



Regular Council Meeting Agenda

November 2, 2020, 6:00 pm

County of Essex Council Chamber

360 Fairview Avenue West, Essex, Ontario

Accessible formats or communication supports are available upon request. Please contact the Clerk's Office at clerks@essex.ca or 519-776-7336 extension 1100 or 1101.

This meeting will be hosted and chaired from the Essex County Civic Centre Council Chambers. Due to the ongoing COVID-19 pandemic and the Essex County Civic Centre building not being open to the public at this time, this meeting can only be viewed by the public electronically via livestream on YouTube at www.youtube.com/EssexOntario

Pages

1. **Call to Order**
2. **Closed Meeting Report**
3. **Declarations of Conflict of Interest**
4. **Adoption of Published Agenda**
 - 4.1. **Regular Council Meeting Agenda for November 2, 2020**

Moved by _____
Seconded by _____
That the published agenda for the November 2, 2020 Regular Council Meeting be adopted as presented / amended.
5. **Adoption of Minutes**
 - 5.1. **Regular Council Meeting Minutes for October 19, 2020** 1

Moved by _____
Seconded by _____
That the minutes of the Regular Council Meeting held October 19, 2020, be adopted as circulated.
 - 5.2. **Special Council Meeting Minutes for September 21, 2020** 10

Moved by _____
Seconded by _____
That the minutes of the Special Council Meeting held September 21, 2020 to receive an update on the Climate Change Adaptation Plan, be adopted as circulated.
6. **Public Presentations**
 - 6.1. **St. Vincent de Paul Essex Chapter** 13

RE: Centre Street Parking Signage Request

 - Map - Parking Request

Moved by _____

Seconded by _____

That the presentation by Tim O'Hagan, St. Vincent de Paul Essex Chapter Member, asking Council to consider changing the two parking spaces on Centre Street, at the entrance to their drop off door to allow for quick merchandise drop offs and volunteers during store hours and days, Monday through Saturday 10:00 AM to 5:00 PM, be received.

7. Unfinished Business

8. Reports from Administration

8.1. Parks and Facilities Report 2020-08

16

RE: Results of Request for Tender - Supply and Install Roof Access Ladders at Harrow OPP Station

Moved by _____

Seconded by _____

That Parks and Facilities Report 2020-12, entitled "Results of Request for Tender - Supply and Install Roof Access Ladders at Harrow OPP Station", prepared by John Olsen, Manager of Parks and Facilities, dated November 2, 2020 be received; and

That Council awards the Request for Tender - Supply and Install Roof Access Ladders at Harrow OPP Station to Gillett Roofing Inc. in the amount of \$36,521.66 including non-refundable harmonized sales tax; and

That Council approves the additional funding of \$6,521.66 above the allocated 2020 Roof Access Ladder Harrow OPP Station capital budget of \$30,000 with the additional funds coming from 2020 OPP Capital Contingency budget which currently has a \$25,000 balance.

8.2. Legal and Legislative Services Report 2020-14

23

RE: Animal Control By-Law 1606 Revisions to Dog Tag Requirements

Moved by _____

Seconded by _____

That Legal and Legislative Services Report 2020-14, entitled "Animal Control By-Law 1606 Revisions to Dog Tag Requirements", prepared by Shelley Brown, Deputy Clerk, Legal and Legislative Services, dated November 2, 2020, be received; and

That Part 3 of By-Law 1606 - Licensing and Control of Dog, be amended to reflect the recommendations noted as follows:

- That one tag be issued for the lifetime of the dog;
- That there be one annual rate for all dogs whether they are spayed/neutered;
- That there be a flat-rate fee of \$20 for any tags purchased between January 1 and March 31 and a fee of \$40 for any dog tags purchased between April 1 and December 31, to be implemented in 2021;
- That an online electronic application be created and offered; and
- That Administration bring back for Council's consideration an

amended and consolidated Animal Control by-law to reflect the items and changes noted and recommended in this report.

