



The Corporation of the Town of Essex

Regular Council Meeting Minutes

February 3, 2020, 6:00 pm
Essex Civic Centre
360 Fairview Avenue West
Essex, Ontario

Present: Mayor Larry Snively
Deputy Mayor Richard Meloche
Ward 1 - Councillor Morley Bowman
Ward 2 - Councillor Kim Verbeek
Ward 3 - Councillor Steve Bjorkman
Ward 3 - Councillor Chris Vander Doelen
Ward 4 - Councillor Sherry Bondy

Regrets: Ward 1 – Councillor Joe Garon

Also Present: Chris Nepszy, Chief Administrative Officer
Alex Denonville, Manager, Strategic Communications
Rick Arnel, Fire Chief
Rick Malott, Deputy Fire Chief
Jeffrey Morrison, Director, Corporate Services/Treasurer
Lori Chadwick, Director, Development Services
Robert Auger, Town Solicitor, Legal and Legislative Services/Clerk
Lynn Moroz, Administrative Assistant

Ehva Hoffman, Youth Council Member
Cameron Soucie, Youth Council Member

1. Call to Order

2. Closed Meeting Report

The Clerk reported that earlier in the evening Council by motion moved into Closed Session as permitted under Section 239 2(e) of the Municipal Act. At that meeting Council received an update concerning a current litigation and by-law enforcement matter and upon receipt of the report Council gave Administration direction with regard to the current litigation and by-law enforcement matter.

3. Declarations of Conflict of Interest

There were no declarations of conflict of interest.

4. Adoption of Published Agenda

4.1 Regular Council Meeting Agenda for February 3, 2020

Moved By Councillor Bjorkman
Seconded By Councillor Verbeek

Regular Council Meeting Minutes – February 3, 2020

(R20-02-021) That the published agenda for the February 3, 2020 Regular Council Meeting be adopted as amended with a notice of motion by Councillor Bondy.

Carried

5. Adoption of Minutes

5.1 Regular Council Meeting Minutes for January 20, 2020

Moved By Deputy Mayor Meloche
Seconded By Councillor Bowman

(R20-02-022) That the minutes of the Regular Council Meeting held January 20, 2020 be adopted as circulated.

Carried

5.2 Special Council Meeting Minutes for December 9, 2019

Moved By Councillor Bowman
Seconded By Councillor Bjorkman

(R20-02-023) That the minutes of the Special Council Meeting held on December 9, 2019 for the purpose of introducing the Town of Essex 2020 Budget be adopted as circulated.

Carried

6. Public Presentations

6.1 Fire Chief Rick Arnel

Essex Fire and Rescue Congratulation Ceremony for the following Fire Recruits on their successful completion of training

- Presentation of Essex Fire and Rescue Badges, and the **Project All In** and Essex Fire Coins

Fire Chief Rick Arnel and Deputy Chief Rick Malott advised those in attendance that there were four fire recruits who had successfully completed the new nine month training program and were now prepared to serve as firefighters. The Deputy Fire Chief introduced the new volunteer firefighters: Aaron Langlois - Essex Station 1, Logan Malenfant - Essex Station 2, Jacob Morassut - Essex Station 2 and Cayla Mursall - Essex Station 3 and presented them with their Essex Fire and Rescue Badges, wallets, coins, applets and the new project All In One.

Council congratulated them on the completion of their training and welcomed them to the Essex Fire and Rescue Service.

Moved By Deputy Mayor Meloche
Seconded By Councillor Bowman

(R20-02-024) That the presentation made by Fire Chief Rick Arnel to Fire Recruits Aaron Langlois - Essex Station 1, Logan Malenfant - Essex Station 2, Jacob Morassut - Essex Station 2, and Cayla Mursall - Essex Station 3 of their Essex Fire and Rescue Badges be received; and

That Council extends their congratulations on successfully completing the required training.

Carried

7. Unfinished Business

8. Reports from Administration

8.1 Fire and Rescue Services 2020-01

Re: Establishing and Regulating Fire Services Updated By-Law

8.1.1 By-Law 1870

Being a by-law to Establish and Regulate Fire Services.

Moved By Councillor Bowman

Seconded By Councillor Vander Doelen

(R20-02-025) That Fire and Rescue Services Report 2020-01 entitled "Establishing and Regulating Fire Services Updated By-Law" dated February 3, 2020, prepared by Rick Arnel, Fire Chief, be received;

That By-law 1500 be hereby repealed; and

That By-law 1870 being a by-law to establish and regulate fire services be read a first, second and third time and finally passed on February 3, 2020.

Carried

8.2 Planning Report 2020-03

Re: Jakana Subdivision Removal of Holding Designation

8.2.1 By-Law 1884

Being a by-law to amend By-Law Number 1037, The Comprehensive Zoning By-law for the Town of Essex

Moved By Deputy Mayor Meloche

Seconded By Councillor Bjorkman

(R20-02-026) That Planning Report 2020-03 entitled "Jakana Subdivision Removal of Holding Designation" prepared by Jeff Watson, Planner, dated February 3, 2020 be received; and

That By-law 1884, being a bylaw to amend By-Law Number 1037, The Comprehensive Zoning By-Law for the Town of Essex be read a first, a second and a third time and finally passed on February 3, 2020. (Removal of Holding Zone from Lots 2 to 61, Registered Plan 12M600)

Carried

9. Reports from Youth Members

There were no reports from the Youth Council members.

