

The Corporation of the Town of Lakeshore

Minutes of the Special Council Meeting

Monday, June 29, 2020, 6:04 PM

Electronically hosted from Council Chambers, 419 Notre Dame Street, Belle River



Members Present: Mayor Tom Bain, Deputy Mayor Tracey Bailey, Councillor Steven Wilder, Councillor Len Janisse, Councillor Kelsey Santarossa, Councillor John Kerr, Councillor Kirk Walstedt, Councillor Linda McKinlay

Staff Present: Director of Community & Development Services, Tammie Ryll, Director of Engineering & Infrastructure Service, Nelson Cavacas, Director of Finance, Rosanna Pellerito, Director of Legislative & Legal Services, Kristen Newman, Manager of Communications & Strategic Initiatives, Rita Chappell, Manager of Engineering Services, Tony DiCiocco, Manager of Information Technology, Pat Girard, Manager of Legislative Services, Brianna Coughlin, Manager of Public Works, Mazen Jreda, Manager of Recreation & Leisure, Frank Jeney, Manager of Water/Wastewater Services, Albert Dionne

1. Call to Order

Mayor Bain called the meeting to order at 6:04 PM in Council Chambers. All other members of Council participated in the meeting through video conferencing technology from remote locations.

2. Moment of Reflection

3. Disclosures of Pecuniary Interest

Mayor Bain congratulated those who volunteered and participated in the June 27, 2020 Miracle Food Drive.

4. Completion of Unfinished Business

a. Reports for Direction

- a. Tree Planting Program for Older Subdivisions

203-06-2020

Moved By Councillor Janisse

Seconded By Councillor Kerr

1. Administration develop a pilot program to plant street trees in existing subdivisions to be implemented in 2021, as described in the report presented at the June 23, 2020 regular Council meeting; and,
2. Administration include the costs for the pilot program in the 2021 Parks Budget Centre in the amount of \$20,000 for budget consideration.

Carried Unanimously

- b. Tender Award – 2020 Lakeshore Asphalt Road Resurfacing

204-06-2020

Moved By Councillor Walstedt

Seconded By Councillor Janisse

Award the tender for the 2020 Lakeshore Asphalt Road Resurfacing Program to Mill-Am Corporation in the total amount of \$620,380.00 plus applicable taxes for the repair and resurfacing of the following five roads:

1. Frank Court (William St. to end of cul-de-sac)
2. Beechwood Dr. (Cty Rd. 22 to Birchwood Dr.)
3. Birchwood Dr. (Beechwood Cr. to Ashwood Cr.)
4. Emery Dr. (Cty Rd. 22 to Faith Dr.)
5. Faith Dr. (Emery Dr. to St. Mary's Rd.)

In Favor (6): Mayor Bain, Councillor Janisse, Councillor Santarossa, Councillor Kerr, Councillor Walstedt, and Councillor McKinlay

Opposed (2): Deputy Mayor Bailey and Councillor Wilder

Carried

- c. Tender Award – Hardtop Road Repair

205-06-2020

Moved By Councillor Wilder

Seconded By Councillor Walstedt

Award the tender for the Hardtop Road Repair to Shepley Road Maintenance Ltd. in the total amount of \$89,270 plus applicable taxes.

Carried Unanimously

- d. Tender Award – Stoney Point Water Treatment Clarifier Repairs

206-06-2020

Moved By Deputy Mayor Bailey

Seconded By Councillor Kerr

1. Award the tender to BGL Contractors Corp. for the Stoney Point Water Treatment Clarifier Repairs in the amount of \$452,340 plus HST with a stipulated date for completion of October 16th, 2020.
2. Proceed with the repairs to the Stoney Point Water Treatment Plant Clarifier using Ecodyne Limited as the preferred supplier and technical resource.

Carried Unanimously

- e. Execution of Real Property Instruments

207-06-2020

Moved By Councillor Walstedt

Seconded By Councillor Santarossa

Adopt By-law 50-2020 in accordance with the report entitled, Execution of Real Property Instruments, presented at the June 23, 2020 Council meeting.

