

# Municipality of Lakeshore

## Minutes of the Regular Council Meeting

Tuesday, July 18, 2023, 5:00 PM

Council Chambers, 419 Notre Dame Street, Belle River



Members Present: Mayor Tracey Bailey, Deputy Mayor Kirk Walstedt, Councillor Ryan McNamara, Councillor Paddy Byrne, Councillor Kelsey Santarossa, Councillor John Kerr, Councillor Ian Ruston, Councillor Larissa Vogler

Staff Present: Chief Administrative Officer Truper McBride, Corporate Leader - Chief Financial Officer Justin Rousseau, Corporate Leader - Growth and Sustainability Tammie Ryall, Corporate Leader - Operations Krystal Kalbol, Acting Corporate Leader - Community and Protective Services Frank Jeney, Division Leader – Capital Projects Wayne Ormshaw, Division Leader – Community Planning Sahar Jamshidi, Division Leader - Economic and Intergovernmental Affairs Ryan Donally, Division Leader – Legislative Services Brianna Coughlin, Division Leader – Public Works Jeff Wilson, Team Leader – Legislative Services Cindy Lanoue, IT Technical Analyst Erik Pelland

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### 1. Call to Order

Mayor Bailey called the meeting to order at 5:04 PM in Council Chambers.

### 2. Closed Session

**193-07-2023**

**Moved By** Councillor Santarossa

**Seconded By** Councillor Vogler

Council move into closed session in Council Chambers at 5:04 PM in accordance with:

- a. Paragraph 239(3.1) of the *Municipal Act, 2001* for the purpose of educating and training members in relation to Community Improvement Plans.

**Carried Unanimously**

### 3. **Return to Open Session**

Council returned to open session at 6:01 PM.

### 4. **Land Acknowledgement**

### 5. **Moment of Reflection**

### 6. **Disclosures of Pecuniary Interest**

Councillor Ruston declared conflict of interest relating to Item 14.1.

### 7. **Recognitions**

### 8. **Public Meetings under the Planning Act**

### 9. **Public Presentations**

### 10. **Delegations**

#### 1. **Association of Municipalities of Ontario (AMO) - Sewer and Water Line Warranty Program**

The Division Leader - Engineering and Infrastructure Services provided an overview of the report and introduced the delegation, Elise Dostal of Service Line Warranties of Canada. Ms. Dostal joined the meeting electronically and provided a PowerPoint presentation as overview of the program.

**194-07-2023**

**Moved By** Councillor Santarossa

**Seconded By** Councillor McNamara

Endorse the Local Authorities Service (LAS) Sewer and Water Warranty Program, offered through Service Line Warranties of Canada (SLWC), including the applicable credit to the residents in lieu of collection of paid royalties; and

Authorize the Mayor and Clerk to execute an agreement with Service Line Warranties of Canada (SLWC), to use the Municipality's name and logo to promote the program, as presented at the July 18, 2023 Council meeting.

In Favour (7): Deputy Mayor Walstedt, Councillor McNamara, Councillor Byrne, Councillor Santarossa, Councillor Kerr, Councillor Ruston, and Councillor Vogler

Opposed (1): Mayor Bailey

**Carried**

## **2. 2023 – 2026 Strategic Plan**

The Chief Administrative Officer provided an overview of the report and introduced the delegation, Dr. J.P. Gedeon of Transformative Directions. Dr. Gedeon joined the meeting electronically and provided an overview of the strategic planning process.

**195-07-2023**

**Moved By** Councillor McNamara

**Seconded By** Councillor Vogler

Accept the strategic objectives, as laid out in Appendix A of the 2023-2026 Strategic Plan report presented at the July 18, 2023 Council meeting.

In Favour (7): Mayor Bailey, Deputy Mayor Walstedt, Councillor McNamara, Councillor Byrne, Councillor Santarossa, Councillor Ruston, and Councillor Vogler

Opposed (1): Councillor Kerr

**Carried**

## **3. Removal of Development Charges for Sanitary Sewers on Belle River Road**

**196-07-2023**

**Moved By** Deputy Mayor Walstedt

**Seconded By** Councillor Byrne

Received the report for information only.

