

Municipality of Lakeshore

Minutes of the Regular Council Meeting

Tuesday, May 10, 2022, 6:00 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 - Engineering and Infrastructure Services Marco Villella, Division Leader - Workplace Development Lisa Granger, IT Technologist Matthew Mancina

1. Call to Order

Mayor Bain called the meeting to order at 6:00 PM in Council Chambers. All other members of Council participated in the meeting through video conferencing technology from remote locations.

2. Land Acknowledgement

3. Moment of Reflection

4. Disclosures of Pecuniary Interest

During the discussion of Item 10.5 - Township of Zorra - Joint and Several Liability, Councillor Wilder declared a pecuniary conflict of interest relating to his profession.

5. Recognitions

6. Public Meetings under the *Planning Act*

7. Public Presentations

8. Delegations

1. Enbridge Gas Panhandle Regional Expansion Project

Manager, Windsor/Essex County/Chatham-Kent Operations Brian Chauvin, Construction Superintendent Tammy Mungar and Senior Advisor, Municipal Affairs Brian Lennie were present electronically on behalf of Enbridge Gas Inc. and provided a PowerPoint presentation as overview of the project.

Councillor Steven Wilder joined the meeting at 6:02 pm.

186-05-2022

Moved By Councillor Wilder

Seconded By Councillor Walstedt

Receive the Report for Information.

Carried Unanimously

187-05-2022

Moved By Councillor Walstedt

Seconded By Councillor Wilder

Direct the Clerk to send a letter of support to Enbridge Gas Inc. indicating Council's support of its application to the Ontario Energy Board regarding the Enbridge Gas Panhandle Regional Expansion Project, as presented at the May 10, 2022 Council meeting.

Carried Unanimously

9. Completion of Unfinished Business

10. Consent Agenda

1. **April 12, 2022 Regular Council Meeting Minutes**
2. **Integrity Commissioner - Advisory Bulletin Regarding Pecuniary Interest in Land**
3. **Belle River On The Lake BIA Board Meeting Minutes - April 11, 2022**
4. **Town of Arnprior - Ukrainian Efforts**
5. **Township of Zorra - Joint and Several Liability**

Councillor Wilder declared a conflict on this item and did not participate in the vote.

188-05-2022

Moved By Councillor Walstedt

Seconded By Councillor McKinlay

Support the City of Barrie's request to address Joint and Several Liability, as presented by the correspondence by the Township of Zorra.

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

Conflict (1): Councillor Wilder

Carried Unanimously

6. City of Vaughan - Affordable Housing

189-05-2022

Moved By Councillor Wilder

Seconded By Deputy Mayor Bailey

Support the resolution by the City of Vaughan regarding Affordable Housing.

Carried Unanimously

7. Township of Lakes of Bays - Floating Accommodations

190-05-2022

Moved By Councillor Wilder

Seconded By Councillor McKinlay

Support the resolution by the Township of Lake of Bays regarding Floating Accommodations.

Carried Unanimously

191-05-2022

Moved By Councillor McKinlay

Seconded By Councillor Walstedt

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

Carried Unanimously

11. Reports for Information

192-05-2022

Moved By Councillor Kerr

Seconded By Councillor Janisse

Receive the Reports for Information as listed on the agenda.

Carried Unanimously

1. **Flood Prevention Task Force Committee Draft Minutes - March 23, 2022**

2. **Short-term Accommodations – Regulating and Licensing Options**

193-05-2022

Moved By Councillor Kerr

Seconded By Councillor Walstedt

Direct Administration to implement option 2 to prohibit short-term rental accommodation throughout the Municipality as described in the May 10, 2022 report regarding Short-Term Rental Accommodations - Regulating and Licensing Options.

In Favour (3): Councillor Kerr, Councillor Walstedt, and Councillor McKinlay

Opposed (5): Mayor Bain, Deputy Mayor Bailey, Councillor Wilder, Councillor Janisse, and Councillor Santarossa

Lost

194-05-2022

Moved By Councillor Santarossa

Seconded By Deputy Mayor Bailey

Direct Administration to implement option 3 to permit short-term rental accommodations in primary residences only, to be regulated in the Zoning By-law, as described in the May 10, 2022 report regarding Short-Term Rental Accommodations - Regulating and Licensing Options.

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

12. Reports for Direction

1. Request for Designation of Municipally Significant Event – Lighthouse Cove & District Lions Club – June 18, 2022

195-05-2022

Moved By Councillor McKinlay

Seconded By Councillor Janisse

Designate the Lighthouse Cove & District Lions Club fundraising event, scheduled for Saturday June 18, 2022, as “municipally significant”, as presented at the May 10, 2022 Council meeting.

Carried Unanimously

2. Lakeside Estates Subdivision Agreement Amending Agreement (Phase 2)

196-05-2022

Moved By Councillor Walstedt

Seconded By Councillor Santarossa

Approve the request to amend the Lakeside Estates Phase 2 (Part 1, Plan 12R27736) Subdivision Agreement with Amico Properties Inc. to extend the time limit for the Owner to construct a storm and sanitary sewer system to two years after the execution of the Amending Agreement; and

Direct the Clerk to read By-law 29-2022 to amend the Subdivision Agreement, as presented at the May 10, 2022 Council meeting.

