

**THE CORPORATION OF THE TOWNSHIP OF ESSA  
REGULAR COUNCIL MEETING  
WEDNESDAY, DECEMBER 21, 2022**

**MINUTES**

The Regular Meeting of Council was held in person on Wednesday December 21, 2022 following the Committee of the Whole in the Council Chambers of the Administration Centre, Township of Essa.

In attendance: Mayor Sandie Macdonald  
Deputy Mayor Michael Smith  
Councillor Pieter Kiezebrink  
Councillor Henry Sander  
Councillor Liana Maltby

Staff in attendance: C. Healey-Dowdall, Chief Administrative Officer  
M. Mikael, Manager of Public Works  
K. Pascoe, Deputy Clerk

**1. OPENING OF MEETING BY THE MAYOR**

Mayor Macdonald opened the meeting at 6:43 p.m.

Closed Session Item 3(f) was deferred.

**2. DISCLOSURE OF PECUNIARY INTEREST**

- i. Councillor Kiezebrink declared an indirect interest on a portion of Closed Session Item 3(b) pertaining specifically to the appointment of Committee of Adjustment members, as he has a pending application awaiting Committee of Adjustment consideration.

**MOTION TO DIVIDE CLOSED SESSION ITEM 3(b)**

**Resolution No: CR200-2022 Moved by: Kiezebrink Seconded by: Smith**

*Be it resolved that the pending motion for Closed Session Item 3(b) be divided to separate Committee of Adjustment appointments from appointments to all other Committees and Boards.*

**----Carried----**

- ii. Deputy Mayor Smith declared an indirect interest on Item 10(c) as he has familial relation residing on this road.

**3. CLOSED SESSION**

**Resolution No: CR201-2022 Moved by: Sander Seconded by: Smith**

*Be it resolved that Council proceed to a Closed Session in order to address matters pertaining to:*

- *Personal Matters about an Identifiable Individual [Municipal Act, s. 239(2)(b)]*
- *Acquisition of Property [Municipal Act, s. 239(2)(c)]*
- *Labour Relations or Employee Negotiations [Municipal Act, s. 239(2)(d)]*
- *Litigation or Potential Litigation [Municipal Act, s. 239(2)(e)]*
- *Plans and Instructions for Negotiation [Municipal Act, s.239(2)(k)]*

----Carried-----

Council proceeded into Closed Session at 6:44 p.m.

**Motion to Rise and Report from Closed Session Meeting of December 21, 2022.**

**Resolution No: CR202-2022 Moved by: Maltby Seconded by: Kiezebrink**

*Be it resolved that Council rise and report from the Closed Session Meeting at 8:53 p.m.*

----Carried-----

- a. **PLANS AND INSTRUCTIONS FOR NEGOTIATION [s.239(2)(k)]**  
**Confidential Staff Report PW017-22 from the Chief Administrative Officer, re: Automated Speed Enforcement (ASE) Draft Agreement.**

**Resolution No: CR203-2022 Moved by: Kiezebrink Seconded by: Smith**

*Be it resolved that Confidential Staff Report PW017-22 be received; and That Council authorize staff to proceed with Option No.2 as amended.*

----Carried-----

- b. **PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL [s.239(2)(b)]**  
**Confidential Staff Report C020-22 from the Deputy Clerk, re: Appointment of Committee Members.**

**Appointments to Committee of Adjustment**

Councillor Kiezebrink recused himself for this portion of the meeting as he had declared an indirect interest on this Item. He did not participate in any discussion or vote on this item.

**Resolution No: CR204-2022 Moved by: Smith Seconded by: Maltby**

*Be it resolved that Staff Report C020-22; and That Council approve the appointment of the following members to the Committee of Adjustment:*

1. *Joe Pantalone*
  2. *John Stelmachowicz*
  3. *Joan Truax*
  4. *Ron Henderson*
- Council Representative – Councillor Sander*

Councillor Kiezebrink resumed his seat for the remainder of the meeting.

