



**REGULAR MEETING OF COUNCIL  
MINUTES**

**Monday, March 11, 2019  
7:00 PM  
Council Chambers  
2021 Division Road N  
Kingsville, Ontario N9Y 2Y9**

Members of Council	Deputy Mayor Gord Queen Councillor Tony Gaffan Councillor Thomas Neufeld Councillor Larry Patterson Councillor Kimberly DeYong Councillor Laura Lucier Absent: Mayor Nelson Santos (on personal business)
Members of Administration	J. Astrologo, Director of Corporate Services R. Brown, Manager of Planning Services T. Del Greco, Municipal Services Manager S. Kitchen, Deputy Clerk-Council Services S. Martinho, Public Works Manager R. McLeod, Director of Financial Services P. Van Mierlo-West, CAO

**A. CALL TO ORDER**

Deputy Mayor Queen, acting as Chair in the absence of Mayor Santos (absent on personal business) called the Regular Meeting to order at 7:00 p.m.

**B. MOMENT OF SILENCE AND REFLECTION**

Deputy Mayor Queen asked those present to stand and observe a moment of silence and reflection, to be followed by the singing of O'Canada.

**C. PLAYING OF NATIONAL ANTHEM**

**D. DISCLOSURE OF PECUNIARY INTEREST**

Deputy Mayor Queen 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. Essex Region Conservation Authority--R. Wyma and T. Jobin RE: 2019 Budget and 2018 Annual Report**

Richard Wyma, Secretary-Treasurer/Executive Director, and Tania Jobin, Vice-Chair, Essex Region Conservation Authority were in attendance to present ERCA's 2018 Annual Report, based on ERCA's goals and objectives for 2019 and also based on ERCA's Sustainability Plan 2016-2025.

**F. MATTERS SUBJECT TO NOTICE**

**1. PUBLIC MEETING--Application for Zoning By-law Amendment ZBA/02/19 by 2616856 Ontario Limited 1288-1290 Road 2 W Part of Lot D, E, Con 2 WD, Part 5 RP 12R15120 Roll No. 3711 380 000 02200**

R. Brown, Manager of Planning Services

- i) Notice of Public Meeting, dated February 8, 2019;
- ii) Report of G. Robinson, dated February 27, 2019 with attached Appendices;
- iii) Proposed By-law 30-2019, being a by-law to amend By-law 1-2014, the Comprehensive Zoning By-law for the Town of Kingsville.

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

**176-2019**

**Moved By** Councillor Thomas Neufeld

**Seconded By** Councillor Laura Lucier

That Council approves Zoning By-law Amendment Application ZBA/02/19 to rezone the subject lands at 1288 Road 2 West, Part of Lots D and E, Concession 2 WD, Town of Kingsville, as a condition of consent File B/11/18 from 'Agriculture (A1)' to 'Agriculture – Restricted (A2)' 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 February 28, 2019 being TD cheque numbers 0068166 to 0068496 for grand total of \$1,972,515.68**

R. McLeod, Director of Financial Services

**177-2019**

**Moved By** Councillor Larry Patterson

**Seconded By** Councillor Tony Gaffan

That Council approves Town of Kingsville Accounts for the monthly period ended February 28, 2019 being TD cheque numbers 0068166 to 0068496 for a grand total of \$1,972,515.68.

**CARRIED**

**I. STAFF REPORTS**

- 1. Graceland Cemetery – Bulk Purchase Request**

J. Astrologo, Director of Corporate Services presented the Report of R. Baines.

**178-2019**

**Moved By** Councillor Thomas Neufeld

**Seconded By** Councillor Kimberly DeYong

That Council approves the request of the Old Colony Mennonite Church to purchase forty (40) burial graves at Graceland Cemetery at the price of \$600.00 per lot for a total purchase price of \$24,000.00, plus H.S.T. and further directs Administration to develop a policy to be brought back to Council (including whether there would be a discounted rate for a specific number of bulk purchase of burial plots) for consideration.

**Recorded**

**For**

**Against**

Deputy Mayor Gord Queen		X
Councillor Tony Gaffan		X
Councillor Thomas Neufeld	X	
Councillor Larry Patterson		X
Councillor Kimberly DeYong	X	
Councillor Laura Lucier	X	
<b>Results</b>	<b>3</b>	<b>3</b>

**LOST (3 to 3)**

**179-2019**

**Moved By** Councillor Kimberly DeYong

**Seconded By** Councillor Tony Gaffan

That Council directs Administration to prepare a policy regarding the bulk sale of cemetery lots.

**CARRIED**

**2. Statement of Remuneration & Expenses for 2018**

R. McLeod, Director of Financial Services, presented the report of D. Broda, Payroll and Billing Supervisor.

**180-2019**

**Moved By** Councillor Laura Lucier

**Seconded By** Councillor Tony Gaffan

That Council receives the Statement of Remuneration & Expenses Report for 2018.

