

Regular Council Meeting Agenda

Date: Tuesday, April 23, 2024, 7:00 pm
Location: Tecumseh Town Hall - Council Chambers
917 Lesperance Road
Tecumseh, Ontario N8N 1W9

Pages

- A. Roll Call
- B. Order
- C. Report Out of Closed Meeting
- D. Moment of Silence
- E. National Anthem
- 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, 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.

- G. Disclosure of Pecuniary Interest
- H. Minutes

- 1. Regular Council Meeting - April 9, 2024

9 - 18

Recommendation

Moved by _____

Seconded by _____

That the April 9, 2024 minutes of the Regular Council Meeting and the Public Council Meeting, as were duplicated and delivered to the members, **be adopted**.

I. Supplementary Agenda Adoption**J. Consent Agenda Items**

As per the Procedural By-Law 2023-076, all items listed under the Consent Agenda will be voted on through one Consent Motion and that Motion shall be neither debatable or amendable.

- | | | |
|----|--|----------|
| 1. | FS-2024-05 Windsor/Essex Provincial Offences Act Annual Report 2023 | 26 - 60 |
| 2. | PWES-2024-28 Larviciding for the 2024 West Nile Virus Program | 61 - 71 |
| 3. | PWES-2024-26 MECP CLI-ECA Annual Reports for Stormwater and Sanitary Systems | 72 - 123 |

Recommendation

Moved by _____

Seconded by _____

That Reports FS-2024-05 Windsor Essex Provincial Offences Act Annual Report 2023, PWES-2024-28 Larviciding for the 2024 West Nile Virus Program and PWES-2024-26 Windsor/Essex Provincial Offences Act Annual Report 2023, **be received and approved**.

K. Delegations**L. Communications**

- | | | |
|----|---|-----------|
| 1. | For Information: | |
| a. | County of Essex dated April 12, 2024 | 124 - 124 |
| | Re: County of Essex Transportation Master Plan - Notice of Study Commencement | |
| b. | City of Guelph dated April 4, 2024 | 125 - 127 |
| | Re: Support the decision of the Ontario Energy Board to End the Subsidization of Fossil Gas | |

Recommendation

Moved by _____

Seconded by _____

That Communications - For Information A and B as listed on the Tuesday, April 23, 2024 Regular Council Agenda, **be received**.

2. For Action:

M. Update from County Council and Boards

N. Committee Minutes

O. Reports

1. Community & Recreation Services

- a. CRS-2024-12 Lacasse Park User Agreements 128 - 134

Recommendation

Moved by _____

Seconded by _____

That Report CRS-2024-12 entitled "Operating and User Agreements for Bert Lacasse Baseball Stadium" **be received**;

And that By-Law 2024-040 and By-Law 2024-041 **be considered** for the first, second, third and final reading to authorize the Mayor and Clerk to execute Facility Use Agreements for Bert Lacasse Baseball Stadium with Tecumseh Baseball and St. Clair College.

- b. CRS-2024-13 St. Clair College Alumni Association Sponsorship Agreement 135 - 138

Recommendation

Moved by _____

Seconded by _____

That Report CRS-2024-12 entitled St. Clair College Alumni Association Sponsorship Agreement **be received**;

And that By-Law 2024-042 **be considered** for the first, second, third and final readings to authorize the Mayor and Clerk to execute the St. Clair College Alumni Association Sponsorship Agreement.

2. Development Services

- a. DS-2024-10 Encroachment Agreement Amendment Outdoor Patio Redesign 1125 Lesperance Road (Lesperance Plaza Inc.) 139 - 150

Recommendation

Moved by _____

Seconded by _____

That a by-law authorizing the execution of the “Brotto Investments Inc.” encroachment agreement amendment, as drafted by Wolf Hooker Law Firm, Town Solicitor, which facilitates the establishment of potentially three outdoor patios associated with the commercial uses located at 1125 Lesperance Road, **be adopted**, subject to the Owner executing the encroachment agreement amendment prior to the Town’s execution;

And that the Mayor and Clerk **be authorized** to execute the encroachment agreement amendment, as attached hereto and/or in such modified version as may be approved by the Town’s solicitor prior to execution and such further documents as are called for by the encroachment agreement amendment approved above including, but not limited to, the execution of the acknowledgement/direction required to register the encroachment agreement amendment on title to the lands and such other acknowledgement/directions for any related transfers or real property registrations contemplated by the encroachment agreement amendment.

