



Report to Council

Department: Office of the CAO
Division: Legal and Legislative Services
Date: June 3, 2024
Prepared by: Shelley Brown, Deputy Clerk
Report Number: Legal and Legislative Services-2024-03
Subject: Little Drain and Extension: Replacement Bridge for Thompson (2380 County Road 20 West)
Number of Pages: 4

Recommendation(s)

That the following three (3) members of the Drainage Board: Janice Dougherty, Percy Dufour and Tiffany Pocock be appointed to sit as members of the Court of Revision to be convened for the Little Drain and Extension: Replacement Bridge for Thompson (2380 County Road 20 West), Geographic Township of Colchester South, Project REI2023D016, Town of Essex, County of Essex pursuant to the Report prepared by Gerard Rood, Professional Engineer, Rood Engineering Inc., and dated February 26, 2024 (**hereinafter the "Report"**), **such Court of Revision** to be scheduled for 5:00 pm on July 3, 2024 and

That By-Law 2331 being a by-law to provide for Little Drain and Extension: Replacement Bridge for Thompson (2380 County Road 20 West), Geographic Township of Colchester South, Project REI2023D016, be read a first and second time and be provisionally adopted on June 3, 2024.

Purpose

A Court of Revision is required in accordance with Section 46 of the Drainage Act, R.S.O. 1990, Chapter D. 17, as amended 2010 (**hereinafter the “Drainage Act”**).

Background and Discussion

Rood Engineering Inc. was instructed by the Town of Essex on or about August 21, 2023 to prepare a report for the Little Drain and Extension, pursuant to Sections 76 and 78 of the Drainage Act.

On February 26, 2024, the Report was prepared by Rood Engineering Inc. to provide the details, estimates and assessments therein.

A Consideration Meeting for this Report was held on May 15, 2024. At this meeting the Drainage Board received public correspondence/delegations (if applicable) and heard the various concerns or comments made by those who attended. At this meeting the Drainage Board resolved and recommended that the said Report be adopted and that a provisional By-**Law be prepared for Council’s consideration** (see Drainage Board minutes from the May 15, 2024 consideration meeting, which minutes are included under Item 14 of the June 3, 2024 Regular Council Meeting Agenda).

Appointment of Court of Revision Members:

The Court of Revision is to be comprised of three (3) members of the Drainage Board and so accordingly it is recommended that Court of Revision members when required to be convened shall be appointed on a rotating, alphabetical order basis. If an appointed member is not available then that appointed member shall be replaced by the next available member of the Drainage Board (based on the aforementioned rotating, alphabetical order basis).

It is therefore recommended that Janice Dougherty, Percy Dufour and Tiffany Pocock be selected and appointed to sit as the Court of Revision for the the Little Drain and Extension Replacement Bridge for Thompson.

It is further recommended that By-law 2331 adopting the recommendations in the Rood Engineering Inc. Report dated February 26, 2024 be provisionally adopted so that this project can proceed to the Court of Revision specified in this report.

The Court of Revision is the next step in the process in accordance with Section 46 of the Drainage Act, R.S.O. 1990, Chapter D. 17, as amended 2010.

Financial Impact

There is no financial impact.

Consultations

Lindsay Dean, Drainage Superintendent

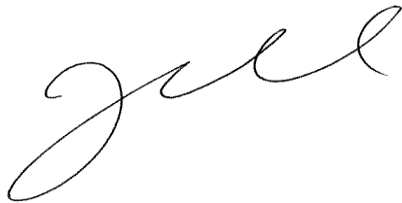
Link to Strategic Priorities

- ☒ Embrace asset management best practices to build, maintain, and continuously improve our municipally owned infrastructure.
- ☐ **Leverage our Town's competitive advantages to promote jobs and economic investment.**
- ☐ Take care of our natural environment and strengthen the sense of belonging to everyone **who makes Essex "home"**.
- ☐ Deliver friendly customer service in an efficient, effective, and transparent manner while providing an exceptional working environment for our employees.
- ☐ Build corporate-level and community-level climate resilience through community engagement and partnership and corporate objectives.

Report Approval Details

Document Title:	Little Drain and Extension - Legal and Legislative Services-2024-03.docx
Attachments:	<ul style="list-style-type: none">- zz-rpt Little Dr Ext REI2023D016.pdf- By-Law No. 2331 Little Drain and Extension Replacement Bridge for Thompson (002).pdf
Final Approval Date:	May 23, 2024

This report and all of its attachments were approved and signed as outlined below:



Joseph Malandrucolo, Director, Legal and Legislative Services/Clerk - May 23, 2024 - 10:40 AM



Doug Sweet, Chief Administrative Officer - May 23, 2024 - 10:56 AM