

Municipality of Lakeshore

Minutes of the Regular Council Meeting

Tuesday, February 16, 2021, 6:00 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 Building Services, Morris Harding, Manager of Capital Projects, Brian Laramie, Manager of Communications & Strategic Initiatives, Rita Chappell, Manager of Information Technology, Pat Girard, Manager of Legislative Services, Brianna Coughlin, Manager of Operations, Jeff Wilson, Manager of Recreation & Leisure, Frank Jeney, Manager of Water/Wastewater Services, Albert Dionne, Economic Development Officer, Ryan Donally, Engineering & Infrastructure Services Advisor, Nelson Cavacas, Supervisor of Operations, Chad Drummond

1. Call to Order

Mayor Bain called the meeting to order at 6:02 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

7. **Delegations**
8. **Completion of Unfinished Business**
9. **Consent Agenda**
 1. **January 12, 2021 Regular Council Meeting Minutes**
 2. **February 2, 2021 Regular Council Meeting Minutes**
 3. **Office of the Prime Minister - High Speed Internet Access**
 4. **Town of Amherstburg - Bill S-216, an Act to Enact the Modern Slavery Act and the Amendment the Customs Tariff**
 5. **City of St. Catharines - Universal Paid Sick Days in Ontario**
 6. **Conmee Township - Criminal Records and Municipal Election Candidates**

47-02-2021

Moved By Councillor Wilder

Seconded By Deputy Mayor Bailey

Amend the minutes of the January 12, 2021 by changing resolution #7-01-2021 to the following:

"Request that the County of Essex installing pedestrian crossing lights and signs along Old Tecumseh Road, including at Patillo Road and Old Tecumseh Road, Elmgrove Drive and Old Tecumseh Road and Wallace Line and Old Tecumseh Road."

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

Opposed (1): Councillor McKinlay

Carried

48-02-2021

Moved By Councillor Walstedt

Seconded By Councillor Wilder

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

Carried Unanimously

49-02-2021

Moved By Councillor Wilder

Seconded By Councillor Santarossa

Support the resolution of the Town of Amherstburg regarding Bill S-216, an Act to Enact the Modern Slavery Act and the Amendment the Customs Tariff.

Carried Unanimously

50-02-2021

Moved By Deputy Mayor Bailey

Seconded By Councillor Kerr

Support the resolution by the City of St. Catharines regarding Universal Paid Sick Days in Ontario and direct Administration to send a letter to the Province of Ontario, the Windsor-Essex County Health Unit, local Members of Parliament and Members of Provincial Parliament, and local municipalities.

Carried Unanimously

10. Reports for Information

- 1. Committee of Adjustment Meeting Minutes – December 9, 2020**
- 2. Police Services Board Meeting Minutes - September 28th and November 30th, 2020**
- 3. Lakeshore's Financial Indicator Review**
- 4. Shoreline Assistance Loan Program**
- 5. Council Assignments Monthly Tracking Report - February 2021**

51-02-2021

Moved By Councillor Walstedt

Seconded By Councillor McKinlay

Receive the Reports for Information as listed on the agenda.

Carried Unanimously

11. Reports for Direction

1. **Essex Region Source Protection Committee – Request to Endorse Municipal Representation**

52-02-2021

Moved By Councillor McKinlay

Seconded By Councillor Santarossa

Endorse the appointment of Kevin Webb, City of Windsor, to the Essex Region Source Protection Committee.

Carried Unanimously

2. **Accessibility Committee Meeting Minutes November 17, 2020**

53-02-2021

Moved By Deputy Mayor Bailey

Seconded By Councillor Janisse

Approve the use of the 2020 Accessibility Committee budget to purchase customized accessible products such as flags, banner and tablecloth(s) to be used to promote accessibility in Lakeshore up to limit of \$2,200.

Permit an Accessible Flag be flown on either Town Hall or the Atlas Tube Centre on the International Day of Persons with Disabilities – December 3 and that the Flag Protocol be amended accordingly;

Receive the Accessibility Committee Meeting Minutes of November 17, 2020.

Carried Unanimously

3. **Proposal Award and Tender, Geralyn Tellier Perdu Memorial Park**

54-02-2021

Moved By Councillor Walstedt

Seconded By Councillor Kerr

Award the contract for the Geralyn Tellier Perdu Memorial Playground Structure Project to Henderson Recreation Equipment Ltd. in the amount of \$ 84,548.28 plus non recoverable HST to be funded from the Playground Equipment Reserve, as presented in the report at the February 16, 2021 Council meeting.

