



Corporation of the Town of Shelburne

Council Minutes

May 30, 2022

6:30 pm

Electronic Participation
203 Main St. E, Shelburne

Members in attendance: Mayor Wade Mills
Deputy Mayor Steve Anderson
Councillor Walter Benotto
Councillor Lynda Buffett
Councillor Kyle Fegan
Councillor Shane Hall
Councillor Lindsay Wegener

Staff attending: Denyse Morrissey, CAO
Carey Holmes, Director of Financial
Services/Treasurer
Jennifer Willoughby, Director of Legislative
Services/Clerk
Jim Moss, Director of Development and Operations
Melissa Kenney, Communications Coordinator
Steve Wever, Town Planner
Alice Byl, Deputy Clerk
Maryon English, Deputy Treasurer
Jamie Kaske, Operations, Parks and Facilities Clerk

Others Present: Angela Nichol (BDO)
Traci Smith (BDO)

1. Call to Order

Council meeting called to order at 6:11 pm by Mayor Mills.

This meeting will be held electronically in accordance with Section 238(3.1) of the Municipal Act which provides that a member of Council, of a local board or of a committee of either of them, can participate electronically.

In-person attendance at this meeting will not be permitted.

Members of the public may observe the proceedings by accessing the live webcast on the Town of Shelburne YouTube page:

<https://www.youtube.com/channel/UCsar-MwF8CXrgPbe2EVxh-w>

Canadian National Anthem

Land Acknowledgement:

We would like to acknowledge the traditional territory of the Anishinaabe including the Ojibway, Potawatomi and Chippewa and the People of the Three Fires Confederacy.

2. Disclosure of Pecuniary Interest and General Nature Thereof

Members of Council are required to state any pecuniary interest in accordance with the Municipal Conflict of Interest Act.

No Disclosures.

3. Adoption of Minutes

1. Minutes from the Regular Council meetings of April 25 and May 9, 2022

Motion # 1

Moved By Councillor Fegan

Seconded By Councillor Buffett

BE IT RESOLVED THAT the minutes from the Regular Council meeting held on April 25 be approved as presented and circulated; and

THAT the minutes from the Regular Council Meeting held on May 9, 2022 be approved as presented and circulated.

CARRIED, W. Mills

4. Public Participation

1. Public Question Period

Questions relating to agenda business can be submitted to the Clerk at jwilloughby@shelburne.ca or 519-925-2600 Ext. 223 by 12:00 pm Monday May 30, 2022.

No Questions.

2. Presentations

1. Auditor's Presentation

Representatives from BDO reviewed the financial statements with Council.

Motion # 2

Moved By Councillor Hall

Seconded By Councillor Fegan

BE IT RESOLVED THAT Council receives and approves the 2021 Financial Statements from BDO as presented.

CARRIED, W. Mills

2. Proclamation - Year of the Garden 2022

WHEREAS Communities in Bloom and "Fleurons du Québec" in collaboration with the Canadian Garden Council, invite all municipalities to celebrate the Year of the Garden 2022;

WHEREAS gardens and gardening contribute to the quality of life of our municipality, our climate action goals and create safe and healthy places where people can come together in the spirit of inclusivity and reconciliation;

WHEREAS the Year of the Garden 2022 celebrates the Centennial of Canada's horticulture sector and will highlight and celebrate the important contribution of gardeners, our local gardening organizations, horticultural professionals and local horticultural businesses which

contribute to garden culture and experience of our municipality;

WHEREAS gardens and gardening have helped us face the challenges of the COVID pandemic;

NOW THEREFORE BE IT RESOLVED THAT the Saturday before Father's Day, National Garden Day, June 18 in 2022, be recognize as Garden Day in the Town of Shelburne as a legacy of Canada's Year of the Garden 2022; and

THAT the Town of Shelburne is committed to be a Garden Friendly Town supporting the development of its community garden and downtown hanging basket projects; and

THAT all municipalities across Canada be invited to proclaim 2022 to be the Year of the Garden in their respective municipalities, and that a copy of this resolution be provided to the FCM, for that purpose;

NOW THEREFORE, I, Mayor Wade Mills, do hereby proclaim 2022 as "Year of the Garden" in the Town of Shelburne in celebration of the contribution of gardens and gardening to the development of our country, our municipality and the lives of our citizens in terms of health, quality of life and environmental challenges.

