

Municipality of Lakeshore

Minutes of the Regular Council Meeting

Tuesday, May 11, 2021, 5:00 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 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, Fire Chief Don Williamson, Interim Manager of Planning Aaron Hair

1. Call to Order

Mayor Bain called the meeting to order at 5:04 PM in Council Chambers. All other members of Council participated in the meeting through video conferencing technology from remote locations.

2. Closed Session

150-05-2021

Moved By Councillor Walstedt

Seconded By Councillor McKinlay

Council move into closed session in Council Chambers at 5:04 PM in accordance with:

- a. Paragraph 239(2)(c) and (k) of the *Municipal Act, 2001* to discuss a proposed or pending acquisition or disposition of land by the municipality, and a

position, plan, or instruction to be applied to negotiations carried on behalf of the Municipality regarding the Atlas Tube Recreation Centre.

- b. Paragraph 239(2)(c) and (k) of the *Municipal Act, 2001* to discuss a proposed or pending acquisition or disposition of land by the Municipality and a position, plan, or instruction to be applied to negotiations carried on behalf of the Municipality relating to Blake Avenue.
- c. 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, or instruction to be applied to negotiations carried on behalf of the Municipality regarding the Amy Croft Secondary Plan Area infrastructure.

Carried Unanimously

3. Return to Open Session

Council returned to open session at 6:11 PM.

5. Moment of Reflection

8. Public Meetings under the *Planning Act*

1. Zoning By-law Amendment (ZBA-9-2021) – 6405 Main Street Comber

Mayor Bain opened the public meeting at 6:22 PM.

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

There were no members of the public registered to speak to the application.

The public meeting concluded at 6:30 PM.

151-05-2021

Moved By Councillor Kerr

Seconded By Councillor McKinlay

Approve Zoning By-law Amendment Application ZBA-9-2021 (By-law 39-2021, Lakeshore By-law 2-2012, as amended), to rezone 6405 Main Street (Comber) as shown on the Appendix A – Key Map, from “Central Area Commercial (CA) Zone” to a site-specific “Central Area Exception 17 (CA-17) zone”, which shall permit a Medical Office.

Carried Unanimously

9. Public Presentations

- 1. Christina Valente and Dave McLaughlin, WSP - County Wide Active Transportation System (CWATS) Workshop**

10. Delegations

- 1. Subdivision Amending Agreement River Ridge Phase 6**

152-05-2021

Moved By Councillor Janisse

Seconded By Councillor Walstedt

Approve the amendment to the Subdivision Agreement; and,

Direct the Clerk to read By-law 43-2021 during the “Consideration of By-laws” to authorize the Mayor and Clerk to execute a Subdivision Amending Agreement with 1156756 Ontario Limited.

Carried Unanimously

11. Completion of Unfinished Business

12. Consent Agenda

- 1. April 20, 2021 Regular Council Meeting Minutes**
- 2. Belle River on the Lake BIA Board Meeting of March 15, 2021**
- 3. NAV Canada Aeronautical Study at Windsor International Airport**
- 4. City of Windsor - Regional Organic Waste Plan**
- 5. City of Windsor - Request for Funding Tree Planting**
- 6. Ministry of Municipal Affairs and Housing - Code of Conduct Consultation**
- 7. Petition - Request for Speed Limit Reduction on County Rd. 34**
- 8. Town of Fort Erie - Source Water Protection Legislation**
- 9. Township of Archipelago - Road Management Action on Invasive Phragmites**

153-05-2021**Moved By** Councillor McKinlay**Seconded By** Councillor Santarossa

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

Carried Unanimously**154-05-2021****Moved By** Councillor McKinlay**Seconded By** Councillor Kerr

Defer consideration of the resolution by the City of Windsor regarding the Windsor Essex Solid Waste Authority Regional Organic Waste Plan pending Council's receipt of a report with information regarding the Plan.

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

Opposed (2): Councillor Wilder, and Councillor Santarossa

Carried**155-05-2021****Moved By** Councillor McKinlay**Seconded By** Councillor Walstedt

Support the resolution by the City of Windsor regarding a Request for Funding Tree Planting.

Carried Unanimously**156-05-2021****Moved By** Deputy Mayor Bailey**Seconded By** Councillor McKinlay

Appoint Councillor Santarossa to represent the Municipality of Lakeshore for the Code of Conduct consultation process by the Ministry of Municipal Affairs and Housing.

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

157-05-2021

Moved By Councillor Walstedt

Seconded By Councillor Wilder

Accept the petition regarding a request for a speed limit reduction on County Road 34 and send to the County of Essex for consideration; and support a reduction of 50 km/h to be consistent with the west side of the road.

Carried Unanimously

158-05-2021

Moved By Councillor McKinlay

Seconded By Councillor Wilder

Support the resolution by the Town of Fort Erie regarding Source Water Protection Legislation.

Carried Unanimously

159-05-2021

Moved By Councillor Walstedt

Seconded By Councillor Kerr

Support the resolution by the Township of Archipelago regarding Road Management Action on Invasive Phragmites.