Carried Unanimously

4. Tender Award – Mill Street Road Reconstruction and Drainage Improvements

55-02-2021

Moved By Councillor Janisse

Seconded By Deputy Mayor Bailey

Award the tender for Mill Street Road Reconstruction and Drainage Improvements to Elmara Construction Co. LTD in the amount of \$863,684.04 plus HST, as presented in the report at the February 16, 2021 meeting.

Carried Unanimously

5. Upgrade to Water Meter Read Program

56-02-2021

Moved By Councillor McKinlay

Seconded By Councillor Wilder

Direct Administration to proceed with an upgrade to the current water meter reading software and the associated equipment; and,

Authorize the purchase of the water meter reading software and the associated equipment to be funded from the water reserve at a total cost of \$30,350 plus the non-refundable HST.

Carried Unanimously

6. Gravel Road Conversion Criteria and Amended 10 Year Gravel Conversion Program

57-02-2021

Moved By Councillor Janisse

Seconded By Councillor Wilder

Defer consideration of the report until the March 30, 2021 Special Meeting.

In Favour (4): Mayor Bain, Deputy Mayor Bailey, Councillor Wilder, and Councillor Janisse

Opposed (4): Councillor Santarossa, Councillor Kerr, Councillor Walstedt, and Councillor McKinlay

Lost

58-02-2021

Moved By Councillor Walstedt

Seconded By Councillor McKinlay

Direct Administration to complete the gravel road conversions of Walls Road (from Lakeshore Road 113 to Lakeshore 115), Lakeshore Road 115 (from Walls Road to Rogers Road) and Rogers Road (from Lakeshore Road 115 to West Belle River Road) in 2021 to be funded from the Gravel Road Conversion reserve in the amount of \$469,000;

Adopt the amended 10 year Gravel Conversion program as per the attached with the inclusion of Lakeshore 115 (from Rogers Road to County Road 42) as reassessed, to be completed in 2022 in the amount of \$370,000, as presented in the February 16, 2021 Council report.

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

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

Carried

59-02-2021

Moved By Councillor Wilder

Seconded By Councillor McKinlay

Direct Administration to bring forward the gravel road conversion criteria for review.

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

Opposed (2): Councillor Santarossa, and Councillor Walstedt

Carried

7. Monroe Island Interim Agreement

60-02-2021

Moved By Councillor Wilder

Seconded By Councillor Kerr

Direct the Clerk to read the execution by-law authorizing the Mayor and Clerk to execute the Monroe Island Interim Servicing Agreement between The Corporation of the Town of Tecumseh and the Property Owners based on the terms and conditions described in the report at the February

16, 2021 Council meeting, with the removal of the condition to pay for the cost of the restructuring application;

Direct Administration to prepare a consultation plan and draft a restructuring proposal for consultation with the community and stakeholders as required by Part V of the *Municipal Act, 2001*, and,

Direct the Clerk to provide a copy of this report and any accompanying resolution to the Councils for the Town of Tecumseh and the County of Essex and the Property Owners.

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

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

Carried

12. Announcements by Mayor

13. Reports from County Council Representatives

14. Report from Closed Session

15. Notices of Motion

1. Notice of Motion submitted by Deputy Mayor Bailey - Rental of Comber Medical Building

61-02-2021

Moved By Deputy Mayor Bailey

Seconded By Councillor McKinlay

Whereas the Comber Medical Building has been vacant since July 2020;

And whereas it is desirable to encourage medical-related care to the area;

Now be it resolved that the Council of the Municipality of Lakeshore direct Administration to complete the necessary repairs to the Comber Medical Building, located at 6405 Main Street;

That the property be leased for no less than fair market value for a period of three years, with an option to renew for 2 additional 3 year terms; and

That the Mayor and Clerk be authorized to execute the lease and any amendments thereto, and that the Director of Engineering and

Infrastructure Services, in consultation with the Clerk, be authorized to issue any renewal options on behalf of the Municipality.