3. Proclamation - June 2022 Pride Month

WHEREAS, every year, cities all around the world celebrate the diversity that strengthens our Town to commemorate and support sexual and gender minorities' liberation; and

WHEREAS, Pride Month is a positive stance against discrimination and violence toward lesbian, gay, bisexual, transgender and queer (LGBTQ) people to promote their self-affirmation, dignity, equality rights, increase their visibility as a social group, build community, and celebrate sexual diversity and gender variance; and

WHEREAS, the rainbow flag is the most-recognized LGBTQ symbol, designed in 1978; and

WHEREAS, Pride Month in Shelburne is an opportunity to prevent discrimination and promote awareness and acceptance of every human person and to promote the development of harmonious relationships amongst all members of the community; and

WHEREAS, we support an inclusive and respectful community where all citizens can live, work and play in a safe and secure environment;

NOW THEREFORE, I, Mayor Wade Mills, do hereby proclaim June 2022 as "Pride Month" in the Town of Shelburne.

4. Proclamation - ALS Awareness Month

WHEREAS ALS (Amyotrophic Lateral Sclerosis) is a rapidly fatal motor neuron disease for which there is no known cause of or cure for;

WHEREAS over 2,500 Canadians at any given time are living with ALS;

WHEREAS ALS is also known as Lou Gehrig's Disease. It can strike anyone, regardless of age, gender or circumstances;

WHEREAS recent advances in ALS research have produced promising leads and we must continue this crucial work, and

WHEREAS the ALS Society of Canada is dedicated to providing direct support to ALS patients, along with their families and caregivers, to ensure the best quality of life possible while living with ALS;

NOW THEREFORE I, Mayor Wade Mills, do hereby proclaim June 2022 as ALS Awareness Month in the Town of Shelburne.

3. Deputations on Agenda Items

5. Planning Public Meeting

1. Report P2022-14 -from the Planner regarding Application for Zoning By-law Amendment Z/22 01 - 250 Main Street East

Tonight's public meeting under section 34 of the Planning Act is to consider an application for zoning by-law amendment, for lands municipally known as 250 Main Street East.

The purpose and effect of the Amendment is to rezone the property from Mixed Use Commercial (C2) Zone to a new site-specific Mixed Use Commercial Exception (C2-#) Zone

I will ask the Clerk for the method of notice for the public meeting.

The Clerk indicated that notice of tonight's public meeting was advertised in local media sources. Notice has been posted on the Town's website and notice was provided to property owners within a 120-metre radius of the subject property.

We will have a presentation by the Town Planner, following which there will be an opportunity for members of the public and Council to ask questions or provide comments. The Clerk will also accept written submissions. All submissions, written and oral, will be given consideration by the Council prior to any decision being made.

The Town Planner reviewed his report with Council. No public comments were received.

Discussion was held regarding the two commercial zonings, and the state of the property.

Motion # 3

Moved By Councillor Buffett

Seconded By Councillor Fegan

BE IT RESOLVED THAT Council receive Report P2022-14 as information;

AND THAT leave be given for the reading and enacting of By-law #27-2022 being a By-law to amend Zoning By-law 38-2007,

as amended, by rezoning the lands known municipally as 250 Main Street East in the Town of Shelburne.

CARRIED, W. Mills

6. Council Inquiries

Members of Council addressed inquiries to Town staff and received responses.

7. Motions and By-law for Decision

1. Consent Agenda – all items in this list shall be the subject of one motion
2. Consideration of Items – all reports and By-laws in this section will be voted on separately
 1. Report P2022-15 from the Town Planner regarding the Application for Site Plan Approval - Stella-Jones Inc., 201 Wellington Street

The Town Planner discussed his report with Council.