Carried Unanimously

13. Reports for Information

- 1. Drainage Board meeting April 12, 2021**
- 2. Committee of Adjustment Meeting Minutes – April 21, 2021**
- 3. Quarterly Building Activity Report – 2021 Q1**
- 4. Lakeshore Economic Development Strategy – Development Process**
- 5. All-Way Stop at Highway 77 and County Road 46 Intersection**
- 6. 2016 thru 2019 Fire Department Report to Council**
- 7. Amy Croft Secondary Planning Area, Sanitary Sewer Conveyance Update**
- 8. April 26, 2021 Police Services Board Meeting Minutes and Updates regarding Community Safety and Well-being Plan and OPP Detachment Boards**

160-05-2021

Moved By Councillor McKinlay

Seconded By Councillor Kerr

Receive the Reports for Information as listed on the agenda.

Carried Unanimously

161-05-2021

Moved By Councillor Wilder

Seconded By Councillor Walstedt

Forward the Quarterly Building Activity Report – 2021 Q1 to the County of Essex.

Carried Unanimously

Mayor Bain called a recess at 8:05 PM and reconvened the meeting at 8:15 PM.

162-05-2021

Moved By Councillor Wilder

Seconded By Councillor Janisse

Bring forward Item 14.3.

Carried Unanimously

14. Reports for Direction

3. 2021 Fire Safety Grant

163-05-2021

Moved By Councillor Wilder

Seconded By Councillor Santarossa

Approve the Treasurer's execution of the 2021 Fire Safety Grant Transfer Payment Agreement for \$13,600 between the Municipality of Lakeshore and the Province of Ontario as described in the report of the Fire Chief at the May 11, 2021 Council meeting; and,

Direct the Clerk to read the execution by-law during the "Consideration of the By-laws".

Carried Unanimously

13. Reports for Information

164-05-2021

Moved By Councillor Santarossa

Seconded By Councillor Walstedt

Receive the Amy Croft Secondary Planning Area, Sanitary Sewer Conveyance Update for information.

Carried Unanimously

14. Reports for Direction

1. Part Lot Control Exemption By-law (PLC-3-2021) New Centre Estates

165-05-2021

Moved By Councillor Santarossa

Seconded By Councillor Walstedt

Approve the application for exemption for Part Lot Control for Blocks 48 - 66 (inclusive) on Registered Plan 12M-668 in the Municipality of Lakeshore; and

Direct the Clerk to read By-law 38-2021 during the “Consideration of By-laws”.

Carried Unanimously

2. 2020-2021 MECP Drinking Water Inspections

166-05-2021

Moved By Councillor Janisse

Seconded By Councillor Kerr

Receive the Ministry of Environment, Conservation and Parks (MECP) Drinking Water Inspections for the Municipality of Lakeshore’s following systems for information:

1. Lakeshore Drinking Water System – Report dated November 10, 2020
2. Tecumseh Distribution System – Report dated August 18, 2020
3. Union Distribution System – Report dated November 10, 2020
4. Stoney Point Drinking Water System – Report dated February 2, 2021, as presented at the May 11, 2021 Council meeting.

Carried Unanimously

4. Atlas Tube Recreation Centre Park Master Plan Phasing Plan

167-05-2021

Moved By Councillor Janisse

Seconded By Councillor Wilder

Approve the Atlas Tube Recreation Centre Park Master Plan Phasing Plan for the development of the Atlas Tube Recreation Centre regional park as presented in the Atlas Tube Recreation Centre Park Master Plan - Phasing Plan report, at the May 11, 2021 Council meeting.

In Favour (5): Deputy Mayor Bailey, Councillor Wilder, Councillor Janisse, Councillor Santarossa, and Councillor Kerr

Opposed (3): Mayor Bain, Councillor Walstedt, and Councillor McKinlay

Carried

15. Announcements by Mayor

16. Reports from County Council Representatives

Deputy Mayor Bailey provided a verbal report regarding County of Essex Council matters.

17. Report from Closed Session

18. Notices of Motion

21. Consideration of By-laws

- 1. By-law 38-2021, Being a By-law to exempt certain lands from Part Lot Control within Blocks 48 - 66 (inclusive), Registered Plan 12M-668, in the Municipality of Lakeshore (PLC-3-2021)**
- 2. By-law 39-2021, Being a By-law to amend By-law 2-2012, Zoning By-law for the Municipality of Lakeshore (ZBA-09-2021)**
- 3. By-law-40-2021, Being a By-law for the Middle Road Drain Enclosure Improvements**
- 4. By-law 41-2021, Being a By-law for the Moison Creek Drain**
- 5. By-law 42-2021, Being a By-law to Confirm Proceedings of Council for April 20, 2021**
- 6. By-law 43-2021, Being a By-law to authorize the execution of a Subdivision Amending Agreement pertaining to River Ridge (Phase 6)**

168-05-2021

Moved By Councillor Santarossa

Seconded By Deputy Mayor Bailey

By-laws 40-2021 and 41-2021 be read a first and second time and provisionally adopted; and

By-laws 38-2021, 39-2021, 42-2021 and 43-2021 be read and passed in open session on May 11, 2021.

Carried Unanimously

19. Question Period

169-05-2021

Moved By Councillor McKinlay

Seconded By Councillor Walstedt

Request that the Province of Ontario lower the speed limit on the Highway 401 overpass on Highway 77 from 80 km/h to 50 km/h.

Carried Unanimously

22. Adjournment

170-05-2021

Moved By Councillor Walstedt

Seconded By Deputy Mayor Bailey

Council adjourn its meeting at 9:30 PM.

Carried Unanimously

Tom Bain
Mayor

Kristen Newman
Clerk