

# Municipality of Lakeshore

## Minutes of the Regular Council Meeting

Tuesday, February 1, 2022, 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 – Digital Transformation & Cloud Services Michael Martin, Division Leader - Economic Development & Mobility Ryan Donally, Division Leader - Financial Analysis & Planning Jessica Gaspard, Division Leader - Water Management Albert Dionne, Division Leader - Workplace Development Lisa Granger, Planner I Ian Search, Planner II Ayusha Hanif , Team Leader - Civic Engagement Alex Denonville, IT Technologist Mark Donlon

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### 1. Call to Order

Mayor Bain called the meeting to order at 5:11 PM in Council Chambers. All other members of Council participated in the meeting through video conferencing technology from remote locations.

### 2. Closed Session

**37-02-2022**

**Moved By** Councillor Santarossa

**Seconded By** Councillor Wilder

Council move into closed session in Council Chambers at 5:00 PM in accordance with:

1. Paragraph 239(2)(b), (e) and (f) of the *Municipal Act, 2001* to discuss personal matters about an identifiable individual, including municipal or local board employees, litigation affecting the municipality and advice that is subject to solicitor-client privilege relating to employees of the Municipality.
2. Paragraph 239(2)(e) and (f) of the *Municipal Act, 2001* to discuss litigation affecting the municipality and advice that is subject to solicitor-client privilege relating to the Amy Croft area.
3. Paragraph 239(2)(e), (f) and (k) of the *Municipal Act, 2001* to discuss litigation affecting the municipality, 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-30-2021 (2730 County Road 42).
4. Paragraph 239(2)(d), (e) and (f) of the *Municipal Act, 2001* to discuss labour relations or employee negotiations, litigation affecting the municipality and advice that is subject to solicitor-client privilege relating to mandatory vaccinations.

**Carried Unanimously**

**3. Return to Open Session**

Council returned to open session at 6:54 PM.

**4. Moment of Reflection**

**5. Disclosures of Pecuniary Interest**

**6. Recognitions**

**7. Public Meetings under the *Planning Act***

**1. ZBA-26-2021 – Rene and Yvette Janisse c/o Jackie Lassaline**

Mayor Bain opened the public meeting at 6:55 PM.

The Planner provided a PowerPoint presentation as overview of the application and recommendation of Administration.

Jackie Lassaline, representing the applicant, was present electronically and spoke in favour of the application.

The public meeting concluded at 7:00 PM.

**38-02-2022****Moved By** Councillor Walstedt**Seconded By** Councillor Wilder

Approve Zoning By-law Amendment Application ZBA-26-2021 (By-law 11-2022 Municipality of Lakeshore By-law 2-2012, as amended), to rezone a portion of the farm parcel, indicated as the “Retained Land” on the Key Map, Appendix A, located at 1457 County Road 31 from “Agriculture (A) Zone” to a site-specific “Agriculture Zone Exception (A-110)”, to prohibit a single detached dwelling, and to recognize the deficient lot area of the retained farmland, as presented at the February 1, 2022 Council meeting.

**Carried Unanimously**

**2. ZBA-19-2021 – Peter and Agatha Goertzen c/o Ricci, Enns, Rollier and Setterington LLP**

Mayor Bain opened the public meeting at 7:01 PM.

The Planner provided a PowerPoint presentation as overview of the application and recommendation of Administration.

Simon Yared, representing the applicants, was present electronically and spoke in favour of the application.

The public meeting concluded at 7:05 PM.

**39-02-2022****Moved By** Councillor McKinlay**Seconded By** Councillor Janisse

Approve Zoning By-law Amendment Application ZBA-19-2021 (By-law 12-2022 Municipality of Lakeshore By-law 2-2012, as amended), to rezone a portion of the farm parcel, indicated as the “Retained Land” on the Key Map, Appendix A, located at 9755 Richardson Side Road from “Agriculture (A) Zone” to a site-specific “Agriculture Zone Exception (A-1)”, which prohibits a single detached dwelling, and to rezone a portion of the farm parcel, indicated as the “Surplus Lot” on the Key Map, Appendix A, from “Agriculture (A) Zone” to a site-specific “Agriculture Zone Exception (A-111)” to recognize the deficient front yard setback for an existing single detached dwelling, as presented at the February 1, 2022 Regular Council Meeting.

**Carried Unanimously**

**3. ZBA-20-2021 – Mark and Lynn Szarek c/o Ricci, Enns, Rollier and Setterington LLP**

Mayor Bain opened the public meeting at 7:06 PM.