10. County Council Update

There was no update on County Council.

11. Correspondence

11.1 Correspondence to be received

Moved By Councillor Bjorkman
Seconded By Councillor Bowman

(R20-02-027) That the 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 Township of Wainfleet

Re: Requesting the activation of the Disaster Recovery Assistance for Ontarians program (DRAO) by the Government of Ontario to assist the residents of the Township of Wainfleet in recovery efforts following a wind storm and seiche along the north shore of Lake Erie on October 31, 2019.

11.1.2 Municipal Property Assessment Corporation (MPAC)

Re: 2019 Year-End Assessment Report for the 2020 Tax Year
Appendix 1 - Assessment Change Summary by Property Tax Class
Appendix 2 - Assessment Base Distribution Summary by Property Class

11.1.3 Union Water Supply System

Re: Joint Board of Management Minutes of the December 18, 2019 Meeting.

11.1.4 Town of Essex, Lakeshore, Lasalle, Tecumseh Dog Pound Committee

Re: January 22, 2020 Agenda

11.1.5 Town of Tecumseh

Re: Climate Change Emergency Declaration

Carried

11.2 Correspondence to be considered for receipt and support

11.2.1 City of Sarnia

Re: Ontario Power Generation's Deep Geologic Repository Project

Moved By Councillor Verbeek
Seconded By Deputy Mayor Meloche

(R20-02-028) That correspondence from the City of Sarnia, dated January 24, 2020 seeking endorsement of a resolution passed by Sarnia City Council supporting the halting of the construction of the Deep Geological Repository Project in the Bruce Peninsular, so that less dangerous solutions can be found for the longer storage of nuclear waste be received and supported; and

That a letter of support be sent to Honourable Jonathan Wilkinson, Minister of the Environment and Climate Change and Chris Lewis, MP.

Defeated

Moved By Councillor Bjorkman
Seconded By Councillor Bowman

(R20-02-029) That correspondence from the City of Sarnia, dated January 24, 2020 seeking endorsement of a resolution passed by Sarnia City Council supporting the halting of the construction of the Deep Geological Repository Project in the Bruce Peninsular, so that less dangerous solutions can be found for the longer storage of nuclear waste be received only.

Carried

12. Committee Meeting Minutes

12.1 Committee of Adjustment - December 17, 2019

Moved By Deputy Mayor Meloche
Seconded By Councillor Bowman

(R20-02-030) That the Committee of Adjustment Meeting Minutes of December 17, 2019, together with any recommendations noted therein, be received, approved and adopted as circulated.

Carried

13. Financial

14. New Business

15. Notices of Motion

15.1 The following Notice of Motions were presented at the January 20, 2020 Regular Council Meeting and are being brought forward for consideration this evening:

15.1.1 Mayor Snively

Re: Nation Anthem "O Canada" at the beginning of Regular Council Meetings

Deputy Mayor Meloche assumed the Chair at 6:35 PM in order to allow the Mayor to speak to the motion.

Mayor Snively resumed the Chair at 6:42 PM and Deputy Mayor Meloche returned to his seat.

Moved By Mayor Snively
Seconded By Councillor Bjorkman

(R20-02-031) That Canada's National Anthem "O Canada", be played at the commencement of each Regular Council Meeting for the Town of Essex.

Councillor Bondy requested a recorded vote.

Recorded	Support	Opposed
Councillor Bondy	X	
Councillor Vander Doelen	X	
Councillor Bowman	X	
Mayor Snively	X	
Deputy Mayor Meloche	X	
Councillor Verbeek	X	
Councillor Bjorkman	X	
Results	7	0

With a recorded vote of seven (7) in support and none opposed the motion **Carried**.

15.1.2 Councillor Verbeek

Re: Completion of Old Malden Road Project

Moved By Councillor Verbeek

Seconded By Deputy Mayor Meloche

(R20-02-032) That a representative of the residents from Old Malden Road be allowed to address Council.

Carried

Richard Wirch advised Council that he was before them on behalf of the residents of the Old Malden Road to request the completion of the hard top surface for Old Malden Road this year. Four years ago a six inch gravel base was completed but the hard surface was never put down. Mr. Wirch pointed out the economic, environmental and safety reasons for completing the road and noted that the longer the road remains gravel the more expensive it will be to tar and chip it as the base will need to be repaired. He encouraged Council to earmark some monies for the project to be completed this year.

Moved By Councillor Bjorkman

Seconded By Councillor Bowman

(R20-02-033) That the presentation given by Richard Wirch on behalf of the Old Malden Road residents be received.

Carried

Moved By Councillor Verbeek

Seconded By Deputy Mayor Meloche

(R20-02-034) That Council consider the possibility of completing the Old Malden Road Project as part of the 2020 Budget, and direct Administration to investigate any funding options that might be available to facilitate the completion of the project in 2020.

