REGULAR MEETING OF COUNCIL

MINUTES

Tuesday, April 23, 2019
7:00 PM
Council Chambers
2021 Division Road N
Kingsville, Ontario N9Y 2Y9

Members of Council	Mayor Nelson Santos
	Deputy Mayor Gord Queen
	Councillor Tony Gaffan
	Councillor Thomas Neufeld
	Councillor Larry Patterson
	Councillor Kimberly DeYong
	Councillor Laura Lucier
Members of Administration	J. Astrologo, Director of Corporate Services
	M. Durocher, Parks & Recreation Program Manager
	T. Del Greco, Municipal Services Manager
	S. Kitchen, Deputy Clerk-Council Services
	S. Martinho, Public Works Manager
	R. McLeod, Director of Financial Services
	A. Plancke, Director of Municipal Services
	K. Vegh, Drainage Superintendent
	P. Van Mierlo-West, CAO
	R. Baines, Deputy Clerk - Administrative Services
	G. Robinson, Planner

A. CALL TO ORDER

Mayor Santos called the Regular Meeting to order at 7:00 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 singing 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. Councillor Gaffan declared an interest in respect to Agenda Item G-4 (Schwarzkopf Investments Corp (O/A Wineology) 19 Main Street East-Request to install and operate a Sidewalk Café) for the reason that the property is a neighbouring business to Councillor Gaffan's place of business.

E. PRESENTATIONS/DELEGATIONS

1. Wes Mulcaster, Resident--request dated April 10, 2019 on behalf of a group of residents RE: Parking Problems on Hillview Crescent

Mr. Mulcaster presented the concerns of some residents which have arisen since the date of the implementation of the amendment to the traffic by-law to permit parking only on the North side of Hillview Crescent. He stated that vehicles are parked on the north side blocking the sidewalk access, and some vehicles are parked all night long. He stated that the impact to the residents was immediate, and since the date of the implementation of the amendment, there is no opening at the front of the apartment building for vehicles to turn in and it is difficult for residents using walkers to move around the parked vehicles.

249-2019
Moved By Councillor Larry Patterson
Seconded By Councillor Thomas Neufeld

That Council direct Administration to bring a Report back to Council by the next Regular Meeting date of May 13, 2019 with possible solutions to the parking and access concerns on Hillview Crescent brought forward by Wes Mulcaster on behalf of a group of residents.

CARRIED

2. Joanne Winger, Resident--request dated April 17, 2019 RE: Cottam Sewage and Lakeshore West Sewage

Ms. Winger outlined her concerns respecting the Watson & Associates Economists Ltd. Water and Wastewater Rate Study presented to Council on March 25, 2019, and the budget amounts relative to Kingsville/Lakeshore West Sewage and Cottam Sewage, as set out in her correspondence dated April 17, 2019.

Director of Financial Services Ryan McLeod was in attendance, and explained that the 2018 figures Ms. Winger referred to were the year-to-date 2018 results when the 2019 draft budget was published in the fall of 2018 and did not reflect a complete year. He explained that the difference between the residential sewage charges calculated by Ms. Winger and the revenue projected in the Watson & Associates' rate study and included in the 2019 budget were attributed to non-residential sewage charges, which are based on volumes rather than fixed rates. He also noted the revenue projections in the rate study was based off 2017 data as the study commenced in the fall of 2018. Mr. McLeod affirmed that any difference between actual results and projections would be retained within the respective water or wastewater system.

F. AMENDMENTS TO THE AGENDA

Deputy Mayor Queen added four Notices of Motion.

Councillor Lucier indicated that she wished to remove Agenda Item L-2 from the Agenda, being the 2nd Notice of Motion listed.

G. STAFF REPORTS

1. Drainage update as requested by Mr. Welker

K. Vegh, Drainage Superintendent/Weed Inspector

251-2019
Moved By Councillor Larry Patterson
Seconded By Councillor Kimberly DeYong

That Council direct that Administration maintain the status quo with respect to the current outlet of the Centre Branch of the No. 47 Drain.

CARRIED

The information contained in the report will be provided to Mr. Welker.

2. Request for Significant Status Request for 2019 events

M. Durocher, Parks and Recreation Programs Manager

252-2019
Moved By Councillor Thomas Neufeld
Seconded By Councillor Laura Lucier

That Council authorizes Significant Event status for the identified events which include: Kingsville Highland Games, Carnegie Social, Kingsville Folk Fest, Tall Ships Kingsville, Kingsville Migration Fest, and Fantasy of Lights Festival, and furthermore, that Council authorizes Administration to author a recommendation for Significant Status for these events to secure a special occasion permit for each.

