



**REGULAR MEETING OF COUNCIL
MINUTES**

Monday, January 14, 2019

7:00 PM

Council Chambers

2021 Division Road N

Kingsville, Ontario N9Y 2Y9

| | |
|---------------------------|---|
| Members of Council | Mayor Nelson Santos Councillor Tony Gaffan Councillor Thomas Neufeld Councillor Larry Patterson Councillor Kimberly DeYong Councillor Laura Lucier Absent: Deputy Mayor Gord Queen (on personal business) |
| Members of Administration | J. Astrologo, Director of Corporate Services R. Brown, Manager of Planning Services M. Durocher, Parks & Recreation Program Manager S. Kitchen, Deputy Clerk-Council Services R. McLeod, Director of Financial Services P. Van Mierlo-West, CAO R. Baines, Deputy Clerk - Administrative Services |

A. CALL TO ORDER

Mayor Santos called the Regular Meeting to order at 7 p.m.

B. MOMENT OF SILENCE AND REFLECTION

Mayor Santos asked those present to stand and observe a moment of silence and reflection to be followed by the playing of O'Canada.

C. PLAYING OF NATIONAL ANTHEM

D. DISCLOSURE OF PECUNIARY INTEREST

Mayor Santos reminded Council that any declaration is to be made prior to each item being discussed and to identify the nature of the conflict, if any, as the agenda items come forward.

E. PRESENTATIONS/DELEGATIONS

1. **Jay Atkin, on behalf of the 'Salute to Veterans Banner Project' Group-- Request dated January 8, 2019 RE: To provide an update on the status of the Salute to Veterans Banner Project, including the success of the inaugural season**

1-2019

Moved By Councillor Tony Gaffan

Seconded By Councillor Larry Patterson

That Council receive the presentation dated January 14, 2019 made by Mr. Jay Atkin on behalf of the 'Salute to Veterans Banner Project' group.

CARRIED

2-2019

Moved By Councillor Thomas Neufeld

Seconded By Councillor Tony Gaffan

That Council refer the \$6,300 request for funding for the Salute to Veterans Banner Project to 2019 Municipal Budget deliberations, with consideration of all costs for carrying out the project.

CARRIED

F. MATTERS SUBJECT TO NOTICE

1. **PUBLIC MEETING--ZBA/38/18 Application for Removal of the H – Holding Symbol Donna Mastronardi 1651 Seacliff Dr (County Rd 20) PL 265 Pt. Lot 13 RP, 12R11748 Part 3**

R. Brown, Manager of Planning Services

i) Notice of an Intention to Pass an Amending By-law to Remove a Holding Symbol, dated December 17, 2018;

ii) Report of K. Brcic, Town Planner, dated January 2, 2019.

iii) Proposed By-law 1-2019, being a By-law to amend the Comprehensive Zoning By-law for the Town of Kingsville

Comments:

There were no questions or comments from anyone in attendance in the audience.

3-2019

Moved By Councillor Larry Patterson

Seconded By Councillor Tony Gaffan

That Council approve the removal of the Holding (h) symbol on the lands outlined in the amending by-law, in the Town of Kingsville and adopt the implementing by-law.

CARRIED

G. AMENDMENTS TO THE AGENDA

There were no amendments to the Agenda.

H. ADOPTION OF ACCOUNTS

1. **Town of Kingsville Accounts for the monthly period ended December 31, 2018 being TD cheque numbers 0067446 to 0067752 for a grand total of \$2,542,903.42**

4-2019

Moved By Councillor Laura Lucier

Seconded By Councillor Tony Gaffan

That Council approves Town of Kingsville Accounts for the monthly period ended December 31, 2018 being TD cheque numbers 0067446 to 0067752 for a grand total of \$2,542,903.42.

CARRIED

I. STAFF REPORTS

1. **Cannabis Retail Options**

P. Van Mierlo-West, CAO

5-2019

Moved By Councillor Kimberly DeYong

Seconded By Councillor Tony Gaffan

That the Town of Kingsville opt in and approve retail cannabis and that the Alcohol and Gaming Commission of Ontario is notified of this decision immediately.