Discussion ensued regarding the length of time before a fence would be installed and the option to place a sound barrier fence immediately and the height of the fence.

Mayor Mills called a short recess at 8:41 pm
Council reconvened at 8:51 pm.

Motion # 4

Moved By Councillor Benotto

Seconded By Councillor Hall

BE IT RESOLVED THAT Council receive Report P2022-15 regarding the application for Site Plan Approval - Stella-Jones Inc., 201 Wellington Street as information;

AND THAT leave be given for the reading and enacting of By-law #28-2022 being a By-law to enter into a Site Plan (Amending) Agreement with Stella-Jones Inc. for the property known municipally as 201 Wellington Street in the Town of Shelburne.

CARRIED, W. Mills

2. Report CAO2022-07 from the Chief Administrative Officer regarding Parks Capital Projects - General Update

The CAO discussed her report with Council and the Municipal Operations Parks and Facilities Clerk and the Communications Coordinator, Administrative Assistant shared the website update with Council.

Discussion ensued about what dogs are allowed at the dog park, the big and little dog separation that exists at the park, the opportunity for dog vendors to sell products at the park (not an option), and the option for advertising in future phases at the dog park.

Motion # 5

Moved By Councillor Hall

Seconded By Councillor Wegener

BE IT RESOLVED THAT Council receives report CAO2022-07 Parks Capital Projects - General Update for information.

CARRIED, W. Mills

3. By-law #26-2022 is ready for Council's consideration being a By-law to strike the rates of taxation, and to further provide for penalty and interest in default of payment thereof for the year 2022.

Motion # 6

Moved By Councillor Hall

Seconded By Councillor Benotto

BE IT RESOLVED THAT leave be given for the reading and enacting of By-law #26-2022 being a By-law to strike the rates of taxation, and to further provide for penalty and interest in default of payment thereof for the year 2022.

CARRIED, W. Mills

4. Report LS2022-08 from the Director of Legislative Services/Clerk regarding Return to In-Person Meetings and Hybrid Approach

The Legislative Services Director/Clerk discussed her report with Council.

A discussion ensued regarding the Council Conference budget and using those funds for renting a facility for in person meetings, participation from members of the public during Council meetings and potential location options other than the Town and Country Room at the DRC for meetings.

Motion # 7

Moved By Mayor Mills

Seconded By Councillor Fegan

BE IT RESOLVED THAT Council receives report #LS2022-08 from the Director of Legislative Services/Clerk for information;

AND THAT Council and committee meetings continue using a virtual format for the remainder of this term of Council;

AND THAT Staff continue to consider alternative locations for Council meetings to be held and to include any associated budget implications in the draft 2023 budget;

AND THAT Council will review the vaccination policy for Council., Board and Committee appointments in July at the same time the Staff policy is considered.

CARRIED, W. Mills

5. Report LS2022-09 from the Legislative Services Director/Clerk regarding the Revised Land Acknowledgement

The Legislative Services Director/Clerk discussed her report with Council.

A discussion ensued regarding the consultation process to develop the revision, and how the links will be displayed when the Land Acknowledgment is being read.

Motion # 8

Moved By Councillor Hall

Seconded By Councillor Benotto

BE IT RESOLVED THAT Council receives report #LS2022-09 from the Director of Legislative Services/Clerk for information;

AND THAT Council adopts the revised Land Acknowledgement;

AND requests that the revised Land Acknowledgement be forwarded to local boards – Police, Fire, CDRC and the Library for their consideration.

CARRIED, W. Mills

6. Report LS2022-10 from the Director of Legislative services/Clerk regarding 2022 Municipal Election - Council Committee and Board Meetings, and Committee Structure

The Legislative Services Director/Clerk discussed her report with Council.

A discussion ensued regarding dissolving the Accessibility Committee and forming a sub committee within the DEI for accessibility with the Accessibility Committee members that would like to be involved.

