



## **Essex County Council, Regular Meeting Minutes**

**Wednesday, June 5, 2024**

**6:00 PM**

**Council Chambers, 2nd Floor**

**360 Fairview Avenue West**

**Essex, Ontario N8M 1Y6**

**<https://video.isilive.ca/countyofessex/live.html>**

- Council:
- Michael Akpata, Deputy Mayor - Town of LaSalle
  - Joe Bachetti, Deputy Warden / Deputy Mayor - Town of Tecumseh
  - Sherry Bondy, Mayor - Town of Essex
  - Kimberly DeYong, Deputy Mayor - Town of Kingsville
  - Chris Gibb, Deputy Mayor - Town of Amherstburg
  - Hilda MacDonald, Warden / Mayor - Municipality of Leamington
  - Gary McNamara, Mayor - Town of Tecumseh
  - Crystal Meloche, Mayor - Town of LaSalle
  - Michael Prue, Mayor - Town of Amherstburg
  - Dennis Rogers, Mayor - Town of Kingsville
  - Rob Shepley, Deputy Mayor - Town of Essex
  - Larry Verbeke, Deputy Mayor - Municipality of Leamington
  - Kirk Walstedt, Deputy Mayor - Municipality of Lakeshore
  - John Kerr, Councillor, Municipality of Lakeshore - (Alternate Member)
- Absent:
- Tracey Bailey, Mayor - Municipality of Lakeshore
- Administration:
- Allan Botham, Director, Infrastructure & Planning Services
  - Jayne Brooks Keller, Administrator - Sun Parlor Home
  - Katherine Hebert, Manager, Records and Accessibility/Deputy Clerk
  - Melissa Ryan, Director, Financial Services/Treasurer
  - David Sundin, County Solicitor
  - Crystal Sylvestre, Coordinator, Legislative and Community Services

Sandra Zwiers, Chief Administrative Officer  
Michelle Bishop, General Manager, EWSWA  
Dee Blais, Administrative Assistant to the CAO  
Heidi McLeod, CMA, CA, Manager of Accounting/Deputy  
Treasurer  
Slawomir Pulcer, Deputy Chief, Professional Standards -  
EWEMS  
Ellen Van Wageningen, Communications Officer

**1. Closed Meeting**

A Closed Meeting was held at 5:30PM on June 5, 2024.

153

**151-2024**

**Moved By** Rob Shepley

**Seconded By** Dennis Rogers

That Essex County Council move into a Closed Meeting, pursuant to Section 239 (2) (f) and (k) of the Municipal Act, 2001, as amended for the following reasons:

- (f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
- (k) a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board

(Voted by show of hands)

**Carried**

**153-2024**

**Moved By** Kimberly DeYong

**Seconded By** Dennis Rogers

That Essex County Council adjourn, and rise from the June 5, 2024 Closed Meeting at 5:53] PM.

(Voted by show of hands)

**Carried**

**2. Moment of Reflection**

**3. Singing of 'O Canada'**

#### **4. Land Acknowledgement Statement**

We acknowledge the land on which the County of Essex is located is the traditional territory of the Three Fires Confederacy of First Nations, comprised of the Ojibway, Odawa and Potawatomie Peoples.

We specifically recognize Caldwell First Nation and other First Nations which have provided significant historical and contemporary contributions to this region.

We also value the contributions of all Original Peoples of Turtle Island, who have been living and working on this land from time immemorial.

#### **5. Recording of Attendance**

Warden MacDonald and members of Council attended the meeting at the Essex County Civic Centre, Council Chambers.

Tracey Bailey was absent. John Kerr attended as an alternate member for the Municipality of Lakeshore.

#### **6. County Warden's Welcome and Remarks**

Warden MacDonald highlighted some of the County events held the week prior during National AccessAbility Week.

On behalf of all of Council, Warden MacDonald congratulated Katherine Hebert on being named County Clerk. Katherine's municipal experience and strong advocacy efforts for accessibility and inclusion would be a valuable asset to the Corporation.

The Warden welcomed and encouraged all residents to register to participate in the Public Consultation Centre about planned enhancements to County Road 22 between I.C. Roy Drive and West Belle River Road on June 18, 2024 at the Atlas Tube Recreation Centre and the proposed Official Plan Open House scheduled for June 26, 2024 at the McGregor Community Centre.

John Kerr, Councillor, Municipality of Lakeshore - (Alternate Member) joined the meeting at 6:00 pm.