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

3. 2021 Provincial Offences Office Annual Report and Renewal Agreement

Councillor Wilder left the meeting prior to the vote on the matter.

197-05-2022

Moved By Councillor Wilder

Seconded By Deputy Mayor Bailey

Direct the Clerk to read By-Law 49-2022 to authorize the Mayor and Clerk to sign an extension to the Intermunicipal Court Services Agreement, all as described at the May 10, 2022 Council meeting.

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

Carried Unanimously

4. Ministry of Transportation (MTO) Highway 3 Widening - Project Update

198-05-2022

Moved By Councillor Santarossa

Seconded By Councillor Walstedt

Direct the Clerk to read By-law 50-2022 being a by-law to Stop up and Close a Portion of Ellis Sideroad, as described in the report presented at the May 10, 2022 Council meeting.

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

Carried Unanimously

Councillor Wilder returned to the meeting.

5. Disconnect from Work Policy

199-05-2022

Moved By Deputy Mayor Bailey

Seconded By Councillor Walstedt

Defer consideration of the Right to Disconnect Policy to revise policy to meet legislative minimum requirement only and not meet with Employer of Choice strategy and present to Council at the May 31, 2022 meeting.

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

Opposed (1): Councillor Santarossa

Carried

13. Announcements by Mayor

14. Reports from County Council Representatives

15. Report from Closed Session

16. Notices of Motion

1. Councillor Wilder - Bollards along Old Tecumseh Road

200-05-2022

Moved By Councillor Wilder

Seconded By Councillor Santarossa

Whereas residents of Lakeshore and users of the pathway along Old Tecumseh Road, have raised significant safety concerns about the pathway;

Whereas previous resolutions were passed by Lakeshore to work in conjunction with the County of Essex, to support improving safety and separation along the Old Tecumseh Road pathway;

Whereas the County of Essex conducted community consultation about the operation of the pathway along Old Tecumseh Road in 2021, the results of which indicated an ongoing concern for safety and a desire for separation between users of the pathway and vehicular traffic travelling along Old Tecumseh Road, in addition to other improvements;

Whereas the County of Essex previously installed bollards along the length of the pathway along Old Tecumseh Road, which created a physical barrier between users of the pathway and vehicular traffic travelling along Old Tecumseh Road; and

Whereas it is understood that the County of Essex does not plan to install the bollards this year, due to operational concerns and the frequency with which the bollards are hit by vehicular traffic travelling along Old Tecumseh Road.

Now therefore be it resolved that the County of Essex be requested to proceed with installing bollards again this year, along the full length of the pathway along Old Tecumseh Road;

Therefore be it resolved that the County of Essex be requested to continue investigating better solutions to enhance the separation and to protect users of the pathway along Old Tecumseh Road.

Carried Unanimously

17. Question Period

201-05-2022

Moved By Councillor Wilder

Direct Administration to prepare a report for the May 31, 2022 Council meeting regarding an update on the Amy Croft road widening project.

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

Opposed (1): Councillor Santarossa

Carried

18. Non-Agenda Business

19. Consideration of By-laws

202-05-2022

Moved By Councillor Santarossa

Seconded By Councillor Walstedt

By-law 32-2022 be read a third time and adopted; and

By-laws 49-2022, 50-2022 and 51-2022 be read and passed in open session on May 10, 2022.

Carried Unanimously

203-05-2022

Moved By Councillor Walstedt

Seconded By Councillor McKinlay

By-law 29-2022 be read and passed in open session on May 10, 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 29-2022, Being a By-law to authorize the execution of a Subdivision Amending Agreement pertaining to Lakeside Estates (Phase 2)**
2. **By-law 32-2022, Being a By-law for the Hermas Moison Drain North Branch**
3. **By-law 49-2022, Being a By-law to Authorize the Mayor and Clerk to Execute an Intermunicipal Court Services Agreement pursuant to the Provincial Offences Act**
4. **By-law 50-2022, Being a By-law to Stop Up and Close a portion of Ellis Sideroad (Highway 3 Widening Project)**
5. **By-law 51-2022, Being a By-law to Confirm the Proceedings of the April 12, 2022 Council Meeting**
6. **By-law 52-2022, Being a By-law to Adopt a Disconnect from Work Policy for the Municipality of Lakeshore**

20. Closed Session

204-05-2022

Moved By Councillor McKinlay

Seconded By Councillor Santarossa

Council move into closed session in Council Chambers at 8:28 PM in accordance with:

- a. Paragraph 239(2)(b), (d) and (f) of the *Municipal Act, 2001* to discuss personal matters about an identifiable individual, including municipal or local board employees and labour relations or employee negotiations, and advice that is subject to solicitor-client privilege, including communications necessary for that purpose, relating to an employee.

- b. Paragraph 239(2)(e) and (f) of the *Municipal Act, 2001* to discuss litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and advice that is subject to solicitor-client privilege, including communications necessary for that purpose, regarding an appeal under the *Drainage Act*.

Carried Unanimously

21. Adjournment

The meeting was concluded in closed session at 9:28 PM.

Tom Bain
Mayor

Kristen Newman
Clerk