



Regular Council Meeting Agenda

June 21, 2021, 6:00 pm

Location: <https://www.youtube.com/user/EssexOntario>

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 Town of Essex Municipal Building. Due to the ongoing COVID-19 pandemic this meeting is not currently open to the public for in person attendance. 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. Land Acknowledgement

We acknowledge that this land is the traditional territory of the Three Fires Confederacy of First Nations (comprised of the Ojibway, the Odawa, and the Potawatomi Peoples), and of the Huron-Wendat Peoples. We value the significant historical and contemporary contributions of local and regional First Nations and all of the Original Peoples of Turtle Island who have been living and working on the land from time immemorial.

3. National Anthem

4. Closed Meeting Report

5. Declarations of Conflict of Interest

6. Adoption of Published Agenda

6.1. Regular Council Meeting Agenda for June 21, 2021

Moved by _____

Seconded by _____

That the published agenda for the June 21, 2021 Regular Council Meeting be adopted as presented / amended.

7. Adoption of Minutes

7.1. Regular Council Meeting Minutes for June 7, 2021

1

Moved by _____

Seconded by _____

That the minutes of the Regular Council Meeting held June 7, 2021 be adopted as circulated.

8. Public Presentations

8.1. Senior of the Year 2021 - Ron "Tout" McDermott

15

At the May 31, 2021 Special Council Meeting, Council nominated Ron "Tout" McDermott for 2021 Senior of Year. The Ministry of Seniors and

Accessibility accordingly has awarded Ron "Tout" McDermott as 2021 Senior of the Year in the Town of Essex in recognition of his outstanding contributions to our community. The Mayor is to present this award on behalf of the Town.

8.2.

Mark Danelon, Chief Financial Officer, Director Stakeholders Relations, E.L.K. Energy Inc.

16

RE: 2020 Consolidated Financial Statements

Moved by _____

Seconded by _____

That the presentation of the 2020 Consolidated Financial Statements of E.L.K. Energy Inc., by Mark Danelon, Chief Financial Officer, Director Stakeholders Relations, E.L.K. Energy Inc. be received;

That Council supports the signing of the annual resolutions of E.L.K. Energy Inc. appointing the Directors and KPMG as auditor; and

That the Mayor be thereby authorized to sign the documents on behalf of The Corporation of the Town of Essex.

8.3.

Gordon Orr, Chief Executive Officer, Lynnette Bain, Vice President, Destination Development and Jason Toner, Director of Marketing and Communications, Tourism Windsor Essex Pelee Island

53

RE: Regional Tourism Video, Plans for 2021 and the 2021/2022 Official Visitor Guide

Moved by _____

Seconded by _____

That the presentation by Tourism Windsor Essex Pelee Island, be received.

8.4.

Kathy Beaudoin, Organizer, Essex Food Basket

87

RE: Moving Essex Food Basket to the Change Room at the Harrow Soccer Park

Moved by _____

Seconded by _____

That the delegation by Kathy Beaudoin, Organizer, Essex Food Basket, be received.

8.5.

Bernard Gorski, President, Colchester Ridge Estate Winery (CREW)

RE: Application for a Site-Specific Sign By-Law Amendment for Colchester Ridge Estate Winery (CREW)

Moved by _____

Seconded by _____

That the delegation by Bernard Gorski, President, Colchester Ridge Estate Winery (CREW) be received.

9.

Unfinished Business

10.

Reports from Administration

10.1.

Development Services-2021-02

92

RE: Colchester Ridge Estate Winery (CREW) Request for Site-Specific

Sign By-Law Amendment

Moved by _____

Seconded by _____

That Development Services Report-2021-02, entitled Colchester Ridge Estate Winery (CREW) Request for a Site-specific Sign By-Law Amendment be received; and

That By-Law 2039 being a by-law to amend By-Law 1350 to regulate the erection of signs in the Town of Essex for the property municipally known as 108 County Road 50 East be read a first, a second and a third time and finally passed on June 21, 2021.

10.1.1.	By-Law 2039	100
10.2.	CAO-2021-02	102
	RE: Corporate Strategic Plan: 2021 Progress Update	
	Moved by _____	
	Seconded by _____	
	That Report CAO-2021-02 entitled Corporate Strategic Plan: 2021 Progress Update prepared by Chris Nepszy, CAO dated June 7, 2021 be received for information.	
10.3.	Planning-2021-11	118
	RE: Site Specific Zoning Amendment (96 County Road 50 West, Colchester Centre, Ward 3)	
	Moved by _____	
	Seconded by _____	
	That Planning-2021-11 entitled Site Specific Zoning Amendment (96 County Road 50 West, Colchester Centre, Ward 3) prepared by Rita Jabbour, RPP, Manager, Planning Services dated June 21, 2021 be received, and	
	That By-Law 2034 being a by-law to amend By-Law Number 1037 for the property located at 96 County Road 50 West, be read a first, a second and a third time and finally passed on June 21, 2021.	
10.3.1.	By-Law 2034	166
10.4.	Planning-2021-12	167
	RE: Zoning By-Law Amendment to Permit and Regulate Second Dwelling Units in the Town of Essex	
	Moved by _____	
	Seconded by _____	
	That Planning Report-2021-12 entitled Zoning Bylaw Amendment to Permit and Regulate Second Dwelling Units in the Town of Essex prepared by Rita Jabbour, RPP, Manager, Planning Services dated June 21, 2021 be received, and	
	That By-Law Number 2035 being a by-law to amend the Comprehensive Zoning By-Law for the Town of Essex to Permit and Regulate Second Dwelling Units, be read a first and a second time and provisionally adopted on June 21, 2021.	

