



## MINUTES

**TUESDAY, August 22, 2023  
6:00 PM**

**Royal Canadian Legion, Branch 403  
1169 West Shore Road  
Pelee Island, ON, N0R 1M0**

Members of Council: Mayor Cathy Miller  
Deputy Mayor Dayne Malloch  
Councillor Dave De Lellis  
Councillor Michelle Taylor

Members of Administration: Interim Clerk Mary Masse  
Treasurer Michelle Feltz

Others Present: Drainage Superintendent, Eric Chamberlain  
By-law Enforcement Officer Bill Tetler  
Gerard Rood, Rood Engineering (virtual)  
Members of the Public

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### 1. CALL TO ORDER

Mayor Cathy Miller called the Meeting to order at 6:00 p.m.

### 2. AMENDMENTS TO THE AGENDA

#### **Resolution 2023-187**

**Moved by: Deputy Mayor Dayne Malloch**

**Seconded by : Councillor Michelle Taylor**

**That Council add report item 9a) ii) and By-law items 12 b) and c) to the agenda and move item 6) Matters subject to notice court of revision ahead of item 5) delegations for the August 22, 2023 agenda**

**-CARRIED-**

### 3. DISCLOSURE OF PECUNIARY INTEREST

There were no disclosures of interest noted at this time

#### 4. CONFIRMATION OF PREVIOUS MINUTES

A. Regular Meeting Minutes of August 8, 2023

##### **Resolution 2023 –188**

**Moved By:** Deputy Mayor Dayne Malloch

**Seconded By:** Councillor Deve De Lellis

**That the August 8, 2023 Regular Meeting of Council Minutes BE ADOPTED.**

**CARRIED**

#### 5. DELEGATIONS

A. Public Comments re: Ferry Services

Mayor Miller advised that Council is seeking feedback from residents regarding ferry services to Pelee Island in particular any ongoing challenges associated with deck space for large vehicles and or farm equipment as well as any challenges associated with securing vehicle space on the ferry . The Mayor further noted that the comments will be shared with the Minister of Transportation and the Owen Sound Transportation Company for further follow up.

Dean Martin – Harrow Organic Farms Ltd

Relies heavily on the ferry in the spring and fall, expressed concern if the Pelee Islander II is not operational, refers to no notice given in the spring of 2023 when inspection was done in dry dock, needs to know there will be a ferry available for the farming seasons. There is a need for a second ferry to handle large equipment and vehicles, current MV Islander not suitable to accommodate the needs of the Island.

Patricia Fell , Stone and Sky

Expressed concern with communications for reservations and method of payment for the ferry with OSTC . Also expressed concern that a video prepared for Stone and Sky was to be played along with the safety video and has not yet been displayed although it received approval from the Ministry.

Debra Robertson – resident

Ms Robertson advised that maintaining the schedule to and from Ohio is crucial however noted the current schedule does not accommodate residents who may want to visit over a weekend.

Melissa Wiper - resident

Need to ensure Pelee Islander II starts in the spring along with the MV Pelee Islander

Sarita Vandernaalt – resident

Difficult to secure a reservation for vehicles for Thursday to Tuesday , schedule does not accommodate a Friday to Sunday weekend visit.

The two day option in March does not allow enough time to bring supplies to the Island and advised of additional personal expenses experienced due to the delay in running the Pelee Islander II in the spring of 2023.

Dave DeLellis – Councillor

The decreased size of the deck space in the Pelee Islander II does not accommodate large trucks, difficult for passengers to get in and out of vehicles.

B. Michael Chesler re: Commercial use of residential properties

Mr. Chesler expressed concerns with the number of properties being rented out through the short term rental portals and further expressed safety concerns to visitors who may be unaware of the risks associated with swimming in Lake Erie. . Mr. Chesler added that many regions are banning short term rentals and noted the addition of bed and breakfast rentals would be a welcome addition to the Island.

