

Municipality of Lakeshore

Minutes of the Regular Council Meeting

Tuesday, December 14, 2021, 5:00 PM

Electronically hosted from Town Hall, 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, Corporate Leader – Chief Financial Officer Justin Rousseau, Corporate Leader - Growth & Sustainability Tammie Ryall, Corporate Leader - Operations Krystal Kalbol, Corporate Leader - Strategic & Legal Affairs Kristen Newman, Division Leader - Civic Affairs Brianna Coughlin, Division Leader - Community Planning Aaron Hair, Division Leader - Community Services Frank Jeney, Division Leader - Economic Development & Mobility Ryan Donally, Division Leader - Roads, Parks & Facilities Jeff Wilson, Division Leader - Water Management Albert Dionne, Interim Division Leader - Information Management & Technology Solutions Mark Donlon, Planner I Ian Search

1. Call to Order

Mayor Bain called the meeting to order at 5:09 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

6. Closed Session

410-12-2021

Moved By Councillor Walstedt

Seconded By Councillor McKinlay

Council move into closed session at 5:10 PM in accordance with:

1. Paragraph 239(2)(c), (e), (f) and (k) of the *Municipal Act, 2001* to discuss a proposed or pending acquisition or disposition of land by the municipality, litigation before multiple courts and the Ontario Land Tribunal, advice that is subject to solicitor-client privilege and 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 regarding Ontario Land Tribunal Appeal of Zoning By-law Amendment ZBA-9-2020 (1654 Manning Road).
2. Paragraph 239(2)(e) and (f) of the *Municipal Act, 2001* to discuss litigation or potential litigation, including matters before administrative tribunals, affecting the municipality and advice that is subject to solicitor-client privilege regarding a professional services contract.

Carried Unanimously

7. Return to Open Session

Council returned to open session at 6:30 PM. Mayor Bain advised that Item 5.1 was withdrawn from the agenda at the request of Administration.

8. Public Presentations

1. Enbridge Gas Inc. - 2023 Panhandle Regional Expansion Project

Members of Enbridge Gas Inc. were present electronically and provided a PowerPoint presentation as overview of the 2023 Panhandle Regional Expansion Project.

9. Delegations

1. Transport Services Funding - Community Support Centre

Deputy Mayor Bailey declared a conflict of interest relating to this item.

Samantha LaPlante, Supervisor of Transportation Services with the Community Support Centre of Essex County, was present electronically to answer questions relating to transportation services.

411-12-2021**Moved By** Councillor Santarossa**Seconded By** Councillor McKinlay

Direct Administration to amend the agreement with Lakeshore Community Services (now Community Support Centre of Essex County) dated January 16, 2016 to extend transit services until December 31, 2023 and revise the maximum annual allocated funding for the provision of services to a limit of \$15,000 per year; and

Direct the Clerk to read By-law 114-2021 during the Consideration of By-laws, authorizing the Mayor and Clerk to execute an agreement with the Community Support Centre of Essex County, all as presented at the December 14, 2021 Council meeting.

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

Carried**2. Stoney Point Library – Temporary Portable Building**

Robin Greenall, Chief Librarian/CEO of the Essex County Library, was present electronically to answer questions by Council relating to library services.

412-12-2021**Moved By** Councillor Wilder**Seconded By** Councillor Janisse

Defer consideration until public consultation can take place relating to a temporary portable for library services.

In Favour (3): Mayor Bain, Councillor Wilder, and Councillor Janisse

Opposed (5): Deputy Mayor Bailey, Councillor Santarossa, Councillor Kerr, Councillor Walstedt, and Councillor McKinlay

Lost

413-12-2021**Moved By** Deputy Mayor Bailey**Seconded By** Councillor McKinlay

Approve a transfer from the Facilities Reserve budget in the amount of \$185,000 (including applicable HST) to purchase, service and install a temporary portable mobile building unit (24' x 40') within the Stoney Point Park to offer library and community services, as presented at the December 14, 2021 Council meeting.

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

Opposed (3): Mayor Bain, Councillor Wilder, and Councillor Janisse

Carried**10. Public Meetings under the Planning Act (6:00 PM)****1. ZBA-11-2021 – Denis and Gabriel Levasseur**

Mayor Bain called the public meeting to order at 7:45 PM.

The Planner provided a PowerPoint as overview of the application.

Applicant Denis Levasseur was present electronically to answer any questions relating to the application.

Mayor Bain closed the meeting at 7:50 PM.

414-12-2021**Moved By** Councillor Walstedt**Seconded By** Councillor McKinlay

Approve Zoning By-law Amendment Application ZBA-11-2021 (By-law 111-2021, Municipality of Lakeshore By-law 2-2012) to rezone the portion of the farm parcel indicated as the "Retained Farmland" on the Key Map, Appendix A, located at 1962 County Road 31, in the Municipality of Lakeshore, from "Agriculture (A) Zone" to a site-specific "Agriculture Zone Exception (A-1)", which prohibits a single detached dwelling, as described at the December 14, 2021 Council meeting.

Carried Unanimously**11. Completion of Unfinished Business**

12. Consent Agenda

415-12-2021

Moved By Councillor McKinlay

Seconded By Councillor Santarossa

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

Carried Unanimously

1. **November 23, 2021 Special Council Meeting Minutes**

2. **November 30, 2021 Special Council Meeting Minutes**

13. Reports for Information

416-12-2021

Moved By Councillor Walstedt

Seconded By Councillor Wilder

Receive the Reports for Information as listed on the agenda.

