

Municipality of Lakeshore

Minutes of the Regular Council Meeting

Tuesday, March 29, 2022, 4:30 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 - Roads, Parks & Facilities Jeff Wilson, Division Leader - Water Management Albert Dionne, Division Leader - Digital Transformation & Cloud Services Michael Martin, IT Technologist Mark Donlon, Planner II Urvi Prajapati

1. Call to Order

Mayor Bain called the meeting to order at 4:35 PM in Council Chambers. All other members of Council participated in the meeting through video conferencing technology from remote locations.

2. Closed Session

97-03-2022

Moved By Councillor McKinlay

Seconded By Councillor Santarossa

Council move into closed session in Council Chambers at 4:30 PM in accordance with:

- a. Paragraph 239(2)(b) and (d) of the *Municipal Act, 2001* to discuss personal matters about an identifiable individual, including municipal or local board employees and advice that is subject to solicitor-client privilege, including

communications necessary for that purpose, relating to the 2020 Financial Audit;

- b. Paragraph 239(2)(d) of the *Municipal Act, 2001* to discuss advice that is subject to solicitor-client privilege, including communications necessary for that purpose, relating to access to Lake St. Clair for winter recreation;
- c. Paragraph 239(2)(c) of the *Municipal Act, 2001* to discuss a proposed or pending acquisition of land by the municipality, relating to County Road 27.

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

Carried

Councillor Wilder joined the meeting in closed session at 4:37 PM.

3. Return to Open Session

Council returned to open session at 5:18 PM.

4. Land Acknowledgement

5. Moment of Reflection

6. Disclosures of Pecuniary Interest

7. Recognitions

12. Completion of Unfinished Business

1. Consent Agenda

- 1. February 15, 2022 Regular Council Meeting Minutes
- 2. March 7, 2022 Special Council Meeting Minutes

98-03-2022

Moved By Councillor Kerr

Seconded By Councillor McKinlay

Defer consideration of the March 7, 2022 Special Council Meeting minutes to the April 5, 2022 Special Council Meeting, pending a review of the video recording regarding resolution #81-03-2022 and whether a motion should be on the table.

Carried Unanimously

3. Town of Tecumseh - Consideration of Support for Windsor-Essex Workers

99-03-2022

Moved By Councillor Santarossa

Seconded By Councillor Wilder

Support the January 6, 2022 County of Essex letter to the Deputy Prime Minister and Minister of Finance requesting support for Windsor-Essex workers.

Carried Unanimously

4. Town of Tecumseh - Small Business Support in Essex - Windsor

100-03-2022

Moved By Councillor Santarossa

Seconded By Councillor Wilder

Support the January 7, 2022 County of Essex letter to the Premier of Ontario regarding support for Small Business in Windsor-Essex.

Carried Unanimously

5. Township of Clearview - Funding Support for Infrastructure Projects - Bridge/Culvert replacements in Rural Municipalities

101-03-2022

Moved By Councillor Wilder

Seconded By Councillor Santarossa

Support the resolution of the Township of Clearview regarding Funding Support for Infrastructure Projects – Bridge/Culvert Replacements in Rural Municipalities.

Carried Unanimously

6. Town of Bracebridge - Item for Discussion - Hospital Capital Funding

7. Chair Tom Allwood - Multi-Municipal Wind Turbine Working Group

8. Municipality of Shuniah - Expansion of Northern Ontario School of Medicine

102-03-2022

Moved By Councillor Santarossa

Seconded By Councillor Wilder

Approve minutes of the February 15, 2022 Regular Council Meeting and receive correspondence as listed on the Consent Agenda.

Carried Unanimously

2. Reports for Information

103-03-2022

Moved By Councillor Kerr

Seconded By Councillor Walstedt

Receive the Reports for Information as listed on the agenda.

Carried Unanimously

1. Drainage Board Meeting February 7, 2022
2. Access to Lake St. Clair for Winter Recreation

3. Reports for Direction

1. ATRC Splash Pad – Exterior Shade Screens and Re-Opening

104-03-2022

Moved By Councillor Janisse

Seconded By Councillor Wilder

Direct Administration to proceed with acquiring retractable screens to cover the 22 windows located adjacent to the ATRC Splash Pad and shaded seating in accordance with the Municipal Procurement By-law; and

When Retractable Screens are in place, reopen the ATRC Splash Pad, all as described in the ATRC Splash Pad – Exterior Shade Screens and Re-Opening report to Council report presented at the March 29, 2022 Council meeting.