**Carried Unanimously**

## **4. Jim Milne - Delegation regarding Notice of Motion - Melody Drive**

Jim Milne, resident of Melody Drive, was present and spoke in favour of Item 18.3 - Notice of Motion by Councillor Vogler regarding Installation of Services - Melody Drive.

**197-07-2023**

**Moved By** Councillor Vogler

**Seconded By** Councillor Byrne

Bring forward Item 18.3 for consideration.

**Carried Unanimously**

## 18. Notices of Motion

### 3. Councillor Vogler - Installation of Services - Melody Drive

**199-07-2023**

**Moved By** Councillor Kerr

**Seconded By** Councillor Vogler

Move into closed session to receive legal advice in accordance with section 239(2)(f) of the *Municipal Act, 2001* in relation to the Melody Drive reconstruction contract.

**Carried Unanimously**

Council returned to open session at 7:58 PM.

Council returned to the motion on the floor.

**198-07-2023**

**Moved By** Councillor Vogler

**Seconded By** Councillor Santarossa

Whereas the Municipality of Lakeshore is scheduled to begin reconstruction of Melody Drive this summer;

And whereas existing private water and electrical services running beneath the road will be removed during construction;

And whereas residents have been given the option to apply for an easement and to reinstall hydro services;

And whereas private water services have run beneath Melody (and other Municipal roads) for decades without incident;

And whereas there is no bylaw restricting this option;

And whereas residents agree to bear all additional costs associated with engineering, installation, and maintenance;

And whereas residents will enter into a binding agreement regarding liability and duties of maintenance;

Be it resolved that the Municipality of Lakeshore allow for conduits and private water lines, for fresh water and/or irrigation, to be professionally installed under the Municipal roadway within the easement referenced above, only if the change could be made within the original timeframe and parameters of the existing contract.

In Favour (7): Mayor Bailey, Deputy Mayor Walstedt, Councillor Byrne, Councillor Santarossa, Councillor Kerr, Councillor Ruston, and Councillor Vogler

Opposed (1): Councillor McNamara

**Carried**

**200-07-2023**

**Moved By** Councillor Kerr

**Seconded By** Councillor Vogler

Direct Administration to bring forward a report regarding a policy to allow residents to run existing or replacement of private water lines for irrigation under municipal roadways.

**Carried Unanimously**

**11. Completion of Unfinished Business**

**12. Consent Agenda**

**201-07-2023**

**Moved By** Deputy Mayor Walstedt

**Seconded By** Councillor Kerr

Approve minutes of the previous meetings and receive correspondence as listed on the Consent Agenda.

1. June 23, 2023 Special Council Meeting Minutes
2. June 27, 2023 Regular Council Meeting Minutes
3. Town of Fort Erie - The Helping Homebuyers, Protecting Tenants Act - Bill 97- Renovictions
4. Violence Against Women Coordinating Committee Windsor-Essex - Intimate Partner Violence
5. Police Services Report for Lakeshore - March 2023
6. Police Services Report for Lakeshore - April 2023
7. Police Services Report for Lakeshore - May 2023

**Carried Unanimously**

**202-07-2023**

**Moved By** Councillor Santarossa

**Seconded By** Councillor McNamara

Support the correspondence submitted by the Violence Against Women Coordinating Committee Windsor-Essex regarding Intimate Partner Violence as an epidemic.

In Favour (6): Mayor Bailey, Deputy Mayor Walstedt, Councillor McNamara, Councillor Byrne, Councillor Santarossa, and Councillor Kerr

Opposed (2): Councillor Ruston, and Councillor Vogler

**Carried**

### **13. Reports for Information**

**203-07-2023**

**Moved By** Councillor McNamara

**Seconded By** Councillor Ruston

Receive the Report for Information as listed on the agenda.

1. Quarterly Building Activity Report – 2023 Q2

**Carried Unanimously**

### **14. Reports for Direction**

1. **Tile Loan Application – Ian Ruston & Shaundra Raycraft, 0 Lakeshore Road 308**

Councillor Ruston declared a pecuniary conflict of interest on this matter and left the Council Chambers at 8:14 PM.