#### **7. Disclosure of Pecuniary Interest**

There were no disclosures of pecuniary interest raised.

#### **8. Adoption of Regular Meeting Minutes**

Minutes of the May 15, 2024 Essex County Council - Regular Meeting

**154-2024**

**Moved By** Rob Shepley

**Seconded By** Sherry Bondy

That the minutes of the May 15, 2024 Regular Meeting of Essex County Council be adopted as presented. (Voted by show of hands)

**Carried**

**9. Amending the Order of Business**

**155-2024**

**Moved By** Gary McNamara

**Seconded By** Joe Bachetti

That Essex County Council amend the order of business as follows:

- New Business Item listed as 15.1 - Source Separated Organics Program - Town of Kingsville, and correspondence item dated May 21, 2024 from the Town of Essex, listed as item 11.1.6 related to Organic Waste Collection on County Tax Levy, be considered following Delegation Report listed as Item 10.1.2. Source Separated Organics Collection in the County of Essex and prior to 13.1 Regional Food and Organic Waste Program Funding Model Discussion report.

(Voted electronically)

In Favour (14): Michael Akpata, Joe Bachetti, Sherry Bondy, Kimberly DeYong, Chris Gibb, Hilda MacDonald, Gary McNamara, Crystal Meloche, Michael Prue, Dennis Rogers, Rob Shepley, Larry Verbeke, Kirk Walstedt, and John Kerr

**Carried**

**10. Delegations and Presentations**

**156-2024**

**Moved By** Larry Verbeke

**Seconded By** Chris Gibb

That the delegation from the Essex-Windsor Solid Waste Authority be permitted to address County Council on the matters as described. (Voted by show of hands)

**Carried**

## **10.1 Essex-Windsor Solid Waste Authority (EWSWA)**

Michelle Bishop, General Manager, Essex-Windsor Solid Waste Authority to make a presentation before County Council regarding items listed on the June 5, 2024 agenda related to EWSWA operations.

### **10.1.1 Regional Landfill Farm Land Lease Agreement and By-law**

Report - Regional Landfill Farm Land Lease Agreement and By-law, from Michelle Bishop, General Manager, Essex-Windsor Solid Waste Authority

Michelle Bishop provided an overview of the land to be leased and the contract details under the Regional Landfill Farm Land Lease agreement with Chris Malott Enterprises Inc.

#### **157-2024**

**Moved By** Gary McNamara

**Seconded By** Michael Prue

That Essex County Council receive and approve the report, Regional Landfill Farm Land Lease Agreement and By-law; and,

That the Warden and Clerk be authorized to execute a Lease Agreement between the Corporation of the County of Essex, the Essex-Windsor Solid Waste Authority and Christopher Malott Farming Enterprises Inc., commencing on the 1st day of November, 2024 and expiring on the 31st, day of October, 2029, with three optional one-year extensions if mutually agreed upon by all Parties to the Lease Agreement, on the terms and conditions as set out in the Lease Agreement and forming part of by-law 2024-29 on the June 5, 2024 County Council agenda.

(Voted electronically)

In Favour (14): Michael Akpata, Joe Bachetti, Sherry Bondy, Kimberly DeYong, Chris Gibb, Hilda MacDonald, Gary McNamara, Crystal Meloche, Michael Prue, Dennis Rogers, Rob Shepley, Larry Verbeke, Kirk Walstedt, and John Kerr

**Carried**

### **10.1.2 Source Separated Organics Collection in the County of Essex**

Report - Source Separated Organics Collection in the County of Essex, from Michelle Bishop, General Manager, Essex-Windsor Solid Waste Authority

Michelle Bishop provided Council with the history of the program and outlined impacts to the program by offering the service to households in the rural settlement areas at the program's inception.

**158-2024**

**Moved By** Dennis Rogers

**Seconded By** Crystal Meloche

That Essex County Council receive the report Source Separated Organics Collection in the County of Essex. (Voted electronically)

In Favour (13): Michael Akpata, Joe Bachetti, Sherry Bondy, Kimberly DeYong, Chris Gibb, Hilda MacDonald, Crystal Meloche, Michael Prue, Dennis Rogers, Rob Shepley, Larry Verbeke, Kirk Walstedt, and John Kerr

Opposed (1): Gary McNamara

**Carried**

**160-2024**

**Moved By** Gary McNamara

**Seconded By** Joe Bachetti

That Essex County Council provide a resolution to the Essex-Windsor Solid Waste Authority to approve the collection and processing of organic waste for households in rural settlement areas in all County Municipalities.

