

# **The Corporation of the Town of Lakeshore**

## **Minutes of the Regular Council Meeting**

**Tuesday, December 8, 2020, 5:00 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:** Chief Administrative Officer, Truper McBride, Director of Community & Development Services, Tammie Ryall, Director of Engineering & Infrastructure Services, Krystal Kalbol, Director of Finance, Rosanna Pellerito, Director of Legislative & Legal Services, Kristen Newman, Manager of Accounting, Wendy Poole, 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 Operations, Jeff Wilson, Manager of Water/Wastewater Services, Albert Dionne, Economic Development Officer, Ryan Donally, Engineering & Infrastructure Services Advisor, Nelson Cavacas

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### **1. Call to Order**

Mayor Bain called the meeting to order at 5:14 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**

### **4. Recognitions**

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

## 6. Public Presentations

### a. **Leonardo Gil, City of Windsor - Community Safety and Well-Being Plan Engagement Session**

Leonardo Gil from the City of Windsor, and Mary Birch from the County of Essex, provided a PowerPoint presentation regarding the Community Safety and Well-being Plan process for the region.

## 7. Delegations

### a. **2021 Budget – Belle River on the Lake Business Improvement Area**

Moe Mailloux, Chair of the Belle River on the Lake Business Improvement Area Board of Directors, and Janel Gagnier, BIA & Special Events Coordinator, were present to answer questions relating to the 2021 Budget.

**418-12-2020**

**Moved By** Councillor Kerr

**Seconded By** Councillor Santarossa

Approve the Budget as approved by the Belle River on the Lake Business Improvement Area Board for the year ending December 31, 2021; and,

Approve the transfer of the year end surplus to the BIS reserve, as presented in the report presented at the December 8, 2020 Council meeting.

**Carried Unanimously**

**419-12-2020**

**Moved By** Councillor Walstedt

**Seconded By** Councillor McKinlay

Approve the agenda addendum.

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

Opposed (1): Councillor Wilder

**Carried**

## 7. Delegations

### c. Cynthia Swift, KPMG - 2019 Year End Reporting

Cynthia Swift of KPMG provided a PowerPoint presentation regarding the 2019 audit for the Town of Lakeshore.

## 11. Reports for Direction

### c. 2019 Year End Reporting: Audited Financial Statements, Development Charges Statement, and Building Services Annual Statement

**420-12-2020**

**Moved By** Councillor Walstedt

**Seconded By** Councillor Wilder

Receive the audited 2019 Consolidated Financial Statements for the year (Attachment "A") ended December 31, 2019, as presented;

Receive the Development Charge Reserve Funds Statement for the year ended December 31, 2019 for information; and,

Receive the Statement of Revenue and Expenses and Accumulated Net Revenue (Expense) for Building Services for the year ended December 31, 2019.

**Carried Unanimously**

## 7. Delegations

### b. Key Principles for Draft Code of Conduct & Update

Bruce Elman, Integrity Commissioner for the Town of Lakeshore, provided a PowerPoint presentation regarding the key principles of the draft Code of Conduct for Council members.

**421-12-2020**

**Moved By** Councillor Kerr

**Seconded By** Councillor McKinlay

Receive the Interim Update from the Integrity Commissioner; and,

Direct the Integrity Commissioner and Director of Legislative & Legal Services to present the draft Code of Conduct in February 2021 incorporating the principles described in the report and presentation by the Town's Integrity Commissioner presented at the December 8, 2020 Council meeting.

**Carried Unanimously**

**8. Completion of Unfinished Business**

**9. Consent Agenda**

- a. November 10, 2020 Regular Council Meeting Minutes
- b. November 17, 2020 Special Council Meeting Minutes
- c. November 23, 2020 Regular Council Meeting Minutes
- d. Belle River on the Lake BIA Board Meeting Minutes of October 26, 2020
- e. Lower Thames Valley Conservation Authority - Schedule 6, Bill 229 Protect, Support and Recover from COVID-19 Act
- f. Township of ESSA - Schedule 6, Bill 229 Protect, Support and Recover from COVID-19 Act
- g. Town of Shelburne - Schedule 6, Bill 229 Protect, Support and Recover from COVID-19 Act
- h. Municipality of Grey Highlands - Schedule 6, Bill 229 Protect, Support and Recover from COVID-19 Act
- i. City of Quinte West - Schedule 6, Bill 229 Protect, Support and Recover from COVID-19 Act
- j. Howick Township - Interest Rates on Tile Drain Loans
- k. Township of Huron-Kinloss - Amendment to Bill 124
- l. Township of Huron-Kinloss - Unauthorized Car Rallies
- m. Region of Peel - Property Tax Exemptions for Veteran Clubs

**422-12-2020**

**Moved By** Deputy Mayor Bailey

**Seconded By** Councillor Walstedt

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

**Carried Unanimously**

**423-12-2020**

**Moved By** Councillor McKinlay

**Seconded By** Councillor Kerr

Direct Administration to send a letter to the Province of Ontario requesting that:

1. the Province of Ontario repeal Schedule 6 of the Budget Measures Act (Bill 229);
2. the Province continue to work with conservation authorities to find workable, solutions to reduce red tape and create conditions for growth;
3. the Province respect the current conservation authority/municipal relationships; and
4. that the Province embrace their long-standing partnership with the conservation authorities and provide them with the tools and financial resources they need to effectively implement their watershed management role.