- 8.3. Legal and Legislative Services Report 2020-15** 30
- RE: 2021 Regular Council Meeting Dates
- Moved by _____
- Seconded by _____
- That** Legal and Legislative Services Report 2020-15, entitled "2021 Regular Council Meeting Dates", prepared by Shelley Brown, Deputy Clerk, Legal and Legislative Services, dated November 2, 2020, be received; and
- That** the Regular Meeting dates proposed therein, be approved.
- 8.4. Legal and Legislative Services Report 2020-16** 35
- RE: Cemetery By-Law Approval from the Bereavement Authority of Ontario (BAO)
- BAO Letter of Approval to Proposed Cemetery By-Law
 - By-Law 1812
Being a by-law respecting the maintenance, management, regulation and control of any cemetery owned or operated by The Corporation of the Town of Essex
- Moved by _____
- Seconded by _____
- That** Legal and Legislative Services Report 2020-16, entitled "Cemetery By-Law Approval from the Bereavement Authority of Ontario (BAO)", prepared by Shelley Brown, Deputy Clerk, dated November 2, 2020, be received; and
- That** By-Law 1812, being the "Cemetery By-Law" for the Town of Essex with the minor amendments required by the Bereavement Authority of Ontario (BAO), be read a third time and finally passed on November 2, 2020.
- 8.5. Legal and Legislative Services Report 2020-17** 56
- RE: Extension of Municipal Waste Collection Services Contract
- Moved by _____
- Seconded by _____
- That** Legal and Legislative Services Report 2020-17, entitled "Extension of Municipal Waste Collection Services Contract", prepared by Robert Auger, Town Solicitor, Legal and Legislative Services/Clerk, dated November 2, 2020, be received; and
- That** Council agrees to extending the existing Contract with Windsor Disposal Services Ltd. to December 31, 2021.
- 8.6. Legal and Legislative Services Report 2020-18** 61
- RE: Court of Revision for North Rear Road Drain South Side (New Bridge for Grondin), Geographic Township of Colchester North, Town of Essex, County of Essex, Project REI2020D010
- By-Law 1964
Being a by-law to provide for the North Rear Road Drain South

Moved by _____

Seconded by _____

That Legal and Legislative Services Report 2020-18, entitled "Court of Revision for North Rear Road Drain South Side (New Bridge for Grondin), Geographic Township of Colchester North, Town of Essex, County of Essex, Project REI2020D010", dated November 2, 2020, be received; and

That the following three (3) members of the Drainage Board: Kirk Carter, Percy Dufour and Felix Weigt-Bienzle be appointed to sit as members of the Court of Revision to be convened for the North Rear Road Drain South Side (New Bridge for Grondin) Geographic Township of Colchester North, Project REI2020D010, pursuant to the Report prepared by Gerard Rood, Professional Engineer, Rood Engineering Limited, dated September 24, 2020 (hereinafter the "Report"), and such Court of Revision be scheduled for 5:00 PM on November 25, 2020, via electronic meeting; and

That By-Law 1964 being a by-law to provide for the North Rear Road Drain South Side (New Bridge for Grondin), Geographic Township of Colchester North, Project REI2020D010, Town of Essex, County of Essex be read a first and a second time and provisionally adopted on November 2, 2020.

8.7.

Finance and Business Services Report 2020-04

136

RE: COVID-19 Financial Impact as of September 30, 2020

- 2020 Operating Budget Summary Including only COVID-19 Related Groupings

Moved by _____

Seconded by _____

That Finance and Business Services Report 2020-04, entitled "COVID-19 Financial Impact as of September 30, 2020", prepared by Katelynn Giurisovich, Manager, Finance and Business Services, dated November 2, 2020 be received.

9.

Reports from Youth Members

10.

County Council Update

11.

Correspondence

11.1.

Correspondence to be received

Moved by _____

Seconded by _____

That correspondence listed in Agenda Item 11.1 be received and, where indicated, to further share such information with the community using suitable methods of communication.

11.1.1.