Carried Unanimously

1. **Committee of Adjustment Meeting Minutes – October 20 and November 17 2021**

2. **Committee of Adjustment Meeting Minutes – December 8, 2021**

3. **Property Standard Committee Hearing Minutes – October 27 2021**

14. Reports for Direction

1. **2022 Interim Levy By-Law**

417-12-2021

Moved By Councillor Wilder

Seconded By Councillor McKinlay

Direct the Clerk to read By-law 102-2021 during the Consideration of By-laws, to adopt the Interim Tax Levy for 2022, as presented at the December 14, 2021 Council meeting.

Carried Unanimously

2. Variance - County Road 31 Sidewalk and Drain Enclosure

418-12-2021

Moved By Deputy Mayor Bailey

Seconded By Councillor Walstedt

Approve the amount of \$30,284.63 (including applicable HST) to cover the overage from the installation of the new sidewalk along County Road 31, to be funded from the Trails Reserve, as described in the December 14, 2021 Council meeting report.

Carried Unanimously

3. Source Water Protection Plan Part IV Enforcement Transfer Agreement

419-12-2021

Moved By Councillor McKinlay

Seconded By Councillor Santarossa

Approve the Municipality entering into Amendment No 2 - Source Water Protection Plan Part IV Enforcement Transfer Agreement with the Essex Region Conservation Authority (ERCA) effective the January 1, 2022 for the purpose of extending the original agreement for an additional 3 years at a total cost of \$6,900, as described at the December 14, 2021 Council meeting; and

Direct the Clerk read By-law 115-2021 during the Consideration of By-laws, authorizing the Mayor and Clerk to execute the agreement.

Carried Unanimously

4. Site Plan (SPC-13-2020) and Condominium Agreement (S-A-02-2020) – King Homes & Development

420-12-2021

Moved By Councillor Janisse

Seconded By Councillor McKinlay

The Mayor and Clerk be authorized by By-law 110-2021 to execute the Site Plan and Condominium Agreement between King Homes & Development and the Municipality of Lakeshore as presented at the December 14, 2021 Council meeting.

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

Opposed (1): Councillor Wilder

Carried

5. 2022 User Fee By-Law

421-12-2021

Moved By Councillor Santarossa

Seconded By Councillor Walstedt

Approve the changes to the User Fee schedule, as described at the December 14, 2021 Council meeting; and

Direct the Clerk to read By-law 113-2021 during the Consideration of By-laws.

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

15. Announcements by Mayor

16. Reports from County Council Representatives

Deputy Mayor Bailey provided an overview of the County of Essex Council matters.

17. Report from Closed Session

18. Notices of Motion

19. Question Period

422-12-2021

Moved By Councillor Kerr

Seconded By Councillor Walstedt

Request that the Greater Essex County District School Board undertake a traffic study to mitigate high traffic impact due to student pickup at Belle River Public School, located at 370 St. Peter Street.

Carried Unanimously

423-12-2021**Moved By** Councillor Janisse**Seconded By** Councillor McKinlay

Direct Administration to bring forward a Land Acknowledgement statement for consideration at the February 1, 2021 Council meeting.

Carried Unanimously**20. Non-Agenda Business****21. Consideration of By-laws****424-12-2021****Moved By** Councillor McKinlay**Seconded By** Councillor Santarossa

By-laws 102-2021, 111-2021, 114-2021, 115-2021 and 116-2021 be read and passed in open session on December 14, 2021.

Carried Unanimously**425-12-2021****Moved By** Councillor Santarossa**Seconded By** Councillor McKinlay

By-law 113-2021 be read and passed in open session on December 14, 2021.

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**426-12-2021****Moved By** Councillor Walstedt**Seconded By** Councillor McKinlay

By-law 110-2021 be read and passed in open session on December 14, 2021.

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

Opposed (1): Councillor Wilder

Carried

1. **By-law 102-2021, Being a By-law to Authorize an Interim Tax Levy Prior to the Adoption of the Estimates for the Year 2022**
 2. **By-law 110-2021, Being a By-law to authorize the execution of a Site Plan Agreement and Condominium Agreement pertaining to 1403439 Ontario Limited (SPC-13-2020 and S-A-02-2020)**
 3. **By-law 111-2021, Being a By-law to amend By-law 2-2012, Zoning By-law for the Municipality of Lakeshore (ZBA-11-2021)**
 4. **By-law 113-2021, Being a By-law to By-law to Establish User Fees for Certain Services Provided by Municipality of Lakeshore**
 5. **By-law 114-2021, Being a By-law to Delegate Authority to the Mayor and Clerk to Execute an Agreement with the Community Support Centre of Essex County**
 6. **By-law 115-2021, Being a By-law to Delegate Authority to the Mayor and Clerk to Execute an Agreement with the Essex Region Conservation Authority**
 7. **By-law 116-2021, Being a By-law to Confirm the Proceedings of the Council of the Municipality of Lakeshore for November 23 and 30, 2021**
22. **Adjournment**
- 427-12-2021**
- Moved By** Deputy Mayor Bailey
- Seconded By** Councillor Walstedt
- Council adjourn its meeting at 9:10 PM.

Carried Unanimously

Tom Bain
Mayor

Kristen Newman
Clerk