In Favour (8): Michael Akpata, Joe Bachetti, Chris Gibb, Hilda MacDonald, Gary McNamara, Crystal Meloche, Michael Prue, and Larry Verbeke

Opposed (6): Sherry Bondy, Kimberly DeYong, Dennis Rogers, Rob Shepley, Kirk Walstedt, and John Kerr

**Carried**

**11. Communications**

**11.1 Correspondence**

**161-2024**

**Moved By** Larry Verbeke

**Seconded By** Chris Gibb

That the correspondence listed on the Regular Agenda for June 5, 2024, be received and any noted action approved. (Voted by show of hands)

**Carried**

**11.1.1 Association of Municipalities of Ontario (AMO)**

- AMO [Watchfile Newsletter](#)
- AMO [Policy Updates](#)
- AMO Calendar - [Education Events](#)

**11.1.2 Tourism Windsor-Essex Pelee Island (TWEPI)**

2024-05-09 TWEPI Bulletin: [W.E. Keep You Informed: We Want To Hear From You and Join Us at Our AGM](#)

**11.1.3 Town of Bradford West Gwillimbury**

May 15, 2024 Resolution RE Subsidized Well-Water Testing for Private Water Systems

(Additional Correspondence from Municipalities of Gore Bay and Archipelago)

**11.1.4 Prince Edward County**

Resolution RE National Housing Affordability Crisis

**11.1.5 Municipal Engineers Association**

May 15, 2024 - Request for Nominations: 2024 MEA Awards Program

**11.1.6 Town of Essex**

Letter dated May 21, 2024 from the Town of Essex RE Organic Waste Collection on County Tax Levy

**11.1.7 Western Ontario Wardens Caucus (WOWC)**

- May WOWC Newsletter (Attached)
- Town of Plympton Wyoming support of WOWC - ERO Postings 019-8369, 019-8462, and 019-8371 related to planning matters (attached)

- [Ontario West Municipal Conference 2024 - October 25, 2024](#)

#### **11.1.8 City of Quinte West**

Resolution dated March 7, 2024 RE Call for increased investment from Federal and Provincial governments in Housing-Enabling Water Systems Funding

(Additional resolution received from the Town of Essex attached)

#### **11.1.9 Town of Essex**

May 22, 2024 Resolution RE Call to Province for Highway 413 Funding Reallocation to small urban and rural municipalities infrastructure and housing projects

### **11.2 Resolutions**

There were no resolutions for consideration for June 5, 2024.

## **12. Consent Agenda**

### **162-2024**

**Moved By** Gary McNamara

**Seconded By** Crystal Meloche

That the items listed as 12.1 through 12.4 on the Consent Agenda for June 5, 2024, be received and approved as required. (Voted by show of hands)

**Carried**

### **12.1 Sun Parlor Home - Satisfaction Survey Results**

Report number 2024-0605-SPH-R02-JBK, Sun Parlor Home - Satisfaction Survey Results, dated June 5, 2024, from Jayne Brooks Keller, Administrator, Sun Parlor Home

### **12.2 Summary of Outstanding Reports for June 5, 2024**

Report number 2024-0605-LCS-R20-KH, Summary of Outstanding Reports for June 5, 2024, prepared by Katherine Hebert, Manager, Records and Accessibility/Deputy Clerk

### **12.3 Windsor Essex Regional Community Safety and Well-Being Plan - Systems Leadership Table**



Minutes of the December 12, 2023 Windsor Essex Regional Community Safety and Well-Being Plan - Systems Leadership Table meeting

#### **12.4 Essex-Windsor Solid Waste Authority (EWSWA)**

Minutes of the Essex-Windsor Solid Waste Authority board meeting, dated April 10, 2024

### **13. Reports and Questions**

#### **13.1 Regional Food and Organic Waste Program Funding Model Discussion**

Report number 2024-0605-FIN-R12-MR, Regional Food and Organic Waste Program Funding Model Discussion, dated June 5, 2024, from Melissa Ryan, Director, Financial Services/Treasurer

Melissa Ryan outlined three options to fund the Regional Food and Organic Waste Program.

Discussion included the potential positive or negative impacts to the ratepayers under each scenario.