Councillor Bondy requested a recorded vote.

Recorded	Support	Opposed
Councillor Bondy	X	
Councillor Vander Doelen		X
Councillor Bowman		X
Mayor Snively		X
Deputy Mayor Meloche	X	
Councillor Verbeek	X	
Councillor Bjorkman		X
Results	3	4

With a recorded vote of four (4) opposed and three (3) in support the motion is **Defeated**.

15.1.3 Councillor Verbeek

Re: Five Year Road Plan

Moved By Councillor Verbeek
 Seconded By Deputy Mayor Meloche

(R20-02-035) That Council direct Administration to ensure that the Old Malden Road Project be included as a part of the proposed budget items for 2021.

Councillor Bondy requested a recorded vote.

Recorded	Support	Opposed
Councillor Bondy	X	
Councillor Vander Doelen		X
Councillor Bowman	X	
Mayor Snively		X
Deputy Mayor Meloche	X	
Councillor Verbeek	X	
Councillor Bjorkman		X
Results	4	3

With a recorded vote of four (4) in support and three (3) opposed the motion **Carried**.

15.2 The following Notice of Motion is being presented this evening and will be brought forward for Council's consideration at the March 2, 2020 Regular Council Meeting

15.2.1 Councillor Bondy

Re: That Council at its first regular meeting in March discuss the road tendering of both the cold roll recycled material and the pulverized tar and chip material in order to provide a comparison of the two applications.

16. Reports and Announcements from Council Members

Each of the Council members were provided an opportunity to discuss the latest news, upcoming events, and activities in the municipality.

17. By-Laws

17.1 By-Laws that require a third and final reading

17.1.1 By-Law 1877

Being a by-law to amend By-Law 1143 being a by-law to adopt a Downtown Community Improvement plan for Downtown Harrow Centre.

Moved By Councillor Bjorkman
Seconded By Councillor Bowman

(R20-02-036) That By-Law 1877, being a by-law to amend By-law 1143 being a by-law to adopt a Downtown Community Improvement Plan for Downtown Harrow Centre, be read a third time and finally passed on February 3, 2020.

Carried

17.1.2 By-Law 1878

Being a by-law to amend By-Law 1314 being a by-law to adopt a Downtown Community Plan for part of Essex Centre.

Moved By Deputy Mayor Meloche
Seconded By Councillor Vander Doelen

(R20-02-037) That By-law 1878, being a by-law to amend By-Law 1314, being a by-law to adopt a Downtown Community Plan for part of Essex Centre be read a third time and finally passed on February 3, 2020.

Carried

17.1.3 By-Law 1879

Being a by-law to amend By-Law 1612 being a by-law to adopt a Community Improvement Plan for part of Colchester Centre.

Moved By Deputy Mayor Meloche
Seconded By Councillor Vander Doelen

(R20-02-038) That By-law 1879 being a by-law to adopt a Community Improvement Plan for part of Colchester Centre be read a third time and finally passed on February 3, 2020.

Carried

17.1.4 By-Law 1882

Being a by-law to confirm the proceedings of the January 20, 2020, Regular Meeting of Council of The Corporation of the Town of Essex.

Moved By Councillor Bjorkman
Seconded By Councillor Vander Doelen

(R20-02-039) That By-law 1882, being a by-law to confirm the proceedings of the January 20, 2020, Regular Meeting of The Corporation of the Town of Essex, be read a third time and finally passed on February 3, 2020.

Carried

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

17.2.1 By-Law 1886

Being a by-law imposing special annual drainage rates upon land in respect of which money is borrowed under the Tile Drainage Act.

Moved By Councillor Bowman

Seconded By Councillor Verbeek

(R20-02-040) That By-Law 1886 being a by-law imposing special drainage rates upon land in respect of which money is borrowed under the Tile Drainage Act be read a first, a second and a third time and finally passed on February 3, 2020.

Carried

17.2.2 By-Law 1887

Being a by-law to Repeal By-law 1809, a by-law to raise money to aid in construction of Drainage Works under the Tile Drainage Act.

Moved By Councillor Bjorkman

Seconded By Deputy Mayor Meloche

(R20-02-041) That By-Law 1887 being a by-law to repeal By-Law 1809, a by-law to raise money to aid in the construction of Drainage Works under the Tile Drainage Act be read a first, a second and a third time and finally passed on February 3, 2020.

Carried

17.3 By-Laws that require a first and second reading

17.3.1 By-Law 1885

Being a by-law to confirm the proceedings of the February 3, 2020, Regular Meeting of Council of The Corporation of the Town of Essex.

Moved By Councillor Verbeek

Seconded By Councillor Bjorkman

(R20-02-042) That By-Law 1885 being a by-law to confirm the proceedings of the February 3, 2020 Regular Meeting of The Corporation of the Town of Essex be read a first and second time and provisionally adopted February 3, 2020.

Carried

18. **Adjournment**

Moved By Deputy Mayor Meloche
Seconded By Councillor Bjorkman

(R20-02-043) That the meeting be adjourned at 7:45 PM.

Carried

Mayor

Clerk