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**Appointments to All Other Committees and Boards**

**MOTION AMENDED**

**Resolution No: CR205-2022 Moved by: Smith      Seconded by: Kiezebrink**

*Be it resolved that Staff be authorized to proceed as directed by Council; and  
That Council approve appointing members to Committees and Boards as  
follows:*

**Healthy, Accessible Community and Parks Committee**

1. Cheryl Jackson
  2. Patricia Foster
  3. Shawn McMeekin
  4. Stephanie McCann
- Council Representative – Deputy Mayor Smith*

**Library Board**

1. Carol Cryer
  2. Judith Hunter
  3. Jennett Bushey
  4. Brian Jackson
  5. Rachel Tracey
- Council Representative – Councillor Kiezebrink*  
*Council Representative – Councillor Maltby*

**Traffic Advisory Committee:**

- Ward 1 Representative – Michael Owen*  
*Ward 2 Representative – Rick Foley*  
*Ward 3 Representative -*  
*Council Representative – Mayor Macdonald*  
*Council Representative – Councillor Sander*

**Fenceviewers / Livestock Viewers:**

1. Rhoderick Price

**---Carried----**

- c. LITIGATION OR POTENTIAL LITIGATION [s.239(2)(e)]  
Confidential Staff Report CAO033-22 from the Chief Administrative  
Officer, re: Tax Sale Properties.**

**MOTION AMENDED**

**Resolution No: CR206-2022 Moved by: Sander      Seconded by: Maltby**

*Be it resolved that Confidential Staff Report CAO033-22 be received; and  
That the Chief Administrative Officer be authorized to proceed as directed by Council.*

**----Carried----**

- d. **LITIGATION OR POTENTIAL LITIGATION [s.239(2)(e)]**  
**Confidential Staff Report CAO038-22 from the Chief Administrative Officer, re: Potential Litigation (ZBA).**

**Resolution No: CR207-2022 Moved by: Sander Seconded by: Maltby**

*Be it resolved that Confidential Staff Report CAO038-22 be received; and That Council authorize the Chief Administrative Officer to proceed with Option No.2 as contained in this Report.*

----Carried----

- e. **PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL [s.239(2)(b)]**  
**LABOUR RELATIONS OR EMPLOYEE NEGOTIATIONS [s.239(2)(d)]**  
**Confidential Staff Report CAO040-22 from the Chief Administrative Officer, re: Staffing – Planning & Development Department.**

**Resolution No: CR208-2022 Moved by: Smith Seconded by: Sander**

*Be it resolved that Confidential Staff Report CAO040-22 be received; and That Council authorize the Chief Administrative Officer to proceed with Option No.2 as amended.*

----Carried----

- f. **PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL [s.239(2)(b)]**  
**Confidential Staff Report CAO041-22 from the Chief Administrative Officer, re: Allowance Negotiations.**

This Item was deferred.

**4. ADOPTION OF PREVIOUS MINUTES AND MOTIONS**

**Resolution No: CR209-2022 Moved by: Smith Seconded by: Sander**

*Be it resolved that the motions duly passed and approved at the Committee of the Whole meeting of this date be approved; and That the minutes of the Special, Committee of the Whole, Regular Council and Closed Session meetings held on the 7<sup>th</sup> day of December, 2022 be adopted as circulated; and That the minutes of the Special Meeting held on the 9<sup>th</sup> day of December, 2022 be adopted as circulated.*

----Carried----

**5. CONSENT AGENDA**

**Resolution No: CR210-2022 Moved by: Sander Seconded by: Kiezebrink**

*Be it resolved that the items listed in the Consent Agenda dated December 21, 2022 be received for information, and that the necessary actions be taken.*

----Carried----

**6. COMMITTEE REPORTS**

**7. PETITIONS**

**8. MOTIONS AND NOTICES OF MOTIONS**

**a. Allocation of Funds, re: Sale of 58 Vernon Street, Angus**

**AMENDED**

**Resolution No: CR211-2022 Moved by: Sander Seconded by: Smith**

*WHEREAS the Township of Essa recently sold surplus lands, those lands being a portion of 58 Vernon Street, Angus, to LH (Angus) Ltd., with the transfer of \$2,880,000.00 to take place on December 15, 2022; and*

*WHEREAS Council is desirous of allocating these funds directly to Asset Management;*

*NOW THEREFORE BE IT RESOLVED THAT Staff be directed to deposit the funds received from the sale of these lands into the reserve for Asset Management, G/L 02-80-002-060-3581; and*