The Planner provided a PowerPoint presentation as overview of the application and recommendation of Administration.

Simon Yared, representing the applicants, was present electronically and spoke in favour of the application.

Applicants Mark and Lynn Szarek were present electronically to answer questions.

The public meeting concluded at 7:10 PM.

**40-02-2022**

**Moved By** Councillor Santarossa

**Seconded By** Deputy Mayor Bailey

Approve Temporary Zoning By-law Amendment Application ZBA-20-2021 (By-law 13-2022), to permit an existing accessory building on the subject land without a main building for a maximum period of three years, for a parcel of land, indicated as the “Subject Land” on the Key Map, Appendix A, located at 616 Talbot Road, and adopt the implementing by-law, as presented at the February 1, 2022, Regular Council Meeting

**Carried Unanimously**

**4. ZBA-33-2021 Removal of Holding Symbol, Marentette Wedding Venue**

Mayor Bain opened the public meeting at 7:11 PM.

The Planner provided a PowerPoint presentation as overview of the application and recommendation of Administration.

Applicants Jillian and Erick Marentette were present electronically and spoke in favour of the application.

Residents Terry and Adrienne Lapain were present electronically and spoke in favour of the application.

The public meeting concluded at 7:18 PM.

**41-02-2022**

**Moved By** Councillor Walstedt

**Seconded By** Councillor Wilder

Adopt By-law 6-2022 to rezone the subject property 2811 County Road 27 as shown on Appendix A – Key Map from Agricultural Zone Exception 108 Holding Zone (A-108)(h2) to Agricultural Zone Exception 108 (A-108) all as presented at the February 1, 2022 Regular Council Meeting.

**Carried Unanimously**

**8. Public Presentations**

**9. Delegations**

**1. Tecumseh-Lakeshore Shared Economic Development Strategy**

Nancy Johnston of McSweeny and Associates provided a PowerPoint presentation regarding the Tecumseh-Lakeshore Shared Economic Development Strategy.

**42-02-2022**

**Moved By** Councillor Walstedt

**Seconded By** Councillor Santarossa

Adopt the Tecumseh-Lakeshore Economic Development Strategy and direct Administration to incorporate it into Lakeshore's Municipal-Wide Economic Development Plan to be presented to Council later in 2022.

**Carried Unanimously**

**2. 2022 Budget – Belle River on the Lake Business Improvement Area**

Chair Moe Mailloux and Janel Gagnier of the Belle River On The Lake BIA were present electronically to speak in favour of the budget as presented.

**43-02-2022**

**Moved By** Councillor Kerr

**Seconded By** Deputy Mayor Bailey

Approve the Budget as approved by the Belle River on the Lake Business Improvement Area Board for the year ending December 31, 2022; and

Approve the transfer of the year end surplus to the BIA reserve, as presented at the February 1, 2022 Council meeting.

**Carried Unanimously**

**3. Alexa Sylvestre, Mary Masse and Harley Meyerink - Petition for St. Joachim CWATS Path**

Residents Alexa Sylvestre, Mary Masse and Harley Meyerink presented the petition.

**44-02-2022**

**Moved By** Councillor Kerr

**Seconded By** Deputy Mayor Bailey

Direct Administration to forward the CWATS Paths on County Road 31 and East Ruscom River Road petition to County Council; and

Advise County Council that the petition has the full support of Lakeshore Council.

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

Opposed (1): Councillor Janisse

**Carried**

**10. Completion of Unfinished Business**

**11. Consent Agenda**

**45-02-2022**

**Moved By** Councillor Wilder

**Seconded By** Councillor Walstedt

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

**Carried Unanimously**

**1. January 18, 2022 Regular Council Meeting Minutes**

**2. Petition - Stoney Point Library**

**3. Petition - St. Joachim CWATS Path**

## 12. Reports for Information

**46-02-2022**

**Moved By** Councillor Santarossa

**Seconded By** Councillor McKinlay

Receive the Reports for Information as listed on the agenda.

**Carried Unanimously**

1. **2020 Drinking Water Annual Summary Reports**
2. **Drainage Board meeting December 6, 2021**
3. **Council Requested Report Tracking - January 2022**
4. **Flood Prevention Task Force Committee Draft Minutes, December 8, 2021**

## 13. Reports for Direction

1. **Lakeshore New Centre Estates Phase 3 Request to Extend Draft Approval**

Ms. Newman departed from the meeting for this item.