Council suggested that they would be interested in receiving a report on what other communities are doing in relation to short term rentals (STR's) along with information related to the advantages and disadvantages of licensing STR's

#### **Resolution 2023-189**

**Moved by Councillor Michelle Taylor**

**Seconded by Councillor Dave DeLellis**

**That Council direct administration to prepare a report to Council regarding a licensing regime for short term rentals and that the said report include information regarding the advantages and disadvantages of licensing.**

**-CARRIED-**

## **6. MATTERS SUBJECT TO NOTICE**

A. Court of Revision – Curry Marsh Drain Mc Clure bridge

Drainage Superintendent Eric Chamberlain report 2023-52 EC Curry Marsh Drain, Mc Clure bridge

**Resolution 2023-190**

**Moved by Councillor Dave DeLellis**

**Seconded by : Councillor Michelle Taylor**

**That Council open the Court of Revision to consider any assessment appeals raised by the landowners for the Curry Marsh Drain Mc Clure bridge and that Councillors DeLellis and Taylor and Mayor Miller be appointed to the court.**

**-CARRIED-**

Drainage Superintendent Chamberlain reviewed the assessment schedule and noted that an incorrect schedule was provided with the agenda. Mr. Chamberlain advised that one appeal was received regarding the size of the culvert.

Gerard Rood of Rood Engineering advised that a cost effective solution was provided for the drainage project and the standard requirements for a fifty two inch total width for the bridge was utilized. Mr. Rood advised that a further update to the watershed area is necessary and the addendum dated August 8, 2023 will need to be considered at a future court of revision scheduled for September 26, 2023.

The members of the court did not have any questions.

The appellant Mr. Craig Ryerse indicated that fifty percent of his water flows to the east and questioned whether the bridge size included in the report is meant to accommodate a combine.

Engineer Rood responded that the minimum standard for the top width of a bridge is 6.1 metres or twenty feet for land, no additional top width was requested or included in the report for the subject bridge.

In response to the flow of water raised by the appellant the Drainage Superintendent advised that a further review of the culvert at Henderson Road that ties to the Wiper Drain will need to be undertaken and a further report will be provided to Council .

Further discussion regarding the drainage in the area of the subject drain took place. The Engineer recommended that the appeal be denied and confirmed that the recommended bridge work will replace what is currently in existence at the Mc Clure property.

**Resolution 2023-191**

**Moved by Councillor Dave DeLellis**

**Seconded by: Councillor Michelle Taylor**

1. That the appeal received from Craig and Sondi Ryersee be denied
2. The court of revision be adjourned ; and
3. The 2<sup>nd</sup> sitting of the Court of Revision be scheduled for September 26, 2023 to allow fur further revisions to the Schedule of Assessment for the Curry Marsh Drain McClure Bridge.

**-CARRIED-**

## **7. CONSENT AGENDA**

- A. Chatham-Kent – OBCM sustainable infrastructure
- B. Town of Amherstburg – resolution re: Violence against Women
- C. City of Cambridge – resolution re: amendment to the Highway Traffic Act
- D. City of Hamilton re: Greenbelt
- E. Ministry of Infrastucture re: Red Tape reduction for designated broadband projects
- F. Municipality of Powassan resolution re: improve Municipal Codes of Conduct and Enforcement
- G. Township of Emo resolution re: Black Ash Trees
- H. Disbursements – August 16, 2023
- I. OSTC/MTO minutes – August 9, 2023
- J. Prince Edward County re: New Provincial Policy Statement

The Mayor requested that item 7e) be sent to Barry Fields the consultant with Zone Five Consulting in relation to the Fibre Optic project for Pelee Island.