CARRIED

- 2. Application for Site Plan Amendment SPA/16/18 by Capogna Flowers Inc. 2078 Talbot Road, Part of Lots 12 & 13, Con 2 ED, Pt. 1, RP 12R 8843 & Pt. 2 and Part of Part 1, RP 12R 24207**

R. Brown, Manager of Planning Services

6-2019

Moved By Councillor Thomas Neufeld

Seconded By Councillor Laura Lucier

That Council approve site plan amendment application SPA/16/18 (2078 Talbot Road) for the proposed two-phase addition to an existing greenhouse operation, subject to the conditions outlined in the amendment to the existing site plan agreement and authorize the Mayor and Clerk to sign the site plan agreement and register said amended agreement on title.

CARRIED

- 3. Greenhouse Development Standards Update**

R. Brown, Manager of Planning Services

7-2019

Moved By Councillor Larry Patterson

Seconded By Councillor Laura Lucier

That Council:

Receive the report on greenhouse development standards for information purposes;

Direct staff to establish an ad hoc committee on greenhouse development policy and standards, membership to be outlined in the Council approved Terms of Reference;

Approve the Terms of Reference outlined for the ad hoc committee, and

Direct staff to report back to Council with a draft framework and recommendation on new greenhouse regulations and policy.

CARRIED

4. By-law Appeal Committee

R. Baines, Deputy Clerk-Administrative Services

8-2019

Moved By Councillor Thomas Neufeld

Seconded By Councillor Kimberly DeYong

That Council receives the By-law Appeal Committee report;

And That By-law 5-2019 be adopted;

And That the Terms of Reference for the By-law Appeal Committee be approved as revised (no remuneration);

And That, Council appoint five (5) Council members to sit on the By-law Appeal Committee;

And Further That, Council adopt, in principle, an appeal fee of \$100.00 to be paid by those persons making an appeal, which fee shall be proposed at the next Fees & Charges By-law update.

CARRIED

Mayor Santos called for a recess at 8:25 p.m. and the meeting reconvened at 8:35 p.m.

5. Kingsville Folk Fest 5 year agreement

Maggie Durocher, Parks and Recreation Programs Manager

9-2019

Moved By Councillor Tony Gaffan

Seconded By Councillor Kimberly DeYong

That Council agrees to the terms and conditions of the proposed contract between The Corporation of the Town of Kingsville and the Sun Parlour Folk Music Society, and further that Council directs Administration to enter into the Agreement for the proposed term.

CARRIED

6. CWATS 2019 Application

T. Del Greco, Manager of Municipal Services

10-2019

Moved By Councillor Thomas Neufeld

Seconded By Councillor Laura Lucier

That Council receives update Report from T. Del Greco, Manager of Municipal Services with respect to 2018 CWATS construction in the Town of Kingsville, and further, that Council endorses the 2019 CWATS Application for Kings-8.

CARRIED

7. 2018 Road Conditions Assessment

T. Del Greco, Manager of Municipal Services

11-2019

Moved By Councillor Thomas Neufeld

Seconded By Councillor Kimberly DeYong

That Council:

Receives the 2018 Kingsville Road Conditions Assessment as completed by StreetScan;

And that Council receives the information relating to a request for rehabilitation of Olinda Sideroad.

CARRIED

J. BUSINESS/CORRESPONDENCE-ACTION REQUIRED

- 1. Essex Region Conservation Authority--Correspondence from R. Wyma and S. McMullen RE: 30-day Notice to Member Municipalities RE: 2019 ERCA Draft Budget**

12-2019

Moved By Councillor Laura Lucier

Seconded By Councillor Larry Patterson

That Council receives the Essex Region Conservation Authority draft 2019 Budget and 30-day notice correspondence that a weighted vote will be held at the ERCA Board of Directors' meeting on February 21, 2019.