#### **159-2024**

**Moved By** Dennis Rogers

**Seconded By** Michael Prue

That Essex County Council receive the Regional Food and Organics Waste Program Funding Model Discussion report for information;

That Essex County Council approve the proposed hybrid model that combines the county levy-based funding model with a user fee methodology for the expenses associated with the Regional Food and Organics Waste (Green Bin) Program; and

That Essex County Council direct Administration to prepare a report that identifies their preferred funding model with the rationale and forward it to the EWSWA Board for their consideration.

(Voted electronically)

In Favour (13): Michael Akpata, Joe Bachetti, Sherry Bondy, Kimberly DeYong, Chris Gibb, Hilda MacDonald, Gary McNamara, Crystal Meloche, Michael Prue, Dennis Rogers, Rob Shepley, Larry Verbeke, and Kirk Walstedt

Opposed (1): John Kerr

**Carried**

### **13.2 Ontario Good Roads Association - County Delegation to the Ministry of Transportation**

Report number 2024-0605-IPS-R09-AB, Ontario Good Roads Association (OGRA) - County Delegation to the Ministry of Transportation, dated June 5, 2024, from Allan Botham, Director, Infrastructure and Planning Services

Allan Botham explained that the County Solicitor and the Project Manager of the County's Infrastructure & Planning Services department had attended the 2024 OGRA conference and had the opportunity to provide a delegation to the Honourable Minister Prabmeet Singh Sarkaria of the Ministry of Transportation regarding impacts to County infrastructure as a result of recent development project in the region.

Four (4) essential grade separations had been identified in past Environmental Assessments and were brought forward at the delegation.

Administration would report back to Council once the outcome of the advocacy efforts were known.

Rob Shepley, Deputy Mayor - Town of Essex left the meeting at 7:49 pm.

#### **163-2024**

**Moved By** Gary McNamara

**Seconded By** Joe Bachetti

That Essex County Council receive the 2024 OGRA Conference – Delegation Update report for information. (Voted electronically)

In Favour (13): Michael Akpata, Joe Bachetti, Sherry Bondy, Kimberly DeYong, Chris Gibb, Hilda MacDonald, Gary McNamara, Crystal Meloche, Michael Prue, Dennis Rogers, Larry Verbeke, Kirk Walstedt, and John Kerr

**Carried**

### **13.3 Consultation Results on Council Compensation Review**

Report number 2024-0403-CAO-R07-SZ, Consultation Results on Council Compensation Review, dated April 3, 2024, from Sandra Zwiers, Chief Administrative Officer. Marianne Love, Principal, ML Consulting will be present for questions and to go over the results of the findings obtained during consultations.

Sandra Zwiers outlined the process taken to prepare the report and recommendations; noting the similar municipalities that were consulted with as comparators.

Discussion took place regarding the compensation for alternate members of Council, timing of the review and retroactive pay.

Rob Shepley, Deputy Mayor - Town of Essex joined the meeting at 8:25 pm.

**164-2024**

**Moved By** Michael Prue

**Seconded By** Chris Gibb

That County Council divide the main motion into 5 separate motions. (Voted by show of hands)

**Lost**

**165-2024**

**Moved By** Sherry Bondy

**Seconded By** Joe Bachetti

That County Council receive report – Council Remuneration for information;

That County Council approve the 60<sup>th</sup> Percentile Compensation Grid for County Council, retroactive to January 1, 2024;

That County Council approve the funding of the 2024 budget shortfall of \$292,056 from the Rate Stabilization Reserve;

That County Council adopt By-law 2024-26 (Procedure By-law) and 2024-27 (Council Remuneration By-law); and

That a report from administration be brought back considering that the alternate members of council be compensated at a proportionate share of the regular council pay. (Voted electronically)

In Favour (10): Joe Bachetti, Sherry Bondy, Kimberly DeYong, Hilda MacDonald, Gary McNamara, Crystal Meloche, Dennis Rogers, Rob Shepley, Larry Verbeke, and John Kerr

Opposed (4): Michael Akpata, Chris Gibb, Michael Prue, and Kirk Walstedt

**Carried**

### **13.4 Asset Management Plan Update 2024**

Report number 2024-0605-FIN-R11-MR, Asset Management Plan Update 2024, dated June 5, 2024, from Melissa Ryan, Director, Financial Services/Treasurer

Melissa Ryan introduced the report noting that the update was required under legislation and the plan provides an inventory of assets, their condition rating and details regarding the financial plan needed to serve the County's long-term planning and budget decisions

Heidi McLeod, Manager, Accounting – Administration / Deputy Treasurer provided Council with detailed information by County department pertaining to the financial implications of the plan.

