

Municipality of Lakeshore

Minutes of the Special Council Meeting

Tuesday, April 5, 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 - Bylaw Robert Sassine, Division Leader - Civic Affairs Brianna Coughlin

1. Call to Order

Mayor Bain called the meeting to order at 5:07 PM in Council Chambers. All other members of Council participated in the meeting through video conferencing technology from remote locations.

2. Closed Session

120-04-2022

Moved By Councillor Santarossa

Seconded By Councillor McKinlay

Council move into closed session in Council Chambers at 5:07 PM in accordance with:

- a. Paragraph 239(2)(e), (f) and (k) of the *Municipal Act, 2001* to discuss litigation or potential litigation, including matters before administrative tribunals, affecting the municipality, advice that is subject to solicitor-client privilege, including communications necessary for that purpose, 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 an application under the *Municipal Conflict of Interest Act* and associated litigation.
- b. Paragraph 239(2)(e), (f) and (k) of the *Municipal Act, 2001* to discuss litigation or potential litigation, including matters before administrative tribunals,

affecting the municipality, advice that is subject to solicitor-client privilege, including communications necessary for that purpose, 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 an application under the *Municipal Conflict of Interest Act* and associated litigation.

- c. Paragraph 239(2)(f) of the *Municipal Act, 2001* to discuss advice that is subject to solicitor-client privilege, including communications necessary for that purpose, regarding animal care and control.

Carried Unanimously

3. Return to Open Session

Council returned to open session at 6:40 PM.

4. Land Acknowledgement

5. Moment of Reflection

6. Disclosures of Pecuniary Interest

7. Reports for Direction

1. Animal Care and Control By-law – Special Meeting

Mayor Bain advised that in closed session, Council directed that the draft by-law be amended to update the definition of “service animal” to reflect the wording found in the *Accessibilities for Ontarians with Disabilities Act, 2005* and associated regulations.

121-04-2022

Moved By Councillor Kerr

Seconded By Councillor Wilder

Direct Administration to include a provision in the draft by-law to comply with "A Code of Practice for Canadian Kennel Operations" that will expire after 1 year which may be renewed by Council prior to the end of that year.

In Favor (2): Councillor Wilder, and Councillor Kerr

Opposed (6): Mayor Bain, Deputy Mayor Bailey, Councillor Janisse, Councillor Santarossa, Councillor Walstedt, and Councillor McKinlay

Lost

122-04-2022

Moved By Councillor Kerr

Seconded By Deputy Mayor Bailey

Direct Administration to include a provision in the draft by-law to require that the Kennel Operator reside on the premises on which a Kennel is operated.

In Favor (2): Deputy Mayor Bailey, and Councillor Kerr

Opposed (6): Mayor Bain, Councillor Wilder, Councillor Janisse, Councillor Santarossa, Councillor Walstedt, and Councillor McKinlay

Lost

123-04-2022

Moved By Councillor Kerr

Seconded By Councillor Janisse

Direct Administration to include the prohibition of cats at large except in designated areas.

In Favor (4): Deputy Mayor Bailey, Councillor Wilder, Councillor Janisse, and Councillor Kerr

Opposed (4): Mayor Bain, Councillor Santarossa, Councillor Walstedt, and Councillor McKinlay

Lost

124-04-2022

Moved By Councillor Kerr

Seconded By Councillor Santarossa

Direct Administration to include the following provision in the draft by-law:
"Every person who keeps one or more animals shall be responsible to ensure that the owner's property upon which the animal or animals are kept are maintained in a sanitary condition and that excrement is not allowed to accumulate and is disposed of in a proper receptacle which will not create a nuisance or a health hazard."

In Favor (6): Deputy Mayor Bailey, Councillor Wilder, Councillor Janisse, Councillor Santarossa, Councillor Kerr, and Councillor McKinlay

Opposed (2): Mayor Bain, and Councillor Walstedt

Carried

125-04-2022

Moved By Councillor Walstedt

Seconded By Councillor Santarossa

Direct Administration to bring forward draft By-law 27-2022 as amended, known as the Animal Care and Control By-law, to a subsequent Council meeting for adoption.

In Favor (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 8:21 PM and reconvened the meeting at 8:30 PM.

8. Reports for Information

1. Review of March 7, 2022 Special Council Meeting Minutes

126-04-2022

Moved By Councillor Wilder

Seconded By Councillor Janisse

Amend the minutes of the March 7, 2022, Council meeting to reflect what was recorded, which is reflected in the April 12, 2022 agenda, page 96, 8th paragraph from the bottom, second line: 'I'll make a motion to defer this item to allow the plan to come back that includes lighting, includes a washroom, and provide some estimation of the pavilion. It'll also hopefully give us some time to get more information on that stormwater dry pond as well.'

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

9. Adjournment**127-04-2022**

Council adjourn its meeting at 9:00 PM.

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

Opposed (1): Councillor McKinlay

Carried

Tom Bain
Mayor

Kristen Newman
Clerk