CARRIED

- 2. Kingsville Striking Committee RE: 2019-2022 Appointments to Boards and Committees for Kingsville**

13-2019

Moved By Councillor Tony Gaffan

Seconded By Councillor Larry Patterson

That Council adopts the recommended Board and Committee lay appointments for The Corporation of the Town of Kingsville as presented and that the appropriate by-law be adopted at this Regular Meeting

CARRIED

K. MINUTES OF THE PREVIOUS MEETINGS

- 1. Inaugural Meeting of Council--December 3, 2018**

14-2019

Moved By Councillor Thomas Neufeld

Seconded By Councillor Tony Gaffan

That Council adopts Inaugural Meeting of Council Minutes dated December 3, 2018.

CARRIED

2. Special Meeting of Council (Orientation Session #1)--December 4, 2018

15-2019

Moved By Councillor Larry Patterson

Seconded By Councillor Laura Lucier

That Council adopts Special Meeting of Council Minutes (Orientation Session #1) dated December 4, 2018.

CARRIED

3. Regular Meeting of Council--December 10, 2018

16-2019

Moved By Councillor Thomas Neufeld

Seconded By Councillor Laura Lucier

That Council adopts Regular Meeting of Council Minutes dated December 10, 2018, as amended.

CARRIED

4. Regular "Closed Session" Meeting of Council--December 10, 2018

17-2019

Moved By Councillor Larry Patterson

Seconded By Councillor Laura Lucier

That Council adopts Regular "Closed Session" Meeting of Council Minutes dated December 10, 2018.

CARRIED

5. Special Meeting of Council (Orientation Session #2)--December 11, 2018

18-2019

Moved By Councillor Kimberly DeYong

Seconded By Councillor Tony Gaffan

That Council adopts Special Meeting of Council Minutes (Orientation Session #2) dated December 11, 2018.

CARRIED

6. Special Meeting of Council--December 17, 2018

19-2019

Moved By Councillor Kimberly DeYong

Seconded By Councillor Laura Lucier

That Council adopts Special Meeting of Council Minutes dated December 17, 2018.

CARRIED

7. Special Meeting of Council (Orientation Session #3)--December 18, 2018

20-2019

Moved By Councillor Laura Lucier

Seconded By Councillor Tony Gaffan

That Council adopts Special Meeting of Council Minutes (Orientation Session #3) dated December 18, 2018.

CARRIED

8. Special Meeting of Council (Road Tour)--December 19, 2018

21-2019

Moved By Councillor Laura Lucier

Seconded By Councillor Kimberly DeYong

That Council adopts Special Meeting of Council Minutes (Road Tour) dated December 19, 2018.

CARRIED

L. MINUTES OF COMMITTEES AND RECOMMENDATIONS

1. Union Water Supply System Joint Board of Management - September 27, 2018

22-2019

Moved By Councillor Larry Patterson

Seconded By Councillor Laura Lucier

That Council receives the Union Water Supply System Joint Board of Management Meeting Minutes dated September 27, 2018

CARRIED

2. Police Services Board - October 24, 2018

23-2019

Moved By Councillor Larry Patterson

Seconded By Councillor Tony Gaffan

That Council receives the Police Services Board Meeting Minutes dated October 24, 2018.

CARRIED

3. Kingsville B.I.A. - November 14, 2018

24-2019

Moved By Councillor Tony Gaffan

Seconded By Councillor Laura Lucier

That Council receives the Kingsville B.I.A. Meeting Minutes dated November 14, 2018.