**47-02-2022**

**Moved By** Councillor Santarossa

**Seconded By** Councillor McKinlay

The County of Essex be advised that Council for the Municipality of Lakeshore is in support of extending draft plan approval for the Lakeshore New Centre Estates Subdivision (File No. 37-T-18002) for a three-year period (February 1, 2025) all as presented at the February 1, 2022 Regular 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**

**2. Temporary Outdoor Patios authorized under the *Re-opening Ontario Act* for 2022**

**48-02-2022**

**Moved By** Councillor Kerr

**Seconded By** Councillor Wilder

The site plan control agreement fees and the encroachment agreement fees for the 2022 outdoor patio season be waived for outdoor patios, until January 1, 2023, as authorized under section 69 of the *Planning Act*, as Council recognizes the financial hardships faced by the restaurant industry, as a result of the COVID-19 pandemic.

**Carried Unanimously**

**3. Traditional Land Acknowledgement Statement**

**49-02-2022**

**Moved By** Councillor Santarossa

**Seconded By** Councillor Janisse

Adopt the draft traditional land acknowledgement statement, as presented at the February 1, 2022 Council meeting, subject to further consultation with local indigenous groups; and

Support the inclusion of “Relationship Building with local First Nations and Indigenous Engagement, Education, & Reconciliation” as a strategic priority in the upcoming Civic Engagement Strategy.

**Carried Unanimously**

**4. 2022 Budget Adoption**

**50-02-2022**

**Moved By** Councillor Walstedt

**Seconded By** Councillor McKinlay

Approve the 2022 Budget and Municipal Tax Levy, as presented at the February 1, 2022 Council meeting;

Direct the Clerk to read By-Law 3-2021, adopting the 2022 Budget Estimates, during the Consideration of By-laws; and

Direct Administration to publish the 2022 Budget Book.

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**

**5. Digital Modernization and Efficiencies Strategy**

**51-02-2022**

**Moved By** Councillor Kerr

**Seconded By** Deputy Mayor Bailey

Direct Administration to proceed with the Digital Modernization Strategy and direct the Corporate Leader-Chief Financial Officer to transfer the Municipality's 35% share of the cost amounting to \$80,445 from the IT Lifecycle Reserve, as presented at the February 1, 2022 Council meeting.

**Carried Unanimously**

**6. Delegated Authority for Certificates of Approval and Permitting Entry on Municipal Lands**

**52-02-2022**

**Moved By** Councillor Walstedt

**Seconded By** Councillor Santarossa

Direct the Clerk to read By-law 15-2022, delegating authority to authorize or permit entry on municipal land or premises for certain purposes and issue statements or comments for the purposes of environmental approvals for third parties, during the Consideration of By-laws at the February 1, 2022 Council meeting.

**Carried Unanimously**

**7. Revisions to the Employee COVID-19 Vaccination Policy**

**53-02-2022**

**Moved By** Councillor Kerr

**Seconded By** Councillor Walstedt

Direct Administration to revise the COVID-19 Vaccination Policy as described in Option 1 (vaccination or rapid antigen testing alternative) as presented at the February 1, 2022 Council meeting; and

Prepare the necessary by-law for reading during the Consideration of the By-laws at the February 15, 2022 meeting.

**Carried Unanimously**

**14. Announcements by Mayor**

**15. Reports from County Council Representatives**

Deputy Mayor Bailey provided an update regarding County Council matters.

**54-02-2022**

**Moved By** Councillor Walstedt

**Seconded By** Councillor Janisse

Direct Administration to send a letter to the Essex-Windsor Solid Waste Authority regarding the status of remediation of the Landfill 3 on Puce Road and potential future use of the land as a passive park.

**Carried Unanimously**

**16. Report from Closed Session**

**17. Notices of Motion**

**1. Councillor Kerr - Waste Water**

Motion lost due to lack of seconder.

**2. Councillor Kerr - Public Budget Walkthrough**

**55-02-2022**

**Moved By** Councillor Kerr

**Seconded By** Councillor McKinlay

Whereas many speak fondly of openness and transparency;

And whereas these are only words and rhetoric until put into action;

And whereas other communities in the Windsor Essex County area have their Administration present their annual budget a week or more before its council deliberates on it;

And whereas the week in between allow residents to offer their input to Council;

Be it resolved the Lakeshore Council hold a Special Meeting of Council, where administration gives an uninterrupted verbal walkthrough of the upcoming Budget to Council and the residents at least 7 days prior to the first Special Council Meeting, Budget Deliberations.

