recreation Services**

a. PRS-2019-08 Condition of Lacasse Grandstand

Motion: RCM - 366/19

Moved by Councillor Andrew Dowie

Seconded by Deputy Mayor Joe Bachetti

That Report PRS-2019-08 Lacasse Ball Park Grandstand Update, **be received**;

And that funding be referred to budget deliberations in the 2020 Parks Development Five (5) Year Capital Project Expenditure Forecast to engage the services of an architect to undertake a review of the grandstands, including public consultations, concept designs, and costing to replace the grandstands;

And further that upon completion of the review a report **be presented** to Council on the findings for future direction for Council's consideration.

Carried

b. PRS-2019-14 The Windsor Essex Climate Change Collaborative Partnership

This report has been moved forward on the agenda to delegations for consideration.

- c. PRS-2019-16 Tecumseh Corn Festival - Future Direction

Motion: RCM - 367/19

Moved by Councillor Andrew Dowie

Seconded by Councillor Brian Houston

That Report PRS-2019-16 Tecumseh Corn Festival Future Direction, **be received;**

And that Administration **be directed** to undertake a detailed program review and public consultations with Council, community members, current festival working group, OPP and municipal staff regarding the proposed future direction of the Tecumseh Corn Festival;

And further that Administration **prepare a report** for Council's consideration on the program and operational structure for the 2020 festival and future years.

Carried

- d. PRS-2019-17 Emergency Shelter Agreement Reception Evacuation Centre During a Declared Emergency

Motion: RCM - 368/19

Moved by Councillor Andrew Dowie

Seconded by Councillor Tania Jobin

That Report PRS-2019-17 Emergency Shelter Reception Evacuation Centre Agreement, **be received;**

And that the Mayor and the Clerk **be authorized** to execute the Agreement between The Corporation of the Town of Tecumseh and the Windsor Essex Catholic District School Board, relating to the Emergency Shelter Reception Evacuation Centre.

Carried

4. Public Works & Environmental Services

- a. PWES-2019-55 Amendment to PWES-2018-08 2019-2023 PWES 5 Year Capital Works Plan

Motion: RCM - 369/19

Moved by Councillor Brian Houston

Seconded by Councillor Tania Jobin

That the Manning Road Secondary Plan Area, Stormwater Management Facility **be added** to the 2019-2023 PWES Five Year Capital Works Plan;

And that the initial expenditures of \$40,000 to **be authorized and funded** out of the Storm Sewer Lifecycle Reserve, for costs associated with the acquisition of lands related to legal, surveyors and land appraisals;

And further that additional funding **be referred** to budget deliberations in the 2020-2024 PWES Five Year Capital Works Plan specific to the detailed design, property acquisition and construction costs.

Carried

M. By-Laws

1. By-law 2019-75

A by-law to impose fees and charges for the services or activities provided by the Town of Tecumseh Fire/Rescue Service on behalf of The Corporation of the Town of Tecumseh related to Fire Alarms

2. By-Law 2019-76

Being a by-law to authorize the execution of an Agreement between The Corporation of the Town of Tecumseh and the Windsor Essex District Catholic School Board.

Motion: RCM - 370/19

Moved by Councillor Brian Houston

Seconded by Councillor Tania Jobin

That By-law 2019-75 being a by-law to **impose** fees and charges for the services or activities provided by the Town of Tecumseh Fire and Rescue Service on behalf of the Corporation of the Town of Tecumseh related to Alarms.

That By-law 2019-76 being a by-law **to authorize** the execution of an Agreement between the Corporation of the Town of Tecumseh and the Windsor Essex District Catholic School Board.

Be given first and second reading.

Carried

Motion: RCM - 371/19

Moved by Councillor Brian Houston

Seconded by Deputy Mayor Joe Bachetti

That By-law 2019-75 being a by-law **to impose** fees and charges for the services or activities provided by the Town of Tecumseh Fire and Rescue Service on behalf of the Corporation of the Town of Tecumseh related to Alarms.

That By-law 2019-76 being a by-law **to authorize** the execution of an Agreement between the Corporation of the Town of Tecumseh and the Windsor Essex District Catholic School Board.

Be given third and final reading.

Carried

N. Unfinished Business

1. November 12, 2019

The Members receive the Unfinished Business listing for Tuesday, November 12, 2019.

O. New Business

There are no new business items presented to Council.

P. Motions

1. In-Camera Meeting

A closed meeting of Council has held Tuesday, November 12, 2019 at 5:00 pm in accordance with Section 239 (2)(b),(c),(d),(e) and (f) of the Municipal Act, 2001, which permits a meeting, or part of a meeting, to convene in closed session when the subject matter to be considered is personal matters about an identifiable individual, including municipal or local board employees; a proposed or pending acquisition or disposition of land by the municipality or local board; labour relations or employee negotiations; litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and advice that is subject to solicitor client privilege, including communications necessary for that purpose.

At the meeting, the Town Legal Council gave an update on the Windsor Utilities Commission (WUC) Mediation and on the expropriation of lands for the purpose of a storm water management facility in the Manning Road Secondary Plan (MRSPA). Direction was given to Legal Council on

settlement of two actions between the Town and Raymax & Azar and to administration regarding two personnel matters.

Motion: RCM - 372/19

Moved by Councillor Brian Houston

Seconded by Deputy Mayor Joe Bachetti

That the direction given to Legal Counsel regarding settlement of the Tecumseh ats Raymax & Azar matters;

And that the direction given to Administration on the provision of acting pay to a supervisor and completion of the Chief Administrative Officer's probation period, be confirmed.

Carried

2. Confirmatory By-law

a. By-Law 2019-77

Motion: RCM - 373/19

Moved by Councillor Brian Houston

Seconded by Councillor Andrew Dowie

That By-Law 2019-77 being a by-law to confirm the proceedings of the Tuesday, November 12, 2019, regular meeting of the Council of The Corporation of the Town of Tecumseh **be given** first, second, third and final reading.

Carried

Q. Notices of Motion

There are no notices of motion presented to Council.

R. Next Meeting

Tuesday, November 19, 2019

5:00 pm Special Council Meeting - 2020 Business Plan and Budget

Tuesday, November 26, 2019

6:00 pm Special Council Meeting - Committee Applications and Award Nominations

7:00 pm Regular Council Meeting

S. Adjournment

Motion: RCM - 374/19

Moved by Councillor Brian Houston

Seconded by Deputy Mayor Joe Bachetti

That there being no further business, the Tuesday, November 12, 2019 meeting of the Regular Council **be adjourned** at 9:33 pm.

Carried

Gary McNamara, Mayor

Laura Moy, Clerk