In Favor (6): Mayor Bain, Deputy Mayor Bailey, Councillor Santarossa, Councillor Kerr, Councillor Walstedt, and Councillor McKinlay

Opposed (2): Councillor Wilder, and Councillor Janisse

Carried

b. Reports from County Council Representatives

Deputy Mayor Bailey presented matters from County Council.

Councillor Santarossa left the meeting at 6:50 PM and returned at 6:52 PM.

c. Notices of Motion

Councillor Janisse advised that he will be tabling a motion at the July 14, 2020 Council meeting regarding the extension of infrastructure under railway tracks.

- a. Notice of Motion submitted by Councillor Kerr - Bulk Water System at the Comber Fire Station

208-06-2020

Moved By Councillor Kerr

Seconded By Councillor McKinlay

Whereas to use the bulk water system at the Comber Fire Department is at the front of the building;

Whereas the side of the building would be the most optimum place for the bulk water distribution hose;

Be It Resolved upon any building upgrades or new building built for our Comber Area that one of the reports brought forward for Council's consideration is the bulk water distribution be on the side of the building with the least amount of obstruction to the Firefighters service delivery; and

Direct Administration to prepare a report to Council regarding a card system or fob system for bulk water station.

Carried Unanimously

d. Question Period

Councillor Wilder left the meeting at 7:57 PM and returned at 7:59 PM.

209-06-2020

Moved By Councillor Santarossa

Seconded By Councillor Kerr

Direct Administration to send a letter to the Ontario Provincial Police, Lakeshore Police Services Board, Member of Parliament and Member of Provincial Parliament to request that the OPP Auxiliary volunteer program services be reinstated during the COVID-19 emergency.

In Favor (6): Mayor Bain, Councillor Wilder, Councillor Santarossa, Councillor Kerr, Councillor Walstedt, and Councillor McKinlay

Opposed (2): Deputy Mayor Bailey, and Councillor Janisse

Carried

210-06-2020

Moved By Councillor Janisse

Seconded By Deputy Mayor Bailey

Direct Administration to meet with the Essex Region Conservation Authority (ERCA) to identify possible breaches that will create inland flooding from the rivers in the near future.

Carried Unanimously

211-06-2020

Moved By Councillor Wilder

Seconded By Deputy Mayor Bailey

Defer discussion regarding water quality testing until after the closed session.

Carried Unanimously

e. Non-Agenda Business

5. Reports for Direction

a. 764 Old Tecumseh Road – Cannabis Retail Store Authorization

212-06-2020

Moved By Councillor Santarossa

Seconded By Councillor Walstedt

The Manager of Development Services, on behalf of the Mayor and Council, supply the following comments to the *Alcohol and Gaming Commission of Ontario (AGCO)*:

- a. The Town objects to the location of a cannabis retail store proposed at 764 Old Tecumseh Road, as it falls within a residential zone that does not permit a retail store; and
- b. That should the address of 764 Old Tecumseh Road be incorrect, that the AGCO afford the Town the opportunity to review the proposed retail store submitted by “Urbnbud” at the correct address.

Carried Unanimously

213-06-2020

Moved By Councillor Wilder

Seconded By Councillor Janisse

Waive notice required of Section 9.8(a) of the Procedural By-law, which requires a notice of a motion to be in writing and delivered to the Clerk prior to noon of the Wednesday preceding the date of the Regular Council meeting at which the matter is to be considered, to consider a motion to move the sidewalk on Rafih Crescent.