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. Notice of Motion submitted by Councillor Kerr - Street Cleaning and Repair By-law

62-02-2021

Moved By Councillor Kerr

Seconded By Councillor Janisse

Whereas the Municipality of Lakeshore has no road cleaning and repair by-law;

Therefore be it resolved that Council direct Administration to draft a street cleaning and repair by-law that incorporates the following items:

- a. The cleaning and repair of a street by any person, where required under this by-law, shall be performed to the satisfaction of the Municipality of Lakeshore.
- b. No person hauling earth, sand, stone or other materials in a street shall load or operate their vehicle so as to permit or cause the contents thereof to fall, spill or be deposited on a street.
- c. No person in charge of a vehicle shall bring that vehicle, or permit it to be brought, upon a street unless there has been removed from the wheels, tires, tracks or treads of that vehicle, any excess mud, clay, lime, and similar material, or any fertilizer or manure that is likely, if not removed, to damage the surface of a street, or be deposited on a street so as to cause an obstruction, nuisance, or dangerous condition.
- d. The Municipality of Lakeshore may remove any mud, clay or other material deposited on a street contrary to the provisions of this by-law and may recover the clean-up costs from development deposit or pursuant to Lakeshore cost recovery.

- e. This by-law does not apply to Municipal-approved salt or de-icing materials or liquids placed on sections of a street to minimize the hazards resulting from slippery conditions.

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

Opposed (2): Deputy Mayor Bailey, and Councillor Santarossa

Carried

63-02-2021

Moved By Deputy Mayor Bailey

Seconded By Councillor Santarossa

Waive the requirement for notice for a motion of reconsideration.

In Favour (3): Deputy Mayor Bailey, Councillor Santarossa, and Councillor McKinlay

Opposed (5): Mayor Bain, Councillor Wilder, Councillor Janisse, Councillor Kerr, and Councillor Walstedt

Lost

3. Notice of Motion submitted by Councillor Kerr - Service Ontario Office

Due to an amendment to the Notice of Motion made during the meeting, Deputy Mayor Bailey declared a conflict of pecuniary interest and did not participate in the vote on the matter.

Deputy Mayor Bailey left the meeting at 8:31 PM.

64-02-2021

Moved By Councillor Kerr

Seconded By Councillor Wilder

Whereas the Service Ontario and Service Canada offices have been removed from Lakeshore;

And whereas Lakeshore residents now have to go to neighbouring municipalities to receive the in-person services they desire;

Therefore be it resolved that Council direct Administration to send a letter to Premier Ford and MPP Taras Natyshak requesting that an in-person Service Ontario office and in-person Service Canada office be available within the Municipality of Lakeshore boundary area.

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

Carried

16. Question Period

Deputy Mayor Tracey Bailey joined the meeting at 8:45 PM.

65-02-2021

Moved By Councillor Kerr

Seconded By Councillor Janisse

Direct Administration to prepare a report regarding light recreational use of property around stormwater management ponds and beautification.

Carried Unanimously

66-02-2021

Moved By Councillor Kerr

Seconded By Councillor Wilder

Direct Administration to prepare a report regarding access to Lake St. Clair for winter recreation.

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

Opposed (2): Councillor Walstedt, and Councillor McKinlay

Carried

17. Non-Agenda Business

66-02-2021

Moved By Councillor Janisse

Seconded By Councillor Santarossa

Direct Administration to prepare an estimate for the 2022 Budget to consider performing winter maintenance at Maidstone Park.

Carried Unanimously

18. Consideration of By-laws

1. **By-law 4-2021, Being a By-law for the 3rd Concession Road Drain (Olsen Bridge)**
2. **By-law 15-2021, Being a By-law to Delegate Authority to the Mayor and the Clerk to Execute an Agreement with KELCOM**
3. **By-law 16-2021, Being a By-law to Amend By-law 94-2017 being a Comprehensive By-law to Provide Rules Governing the Proceedings of the Council of the Municipality of Lakeshore and the Conduct of its Members**
4. **By-law 17-2021, Being a By-law to Confirm Proceedings of Council for February 2, 2021**
5. **By-law 18-2021, Being a By-law to Delegate Authority to the Mayor and the Clerk to Execute the Monroe Island Interim Servicing Agreement**

67-02-2021

Moved By Councillor Santarossa

Seconded By Councillor McKinlay

By-law 4-2021 be read a third time and adopted; and

By-laws 15-2021, 17-2021 and 18-2021 be read and passed in open session on February 16, 2021.

Carried Unanimously

68-02-2021

Moved By Councillor McKinlay

Seconded By Councillor Kerr

By-law 16-2021 be read and passed in open session on February 16, 2021.

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

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

Lost

19. Adjournment**69-02-2021****Moved By** Councillor Walstedt**Seconded By** Councillor McKinlay

Council adjourn its meeting at 9:17 PM.

Carried Unanimously

Tom Bain
Mayor

Kristen Newman
Clerk