10.4.1.	By-Law 2035	227
10.5.	Finance and Business Services-2021-07	230
	RE: Revised Fees and Charges By-Law and Schedules	
	Moved by _____	
	Seconded by _____	
	That Corporate Services Report 2021-07 entitled Revised Fees and Charges By-Law and Schedules be received;	
	That Schedule C to By-Law Number 1812, being a by-law respecting the maintenance, management, regulation and control of any cemetery owned by The Corporation of the Town of Essex be revised with an effective date of July 1, 2021; and	
	That By-Law 2040 being a by-law to establish miscellaneous fees and charges for the Town of Essex be read a first, a second, a third time and finally passed June 21, 2021 with an effective date of July 1, 2021.	
10.5.1.	By-Law 2040	235
10.6.	Infrastructure Services-2021-06	242
	RE: Ward 1 Water Supply West of Highway 3 – Cost Recovery	
	Moved by _____	
	Seconded by _____	
	That Infrastructure Services-2021-06 entitled, Ward 1 Water Supply West of Highway 3 – Cost Recovery prepared by Kevin Girard, Director of Infrastructure Services dated June 21, 2021 be received, and	
	That Council direct Administration to develop a by-law in accordance with Part 12 of the Municipal Act to impose a special charge on benefitting property owners to fully recover the costs of the watermain crossing Highway 3 at the 14 th Concession Road upon connection to municipal water supply as identified in Infrastructure Services Report-2021-06.	
10.7.	Recreation and Culture-2021-02	249
	RE: Results of Request for Quote – New Office at Essex Recreation Complex	
	Moved by _____	
	Seconded by _____	
	That Recreation and Culture Report-2021-002 entitled Results of Request for Quote – New Office at Essex Recreation Complex prepared by Doug Sweet, Director, Community Services/Deputy CAO dated June 21, 2021 be received,	
	That Council award the Request for Quote – New Office at Essex Recreation Complex to TCI Titan Contracting Incorporated in the total amount of \$31,798.78 including non-refundable Harmonized Sales Tax, and	
	That Council approve utilizing approved grant funding of \$31,798.78 from the Investing in Canada Infrastructure Program: COVID-19 Resiliency grant for project CS-21-0104 New Office at Essex Recreation Complex.	

RE: Building Report and Development Overview May 2021

Moved by _____

Seconded by _____

That Economic Development-2021-07 entitled Building Report and Development Overview May 2021 prepared by Nelson Silveira, Economic Development Officer dated June 21, 2021 be received for information.

11. Reports from Youth Members

12. County Council Update

13. Correspondence

13.1. Correspondence to be received

Moved by _____

Seconded by _____

That all of the correspondence listed in Agenda Item 13.1 be received and, where indicated, to further share such information with the community using suitable methods of communication.

13.1.1. Correspondence relating to COVID-19 Pandemic

13.1.1.1. Bereavement Authority of Ontario (BAO) 262

RE: New Registrar's Directive for Funeral and Cemetery Service Limits

13.1.1.2. Ontario Executive Council 265

RE: Reopening Ontario (A Flexible Response to Covid-19) Act, 2020

13.1.1.3. Ministry of Municipal Affairs and Housing 334

RE: Entering Step One of the Roadmap to Reopen

13.1.2. Township of Brock 337

RE: Durham Dead-End Road Kids

13.1.3. Township of Lake of Bays 353

RE: Municipal Freedom of Information and Protection of Privacy Act (MFIPPA)