In Favor (3): Mayor Bain, Councillor Wilder, and Councillor Janisse
 Opposed (5): Deputy Mayor Bailey, Councillor Santarossa, Councillor Kerr, Councillor Walstedt, and Councillor McKinlay

Lost

4. Completion of Unfinished Business

f. Consideration of By-laws

- a. By-law 28-2020, Being a By-law to Amend By-law 2-2012, Zoning By-law for the Town of Lakeshore (ZBA-5-2020)
- b. By-law 46-2020, Being a By-Law to Delegate Authority regarding Governmental Permits and Procurement of Works
- c. By-law 47-2020, Being a By-Law to Deem, Permanently Close, Stop Up and Declare Surplus an Unopened Road Allowance known as Emily Street
- d. By-law 49-2020, Being a By-law to Confirm the Proceedings of Council for May 26th, June 9th and June 16th Meetings
- e. By-law 50-2020, Being a By-Law to Delegate Authority regarding Execution of Instruments relating to Real Property

214-06-2020

Moved By Councillor Walstedt

Seconded By Councillor Santarossa

By-laws 46-2020 and 49-2020 be read and passed in open session on June 29, 2020.

In Favor (7): Mayor Bain, Deputy Mayor Bailey, Councillor Wilder, Councillor Santarossa, Councillor Kerr, Councillor Walstedt, and Councillor McKinlay

Opposed (1): Councillor Janisse

Carried

215-06-2020**Moved By** Councillor Santarossa**Seconded By** Councillor Walstedt

By-law 28-2020 be read and passed in open session on June 29, 2020.

In Favor (7): Mayor Bain, Deputy Mayor Bailey, Councillor Janisse, Councillor Santarossa, Councillor Kerr, Councillor Walstedt, and Councillor McKinlay

Opposed (1): Councillor Wilder

Carried**216-06-2020****Moved By** Councillor Walstedt**Seconded By** Councillor McKinlay

By-laws 47-2020 be read and passed in open session on June 29, 2020.

In Favor (6): Mayor Bain, Deputy Mayor Bailey, Councillor Santarossa, Councillor Kerr, Councillor Walstedt, and Councillor McKinlay

Opposed (2): Councillor Wilder, and Councillor Janisse

Carried**217-06-2020****Moved By** Councillor Walstedt**Seconded By** Councillor Kerr

By-law 50-2020 be read and passed in open session on June 29, 2020.

In Favor (6): Mayor Bain, Deputy Mayor Bailey, Councillor Santarossa, Councillor Kerr, Councillor Walstedt, and Councillor McKinlay

Opposed (2): Councillor Wilder, and Councillor Janisse

Carried

6. Closed Session

218-06-2020

Moved By Councillor Wilder

Seconded By Deputy Mayor Bailey

Move into closed session in Council Chambers at 8:55 PM in accordance with:

- a. Paragraph 239(2)(a) of the *Municipal Act, 2001* to discuss the security of the property of the municipality, relating to Lakeview Park and West Beach.

Carried Unanimously

7. Return to Open Session

During the closed session, a motion was passed to extend the meeting past the 9:30 PM deadline.

Council returned to open session at 9:52 PM.

219-06-2020

Moved By Councillor Wilder

Seconded By Councillor Santarossa

Waive notice required of Section 9.8(a) of the Procedural By-law, which requires a notice of a motion to be in writing and delivered to the Clerk prior to noon of the Wednesday preceding the date of the Regular Council meeting at which the matter is to be considered, to consider a motion regarding the closure of the beach.

Carried Unanimously

220-06-2020

Moved By Deputy Mayor Bailey

Seconded By Councillor Walstedt

Direct that West Beach be closed effective immediately and refer the closure to the Emergency Control Group to address the process for reopening procedures.

Carried Unanimously

8. Adjournment**221-06-2020****Moved By** Councillor Wilder**Seconded By** Councillor Santarossa

Council adjourn its meeting at 10:00 PM.

In Favor (7): Mayor Bain, Deputy Mayor Bailey, Councillor Wilder, Councillor Janisse, Councillor Santarossa, Councillor Walstedt, and Councillor McKinlay

Opposed (1): Councillor Kerr

Carried

Tom Bain
Mayor

Kristen Newman
Clerk