DWQMS Management Review - Meeting Minutes - July 28, 2020

153

RE: Essex Water Distribution System

11.1.2.	Ministry of the Environment, Conservation and Parks RE: Essex Drinking Water System - Essex (Union) DS Inspection Report, dated August 20, 2020	157
11.1.3.	Dog Pound Committee Meeting Agenda October 28, 2020	177
11.1.4.	Union Water Supply System - Board of Management RE: Minutes - September 16, 2020	185
11.1.5.	Windsor Parade Corporation RE: Cancellation of 2020 Santa Claus Parade Correspondence from the Windsor Parade Corporation, dated October 17, 2020 advising Council that they are unable to provide a COVID acceptable Santa Clause Parade in our community for 2020.	191
11.1.6.	Town of Essex Media Release - October 27, 2020 RE: Libro Rink at Essex Centre Sports Complex to Re-open on October 28, 2020	192
11.2.	Correspondence to be considered for receipt and support	
11.2.1.	City of Clarence - Rockland Resolution - Cannabis Retail Stores Correspondence from the City of Clarence - Rockland, dated October 22, 2020 to the Ministry of Finance and the Ministry of the Attorney General requesting a modification to the regulations governing the establishment of cannabis retail stores. Moved by _____ Seconded by _____ That correspondence from the City of Clarence - Rockland, dated October 22, 2020, to the Ministry of Finance and the Ministry of the Attorney General requesting a modification to the regulations governing the establishment of cannabis retail stores, be (received/received and supported); and If Council chooses to support Clarence-Rockland's resolution, a letter of support be sent to the Honourable Rod Phillips, Minister of Finance of Ontario and to the Honourable Doug Downey, Attorney General of Ontario requesting the Ministry to modify the regulations governing the establishment of cannabis retail stores to instruct the Alcohol and Gaming Commission to consider over-concentration as an evaluation criteria and provide added weight to the comments of a municipality concerning matters in the public interest when considering the application of new stores; and further That a copy of the letter of support be sent to the City of Clarence-Rockland.	193

RE: Unlicensed and Unmonitored Cannabis Grow Operations

Correspondence from the Township of Blandford-Blenheim, dated October 13, 2020 concerning loopholes in the Federal Cannabis legislation and regulations with respect to unlicensed and unmonitored cannabis grow operations.

Moved by _____

Seconded by _____

That the resolution from the Township of Blandford-Blenheim, dated October 13, 2020 urging the Federal Government to amend existing legislation that allows large scale cannabis grow operations to be established and operated without any of the regulations or protocol, to ensure the safety and rights of the local communities in which they are situated are respected, be (received/received and supported); and

If Council chooses to support Blandford-Blenheim's resolution, a letter of support be sent to the Federal Minister of Health, the Federal Minister of Justice and Attorney General, the Federal Minister of Public Safety and Emergency Preparedness, Essex MP Chris Lewis, Essex MPP Taras Natyshak and a copy of the letter be sent to the Township of Blandford-Blenheim.

11.2.3. Cameron Soucie

RE: Resignation Youth Council Member

Moved by _____

Seconded by _____

That the message from Cameron Soucie, dated October 14, 2020 advising that he would no longer be able to continue as Youth Council Member for the Town of Essex, be received; and

That a letter be sent to Cameron thanking him for his time spent on Council and wishing him the very best in the future.

12. Committee Meeting Minutes

Moved by _____

Seconded by _____

That the minutes listed in Agenda 12, together with any recommendations to Council noted therein, be received, approved and adopted as circulated.

12.1. Arts, Culture and Tourism Committee - October 14, 2020 199

12.2. Drainage Board Meeting - July 9, 2020 204

RE: Crystal Beach Drain: Repair and Improvement of Covered Drains

12.3. Committee of Adjustment - September 15, 2020 213

12.4. Drainage Board Meeting - October 21, 2020 237

RE: Consideration of Report - North Rear Road Drain South Side: New Bridge for Grondin

13. Financial

13.1. September 2020 Bank Payments Report

241

Moved by _____

Seconded by _____

That the Bank Payments Report, including the September cheque register, cheque number 51855 to 52006 inclusive in the amount to \$5,667,144.23, the Preauthorized Payments for the month of September in the amount of \$333,527.86; and Payroll for month of September in the amount of \$468,441.24, be ratified as submitted.

14. New Business

15. Notices of Motion

15.1. That following Notices of Motions were presented at the October 19, 2020 Regular Council Meeting and are being presented this evening for Council's consideration:

15.1.1. Councillor Bondy

RE: Mileage for Committee of Adjustment Members

Moved by Councillor Bondy

Seconded by _____

That Council cover mileage for members of the Committee of Adjustment.