- b. DS-2024-11 Financial Incentive Program Grant Application Tecumseh Road Main Street Community Improvement Plan 1125 Lesperance Road (Lesperance Plaza Inc.) Sidewalk Cafe Grant Program 151 - 162

Recommendation

Moved by _____

Seconded by _____

That the Grant Application for the Tecumseh Road Main Street Community Improvement Plan (CIP) Financial Incentive Program for the property located at 1125 Lesperance Road (Roll No. 374406000002300), **be deemed eligible and approved** for the Sidewalk Café Grant Program in the amount of \$2,000 towards the costs associated with the construction and installation of an outdoor patio associated with a restaurant located on the subject property, all of which is in accordance with Section 11.3 (5) of the CIP and with DS-2024-11.

3. Public Works & Engineering Services

- a. PWES-2024-24 Lesperance Road Trail (CR22 to CR42) - Tender Award

163 - 170

Recommendation

Moved by _____

Seconded by _____

That report PWES-2024-24 Lesperance Road Trail (County Road 22 to County Road 42) – Tender Award, **be received**;

And that the tender for the Lesperance Road Trail (County Road 22 to County Road 42) in the amount of \$1,996,305 excluding HST **be awarded** to Total Source Contracting;

And further that By-law 2024-039 **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 Total Source Contracting;

And furthermore, that funding allocations, reflecting a total budget requirement of \$2,632,177.74 with a \$166,572.26 decrease to the original allocation **be accommodated** as follows:

- Infrastructure Reserve – decrease from \$2,798,750 to \$2,632,177.74

- b. PWES-2024-25 School Crossing Guard Program Recommendation 171 - 190

Recommendation

Moved by _____

Seconded by _____

That Report PWES-2024-25 School Crossing Guard Program Recommendation **be received**;

And that the current School Crossing Guard Program **be phased out** and replaced with pedestrian crossover and traffic control measures as contained within the following policies:

- Community Safety Zone Policy 123
- Controlled Pedestrian Crossing Policy 124
- School Safety Zone Policy 125
- Speed Management & Traffic Calming Policy 126

And further that subject to Council's decision on the School Crossing Guard Program, Administration **coordinate information sessions** with the local school and boards affected by this change in approach to Crossing Guards prior to the end of the current school year in June 2024.

P. By-Laws

- | | | |
|----|---|-----------|
| 1. | By-Law 2024-038 Lesperance Plaza Encroachment Agreement

Being a by-law to authorize the execution of an Encroachment Agreement between the Corporation of the Town of Tecumseh and Brotto Investments Investments Inc. | 191 - 196 |
| 2. | By-Law 2024-039 Lesperance Road Trail Tender Award

Being a by-law to authorize the execution of an Agreement between the Corporation of the Town of Tecumseh and Total Source Contracting for the Construction Services for the Lesperance Trail | 197 - 239 |
| 3. | By-Law 2024-040 St. Clair College User Agreement

Being a by-law to authorize the execution of an Facility Use Agreement between The Corporation of the Town of Tecumseh and Tecumseh Baseball Club | 240 - 251 |

4. By-Law 2024-041 Tecumseh Baseball User Agreement 252 - 264
Being a by-law to authorize the execution of an Facility User Agreement between the Corporation of the Town of Tecumseh and Tecumseh Baseball Club

5. By-Law 2024-042 St. Clair College Sponsor Agreement 265 - 269
Being a by-law to authorize the execution of an Sponsorship Agreement between the Corporation of the Town of Tecumseh and St. Clair College Alumni Association

Recommendation

Moved by _____

Seconded by _____

That

Be given first and second reading.

Recommendation

Moved by _____

Seconded by _____

That

Be given third and final reading.

Q. Unfinished Business

1. April 23, 2024 270 - 270

R. New Business

S. Motions

1. Confirmatory By-Law 2024-043 271 - 272

Recommendation

Moved by _____

Seconded by _____

That By-Law 2024-043 being a by-law to confirm the proceedings of the Tuesday, April 23, 2024, regular meeting of the Council of The Corporation of the Town of Tecumseh **be given** first, second, third and final reading.

T. Notices of Motion

U. Next Meeting

Tuesday, May 14, 2024

7:00 pm Regular Council Meeting

V. Adjournment

Recommendation

Moved by _____

Seconded by _____

That there being no further business, the Tuesday, April 23, 2024 meeting of the Regular Council **be adjourned** at pm.