### **Resolution 2023 –192**

**Moved By: Councillor Dave DeLellis**

**Seconded By: Deputy Mayor Dayne Malloch**

**That Consent Agenda items 8. A. to 8.J. BE RECEIVED.**

**CARRIED**

## **9. REPORTS**

### **A. Interim Clerk**

- i. Report No. 2023 – 53 MM- Committee appointment to fill vacancy

### **Resolution 2023-193**

**Moved by Councillor Dave DeLellis**

**Seconded by : Deputy Mayor Dayne Malloch**

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**That:**

- 1. Michelle Taylor BE APPOINTED as the Council member representative of the Destination Development Committee for the 2022 – 2026 term of Council;**
- 2. Michelle Taylor BE APPOINTED as the Council member representative of the Drainage Committee for the 2022 – 2026 term of Council;**
- 3. Michelle Taylor BE APPOINTED as the Council member representative of the Hunting and Fishing Committee for the 2022 – 2026 term of Council; and**
- 4. Stephanie Crawford BE APPOINTED as Chair of the Hunting and Fishing Committee for the 2022 – 2026 term of Council.**

**-CARRIED-**

- ii. Report No. 2023-56 MM – Agreement for Pelee Island Remote Community Broadband Network Project

**Resolution 2023-194**

**Moved by : Councillor Michelle Taylor**

**Seconded by: Deputy Mayor Dayne Malloch**

**That the Mayor and Clerk BE AUTHORIZED to execute agreements with North Frontenac Telephone Corporation Ltd (NFTC) and International Telecom Canada Inc (IT) for the provision of Fibre Optic services and cable system**

**-CARRIED-**

**B. Treasurer – Michelle Feltz**

- ii. Report NO 2023- 54 MF - Financial Summary July 31, 2023

**Resolution 2023 –195**

**Moved by: Councillor Dave DeLellis**

**Seconded by: Deputy Mayor Dayne Malloch**

**That the report from the Treasurer date August 16, 2023 regarding the financial summary revenue report at July 31, 2023 BE RECEIVED as information**

**-CARRIED-**

ii. Report No. 2023- 55 MF – Tourism Development Fund

**Resolution 2023-196**

**Moved By: Deputy Mayor Daye Malloch**

**Seconded By: Councillor Dave DeLellis**

**That:**

- 1. The report from the Treasurer dated August 17, 2023 regarding the Funding Advisory Committee grant recommendation BE RECEIVED; and**
- 2. That Administration BE DIRECTED to submit an application to Ministry of Tourism, Culture and Sport for the Tourism Development Fund 2023.”**

**-CARRIED-**

## **10. NOTICES OF MOTION**

## **11. RECOGNITIONS AND ANNOUNCEMENTS**

The Mayor acknowledged the Pelee team involved in the development of the Pelee Island Fibre Optic agreements in particular Councillor DeLellis who has been involved since the beginning to secure the asset for the Island.

## **12. BY-LAWS**

By-Law 2023 –61; Being a By-Law to confirm the proceedings of Council.

**Resolution 2023 - 197**

**Moved By: Councillor Michelle Taylor**

**Seconded By: Councillor Dave DeLellis**

**That By-law 2023-61 being a By-Law to confirm the proceedings of Council for August 22, 2023 be read a first, second and third time and finally adopted this 22nd day of August, 2023**

**CARRIED**

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By-law 2023-62; Being a by-law to authorize the Mayor and Clerk to sign agreements

**Resolution 2023-198**

**Moved by: Deputy Mayor Dayne Malloch**

**Seconded by: Councillor Dave DeLellis**

**That the Council of the Corporation of the Township of Pelee hereby adopts by-law 2023-62 to authorize the Mayor and Interim Clerk to enter into an agreement with NFTC for the Pelee Island Fibre Project**

**-CARRIED-**

By-law 2023-63; Being a by-law to authorize the Mayor and Clerk to sign agreements.

**Resolution 2023-199**

**Moved by: Councillor Michelle Taylor**

**Seconded by: Deputy Mayor Dayne Malloch**

**That the Council of the Corporation of the Township of Pelee hereby adopts By-law 2023-63; Being a By-law to authorize the Mayor and Interim Clerk to enter into a design build contract agreement with IT for the Pelee Island Fibre Optic Cable System**

**-CARRIED-**

**13. CLOSED SESSION AND ADJOURNMENT**

The Mayor adjourned the regular meeting of Council at 7:23 PM

Original signed by:

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**Catherine Miller,  
Mayor**

Original signed by:

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**Mary Masse, Interim  
Clerk**