**CARRIED**

**3. 281 Main St. E – Compliance Status Update**

R. Brown, Manager of Planning Services

Mr. Brown presented his Report, noting that an additional document regarding the Baird AE Inc. Acoustical Report was provided today by the owner of 281 Main St. East.

**181-2019**

**Moved By** Councillor Tony Gaffan

**Seconded By** Councillor Kimberly DeYong

That Council receives the 4-pg. email document provided by the owner of 281 Main St. East regarding the Baird AE Inc. Acoustical Report.

**CARRIED**

**182-2019**

**Moved By** Councillor Thomas Neufeld

**Seconded By** Councillor Larry Patterson

That Council waive the notice requirement of the procedural by-law to allow Mr. James George and Mr. Jeff Boughazale to be permitted to address Council at this Regular Meeting.

**CARRIED**

**183-2019**

**Moved By** Councillor Thomas Neufeld

**Seconded By** Councillor Laura Lucier

That Council receives the report outlining the compliance status update for the carwash located at 281 Main St. East and directs staff to retain Dillon Consulting to complete the noise impact assessment at the expense of the property owners.

<b>Recorded</b>	<b>For</b>	<b>Against</b>
Deputy Mayor Gord Queen		X
Councillor Tony Gaffan		X
Councillor Thomas Neufeld	X	

Councillor Larry Patterson		X
Councillor Kimberly DeYong		X
Councillor Laura Lucier	X	
<b>Results</b>	<b>2</b>	<b>4</b>

**LOST (2 to 4)**

**184-2019**

**Moved By** Councillor Kimberly DeYong

**Seconded By** Councillor Tony Gaffan

That Council directs Administration to conduct a further review of the matter involving the carwash located at 281 Main St. E. and that a report be brought back to Council for direction.

**CARRIED**

**4. Wastewater Fleet Acquisition**

S. Martinho, Public Works Manager, presented the report of Director G. A. Plancke.

**185-2019**

**Moved By** Councillor Tony Gaffan

**Seconded By** Councillor Larry Patterson

That Council approves the purchase of a 2014 Peterbilt 348 tandem dump truck from Brandt Truck Rigging and Trailers in Nisku AB, for the combined total price of \$125,673.60 with funding allocated from the Wastewater Fleet / Equipment Reserve.

**CARRIED**

**5. 2019 Capital Road Works – Tender Approvals**

T. Del Greco, Manager of Municipal Services

**186-2019**

**Moved By** Councillor Kimberly DeYong

**Seconded By** Councillor Tony Gaffan

That Council directs the Mayor and Clerk to execute an agreement with Mill – Am Corporation for road resurfacing of Heritage Road from Main Street West to the Chrysler Greenway; and

That Council directs the Mayor and Clerk to execute an agreement with Mill–Am Corporation for road resurfacing of Lansdowne Avenue from Mill Street East to Park Street; and

That Council directs the Mayor and Clerk to execute an agreement with Mill–Am Corporation for road resurfacing of Cedarhurst Subdivision; and

That Council directs Administration to tender for rehabilitation of Spruce Street South, Road 9 West, and Peterson Road.

**CARRIED**

**J. BUSINESS/CORRESPONDENCE-ACTION REQUIRED**

- 1. Deanna Sinasac, Windsor resident--Request that the Town of Kingsville recognize March 26, 2019 as 'Purple Day for Epilepsy' in the Town of Kingsville**

**187-2019**

**Moved By** Councillor Larry Patterson

**Seconded By** Councillor Laura Lucier

That Council recognizes Tuesday, March 26, 2019 as 'Purple Day for Epilepsy' in the Town of Kingsville.

**CARRIED**

- 2. Murchadha House--Request to waive the rental fee at the Lakeside Pavilion for fundraiser event on Friday April 26, 2019**

**188-2019**

**Moved By** Councillor Kimberly DeYong

**Seconded By** Councillor Tony Gaffan

That Council directs Administration to offer Murchadha House the reduced facility rental rate of \$300.00 in accordance with the rates charged to those groups listed in Column III of Schedule E of the Fees and Charges By-law, for its charity fundraiser to be held at Lakeside Park Pavilion on April 26, 2019.

**CARRIED**

**3. Kingsville B.I.A. correspondence dated February 27, 2019 RE: 2019-2022 Updated Appointments to Boards and Committees for Kingsville**

**189-2019**

**Moved By** Councillor Thomas Neufeld

**Seconded By** Councillor Laura Lucier

That Council receives Kingsville BIA correspondence dated February 27, 2019 regarding new Board members;

And further that Council adopts the necessary Amending By-law 27-2019, being a by-law for Appointments to Boards and Committees at this Regular Meeting.