CARRIED

3. 2019 Rabies Clinic

R. Baines, Deputy Clerk-Administrative Services

253-2019
Moved By Councillor Thomas Neufeld
Seconded By Deputy Mayor Gord Queen

That Council receives the Report of Deputy Clerk-Administrative Services R. Baines regarding the 2019 Rabies Clinic for information; and that correspondence be sent from the Mayor's Office thanking Dr. Hussain and the Erie Veterinary Hospital for their contribution to, and participation in, the Clinic.

CARRIED

4. Schwarzkopf Investments Corp (O/A Wineology) 19 Main Street East Request to install and operate a Sidewalk Café

G. Robinson, Town Planner

Councillor Gaffan, having declared an interest, left the Council table at 7:54 p.m.

254-2019
Moved By Councillor Thomas Neufeld
Seconded By Councillor Kimberly DeYong

That Council approves:

the requested Application for a licensed patio on the municipal right-of-way located at 19 Main Street East, and

the Town of Kingsville entering into a license agreement for a period one year (May 1 to November 1) with Schwarzkopf Investments Corp. for the operation of a licensed patio located at 19 Main Street East.

CARRIED

Councillor Gaffan returned to the Council table at 8:01 p.m.

5. Update to the Environmental Services Operational Plan

S. Martinho, Manager of Public Works

255-2019
Moved By Councillor Larry Patterson
Seconded By Councillor Laura Lucier

That Council endorses the Kingsville Environmental Services Operational Plan, Revision 7, dated April 23, 2019.

CARRIED

6. Traffic By-Law Revisions – Allen and Long Court

T. Del Greco, Manager of Municipal Services

256-2019
Moved By Councillor Kimberly DeYong
Seconded By Councillor Laura Lucier

That Council receives the Report of Manager of Municipal Services T. Del Greco as it relates to parking on Allen and Long Court;

And That Council directs Administration to revise Section 14.(5) of the Kingsville Traffic By-Law to indicate a specific time and date (Monday to Friday) range for parking from Monday to Friday, and include the proposed amendment in the next traffic open house for public comment.

CARRIED

The next open house for public comment is scheduled for September, 2019.

7. 2019 Capital Road Works – Additional Tender Approvals

T. Del Greco, Manager of Municipal Services

257-2019
Moved By Councillor Thomas Neufeld
Seconded By Councillor Laura Lucier

That Council authorizes the Mayor and Clerk to execute an agreement with Coco Paving for road resurfacing of Spruce Street South;

And That Council authorizes the Mayor and Clerk to execute an agreement with Shepley Road Maintenance for road resurfacing of Road 9 West and Peterson Road.

CARRIED

8. South West Service Area Water Main Expansion

T. Del Greco, Manager of Municipal Services

258-2019
Moved By Councillor Thomas Neufeld
Seconded By Councillor Kimberly DeYong

That Council awards the Request for Proposal (File #19-202) for engineering services pertaining to the design and construction of watermain in the Southwest Service Area of Kingsville to RC Spencer Associates Inc.

CARRIED

9. Broadcasting Council Meetings

J. Astrologo, Director of Corporate Services/Clerk

259-2019
Moved By Councillor Larry Patterson
Seconded By Councillor Kimberly DeYong

That Council receives the Report of Director of Corporate Services J. Astrologo regarding broadcasting Council meetings for information;

And that Council directs Administration to further investigate options with respect to web-streaming services (including closed captioning) for Council meetings, and to bring a report back to Council with estimated costs and timelines for implementation for Council's consideration and further direction.

CARRIED

10. 2019 1st Quarter Report

P. Van Mierlo-West, CAO

260-2019
Moved By Councillor Thomas Neufeld
Seconded By Councillor Tony Gaffan

That Council receives the Report of CAO P. Van Mierlo-West titled 2019 - 1st Quarter Report.

CARRIED

Ms. Van Mierlo-West will request Administration to do a follow-up in connection with KingsvilleWorks Service Requests to indicate the file is closed.

H. BUSINESS/CORRESPONDENCE-ACTION REQUIRED

1. Ontario Community Infrastructure Fund--Amending Agreement No. 1--Park St. Road Reconstruction (File Number: OCIF AC3-3147)

261-2019
Moved By Deputy Mayor Gord Queen
Seconded By Councillor Thomas Neufeld

That Council authorizes the Mayor and Clerk to enter into an Amending Agreement with Her Majesty the Queen in Right of Ontario, as represented by the Minister of Agriculture, Food and Rural Affairs (Park Street Road Reconstruction; File Number: OCIF AC3-3147; Amending Agreement #1) and that Authorizing By-law 45-2019 be duly passed at this Regular Meeting.

CARRIED

I. MINUTES OF THE PREVIOUS MEETINGS

1. Regular Meeting of Council--April 8, 2019

2. Regular 'Closed Session' Meeting of Council--April 8, 2019

262-2019
Moved By Councillor Larry Patterson
Seconded By Councillor Laura Lucier

That Council adopts Regular Meeting of Council Minutes dated April 8, 2019; and Regular 'Closed Session' Meeting of Council Minutes dated April 8, 2019.