15.1.2. Councillor Bondy

RE: Opposition to further Amalgamation

Moved by Councillor Bondy

Seconded by _____

That the Town of Essex is strongly opposed to further amalgamation whereas we feel our residents are best served now by the current model in terms of dollars and services; and

Whereas we appreciate the municipal moderation grant and are working hard to ensure our municipal operations are more efficient internally and looking for possible efficiencies externally; and

Whereas we are opposed to further restructuring in the future, but we are not opposed to sharing some services where our service quality, safety and price to our residents is not comprised.

15.2. The following Notice of Motion is being presented this evening and will be brought forward at the November 16, 2020 Regular Council Meeting for Council's consideration:

15.2.1. Councillor Bondy

RE: Installation of a traffic light at the corner of Erie and King Street in 2021

That Council discuss the installation of a traffic light at the corner of Erie and King Street in 2021.

16. Reports and Announcements from Council Members

17. By-Laws

17.1. By-Laws that require a third and final reading

17.1.1. By-Law 1960 251

Being a by-law to confirm the proceedings of the October 19, 2020, Regular Meeting of the Council of The Corporation of the Town of Essex

Moved by _____

Seconded by _____

That By-Law 1960, being a by-law to confirm the proceedings of the October 19, 2020 Regular Meeting of the Council of The Corporation of the Town of Essex, be read a third time and finally adopted on November 2, 2020.

17.2. By-Laws that require a first, second, third and final reading

17.2.1. By-Law 1961 253

Being a by-law to provide for the issue of debentures in the amount of \$182,518.95 for works completed for drainage

Moved by _____

Seconded by _____

That By-Law 1961 being a by-law to provide for the issue of debentures in the amount of \$182,518.95 for works completed for drainage, be read a first, a second and a third time and finally passed on November 2, 2020.

17.2.2. By-Law 1962 257

A by-law of The Corporation of the Town of Essex to authorize the borrowing upon amortizing debentures in the principal amount of \$12,550.00 towards the cost of the Shoreline Loan Program

Moved by _____

Seconded by _____

That By-Law 1962 being a by-law of The Corporation of the Town of Essex to authorize the borrowing upon amortizing debentures in the principal amount of \$12,550.00 towards the cost of the Shoreline Loan Program, be read a first, a second and a third time and finally passed November 2, 2020.

17.2.3. By-Law 1965 266

Being a by-law to authorize the execution of a lease assignment between the Town of Essex, Robbie Ross Klie carrying on business as South Shore Fitness and Mike Huston for rentable space within the Harrow and Colchester South Recreation Complex located at 243 McAfee Street, Harrow, Ontario

Moved by _____

Seconded by _____

That By-Law 1965, being a by-law to authorize the execution of a lease assignment between the Town of Essex, Robbie Ross Klie carrying on business as South Shore Fitness and Mike Huston for rentable space within the Harrow and Colchester South Recreation Complex located at 243 McAfee Street, Harrow, Ontario, be read a first, a second and a third time and finally passed on November 2, 2020.

17.3. By-Laws that require a first and second reading

17.3.1. By-Law 1963 273

Being a by-law to confirm the proceedings of the November 2, 2020, Regular Meeting of the Council of The Corporation of the Town of Essex

Moved by _____

Seconded by _____

That By-Law 1963 being a by-law to confirm the proceedings of the November 2, 2020 Regular Meeting of the Council of The Corporation of the Town of Essex, be read a first and a second time and provisionally adopted on November 2, 2020.

18. Adjournment

Moved by _____

Seconded by _____

That the meeting be adjourned at [TIME].

19. Future Meetings

19.1. Monday, November 16, 2020 - 6:00 - 9:00 PM Regular Council Meeting

Location: Hybrid Council Meeting

19.2. November 23, 2020 - 5:00 - 7:00 PM - Special Council Meeting

RE: Parkland Estates Subdivision

Location: Electronic Meeting (Zoom)

19.3. Monday, November 30, 2020 - 6:00 - 9:00 PM - Special Council Meeting

RE: 2020 Budget Introduction and Walkthrough

Location: Electronic Meeting (Zoom)