#### **166-2024**

**Moved By** Larry Verbeke

**Seconded By** Gary McNamara

That Essex County Council approve the County of Essex 2024 Asset Management Plan.

That Essex County Council support Administration's incorporation of the findings of the 2024 Asset Management Plan into the 2025 Budget preparation process to begin to address the shortfall in replacement costs.

(Voted electronically)

In Favour (14): Michael Akpata, Joe Bachetti, Sherry Bondy, Kimberly DeYong, Chris Gibb, Hilda MacDonald, Gary McNamara, Crystal Meloche, Michael Prue, Dennis Rogers, Rob Shepley, Larry Verbeke, Kirk Walstedt, and John Kerr

**Carried**

### **14. Unfinished Business**

### **15. New Business**

#### **15.1 Source Separated Organics Program - Town of Kingsville**

Kimberly DeYong withdrew the Notice of Motion stating that the intention of the motion was to request a report that was furnished under item 13.1 of the June 5, 2024 agenda.

#### **15.2 Traffic Study for Essex County Road 20 from Texas Road to Essex County Rd 3**

**167-2024**

**Moved By** Chris Gibb

**Seconded By** Michael Prue

That Essex County Council direct staff to conduct a traffic study which will investigate the effectiveness of speed reductions and other traffic calming measures to ensure that both vehicular and pedestrian traffic on County Rd 20 from Texas Road to Essex County Road 3 is being managed as safely and efficiently as possible.

(Voted by show of hands)

**Carried**

**15.3 Public Reporting of Closed Meeting**

A Closed Meeting was held prior to the Regular meeting of Council on June 5, 2024, pursuant to Section 239 (2) (f) and (k) of the Municipal Act, 2001, as amended.

During the closed meeting, County Council was presented with information regarding subjects relating to solicitor-client privilege, including communications necessary for that purpose, as well as confidential information regarding ongoing negotiations.

**15.4 Invitation to Local Veteran**

Michael Akpata requested that Essex County Council invite WWII Veteran Charles Davis to a County Council meeting in September 2024 to commemorate his birthday and contribution to the Canadian Armed Forces.

**169-2024**

**Moved By** Michael Akpata

**Seconded By** Gary McNamara

That County Council invite Veteran Charles Davis to Essex County Council in September 2024.

**Carried**

**16. Adoption of By-Laws**

**168-2024**

**Moved By** Kimberly DeYong

**Seconded By** Chris Gibb

That By-laws 2024-21, and 2024-26 though 2024-30, having been read a first, second and third time, be finally passed and enacted. (Voted electronically)

In Favour (14): Michael Akpata, Joe Bachetti, Sherry Bondy, Kimberly DeYong, Chris Gibb, Hilda MacDonald, Gary McNamara, Crystal Meloche, Michael Prue, Dennis Rogers, Rob Shepley, Larry Verbeke, Kirk Walstedt, and John Kerr

**Carried**

**16.1 By-law Number 2024-21**

Being a By-law to appoint a Clerk for the Corporation of the County of Essex, being Katherine J. Hebert

**16.2 By-law Number 2024-26**

Being a By-law to Provide Rules Governing the Order and Proceedings of the Council of the Corporation of the County of Essex, Committees and Local Boards

**16.3 By-law Number 2024-27**

Being a By-law to Establish the Method for Calculating Remuneration for Members of County Council, Committees and Local Boards

**16.4 By-law Number 2024-28**

Being a By-law to confirm the authorization of execution of an Agreement between the Corporation of the County of Essex and 1000732973 Ontario Inc., operating as Heritage Community Residence

**16.5 By-law Number 2024-29**

Being a By-law to Authorize the Execution of a Lease Agreement between The Corporation of the County of Essex, The Essex-Windsor Solid Waste Authority and Christopher Malott Farming Enterprises Inc.

**16.6 By-law Number 2024-30**

Being a By-law to confirm the proceedings of the Council of the Corporation of the County of Essex for June 5, 2024

**17. Notice of Motion**

There were no Notices of Motion for June 5, 2024.

**18. Adjournment**

**170-2024**

**Moved By** Larry Verbeke

**Seconded By** Michael Akpata

That the Essex County Council meeting for June 5, 2024 be adjourned at 8:56 PM. (Voted by show of hands)

**Carried**

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Hilda MacDonald,  
Warden, County of Essex

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Katherine Hebert,  
Deputy Clerk / Manager, Records and Accessibility