



**REGULAR MEETING OF COUNCIL
MINUTES**

**Monday, September 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 R. Brown, Manager of Planning Services M. Durocher, Parks & Recreation Program Manager S. Kitchen, Deputy Clerk-Council Services R. McLeod, Director of Financial Services A. Plancke, Director of Municipal Services K. Vegh, Drainage Superintendent P. Van Mierlo-West, CAO

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 called for 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. Presentation of Certificates of Recognition to Kingsville Knights 2019 Rookie Major "C" Ontario Baseball Association Champions

Mayor Santos, on behalf of Kingsville Council and staff, congratulated the 2019 OBA Championship team and presented a Certificate of Recognition to each of the following Coaches and players: Coaches Tyler Bradbury, Mark Dunford, Bob Flanagan, and Matt Snoei; and players Evan Baker, Mac Pucovsky, Colby Snoei, Beckham Hunter, Jasper Dunford, Cole Coristine, Reggie Bradbury, Beckett Jancevski, Ryan Flanagan, Vittorio Ruggirello, Dylan Toupin, and Keaton Morphet.

2. Christina Bedal, Kingsville B.I.A.Coordinator - Request dated August 14, 2019 RE: Powerpoint Presentation regarding the Flower Program

Christina Bedal, Kingsville BIA Coordinator presented the PowerPoint presentation. Jason Martin of Cindy's Gardens, was also in attendance.

482-2019

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Thomas Neufeld

That Council authorizes Administration to negotiate a 50-50 cost-sharing agreement with the Business Improvement Association for the provision of flowers in the downtown core, known as the BIA Flower Program, which agreement shall include, but is not limited to, the following terms: i) a four-year (4) term, ii) the annual cost to the Town in 2020 shall not exceed \$20,000, iii) provision to account for annual inflation, and iv) any other provision Administration deems appropriate for inclusion;

And, That the negotiated Agreement be presented to Council for final approval.

CARRIED

3. **Steve Langlois of Monteith Brown Planning Consultants Ltd. will be in attendance in regard to Staff Report I-1, being Report of M. Durocher, Parks and Recreation Programs Manager RE: Parks and Recreation Master Plan**

Mr. Langlois presented the PowerPoint presentation of Monteith Brown Planning Consultants entitled 'Town of Kingsville Parks, Recreation, Arts & Culture Master Plan, Presentation to Council - September 23, 2019'.

Mayor Santos then brought forward the Staff Report of Parks and Recreation Programs Manager M. Durocher, being Agenda Item I-1 titled Recreation Master Plan.

I.1. Recreation Master Plan

M. Durocher, Parks and Recreation Program Manager

Ms. Durocher presented her Report with the accompanying Town of Kingsville Parks, Recreation, Arts and Culture Master Plan (August 2019) as prepared by Monteith Brown Planning Consultants Ltd.

483-2019

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Larry Patterson

That Council receives the Report of M. Durocher, Parks and Recreation Programs Manager, titled Recreation Master Plan, And That Council adopts the Town of Kingsville Parks, Recreation, Arts and Culture Master Plan.

CARRIED

F. MATTERS SUBJECT TO NOTICE

1. **PUBLIC MEETING-Proposed Name Change of a Highway from Meghan Agosta Drive to York Boulevard--To be Deferred**

This item was deferred at the request of Administration in order that notice is circulated in accordance with the Town's Notice Policy.

484-2019

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Tony Gaffan

That Council defers the consideration of By-law 77-2019, being a By-law to change the name of 'Meghan Agosta Drive' to 'York Boulevard' to the October

28, 2019 Regular Meeting of Council, pending circulation of Public Notice to affected residents in accordance with the Town's Notice Policy.

CARRIED

G. AMENDMENTS TO THE AGENDA

Deputy Mayor Queen added one Notice of Motion and one Update, and Councillor Patterson added two announcements.

H. ADOPTION OF ACCOUNTS

1. **Town of Kingsville Accounts for the monthly period ended August 31, 2019 being TD cheque numbers 70064 to 70414 for a grand total of \$2,303,287.84**

485-2019

Moved By Councillor Larry Patterson

Seconded By Councillor Tony Gaffan

That Council receives Town of Kingsville Accounts for the monthly period ended August 31, 2019 being TD cheque numbers 70064 to 70414 for a grand total of \$2,303,287.84.

CARRIED

I. STAFF REPORTS

1. **Recreation Master Plan**

This Agenda Item I-1 (Recreation Master Plan) was brought forward and discussed above (See: Delegation Item E-3).