Carried Unanimously

2. Digital Modernization RFP Award

105-03-2022

Moved By Deputy Mayor Bailey

Seconded By Councillor Kerr

Award the RFP for the Digital Modernization Project to Optimus Tech Solutions as the respondent with the highest total score, as presented at the March 29, 2022 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

3. Bulk Water Fill Station - Comber Survey

106-03-2022

Moved By Councillor Wilder

Seconded By Councillor McKinlay

Defer consideration of the Bulk Water Fill Station - Comber Survey report until Administration is able to investigate potential opportunities with the Comber Fairground or other external properties within the Comber area.

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

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

Carried

10. Public Presentations

1. Essex Region Conservation Authority - 2022 Draft Budget

ERCA Vice Chair Kieran McKenzie, CAO/Secretary-Treasurer Tim Byrne and CFO/Director Finance and Corporate Services Shelley McMullen presented the 2021 Annual Report, 2022 Draft Budget and Transition Plan, as well as a video as overview of activities of the organization for 2021.

8. **Public Meeting under the Municipal Act, 2001**

1. **Tax Adjustment under the Municipal Act, 2001, s.357**

Mayor Bain opened the public meeting at 6:29 PM.

There were no members of the public registered to speak regarding the proposed reduction of taxes.

The public meeting concluded at 6:30 PM.

107-03-2022

Moved By Councillor Janisse

Seconded By Councillor Santarossa

Authorize the reduction of taxes under s. 357 of the *Municipal Act, 2001* totaling \$7,012.02 for adjustments affecting the 2019, 2020, and 2021 taxation year, as outlined in the report from Finance Services presented at the March 29, 2022 Council meeting.

Carried Unanimously

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

1. **Zoning By-law Amendment ZBA-27-2021 – 1431 County Road 31**

Mayor Bain opened the public meeting at 6:30 PM.

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

The Applicant, Diane Trepanier, was present electronically to answer any questions of Council but did not speak to the application.

The public meeting concluded at 6:35 PM

108-03-2022

Moved By Councillor Walstedt

Seconded By Deputy Mayor Bailey

Approve Zoning By-law Amendment Application ZBA-27-2021 (By-law No. 28-2022) to amend Municipality of Lakeshore By-law 2-2012 to prohibit the construction of a residential dwelling on the remnant farmland located at 1431 County Road 31 (legally described as Part of Lot 14, Concession 4, Rochester, as in R363445, except Part 1 on Plan 12R8827; subject to R586339; subject to an easement in gross over Parts 1-6, inclusive, Plan 12R22390; Town of Lakeshore being all of the Property Identifier Number 75053-0111(LT)) by changing the zoning from Agriculture (A) to

Agriculture Zone Exception 1 (A-1) to allow for agriculture uses only, as presented at the March 29, 2022 Council meeting.

Carried Unanimously

11. Delegations

1. Shoreline Management Plan Final Report (continued from March 15, 2022 meeting)

Amelia Sloan of Stantec Consulting and Peter Zuzek of Zuzek Inc. were present to answer questions relating to the Shoreline Management Plan. Members of the Essex Region Conservation Authority and the Lower Thames Valley Conservation Authority were also present electronically to answer any technical questions.

109-03-2022

Moved By Councillor Santarossa

Seconded By Councillor McKinlay

Adopt the Shoreline Management Plan, as presented at the March 15 and March 29, 2022 Council Meetings; and

Direct Administration to forward the final report to the Essex Region Conservation Authority and the Lower Thames Conservation Authority for their formal review and adoption.

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

Opposed (2): Councillor Kerr, and Councillor Walstedt

Carried

2. Wallace Woods Secondary Plan Update

Gregory Bender of WSP was present electronically and provided a PowerPoint presentation as overview of the report.

110-03-2022

Moved By Councillor Walstedt

Seconded By Councillor Janisse

Direct Administration to conduct public consultation, including a public open house, and make the Wallace Woods Secondary Plan documents publicly available for comment, as presented at the March 29, 2022 Council meeting.

Carried Unanimously

Mayor Bain called a recess at 8:15 PM and reconvened the meeting at 8:30 PM.

12. Completion of Unfinished Business

3. Reports for Direction

4. Use of Municipal Resources during Election Policy

111-03-2022

Moved By Councillor Walstedt

Seconded By Councillor Santarossa

Approve the Use of Municipal Resources during Election Policy, as presented at the March 29, 2022 Council meeting; and

Direct the Clerk to prepare the necessary by-law for adoption.