Motion # 9

Moved By Councillor Wegener

Seconded By Councillor Fegan

BE IT RESOLVED THAT Council receives report LS 2022-10 for information;

AND THAT the Accessibility Advisory Committee be dissolved as of October 2022, and be incorporated under

the portfolio of the Diversity, Equity and Inclusion committee for the 2022 to 2026 term of Council;

AND THAT the DEI Committee be renamed to the Diversity, Equity, Inclusion and Accessibility Committee (DEIA).

CARRIED, W. Mills

7. Pickin in the Park Request

Motion # 10

Moved By Councillor Wegener

Seconded By Councillor Fegan

BE IT RESOLVED THAT Council receive the Pickin in the Park Letter as information; and further,

THAT the matter be referred back to Staff for further review.

CARRIED, W. Mills

8. Request from the DEI Committee to issue a public statement regarding the mass shooting that took place in Buffalo NY.

Statement from the Town of Shelburne regarding the mass shooting that took place in Buffalo, NY

Our American neighbours experienced a tragic event on May 14th in Buffalo, New York and there is little we can do collectively to ease their suffering and loss, other than to bear witness to their pain and honour those tragically lost.

Acts of senseless violence rooted in extremism remind us that the call to address anti-Blackness and antisemitism in all its forms is ever-present and requires vigilance.

Tragedies such as this have become all too common. Let us all take this opportunity to recommit to our shared responsibility to work toward justice and with-it peace.

We grieve in solidarity and send our sincere condolences to the entire Buffalo, NY community.

Respectfully requested,
The Town of Shelburne DEI Committee

A discussion ensued regarding adding additional detail about the shooting in Texas and ongoing violence within the States.

Motion # 11

Moved By Councillor Benotto

Seconded By Deputy Mayor Anderson

BE IT RESOLVED THAT the DEI Committee be authorized to release the statement and that Staff be directed to use the issuance of the County's statement and indicate the Town of Shelburne Council supports this statement.

CARRIED, W. Mills

Motion # 12

Moved By Councillor Wegener

Seconded By Councillor Buffett

BE IT RESOLVED THAT THE Council meeting continue past 10:00 pm

CARRIED, W. Mills

9. Deputy Mayor Anderson - Notice of Motion from May 9, 2022

Motion # 13

Moved By Deputy Mayor Anderson

Seconded By Councillor Benotto

BE IT RESOLVED THAT the Diversity Equity Inclusion (DEI) committee be tasked to look into the purchasing of a Dufferin County Cultural Resource Centre flag and further, THAT the DEI Committee reviews the installation of an Every Child Matters crosswalk and Medicine wheel.

CARRIED, W. Mills

8. Councillor Motions (Notice of Motion)

9. Communications

1. Correspondence from the Town of Grand Valley regarding the County Municipal Comprehensive Review Delay
2. Correspondence from the City of Thorold regarding Russian Sanctions
3. Correspondence from Tay Valley Township regarding AMO communication about Firefighter Certification
4. Correspondence from the Township of Horton regarding Funding Support for Infrastructure
5. Correspondence from the Township of East Hawkesbury regarding Funding Support for Infrastructure
6. Correspondence from the Ministry of the Solicitor General - Public Safety Division regarding the Conclusion of COVID-19 Enforcement Support Line
7. AMO Communications

Motion # 14

Moved By Councillor Benotto

Seconded By Councillor Buffett

BE IT RESOLVED THAT Council receives the items listed under Communications for information.

CARRIED, W. Mills

10. Closed Session (if required)

11. Confirming By-law

1. Confirming By-law # 29-2022 - May 30, 2022

Motion # 15

Moved By Councillor Benotto

Seconded By Councillor Hall

BE IT RESOLVED THAT leave be given for the reading and enacting of By-law 29-2022 being a By-law to confirm certain proceedings of the Council of the Corporation of the Town of Shelburne for its regular council meeting held May 30, 2022

CARRIED, W. Mills

12. Adjourn

Council meeting adjourned at 10:05 pm

Motion # 16

Moved By Councillor Hall

Seconded By Councillor Benotto

BE IT RESOLVED THAT we now adjourn to meet at the call of the Mayor.

CARRIED, W. Mills

Mayor

Clerk