



**REGULAR MEETING OF COUNCIL  
MINUTES**

**Monday, May 27, 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
	R. Brown, Manager of Planning Services
	J. Galea, Human Resources Manager
	T. Del Greco, Municipal Services Manager
	S. Kitchen, Deputy Clerk-Council Services
	R. McLeod, Director of Financial Services
	P. Van Mierlo-West, CAO

**A. CALL TO ORDER**

Mayor Santos called the Regular Meeting to order at 7:00 p.m. with all members of Council in attendance.

**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.

**E. AMENDMENTS TO THE AGENDA**

There were no Amendments to the Agenda.

**F. STAFF REPORTS**

**1. 2019 Final Tax Levy By-Law**

R. McLeod, Director of Financial Services

**296-2019**

**Moved By** Councillor Thomas Neufeld

**Seconded By** Councillor Tony Gaffan

That Council authorizes By-law 53-2019 for the establishment of rates for the levy and collection of property taxes in the Town of Kingsville for the year 2019.

**CARRIED**

**2. Tax Adjustments Under Section 357 and 358 of the Municipal Act, 2001**

R. McLeod, Director of Financial Services

**297-2019**

**Moved By** Councillor Laura Lucier

**Seconded By** Councillor Larry Patterson

That Council authorizes tax reductions totaling \$21,733.63 for the 2019 taxation year.

**CARRIED**

**3. Application for Site Plan Amendment SPA/05/18 by Alium Investments – 410 Main St. E. Part of Lot 3, Concession 1, ED Part 2, RP 12R 9964 & Part 2, RP 12R 11009**

R. Brown, Manager of Planning Services

**298-2019**

**Moved By** Councillor Tony Gaffan

**Seconded By** Councillor Kimberly DeYong

That Council approves Site Plan Amendment SPA/08/19 for lands located at 410 Main Street West, subject to the conditions outlined in the Site Plan Agreement and Amendment for the development of a multi-unit commercial building detailed in the revised site plan drawings and authorize the Mayor and Clerk to sign the Site Plan Amendment Agreement and register said Agreement on title.

**CARRIED**

**4. Lakeside Park Sanitary Twinning – Tender Results**

T. Del Greco, Manager of Municipal Services

**299-2019**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Tony Gaffan

That Council authorizes the Mayor and Clerk to execute an Agreement with Henry Heyink Construction Ltd. in the amount of \$1,546,000 for the installation of sanitary sewer within Lakeside Park.

**CARRIED**

**5. Elm Street Sidewalk Reconstruction**

T. Del Greco, Manager of Municipal Services

**300-2019**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Kimberly DeYong

That Council awards the 2019 Elm Street Sidewalk Reconstruction to Giorgi Brothers Incorporated.

**CARRIED**

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

1. **Dan Ireland, Scouter, 2nd Cottam Scouts-Request for Council approval to place 'Scouts Canada' logo signage at the two Cottam Signpost locations**

**301-2019**

**Moved By** Councillor Thomas Neufeld

**Seconded By** Deputy Mayor Gord Queen

That Council grants the request of Dan Ireland on behalf of the Second Cottam Scouts to place 'Scouts Canada' logo signage on the two Cottam entrance signposts; and further, that Council directs Administration to investigate installation of a community service groups Recognition Board in Cottam, and bring back a report regarding signage board options.

**CARRIED**

Administration will also determine whether or not Cottam is "A Block Parent Community", as is presently shown on the Cottam entrance signposts.

**H. MINUTES OF THE PREVIOUS MEETINGS**

1. **Regular Meeting of Council--May 13, 2019**

**302-2019**

**Moved By** Councillor Laura Lucier

**Seconded By** Councillor Kimberly DeYong

That Council adopts Regular Meeting of Council Minutes, dated May 13, 2019.

**CARRIED**

**I. MINUTES OF COMMITTEES AND RECOMMENDATIONS**

1. **Kingsville Accessibility Advisory Committee- March 14, 2019**

**303-2019**

**Moved By** Councillor Larry Patterson

**Seconded By** Councillor Laura Lucier

That Council receives Kingsville Accessibility Advisory Committee Meeting Minutes dated March 14, 2019.

**CARRIED**

**2. Kingsville B.I.A. - April 9, 2019**

**304-2019**

**Moved By** Councillor Laura Lucier

**Seconded By** Deputy Mayor Gord Queen

That Council receives Kingsville B.I.A. Meeting Minutes dated April 9, 2019.

**CARRIED**

**3. Committee of Adjustment - April 16, 2019**

**305-2019**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Tony Gaffan

That Council receives Committee of Adjustment Meeting Minutes dated April 16, 2019.

**CARRIED**

**4. Planning Advisory Committee - April 16, 2019**

**306-2019**

**Moved By** Councillor Kimberly DeYong

**Seconded By** Councillor Thomas Neufeld

That Council receives Planning Advisory Committee Meeting Minutes dated April 16, 2019.