13.1.4. Township of Lake of Bays 358

RE: Road Management Action on Invasive Phragmites

13.1.5. Town of Fort Erie 363

RE: Provincial Hospital Funding of Major Capital Equipment

13.1.6. Township of Rideau Lakes 365

RE: Funding for Abandoned Cemeteries

13.1.7.	City of St. Catherines RE: Lyme Disease Awareness Month	366
13.1.8.	The Corporation of the Township of Matachewan RE: Requesting the Province of Ontario to Reverse closure of Youth Justice Facilities in Northeastern Communities	368
13.1.9.	Municipality of Lakeshore RE: Support for Two Police Services Boards System and Submission to the Solicitor General	370
13.1.10.	Municipality of Lakeshore RE: Support for Suicide Prevention Hotline	372
13.1.11.	Township of Huron-Kinloss RE: Digital Suicide Hotline	374
13.1.12.	Township of Huron-Kinloss RE: Lottery Licence to Small Organizations	375
13.1.13.	Township of Havelock-Belmont-Methuen RE: Continuous Increases of Cost for Municipal Insurance	376
13.1.14.	Township of Havelock-Belmont-Methuen RE: Support of the Use of Automatic Speed Enforcement (Photo Radar)	379
13.1.15.	Township of Havelock-Belmont- Methuen RE: Drainage Matters and the Canadian National Railway	381
13.2.	Correspondence to be considered for receipt and support	
13.2.1.	Brian McGinty, Sales Representative, Buckingham Realty Ltd RE: Commercial Viewing Binoculars Moved by _____ Seconded by _____ That the correspondence from Brian McGinty, Sales Representative, Buckingham Realty Ltd., dated June 2, 2021 proposing that the Town of Essex install commercial viewing binoculars be (received/received and supported).	384
13.2.2.	Town of Fort Erie Re: Capital Gains Tax on Primary Residence Moved by _____ Seconded by _____ That the correspondence from Town of Fort Erie dated June 1, 2021, requesting Capital Gains Tax on Primary Residence be (received/received and supported); and If Council choses to support the Town of Fort Erie's resolution,	386

a letter of support be circulated to The Right Honourable Justin Trudeau, The Honourable Doug Ford, Premier of Ontario, All Members of Parliament, All Members of Provincial Parliament, The Regional Municipality of Niagara, and all Municipalities.

14. Committee Meeting Minutes

Moved by _____

Seconded by _____

That all the Committee Meeting minutes listed in Agenda Item 14, together with any recommendations to Council noted therein, be received, approved and adopted as circulated.

14.1. Arts, Culture and Tourism Committee Meeting Minutes - May 12, 2021 388

14.2. Co-An Park Committee Meeting Minutes - May 12, 2021 391

15. Financial

15.1. Operating Variance Report as at March 31, 2021 397

Moved by _____

Seconded by _____

That the Operating Variance Report as at March 31, 2021 be received.

16. New Business

17. Notices of Motion

17.1. The following Notice of Motion was presented at the June 7, 2021 Regular Council Meeting and are being brought forward this evening for Council's consideration:

17.1.1. Councillor Bondy

Moved by Councillor Bondy

Seconded by _____

That per resolution of Council R20-09-339, that 'Children at Play' signs be installed within community areas such as parks, schools, and other institutions whose main purpose is to provide services to children, that a 'Children at Play' sign be installed on McAffee Street in Harrow at the entrance to the Harrow Fairgrounds and Arena.

17.2. The following Notice of Motion is being presented this evening and will be brought forward for Council's consideration at the July 5, 2021 Regular Council Meeting:

17.2.1. Councillor Bondy

Moved by Councillor Bondy

Seconded by _____

That Council have a discussion regarding barbeques at Town of Essex parks to determine what is and is not permitted.

18. Reports and Announcements from Council Members

19. By-Laws

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

19.1.1. By-Law 2027 406

Being a by-law to confirm the proceedings of the June 7, 2021, Regular Meeting of Council of The Corporation of the Town of Essex

Moved by _____

Seconded by _____

That By-Law 2027 being a by-law to confirm the proceedings of the June 7, 2021, Regular Meeting of Council of The Corporation of the Town of Essex be read a third time and finally adopted on June 21, 2021.

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

19.2.1. By-Law 2024 408

Being a by-law to amend By-Law 2010 being a by-law to establish tax rates and additional charges for Municipal, County and Education purposes for the year 2021

Moved by _____

Seconded by _____

That By-Law 2024 being a by-law to amend By-Law 2010 being a by-law to establish tax rates and additional charges for Municipal, County and Education purposes for the year 2021 be read a first, a second and a third time and finally passed on June 21, 2021.

19.2.2. By-Law 2036 412

Being a by-law to require downspout disconnection in designated areas for the purpose of regulating stormwater drainage

Moved by _____

Seconded by _____

That By-Law 2036 being a by-law to require downspout disconnection in designated areas (Community of McGregor) for the purpose of regulating stormwater drainage be read a first, a second and a third time and finally passed on June 21, 2021.

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

19.3.1. By-Law 2037 414

Being a by-law to confirm the proceedings of the June 21, 2021, Regular Meeting of Council of The Corporation of the Town of Essex

Moved by _____

Seconded by _____

That By-Law 2037 being a by-law to confirm the proceedings of the June 21, 2021, Regular Meeting of Council of The Corporation of the Town of Essex be read a first, a second time and provisionally adopted on June 21, 2021.

20. Adjournment

Moved by _____

Seconded by _____

That the meeting be adjourned at [TIME].

21. Future Meetings

21.1. Monday, July 5, 2021 - 5:00 - 6:00 PM Special Council Meeting

RE: Community Safety and Well-Being Project

Location: Electronic Meeting via Zoom

Livestream available at www.youtube.com/Essex/Ontario

21.2. Monday, July 5, 2021 - 6:00 - 9:00 PM Regular Council Meeting

Location: Electronic Meeting via Zoom

Livestream available at www.youtube.com/Essex/Ontario

21.3. Monday, July 19, 2021 - 6:00 - 9:00 PM Regular Council Meeting

Location: Electronic Meeting via Zoom

Livestream available at www.youtube.com/Essex/Ontario