And further, the Town of Lakeshore supports the Township of Essa, the Town of Shelburne, the Municipality of Grey Highlands and the City of Quinte West regarding the resolutions relating to Schedule 6 of Bill 229.

**Carried Unanimously**

**424-12-2020**

**Moved By** Councillor Wilder

**Seconded By** Councillor Walstedt

Support the resolution of Howick Township regarding Interest Rates on Tile Drain Loans.

**Carried Unanimously**

## **10. Reports for Information**

### **a. 2020 Major Accomplishments**

**425-12-2020**

**Moved By** Councillor Kerr

**Seconded By** Councillor Walstedt

Receive the Report for Information.

**Carried Unanimously**

**b. 2020 Q3 Variance Report**

**426-12-2020**

**Moved By** Councillor Kerr

**Seconded By** Councillor McKinlay

Receive the Report for Information.

**Carried Unanimously**

**c. Drainage Board Minutes October 26, 2020**

**d. Drainage Board Meeting draft Minutes for November 2, 2020**

**427-12-2020**

**Moved By** Councillor Wilder

**Seconded By** Councillor Walstedt

Receive the Reports for Information relating to the Drainage Board minutes.

**Carried Unanimously**

**11. Reports for Direction**

**a. 2021 Budget Adoption**

**428-12-2020**

**Moved By** Councillor Walstedt

**Seconded By** Councillor Kerr

Adopt By-law 103-2020 establishing the 2021 Municipal Tax Levy, as presented at the December 8, 2020 Council meeting.

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

Opposed (2): Councillor Wilder, and Councillor Janisse

**Carried**

**b. 2021 User Fees**

**429-12-2020**

**Moved By** Councillor Kerr

**Seconded By** Councillor McKinlay

Approve the changes to the User Fee schedule as outlined in report presented at the December 8, 2020 Council meeting; and,

Adopt By-law 97-2020 to prescribe User Fees for 2021.

In Favour (5): Mayor Bain, Councillor Santarossa, Councillor Kerr, Councillor Walstedt, and Councillor McKinlay

Opposed (3): Deputy Mayor Bailey, Councillor Wilder, and Councillor Janisse

**Carried**

## **10. Reports for Information**

### **e. Denis St. Pierre Water Pollution Control Plant, Sanitary Sewage Capacity**

**430-12-2020**

**Moved By** Councillor Walstedt

**Seconded By** Councillor Santarossa

Receive the report for information.

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

Opposed (1): Councillor Wilder

**Carried**

Mayor Bain called a recess at 7:47 PM and reconvened the meeting at 7:58 PM.

## **11. Reports for Direction**

### **d. Adoption of Development Charges By-law 89-2020**

**431-12-2020**

**Moved By** Councillor Santarossa

**Seconded By** Councillor Janisse

Approve the 2019 Development Charges Background Study; and,

Adopt By-law 89-2020 as the Town's new Development Charges by-law effective January 1, 2021.

In Favour (6): Mayor Bain, Deputy Mayor Bailey, Councillor Janisse, Councillor Santarossa, Councillor Kerr, and Councillor McKinlay

Opposed (2): Councillor Wilder, and Councillor Walstedt

**Carried**

**e. Water and Wastewater Buy-in Fees**

**432-12-2020**

**Moved By** Councillor Janisse

**Seconded By** Councillor Santarossa

Adopt by-law 98-2020 to impose water and wastewater charges to recover the capital cost of installing water and wastewater services necessary to service new users to the systems, as described in the report of the Director of Finance presented at the December 8, 2020 Council meeting.

In Favour (5): Mayor Bain, Deputy Mayor Bailey, Councillor Janisse, Councillor Santarossa, and Councillor Kerr

Opposed (3): Councillor Wilder, Councillor Walstedt, and Councillor McKinlay

**Carried**

**f. Community Safety Zone, Oakwood Avenue**

**433-12-2020**

**Moved By** Councillor Santarossa

**Seconded By** Councillor Janisse

Adopt By-law 104-2020, an amendment to By-Law 67-2000, being a By-law to designate Community Safety Zones within the boundaries of the Town of Lakeshore, to designate Oakwood Avenue from Renaud Line to Rourke Line as a community safety zone.