In Favour (5): Mayor Bain, Councillor Wilder, Councillor Janisse, Councillor Kerr, and Councillor McKinlay

Opposed (3): Deputy Mayor Bailey, Councillor Santarossa, and Councillor Walstedt

**Carried**

**3. Councillor Kerr - Pop Up COVID-19 Vaccination Centre**

Councillor Kerr withdrew his motion relating to a pop-up COVID-19 vaccination clinic.

**4. Deputy Mayor Bailey - Batting Cages at Lions Park**

**56-02-2022**

**Moved By** Deputy Mayor Bailey

**Seconded By** Councillor Kerr

Reconsider motion #20-01-2022, which was approved at the January 12, 2022 Council meeting, as relates to Appendix II of the approved Draft Budget.

**Carried Unanimously**

**57-02-2022**

**Moved By** Deputy Mayor Bailey

**Seconded By** Councillor Kerr

Whereas Council deferred replacement of the batting cages for Lions Park as part of the 2022 budget deliberations;

And whereas Council deferred an amount of \$55k to 2023;

And whereas the batting cages are now in unsafe condition;

And whereas the Municipality formally or informally partnered the Lakeshore Minor Baseball group in a joint project to target this replacement around 2020;

And whereas Lakeshore Minor Baseball fundraised and sought donations and raised \$20-\$25k;

And whereas the fundraisers were held by families of players who are aging out of the Minor league;

Therefore, I am seeking support of the following motion:

That Lakeshore Minor Baseball come forward to Council to formally donate their raised monies and that the batting cage replacement project

move forward in 2022 for a total spend of no more than \$75,000 which includes the \$20,000 donation.

**Carried Unanimously**

**5. Councillor Walstedt - Pavilion Dedication**

**58-02-2022**

**Moved By** Councillor Walstedt

**Seconded By** Councillor McKinlay

Whereas Joe Croson, Councillor of the former Rochester Township and key member of the Township's Recreation Committee was a tireless advocate for all residents;

And whereas he was instrumental in the purchasing and upgrading of the Dr. Millen School property in 1980 by the Township of Rochester;

And whereas Joe worked diligently to ensure it became a Community Center and Park that all residents would be proud of;

Therefore Be It Resolved that the Municipality of Lakeshore take the necessary steps to officially name the existing Park Pavilion the Joe Croson Pavilion in his honour and that the said Official Dedication take place during the 2022 Canada Day celebrations that are to be held at the Millen Community Park.

**Carried Unanimously**

**59-02-2022**

**Moved By** Councillor Wilder

**Seconded By** Councillor Walstedt

Extend the meeting past the 9:30 PM deadline.

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

Opposed (2): Councillor Janisse, and Councillor Kerr

**Carried**

**18. Question Period**

**19. Non-Agenda Business**

## 20. Consideration of By-laws

**60-02-2022**

**Moved By** Councillor Santarossa

**Seconded By** Councillor McKinlay

By-laws 4-2022, 6-2022, 11-2022, 12-2022, 13-2022, 15-2022 and 16-2022 be read and passed in open session on February 1, 2022.

**Carried Unanimously**

**61-02-2022**

**Moved By** Councillor Walstedt

**Seconded By** Deputy Mayor Bailey

By-law 3-2022 be read and passed in open session on February 1, 2022.

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**

1. **By-law 3-2022, Being a By-law to Adopt the 2022 Budget**
2. **By-law 4-2022, Being a By-law to Authorize Grants by the Municipality of Lakeshore for 2022**
3. **By-law 6-2022, Being a By-law to amend By-law 2-2012, Zoning By-law for the Municipality of Lakeshore (ZBA-33-2021)**
4. **By-law 11-2022, Being a By-law to amend By-law 2-2012, Zoning By-law for the Municipality of Lakeshore (ZBA-26-2021)**
5. **By-law 12-2022, Being a By-law to amend By-law 2-2012, Zoning By-law for the Municipality of Lakeshore (ZBA-19-2021)**
6. **By-law 13-2022, Being a By-law to amend By-law 2-2012, Zoning By-law for the Municipality of Lakeshore (ZBA-20-2021)**
7. **By-law 15-2021, Being a By-law to Delegate Authority regarding Certificates of Approval and Authorizing Entry on Municipal Lands**
8. **By-law 16-2022, Being a By-law to Confirm Proceedings of January 18, 2022 Council Meeting.**

**21. Adjournment****62-02-2022****Moved By** Councillor McKinlay**Seconded By** Councillor Walstedt

Council adjourn its meeting at 9:45 PM.

**Carried Unanimously**

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Tom Bain  
Mayor

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Kristen Newman  
Clerk