**CARRIED**

**K. MINUTES OF THE PREVIOUS MEETINGS**

**1. Regular Meeting of Council--February 25, 2019**

**190-2019**

**Moved By** Councillor Kimberly DeYong

**Seconded By** Councillor Tony Gaffan

That Council adopts Regular Meeting of Council Minutes, dated February 25, 2019.

**CARRIED**

**L. MINUTES OF COMMITTEES AND RECOMMENDATIONS**

**1. Kingsville Heritage Advisory - November 14, 2018**



**191-2019**

**Moved By** Councillor Laura Lucier

**Seconded By** Councillor Thomas Neufeld

That Council receives the Kingsville Municipal Heritage Advisory Committee Meeting Minutes, dated November 14, 2018

**CARRIED**

**2. Union Water Supply System Joint Board of Management - January 16, 2019**

**192-2019**

**Moved By** Councillor Laura Lucier

**Seconded By** Councillor Larry Patterson

That Council receives Union Water Supply System Joint Board of Management Meeting Minutes, dated January 16, 2019.

**CARRIED**

**3. Police Services Board - January 23, 2019**

**193-2019**

**Moved By** Councillor Kimberly DeYong

**Seconded By** Councillor Laura Lucier

That Council receives Police Services Board Meeting Minutes, dated January 23, 2019.

**CARRIED**

**M. BUSINESS CORRESPONDENCE - INFORMATIONAL**

- 1. Township of South Stormont--Resolution No. 047/2019 passed February 20, 2019 endorsing and supporting the review of the Ontario Municipal Partnership Fund (OMPF)**

2. **Ministry of Community Safety and Correctional Services--Correspondence received January 23, 2019 RE: Release of the updated Community Safety and Well-Being Planning Framework**
3. **Ministry of Community Safety and Correctional Services--Correspondence received January 23, 2019 RE: Support for Community Safety and Well-Being Planning**
4. **Ministry of Community Safety and Correctional Services--Correspondence received February 25, 2019 RE: Community Safety and Well-Being Planning Webinars**
5. **The Corporation of the Town of Saugeen Shores--Resolution No. 17-2019 passed February 11, 2019 RE: Recreation and Culture Capital Infrastructure Funding**
6. **Union Water Supply System--Correspondence received March 5, 2019 RE: UWSS wholesale water rates increase**

**194-2019**

**Moved By** Councillor Larry Patterson

**Seconded By** Councillor Tony Gaffan

That Council receives Business Correspondence - Informational items 1 through 6.

**CARRIED**

**N. NOTICES OF MOTION**

There were no Notices of Motion presented.

**O. UNFINISHED BUSINESS, ANNOUNCEMENTS AND UPDATES**

Deputy Mayor Queen announced that there will be an Autism Ontario Flag Raising event at the Municipal Town Hall on Tuesday, April 2, 2019 at 12:00 p.m. to recognize 'World Autism Awareness Day'.

**P. BYLAWS**

**1. By-law 27-2019**

**195-2019**

**Moved By** Councillor Larry Patterson

**Seconded By** Councillor Kimberly DeYong

That Council reads By-law 27-2019, being a By-law to amend 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**

**2. By-law 28-2019**

**196-2019**

**Moved By** Councillor Larry Patterson

**Seconded By** Councillor Thomas Neufeld

That Council reads By-law 28-2019, being a by-law to impose fees and charges by The Corporation of the Town of Kingsville, a first, second and third and final time.

**CARRIED**

**3. By-law 29-2019**

**197-2019**

**Moved By** Councillor Larry Patterson

**Seconded By** Councillor Laura Lucier

That Council reads By-law 29-2019, being a By-law to Regulate Permits Issued under the *Building Code Act*, Set Fees, and Establish a Code of Conduct for the Chief Building Official and Inspectors, a first, second and third and final time.

**CARRIED**

**4. By-law 30-2019**

**198-2019**

**Moved By** Councillor Larry Patterson

**Seconded By** Councillor Tony Gaffan

That Council reads By-law 30-2019, being a By-law to amend By-law 1-2014, the Comprehensive Zoning By-law for the Town of Kingsville (ZBA/02/19; 1288 Road 2 West) a first, second and third and final time.

**CARRIED**

**Q. CONFIRMATORY BY-LAW**

**1. By-law 31-2019**

**199-2019**

**Moved By** Councillor Larry Patterson

**Seconded By** Councillor Kimberly DeYong

That Council reads By-law 31-2019, being a by-law to confirm the proceedings of the Council of The Corporation of the Town of Kingsville at its March 11, 2019 Regular Meeting a first, second and third and final time.

**CARRIED**

**R. ADJOURNMENT**

**200-2019**

**Moved By** Councillor Larry Patterson

**Seconded By** Councillor Kimberly DeYong

That Council adjourn this Regular Meeting of Council at 8:57 p.m.

**CARRIED**