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

Opposed (1): Councillor Wilder

Carried

4. Notices of Motion

1. Deputy Mayor Bailey - Hydro One

112-03-2022

Moved By Deputy Mayor Bailey

Seconded By Councillor McKinlay

Whereas Hydro One's Chatham to Lakeshore preferred line cuts through 220 acres of prime employment land situated on the 401 interchange, restricting the use of this land and strongly interfering with the Community of Comber;

Whereas this engagement done by Hydro One in selecting their preferred route was insufficient;

Whereas hydro lines in close proximity to residential districts lowers property value and creates health concerns;

Whereas hydro lines seriously impede farm machinery from operating their GPS equipment;

Whereas the proposed 2A line chosen by Hydro One affects far more commercial and residential stakeholders than the existing line north of the 401;

Whereas Council of the Municipality of Lakeshore resolved November 9, 2021 by motion #381-11-2021 that they will only accept an alignment travelling west along the existing Hydro One corridor North of the 401 to the West side of the Rochester Townline Road. From here, travel south to the Substation

Therefore, be it resolved now that the Council of the Municipality of Lakeshore formally share Motion #381-11-2021 and request the support from the Municipality of Chatham-Kent.

Carried Unanimously

2. Councillor Walstedt - Accessible Swings

113-03-2022

Moved By Councillor Walstedt

Seconded By Deputy Mayor Bailey

Administration review the accessible swing costs and potential use in Lakeshore Parks.

Carried Unanimously

3. Councillor Kerr - Lakeview Park

114-03-2022

Moved By Councillor Kerr

Seconded By Councillor Santarossa

Whereas, The Lakeshore Parks Master Plan, the Lakeview Park/West Beach Master Plan recommend a multi-year strategic plan for funding the Regional Park;

And Whereas, The Waterfront Park Report to Council in September 2020 for \$1.5 mil to be put into reserves each year for the next 6 to 8 years;

And Whereas, Lakeshore Council has not given specific direction to Administration to make a multi-year savings plan;

Be it resolved that, Council direct Administration to develop a funding model to deliver Lakeshore's Waterfront Park, to be presented to Council in the draft 2023 Budget with a goal of Constructing first phase in 2023.

Carried Unanimously

22. Consideration of By-laws

115-03-2022

Moved By Councillor Santarossa

Seconded By Councillor Walstedt

By-laws 26-2022 and 28-2022 be read and passed in open session on March 29, 2022.

Carried Unanimously

1. **By-law 26-2022, Being a By-law to Repeal By-law 78-2020, Being a By-law to Require the Use of Face Coverings during the COVID-19 Pandemic**
2. **By-law 28-2022, Being a By-law to amend By-law 2-2012, Zoning By-law for the Municipality of Lakeshore (ZBA-27-2021)**
3. **By-law 30-2022, Being a By-law to Confirm the Proceedings of the Council of the Municipality of Lakeshore for February 15, March 7 and March 15, 2022**

15. Reports for Direction

1. **Janitorial Services Contract Two Year Extension**

116-03-2022

Moved By Councillor Walstedt

Seconded By Councillor McKinlay

Approve an extension to the existing Janitorial Services Contract for an additional 2-year term with Krautner Janitorial Inc. in the amount of \$188,022.78 (including non-recoverable HST), as presented at the March 29, 2022 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

2. Tender Award - Life Cycle Surface Treatment Resurfacing Program 2022

117-03-2022

Moved By Councillor Walstedt

Seconded By Councillor Wilder

Award the tender for the 2022 Surface Treatment Resurfacing Program contract to Shepley Road Maintenance Ltd. in the amount of \$654,151.84 including applicable HST, as presented at the March 29, 2022 Council meeting.

Carried Unanimously

3. Ruston Drive North Shoreline Proposed Access Alterations

118-03-2022

Moved By Councillor Kerr

Seconded By Deputy Mayor Bailey

Approve \$40,000 including applicable HST to complete the proposed access alterations at the north shoreline at Ruston Drive, as presented at the March 29, 2022 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

23. Adjournment

119-03-2022

Moved By Councillor McKinlay

Seconded By Councillor Kerr

Council adjourn its meeting at 9:32 PM.

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

Opposed (1): Councillor Wilder

Carried

Tom Bain
Mayor

Kristen Newman
Clerk