*Further that the infrastructure renewal reserve be consolidated with the asset management reserve.*

**----Carried----**

**9. UNFINISHED BUSINESS**

**10. BY-LAWS**

**a. By-law 2022-63 Appointment - McDonell**

**Resolution No: CR212-2022 Moved by: Kiezebrink Seconded by: Sander**

*Be it resolved that leave be granted to introduce By-law 2022-63, that being a By-law to appoint a Municipal Law Enforcement Officer, Weed Inspector and Zoning By-law Enforcement Officer; and, that said By-law be read a first, and taken as read a second and third time, and finally passed.*

**----Carried----**

**b. By-law 2022-64 Appointment – Alternate to County Council**

**Resolution No: CR213-2022 Moved by: Smith Seconded by: Kiezebrink**

*Be it resolved that leave be granted to introduce By-law 2022-64, that being a By-law to appoint Councillor Sander as an alternate member to the Council of the County of Simcoe during the absence of the Mayor or Deputy Mayor; and, that said By-law be read a first, and taken as read a second and third time, and finally passed.*

**----Carried----**

**c. By-law 2022-65 Establish and Assume for Public Highway Purposes  
Smith Road**

Deputy Mayor Smith recused himself for this portion of the meeting as he declared an indirect interest on this item. He did not participate in discussion or vote on this item.

**Resolution No: CR214-2022 Moved by: Kiezebrink Seconded by: Maltby**

*Be it resolved that leave be granted to introduce By-law 2022-65, that being a By-law to establish and assume for public highway purposes Smith Road; in the Township of Essa, County of Simcoe, being all of PIN: 58103-0252 (LT); and, that said By-law be read a first, and taken as read a second and third time, and finally passed.*

**----Carried----**

Deputy Mayor Smith resumed his seat for the remainder of the meeting.

**d. By-law 2022-66 Amend the Zoning By-law – 5403 and 5427 8<sup>th</sup> Line.**

**Resolution No: CR215-2022 Moved by: Smith Seconded by: Sander**

*Be it resolved that leave be granted to introduce By-law 2022-66, that being a By-law to amend the Township's Zoning By-law No. 2003-50, as amended, affecting 5403 and 5427 8<sup>th</sup> Line; and, that said By-law be read a first, and taken as read a second and third time, and finally passed.*

**----Carried----**

**e. By-law 2022-67 Amend the Zoning By-law – Portion of Part Lot 11,  
Concession 2 and 3<sup>rd</sup> Line.**

**Resolution No: CR216-2022 Moved by: Sander Seconded by: Maltby**

*Be it resolved that leave be granted to introduce By-law 2022-67, that being a By-law to amend the Township's Zoning By-law No. 2003-50, as amended, affecting a portion of Part Lot 11, Concession 2, 3<sup>rd</sup> Line; and, that said By-law be read a first, and taken as read a second and third time, and finally passed.*

**----Carried----**

**f. By-law 2022-68 Enter into Agreement – Global Traffic Group Ltd.**

**Resolution No: CR217-2022 Moved by: Sander Seconded by: Maltby**

*Be it resolved that leave be granted to introduce By-law 2022-68, that being a By-law to authorize entering into an Agreement with Global Traffic Group Ltd.; and, that said By-law be read a first, and taken as read a second and third time, and finally passed.*

**----Carried----**

**11. QUESTIONS**

12. **CONFIRMATION BY-LAW**

**By-law 2022-69**

**Resolution No: CR218-2022 Moved by: Kiezebrink Seconded by: Smith**

*Be it resolved that leave be granted to introduce By-law 2022-69, that being a By-law to confirm the proceedings of the Council and Committee of the Whole meetings held on this 21<sup>st</sup> day of December, 2022; and that said By-law be read a first, and taken as read a second and third time and finally passed.*

----Carried-----

13. **ADJOURNMENT**

**Resolution No: CR219-2022 Moved by: Smith Seconded by: Sander**

*Be it resolved that this meeting of Council of the Township of Essa adjourn at 9:13 p.m. to meet again on the 18<sup>th</sup> day of January, 2023 at 6:00 p.m.*

----Carried-----

  
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Sandie Macdonald, Mayor

  
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for Krista Pascoe, Deputy Clerk