Katja Awender

From: Renee Ainsworth
Sent: November 7, 2025 3:48 PM
To: Council Members
Cc: Quinto M. Annibale; Stacey Forfar
Subject: Fw: Additional Direction from Council

Good afternoon Council,

I am forwarding the below email for your information, as requested by Mr. Annibale.

Thank you,

Renee

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From: Quinto M. Annibale <QAnnibale@loonix.com>
Sent: Friday, November 7, 2025 3:14:42 p.m.
To: Renee Ainsworth <Renee.Ainsworth@springwater.ca>
Cc: Stacey Forfar <stacey.forfar@springwater.ca>; Roberta Green <rgreen@LN.Law>; Christopher Lee <clee@LN.Law>
Subject: Re: Additional Direction from Council

EXTERNAL EMAIL. Please check sender.

Hi Renee

Thanks for your note. In my opinion, the Mayor's veto does not have the effect of overriding the council resolution. The veto vetoes the confirming bylaw and the confirming by-law merely confirms the actions taken by council at the meeting. As you know, the actions were authorized by resolution of council not a bylaw, so while the confirming by-law confirmed the resolution, I don't believe the veto of the confirming bylaw affects the resolution at all. The resolution still stands and unless and until a court deals with the matter stating that court application(s) can only be commenced by bylaw (a debatable point in my opinion as the common law is mixed on the point), then the resolution continues to have effect. I say this notwithstanding section 5 of the Municipal Act

In addition to that, Section 274 of the Municipal Act clearly does allow the municipality to request the court to conduct an inquiry. The section also clearly allows that to occur by resolution, in which case, it is quite clear to me that the mayors veto does not have the effect of overriding the resolution. Section 5 contains an exception (where powers are specifically otherwise authorized by the Municipal Act or any other Act). The request for a judicial inquiry would include as its relief, a finding by way of recommendation, that all of the actions authorized by council (judicial review, injunction, application to

quash) are properly brought in the circumstances. A positive finding in the s274 application would provide the necessary legal authority to proceed with the section 273 motion to quash and the other relief sought in my view. The council resolution is drafted broadly enough to authorize a section 274 application.

Therefore I am proceeding on the basis that the applications are still authorized by council and we will be drafting and issuing the various proceedings as quickly as possible. It is open to the Mayor and others to oppose those applications or to bring personal actions challenging them.

I would be most appreciative if you could forward this email to all members of council and that you copy me on that correspondence. Kindly confirm once you have done this.

Regards

Quinto M. Annibale*, Partner
Municipal, Land Use Planning & Development
T. 416.748.4757 | C. 416.917.5563 | QAnnibale@loonix.com

* Quinto M. Annibale Professional Corporation

Loopstra Nixon LLP
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From: Renee Ainsworth <Renee.Ainsworth@springwater.ca>
Date: Friday, November 7, 2025 at 12:15 PM
To: Quinto M. Annibale <QAnnibale@loonix.com>
Cc: Stacey Forfar <stacey.forfar@springwater.ca>
Subject: RE: Additional Direction from Council

Good afternoon Quinto,

Mayor Coughlin has vetoed the resolution from Council directing your firm to commence various legal proceedings related to the COB matter. A copy of the veto is attached for your information. As such, I will cancel our meeting on Monday afternoon as no further action is necessary.

Thank you,

Renée Ainsworth, Dipl. M.A., AOMC
Deputy Chief Administrative Officer/
Director of Corporate Services
Township of Springwater
2231 Nursery Road
Minesing, ON L9X 1A8
P. 705-728-4784 Ext. 2026
F. 705-728-6957

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From: Quinto M. Annibale <QAnnibale@loonix.com>
Sent: November 6, 2025 12:09 AM
To: Renee Ainsworth <Renee.Ainsworth@springwater.ca>
Cc: Stacey Forfar <stacey.forfar@springwater.ca>; Renee Ainsworth <Renee.Ainsworth@springwater.ca>
Subject: Re: Additional Direction from Council

EXTERNAL EMAIL. Please check sender.

Hi Renee

Thanks for the follow up. Could we do Monday around 100 pm?

Quinto

> On Nov 6, 2025, at 3:58 AM, Renee Ainsworth <Renee.Ainsworth@springwater.ca> wrote:
>
> Good evening Quinto,
>
> At this evening's meeting, the COB boundary matter was brought before Council. After much discussion and debate, the following resolutions were passed:
>
> 1. That the Minister be requested to review and consider the Map on Schedule A to the Boundary Adjustment Agreement with the City of Barrie, delineating the lands to be annexed from Springwater is modified to reflect those parcels (S1,S2,S3) shown on the map from the County of Simcoe CO 2025-297 Schedule 3 (shown at the Special Meeting of County Council on November 4, 2025); and,
>
>   That the MZO Lands in the Bayfield corridor are serviced by Springwater and the Framework Agreement be modified to remove the reference to cross border servicing found in section 1.3 and 6.4; and,
>
>   That the Minister of Municipal Housing and Affairs be informed of its decision.
>
> 2. That the report from Township Senior Staff regarding the City of Barrie Final Boundary Adjustment Proposal, dated October 15, 2025, be received; and,
>
>   That Council for the Township of Springwater rejects the City of Barrie's Boundary Adjustment Proposal as presented and inform the Minister of Municipal Affairs and Housing of its decision.

Once those resolutions were dealt with, the Mayor tabled a by-law under strong Mayors powers to enter into agreement with the COB for the framework agreement, not withstanding any previous decisions of Council. This by-law was passed with 1/3 support. I will send over a copy of that by-law tomorrow.

Upon resolution of that by-law, Council then tabled and passed the below motion, providing direction to Loopstra Nixon, as follows:

1. That Council direct Loopsta Nixon LLP to challenge the validity of the impugned by-law and provide a broad range of authority to the solicitor to take any and all courses of legal action that, in the opinion of the solicitor, are required to have the matter resolved, including for example an application to the courts to quash the impugned by-law on the basis of illegality or an application for judicial review; and,

   That Council direct Loopstra Nixon LLP to seek an injunction to restrain the municipality (and any other party) from acting upon the impugned by-law unless and until the matter is determined by the courts and/or to take any and all courses of legal action that, in the opinion of the solicitor, are required to prevent any further action taken upon the by-law unless and until the matter above is determined by the courts.

A lot to digest, but if you are available for a zoom call to meet with both myself and CAO Forfar in the next day or two, it would be appreciated.

Thank you,

Renée Ainsworth, Dipl. M.A., AOMC
Deputy Chief Administrative Officer/
Director of Corporate Services
Township of Springwater
2231 Nursery Road
Minesing, ON L9X 1A8
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