**Carried Unanimously**

**g. Belle River Marina Restaurant - Adjustment to Monthly Rent**

**434-12-2020**

**Moved By** Deputy Mayor Bailey

**Seconded By** Councillor McKinlay

Approve the corrected and reduced 2020 monthly rent for the Belle River Marina Restaurant space of \$1,711.95 plus HST, as presented at the December 8, 2020 Council meeting.

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

Opposed (1): Councillor Janisse

**Carried**



## **h. Transit Options**

**435-12-2020**

**Moved By** Councillor Walstedt

**Seconded By** Councillor Santarossa

Direct Administration to include a review of local and inter-municipal transit options to support economic development and sustainable community development as part of the 2021 work plan; and,

Authorize the Treasurer to transfer \$60,000 from the Plans and Studies Reserve to support a transit service options study and return to Council by the end of Q3 2021.

In Favour (5): Mayor Bain, Councillor Santarossa, Councillor Kerr, Councillor Walstedt, and Councillor McKinlay

Opposed (3): Deputy Mayor Bailey, Councillor Wilder, and Councillor Janisse

**Carried**

## **12. Announcements by Mayor**

## **13. Reports from County Council Representatives**

Deputy Mayor Bailey confirmed the passing of the County of Essex Budget for 2021.

## **14. Report from Closed Session**

## **15. Notices of Motion**

### **a. Notice of Motion submitted by Councillor Walstedt - Greenhouse Light and Odour Pollution By-law**

**436-12-2020**

**Moved By** Councillor Walstedt

**Seconded By** Councillor Kerr

Defer to proposed Notice of Motion regarding greenhouse light and odour pollution to the January 12, 2021 meeting.

**Carried Unanimously**

**b. Notice of Motion submitted by Councillor McKinlay - New Solar Lights in Comber Community Park**

**437-12-2020**

**Moved By** Councillor McKinlay

**Seconded By** Deputy Mayor Bailey

Approve the purchase of 23 new lights to be installed on the existing light poles in the Comber Community Park, and

Approve a maximum of \$50,000 to be transferred from the Community Benefit Fund reserve to finance the cost of the project.

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

Opposed (2): Councillor Wilder, and Councillor Janisse

**Carried**

**16. Question Period**

**438-12-2020**

**Moved By** Councillor Wilder

**Seconded By** Councillor Janisse

Direct Administration to bring a report outlining the review of a boat parking by-law.

**Carried Unanimously**

**439-12-2020**

**Moved By** Councillor Wilder

**Seconded By** Councillor Kerr

Direct Administration to bring a report regarding the steps taken to investigate concerns relating to water billing.

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

Opposed (1): Councillor McKinlay

**Carried**

## 19. Closed Session

**440-12-2020**

**Moved By** Councillor Santarossa

**Seconded By** Councillor Walstedt

Council move into closed session in Council Chambers at 9:26 PM in accordance with:

- a. Paragraph 239(2)(b) of the *Municipal Act, 2001* to discuss personal matters about an identifiable individual, including municipal or local board employees, relating to committee appointments (vacancies).
- b. Paragraph 239(2)(e), (f) and (k) of the *Municipal Act, 2001* relating to potential litigation affecting the municipality, advice that is subject to solicitor-client privilege, including communications necessary for that purpose, and positions, plans, procedures, criteria or instruction to be applied to negotiations carried out on behalf of the municipality, relating to infrastructure development in Lighthouse Cove.
- c. Paragraphs 239(2)(a) and (f) of the *Municipal Act, 2001* for discussions relating to the security of the property of the municipality or local board, advice that is subject to solicitor-client privilege, including communications necessary for that purpose, regarding sewage capacity in the Denis St. Pierre Water Treatment Plant servicing area.

In Favour (6): Mayor Bain, Deputy Mayor Bailey, Councillor Wilder, Councillor Janisse, Councillor Kerr, and Councillor Walstedt

Opposed (2): Councillor Santarossa, and Councillor McKinlay

**Carried**

## 21. Return to Open Session

A resolution was passed in closed session to extend the meeting past the 9:30 PM deadline.

Council returned to open session at 9:58 PM.

**441-12-2020****Moved By** Councillor Wilder**Seconded By** Councillor Walstedt

Waive the Town's Procedural By-law to go past 10:00 PM.

In Favour (5): Mayor Bain, Deputy Mayor Bailey, Councillor Wilder, Councillor Walstedt, and Councillor McKinlay

Opposed (3): Councillor Janisse, Councillor Santarossa, and Councillor Kerr

**Lost****22. Adjournment****442-12-2020****Moved By** Councillor Santarossa**Seconded By** Councillor Kerr

Council adjourn its meeting at 10:00 PM.

In Favour (6): Mayor Bain, Deputy Mayor Bailey, Councillor Janisse, Councillor Santarossa, Councillor Kerr, and Councillor Walstedt

Opposed (2): Councillor Wilder, and Councillor McKinlay

**Carried**


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 Tom Bain  
 Mayor

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 Kristen Newman  
 Clerk