CARRIED

M. BUSINESS CORRESPONDENCE - INFORMATIONAL

1. **John and Laura Mastronardi--Correspondence RE: Kingsville Greenhouses**
2. **MADD Canada--Request for supportive advertisement in MADD Message Yearbook**
3. **Local Authority Services (LAS)--Correspondence from Judy Dezell, Director, dated December 17, 2018 RE: LAS Natural Gas Program-2016-17 Period Reserve Fund Rebate**
4. **City of Hamilton--Correspondence from S. Paparella, Legislative Coordinator, Office of the City Clerk, dated January 3, 2019 RE: Resolution RE: Maintaining the Voters' List for Municipal Elections**

25-2019

Moved By Councillor Thomas Neufeld

Seconded By Councillor Laura Lucier

That Council receive Business Correspondence - Informational items 1-4.

CARRIED

N. NOTICES OF MOTION

O. UNFINISHED BUSINESS, ANNOUNCEMENTS AND UPDATES

1. **Excerpt of Motion 223-2018 from the March 12, 2018 Regular Meeting of Council Minutes**

26-2019

Moved By Councillor Laura Lucier

Seconded By Councillor Tony Gaffan

That Motion 223-2018 be deferred until the 5-year plan is presented to Council.

CARRIED

2. Councillor Patterson, on behalf of Cottam Rotary Club members, expressed thanks to the Municipality for working with the Club in connection with the successful completion of the new bus shelter.

P. BYLAWS

1. By-law 109-2018

27-2019

Moved By Councillor Larry Patterson

Seconded By Councillor Kimberly DeYong

That Council read By-law 109-2018, being a By-law to provide for the replacement of a bridge and subsequent maintenance schedules over the 3rd Concession - Clifford Drain, Roll number 370-07300; in the Town of Kingsville in the County of Essex, a third and final time.

CARRIED

2. By-law 1-2019

28-2019

Moved By Councillor Kimberly DeYong

Seconded By Councillor Tony Gaffan

That Council read By-law 1-2019 being a By-law to amend By-law 1-2014, the Comprehensive Zoning By-law for the Town of Kingsville (ZBA/38/18; 1651 Seacliff Drive, Kingsville) a first, second and third and final time.

CARRIED

3. By-law 2-2019

29-2019

Moved By Councillor Kimberly DeYong

Seconded By Councillor Laura Lucier

That Council read By-law 2-2019, being a by-law to appoint certain members of Council and individuals to boards and committees, a first, second and third and final time.

CARRIED

4. By-law 3-2019

30-2019

Moved By Councillor Laura Lucier

Seconded By Councillor Larry Patterson

That Council read By-law 3-2019, being a by-law to amend By-law 21-2005, as amended, being a By-law to Regulate Traffic and Parking on Highways within the Town of Kingsville a first, second and third and final time.

CARRIED

5. By-law 4-2019

31-2019

Moved By Councillor Larry Patterson

Seconded By Councillor Thomas Neufeld

That Council reads By-law 4-2019, being a by-law to appoint an Alternate Member to the Council of the County of Essex during an absence of the Mayor or Deputy Mayor a first, second and third and final time.

CARRIED

6. By-law 5-2019

32-2019

Moved By Councillor Kimberly DeYong

Seconded By Councillor Thomas Neufeld

That Council read By-law 5-2019, being a By-law to establish a By-law Appeal Committee and the corresponding Rules of Procedure a first, second and third and final time.

CARRIED

7. By-law 6-2019

33-2019

Moved By Councillor Tony Gaffan

Seconded By Councillor Kimberly DeYong

That Council reads By-law 6-2019, being a By-law appointing members to the Committee of Adjustment for the 2019 calendar year a first, second and third and final time.

CARRIED

Q. CONFIRMATORY BY-LAW

1. By-law 8-2019

34-2019

Moved By Councillor Larry Patterson

Seconded By Councillor Laura Lucier

That Council read By-law 8-2019, being a by-law to confirm the proceedings of the Council of The Corporation of the Town of Kingsville at its January 14, 2019 Regular Meeting a first, second and third and final time.

CARRIED

R. ADJOURNMENT

35-2019

Moved By Councillor Kimberly DeYong

Seconded By Councillor Tony Gaffan

That Council adjourn this Regular Meeting at 9:29 p.m.

CARRIED