CARRIED

J. MINUTES OF COMMITTEES AND RECOMMENDATIONS

1. Committee of Adjustment - January 22, 2019 and February 19, 2019

263-2019
Moved By Councillor Thomas Neufeld
Seconded By Councillor Kimberly DeYong

That Council receives Committee of Adjustment Meeting Minutes dated January 22, 2019 and February 19, 2019.

CARRIED

2. Kingsville B.I.A. - March 12, 2019

264-2019
Moved By Councillor Tony Gaffan
Seconded By Councillor Thomas Neufeld

That Council receives Kingsville B.I.A. Meeting Minutes, dated March 12, 2019.

CARRIED

3. Tourism and Economic Development Committee--March 14, 2019

265-2019
Moved By Councillor Larry Patterson
Seconded By Councillor Tony Gaffan

That Council receives Tourism and Economic Development Committee Meeting Minutes, dated March 14, 2019.

CARRIED

K. BUSINESS CORRESPONDENCE - INFORMATIONAL

1. The Hon. Francois-Philippe Champagne, Minister of Infrastructure and Communities--Correspondence dated March 27, 2019 RE: Federal Gas Tax Fund

2. Angela Storey-President, Ontario Public Works Association--Correspondence dated March 29, 2019 Re: National Public Works Week 2019--Proclamations and Annual Truck Roadeo

3. Cheryl Gallant, M.P. Renfrew-Nipissing-Pembroke--Correspondence dated April 4, 2019 RE: Bill C-68

4. Municipality of Grey Highlands--Correspondence dated April 8, 2019 from Jerri-Lynn Levitt, Deputy Clerk RE: Ontario Municipal Partnership Fund (OMPF)

5. Town of Rainy River-- Support Motion #19-058 passed April 8, 2019 (Declaration of Office)

6. Township of Tudor and Cashel--Correspondence from B. Crocker, Clerk-Treasurer received April 11, 2019 RE: April 2, 2019 Resolution 2019-090 Hydro Delivery Fees

7. HighRise Basketball--Letter of thanks re: 4th Annual Hoopin' Around the Clock Event

8. Erie Shores Quilters' Guild--Notecard of thanks to Mayor Santos and Kingsville Town Council

9. City of Brantford-Memo of D. Touzel, City Clerk containing Resolution passed by Brantford City Council at its Meeting held March 26, 2019 RE: Single-Use Plastic Straws

10. Deanna Hurley, Resident--Correspondences dated April 2 and April 15, 2019 RE: Traffic By-law Amendments

11. Agriculture, Food and Rural Affairs Appeal Tribunal--Decision of the Tribunal RE: Esseltine Drain Appeal, issued April 15, 2019

266-2010
Moved By Councillor Laura Lucier
Seconded By Deputy Mayor Gord Queen

That Council receives Business Correspondence-Informational items 1 through 11.

CARRIED

L. NOTICES OF MOTION

1. Councillor Lucier may move, or cause to have moved:

267-2019
Moved By Councillor Laura Lucier
Seconded By Councillor Larry Patterson

That Council request that Administration research the cost of installing a water bottle refill station at the Carnegie Arts & Visitor Centre next to the public restrooms to reduce the use of single-use plastic water bottles and encourage active transportation in the Town; and further, request that Administration also compile a list of other possible locations for consideration of a water bottle refill station.

CARRIED

It was noted that the Union Water Supply System has a water decal program for stations. The County has implemented water bottle refill stations and will be able to provide information.

2. Deputy Mayor Queen may at the next Regular Meeting move, or cause to have moved, that Council be provided an update as to the past drainage studies regarding the site (field) and adjacent lands near Train Court.

3. Deputy Mayor Queen may at the next Regular Meeting move, or cause to have moved, that Administration review and advise as to how long a street

sidewalk or Town public access alley may be blocked for construction of an adjacent building (e.g. the alley north of Main St. West between Mary Kathryn Ladies' Shop and Century 21 was blocked in October of 2018 and remains closed today).

4. Deputy Mayor Queen may at the next Regular Meeting move, or cause to have moved, that the Town map be revised to update and delete the name 'Cemetery Road' (to show 'Greenhill Lane') on our Town maps that may be downloaded from the Town's website.

5. Deputy Mayor Queen may at the next Regular Meeting move, or cause to have moved, that the Road Map and signage for one Road be upgraded or corrected to show the correct name (i.e. Administration to review and update for Council and provide: a) correct mapping, and b) correct street name signage).

M. UNFINISHED BUSINESS, ANNOUNCEMENTS AND UPDATES

Councillor Patterson stated that he received many calls from residents regarding drainage concerns on Train Court and he will be submitting the concerns through KingsvilleWorks.

N. BYLAWS

1. By-law 45-2019

O. CONFIRMATORY BY-LAW

1. By-law 46-2019

P. ADJOURNMENT