**CARRIED**

**5. Kingsville Municipal Heritage Advisory Committee - April 17, 2019**

**307-2019**

**Moved By** Councillor Laura Lucier

**Seconded By** Councillor Kimberly DeYong

That Council receives Kingsville Municipal Heritage Advisory Committee Meeting Minutes dated April 17, 2019.

**CARRIED**

**6. Parks, Recreation, Arts and Culture Committee - April 18, 2019**

**308-2019**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Laura Lucier

That Council receives Parks, Recreation, Arts and Culture Committee Meeting Minutes dated April 18, 2019 together with Minutes of the following sub-committees: Communities in Bloom dated March 12, 2019; Migration Festival dated March 19, 2019; and Fantasy of Lights dated March 19, 2019.

**CARRIED**

**7. Union Water Supply System Joint Board of Management - April 24, 2019**

**309-2019**

**Moved By** Councillor Larry Patterson

**Seconded By** Councillor Kimberly DeYong

That Council receives Union Water Supply System Joint Board of Management Meeting Minutes dated April 24, 2019.

**CARRIED**

**J. BUSINESS CORRESPONDENCE - INFORMATIONAL**

1. Town of Mono--Copy of correspondence from the Mayor of the Town of Mono to Minister of Finance RE: Ontario Municipal Partnership Fund (OMPF), dated May 2, 2019
2. Town of Aurora--Copy of correspondence from M. de Rond, Clerk, to Premier RE: Town of Aurora Council Resolution of May 14, 2019 RE: Motion (a) Mayor Mrakas; Re: Response to Bill 108 (More Homes, More Choice Act), dated May 15, 2019
3. Township of Mulmur--Correspondence dated May 13, 2019 RE: Aggregate Motion #78-19
4. Township of Mulmur--Correspondence dated May 13, 2019 RE: Library Motion #83-19
5. Town of Petrolia--OGRA ROMA Combined Conference Support Resolution C-32-05/13/2019, dated May 13, 2019
6. Town of Hanover--Copy of correspondence to Hanover Public Library Board RE: Resolution regarding Cuts to Ontario Library Services, dated May 13, 2019
7. Jack and Cheryl Del Brocco, Residents--Correspondence dated May 12, 2019 RE: Lawn repair concerns
8. Township of The Archipelago--Correspondence dated May 17, 2019 RE: Bill 108, the More Homes, More Choice Act, 2019
9. Town of Lakeshore--Correspondence dated May 10, 2019 RE: Support of Resolution RE: Libro Community Credit Union Woodslee Branch

**310-2019**

**Moved By** Councillor Thomas Neufeld

**Seconded By** Councillor Larry Patterson

That Council receives Business Correspondence-Informational items 1-9.

**CARRIED**

**311-2019**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Tony Gaffan

That Council, in respect to Informational Item #7 (Jack and Cheryl Del Brocco correspondence), directs Administration to investigate the front lawn issues of the properties adjacent to the '2016 Lakeview Avenue Road Reconstruction' project, and bring back a report to Council regarding resolution options for consideration.

**CARRIED**

With respect to Information Item #8--Township of The Archipelago RE: Bill 108, The More Homes, More Choice Act, 2019 (wherein that Township's Council opposes certain sections and schedules of the Bill) Councillor DeYong asked if there is anything contained within the proposed legislation that the Town needs to be concerned about. Ms. Van Mierlo-West responded that several municipalities are bringing forward resolutions for consideration in regard to the Bill with different and varied concerns and responses, and that the Town is reviewing these responses, as well as the updates from AMO.

**K. NOTICES OF MOTION**

**1. Deputy Mayor Queen may move, or cause to have moved:**

**312-2019**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Larry Patterson

That Administration, within the next thirty days, review our current and past practice of naming streets within our municipality, taking into consideration the processes used in other Towns of similar size in Southwestern Ontario (e.g. some Towns are said to have a list of pre-approved street names); and that Administration welcome public input; and that Administration make Recommendations to Council for its thoughtful consideration.

**CARRIED**

**2. Councillor DeYong may move, or cause to have moved:**

**313-2019**

**Moved By** Councillor Kimberly DeYong

**Seconded By** Councillor Laura Lucier

That Administration be directed to provide an update with respect to the progress of the JK-12 Super School.



**CARRIED**

**3. Councillor Neufeld may move, or cause to have moved:**

**314-2019**

**Moved By** Councillor Thomas Neufeld

**Seconded By** Councillor Kimberly DeYong

That the Development Manual for the Municipality of Kingsville be amended to include language that requires developers and/or contractors, that are contracted to do works within the municipality of Kingsville, construct at their cost, and maintain, accessibility corridors that meet or exceed AODA standards during all phases of construction and that a copy of the accessibility plan be vetted by our Kingsville Accessibility Advisory Committee (KAAC) prior to construction, and that KAAC provide comment to Administration with regard to specific language and/or solutions to be considered.