**204-07-2023**

**Moved By** Deputy Mayor Walstedt

**Seconded By** Councillor Byrne

Approve the Tile Loan submitted by Ian Ruston & Shaundra Raycraft for tiling work to be performed at 0 Lakeshore Road 308 (Roll No.650.000.00700) in the amount of \$50,000, subject to Provincial Funding as presented at the July 18, 2023 Council meeting.

In Favour (7): Mayor Bailey, Deputy Mayor Walstedt, Councillor McNamara, Councillor Byrne, Councillor Santarossa, Councillor Kerr, and Councillor Vogler

Conflict (1): Councillor Ruston

**Carried**

Councillor Ruston returned to the Council Chambers at 8:15 PM.

**2. Community Improvement Plan for the Belle River Business Improvement Area – Extension**

**205-07-2023**

**Moved By** Councillor Kerr

**Seconded By** Councillor Ruston

1. Extend the Community Improvement Plan funding and application intake for the Belle River Business Improvement Area until the 2026 fiscal year and direct Administration to prepare the necessary by-law.
2. Direct Administration to prepare a report detailing the process and cost of a downtown Belle River Growth Strategy and associated Community Improvement Plan, all as presented at the July 18, 2023 Regular Meeting of Council.

**Carried Unanimously**

**3. Roundabout Landscaping and Design Concept**

**206-07-2023**

**Moved By** Councillor Ruston

**Seconded By** Councillor Vogler

Direct Administration to proceed with Option 1 and approve the Roundabout Landscaping and Design Concept; and

Approve an additional amount of \$20,000.00 to be funded for the Community Benefit Fund, all as presented at the July 18, 2023 Council meeting.

**Carried Unanimously**

**4. Windsor Essex Community Foundation (WECF) 40th Anniversary Municipal Legacy Project**

**207-07-2023**

**Moved By** Councillor McNamara

**Seconded By** Councillor Vogler

Approve the WECF 40<sup>th</sup> Anniversary Municipal Legacy Project concept; and

Approve a budget of \$15,000.00 to assist with supporting the project, to be funded from the Parks reserves, as presented at the July 18, 2023 Council meeting.

**Carried Unanimously**

**5. Removal of the Pedestrian Bridge across the 4th Concession Drain**

**208-07-2023**

**Moved By** Councillor McNamara

**Seconded By** Councillor Vogler

Move into closed session pursuant to receive legal advice in accordance with section 239(2)(f) of the *Municipal Act, 2001* relating to the potential closure of the Pedestrian Bridge across the 4th Concession Drain.

In Favour (7): Mayor Bailey, Deputy Mayor Walstedt, Councillor McNamara, Councillor Byrne, Councillor Santarossa, Councillor Kerr, and Councillor Vogler

Opposed (1): Councillor Ruston

**Carried**

Council returned to open session at 8:54 PM.

**209-07-2023**

**Moved By** Councillor Ruston

**Seconded By** Deputy Mayor Walstedt

Approve the amount of \$3,000.00 (including applicable HST) for the removal and disposal of the pedestrian bridge that crosses over the 4<sup>th</sup> Concession Drain that provides access from the pathway along the stormwater pond, through 1203 Faith Drive (Urban Field House), as presented at the July 18, 2023 Council meeting.

**Carried Unanimously**

**210-07-2023**

**Moved By** Councillor Byrne

**Seconded By** Councillor Santarossa

Direct the Mayor to send a letter to the school board in hopes of finding a solution for access for those students walking to school.

**Carried Unanimously**

**6. Update to the Windsor/Essex Region Stormwater Management Standards Manual (WERSMSM)**

**211-07-2023**

**Moved By** Deputy Mayor Walstedt

**Seconded By** Councillor McNamara

Direct Administration to participate in updating the Windsor/Essex Region Stormwater Management Standards Manual and contribute the Municipality of Lakeshore's share in the amount of \$7,500.00 (including applicable HST), as presented at the July 18, 2023 Council meeting.

**Carried Unanimously**

**7. Policies for Short Term Rentals in the Municipality of Lakeshore Official Plan Review, Official Plan Amendment No. 16**

**212-07-2023**

**Moved By** Councillor Kerr

**Seconded By** Mayor Bailey

Prohibit short-term rental accommodations in the Municipality of Lakeshore; and

Direct Administration to bring a report regarding the steps to enforce the prohibition of short-term rental accommodations in the Municipality of Lakeshore.

In Favour (5): Mayor Bailey, Deputy Mayor Walstedt, Councillor McNamara, Councillor Kerr, and Councillor Ruston

Opposed (3): Councillor Byrne, Councillor Santarossa, and Councillor Vogler

**Carried**

**213-07-2023**

**Moved By** Councillor Kerr

**Seconded By** Deputy Mayor Walstedt

Prepare an Official Plan Amendment and zoning by-law amendment to prohibit Short Term Rental Accommodations in the Municipality of Lakeshore.

In Favour (6): Mayor Bailey, Deputy Mayor Walstedt, Councillor McNamara, Councillor Santarossa, Councillor Kerr, and Councillor Ruston

Opposed (2): Councillor Byrne, and Councillor Vogler

**Carried**

**8. Workplace Assessment - Outcome of Request for Proposal**

**214-07-2023**

**Moved By** Councillor Ruston

**Seconded By** Deputy Mayor Walstedt

Receive the report for information;

Direct Administration to complete the workplace assessment, undertake renovations to the existing building and bring in a portable if needed and that the cost associated be funded as outlined in the report; and

Do not support the hybrid work policy.

In Favour (6): Mayor Bailey, Deputy Mayor Walstedt, Councillor Byrne, Councillor Kerr, Councillor Ruston, and Councillor Vogler

Opposed (2): Councillor McNamara, and Councillor Santarossa

**Carried**

**215-07-2023**

**Moved By** Councillor McNamara

**Seconded By** Deputy Mayor Walstedt

Extend the meeting past the 9:30 PM deadline.

**Carried Unanimously**

**9. Delegation of Authority By-law**

**216-07-2023**

**Moved By** Councillor Santarossa

**Seconded By** Councillor Vogler

Defer consideration of the Delegation of Authority By-law report to the next Council meeting.

**Carried Unanimously**

**15. Announcements by Mayor**

**16. Reports from County Council Representatives**

**17. Report from Closed Session**

**18. Notices of Motion**

**1. Deputy Mayor Walstedt - Council Member Compensation**

**217-07-2023**

**Moved By** Deputy Mayor Walstedt

**Seconded By** Councillor Byrne

Approve an increase to Council Member compensation in alignment with any non-union economic adjustment until such time as Council conducts a review of Council Member compensation, anticipated by end of 2023.

**Carried Unanimously**

**2. Councillor Ruston - Community Benefit Fund Grant**

Councillor Ruston withdrew the motion.

**19. Question Period**

**218-07-2023**

**Moved By** Councillor Kerr

**Seconded By** Councillor Byrne

Direct Administration to prepare a detailed report regarding patching a pothole on Ross Beach Road.

In Favour (6): Mayor Bailey, Deputy Mayor Walstedt, Councillor McNamara, Councillor Byrne, Councillor Kerr, and Councillor Vogler

Opposed (2): Councillor Santarossa, and Councillor Ruston

**Carried**

**219-07-2023**

**Moved By** Councillor Kerr

**Seconded By** Councillor Byrne

Direct Administration to print paper copies of Council agendas upon request of Council members, to be sent by courier.

In Favour (6): Deputy Mayor Walstedt, Councillor McNamara, Councillor Byrne, Councillor Kerr, Councillor Ruston, and Councillor Vogler

Opposed (2): Mayor Bailey, and Councillor Santarossa

**Carried**

**20. Non-Agenda Business**

**21. Consideration of By-laws**

**220-07-2023**

**Moved By** Councillor Vogler

**Seconded By** Councillor Santarossa

By-law 64-2023 be read and passed in open session on July 18, 2023.

**Carried Unanimously**

- 1. By-law 63-2023, Being a By-law to Delegate Authority**
- 2. By-law 64-2023, Being a By-law to Confirm Proceedings of the June 23 and June 27, 2023 Council Meetings**

**22. Adjournment**

**221-07-2023**

**Moved By** Councillor Ruston

**Seconded By** Councillor McNamara

Council adjourn its meeting at 9:55 PM.

**Carried Unanimously**

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Tracey Bailey  
Mayor

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Brianna Coughlin  
Clerk