**CARRIED**

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

Councillor Gaffan asked for specifics as to the information the Town is looking to come back with as a result of the upcoming trade mission to Holland. Ms. Van Mierlo-West responded that the purpose of attending the 2019 GreenTech Conference is two-fold--to build economic development partnerships to develop synergies for development, and, to further understand the trends within greenhouse technology, agriculture, and other sectors.

Prior to entering into Closed Session, Mayor Santos brought forward Agenda Item O-1, being By-law 93-2017, for third and final reading.

**Agenda Item O-1--By-law 93-2017**

**315-2019**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Larry Patterson

That Council reads By-law 93-2017, being a by-law to provide for the repair and improvement of the Esseltine Drain and the construction of the Richard Hicks Branch Drain and the Mucci-Hicks Branch Drain in the Town of Kingsville, in the County of Essex, as amended by the Court of Revision Decisions dated February 27, 2018 and April 9, 2018, and the Tribunal Decision dated April 15, 2019, a third and final time.

**CARRIED**

**M. CLOSED SESSION**

**316-2019**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Laura Lucier

At 8:04 p.m. Council, pursuant to Section 239(2) of the *Municipal Act, 2001* entered into Closed Session to address the following items:

1. labour relations or employee negotiations, being IBEW Local 636 Collective Agreement Discussion--Hickson Grievance (Section 239(2)(d));
2. a proposed or pending acquisition or disposition of land by the municipality, being update report of CAO regarding the Agreement of Purchase and Sale with the Greater Essex County District School Board (Section 239(2)(c)); and
3. a proposed or pending acquisition of land by the municipality, being a proposed lease of municipal lands (Section 239(2)(c)).

**CARRIED**

1. **labour relations or employee negotiations, being IBEW Local 636 Collective Agreement Discussion-Hickson Grievance (Section 239(2)(d));**
2. **a proposed or pending acquisition or disposition of land by the municipality, being update report of CAO regarding the Agreement of Purchase and Sale with the Greater Essex County District School Board (Section 239(2)(c));**
3. **a proposed or pending acquisition of land by the municipality or local board, being a proposed lease of municipal lands (Section 239(2)(c))**

**N. REPORT OUT OF CLOSED SESSION**

Upon rising from Closed Session at 8:47 p.m. Mayor Santos reported as follows:

1. IBEW Local 636 Collective Agreement Discussion--Hickson Grievance

Mayor Santos reported that an Interim Memorandum of Agreement between the Town and IBEW Local 636 was presented to Council in closed session and reviewed. The following motion was made in open session:

**317-2019**

**Moved By** Councillor Thomas Neufeld

**Seconded By** Councillor Kimberly DeYong

That Council endorses and ratifies the Interim Memorandum of Agreement between The Corporation of the Town of Kingsville and the International Brotherhood of Electrical Workers Local 636.

**CARRIED**

2. Update report of CAO regarding the Agreement of Purchase and Sale with the Greater Essex County District School Board

Mayor Santos reported that Council received Ms. Van Mierlo-West's verbal update report for information.

3. Proposed lease of municipal lands

Mayor Santos reported that Council reviewed a proposed Farm Lease Agreement between the Town and Paul Repko and By-law 55-2019 (to authorize said Farm Lease) will be read at this Regular Meeting.

**O. BYLAWS**

1. **By-law 93-2017**

See Motion 316-2019 above.

2. **By-law 53-2019**

**318-2019**

**Moved By** Councillor Thomas Neufeld

**Seconded By** Councillor Laura Lucier

That Council reads By-law 53-2019, being a By-law to provide for the establishment of rates for the levy and collection of property taxes in the Town of

Kingsville for the year 2019 pursuant to the provisions of the *Municipal Act*, a first, second and third and final time.

**CARRIED**

**3. By-law 54-2019**

**319-2019**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Tony Gaffan

That Council reads By-law 54-2019, being a By-law authorizing the entering into of a Contribution Agreement with Her Majesty the Queen in Right of Ontario, as represented by the Minister of Agriculture, Food and Rural Affairs (Rural Economic Development (RED) program; RED4-08309) a first, second and third and final time.

**CARRIED**

**4. By-law 55-2019**

**320-2019**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Larry Patterson

That Council reads By-law 55-2019, being a By-law to authorize the entering into of a Farm Lease Agreement with Paul Repko a first, second and third and final time.

**CARRIED**

**P. CONFIRMATORY BY-LAW**

**1. By-law 56-2019**

**321-2019**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Kimberly DeYong

That Council reads By-law 56-2019, being a By-law to confirm the proceedings of the Council of The Corporation of the Town of Kingsville at its May 27, 2019 Regular Meeting a first, second and third and final time.

**CARRIED**

**Q. ADJOURNMENT**

**322-2019**

**Moved By** Councillor Kimberly DeYong

**Seconded By** Councillor Laura Lucier

That Council adjourns this Regular Meeting at 8:50 p.m.

**CARRIED**