2. **4th Concession Br. of the Lane Drain Improvements (Section 78 (1))**

K. Vegh, Drainage Superintendent

486-2019

Moved By Councillor Thomas Neufeld

Seconded By Councillor Tony Gaffan

That Council appoints Dillon Consulting Limited to design access entrances for the Red Sun Greenhouse development over the 4th Concession Br. of the Lane Drain.

CARRIED

3. Royal Oak at the Creek Phase 4 & 6 Final Acceptance

G. A. Plancke, Director of Municipal Services

487-2019

Moved By Councillor Laura Lucier

Seconded By Councillor Kimberly DeYong

That Council grants “Final Acceptance” of the roadway and infrastructure for the Royal Oak at the Creek Phase 4 & 6 subdivision, And Further That the Clerk provide formal confirmation of the Final Acceptance designation to the Developer, Amico Properties.

CARRIED

4. Cottam Woods Phase 3A / Final Assumption

G. A. Plancke, Director of Municipal Services

488-2019

Moved By Councillor Kimberly DeYong

Seconded By Councillor Laura Lucier

That Council grants “Final Acceptance” of the roadway and infrastructure for the Cottam Woods Phase 3A (Joaney Lane) subdivision, and that all securities held in support of this Development be released, And Further That the Clerk provide formal confirmation of the Final Acceptance designation to the Developer, Cottam Solar Limited.

CARRIED

5. Lake Drive to Conservation Blvd Easement Agreement

G. A. Plancke, Director of Municipal Services

489-2019

Moved By Councillor Larry Patterson

Seconded By Councillor Tony Gaffan

That the Town enters into an Easement Agreement with 1646322 Ontario Limited for the purpose of constructing and maintaining an active transportation trail connection from Lake Drive to Conservation Boulevard, And Further That the Mayor and Clerk be authorized to execute the Easement Agreement on behalf of the Town.

CARRIED

6. Sidewalk Café – Standard Operation Procedure Update – Notice of Meeting

R. Brown, Manager of Planning Services

490-2019

Moved By Councillor Kimberly DeYong

Seconded By Councillor Laura Lucier

That:

Council receives the report on sidewalk café standard operating procedure public notification update for information purposes;

Council endorses the revised application and sample café agreement moving forward into 2020; and

Council adopts a two-tiered fee structure for sidewalk café applications for consideration in the 2020 budget deliberations.

CARRIED

7. Valente Subdivision Status Update

R. Brown, Manager of Planning Services

491-2019

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Tony Gaffan

That Council receives the Report of R. Brown, Manager of Planning Services, dated September 4, 2019 on the status of the Valente Subdivision Development, and further That Council directs Administration to prepare a further update in six (6) months if there are any additional status changes to report.

CARRIED

J. MINUTES OF THE PREVIOUS MEETINGS

- 1. Regular Meeting of Council--September 9, 2019**
- 2. Regular 'Closed Session' Meeting of Council--September 9, 2019**

492-2019

Moved By Councillor Laura Lucier

Seconded By Councillor Kimberly DeYong

That Council adopts Regular Meeting of Council Minutes, dated September 9, 2019, and Regular 'Closed Session' Meeting of Council Minutes, dated September 9, 2019.

CARRIED

K. MINUTES OF COMMITTEES AND RECOMMENDATIONS

- 1. Police Services Board - June 26, 2019**

493-2019

Moved By Councillor Laura Lucier

Seconded By Councillor Tony Gaffan

That Council receives Police Services Board Meeting Minutes dated June 26, 2019

CARRIED

- 2. Parks, Recreation, Arts and Culture Committee - July 25, 2019**

494-2019

Moved By Councillor Laura Lucier

Seconded By Councillor Tony Gaffan

That Council receives Parks, Recreation, Arts and Culture Committee Meeting Minutes dated July 25, 2019 together with Minutes of the following sub-committees: Fantasy of Lights dated May 28, 2019, Mettawas Park Fundraising dated June 5, 2019, and Migration Festival dated June 18, 2019

CARRIED

Councillor Lucier commented that the typographical error in the PRAC Minutes dated July 25, 2019 should be corrected to identify 'Mr.' Jules Kay (page 5).

3. Tourism and Economic Development Committee - August 8, 2019

495-2019

Moved By Councillor Larry Patterson

Seconded By Councillor Kimberly DeYong

That Council receives Tourism and Economic Development Committee Meeting Minutes dated August 8, 2019

CARRIED

4. Kingsville B.I.A. - August 13, 2019

496-2019

Moved By Councillor Laura Lucier

Seconded By Councillor Kimberly DeYong

That Council receives Kingsville B.I.A. Meeting Minutes dated August 13, 2019

CARRIED

L. BUSINESS CORRESPONDENCE - INFORMATIONAL

1. City of Kitchener--Correspondence dated September 5, 2019 RE: Single-use wipes

2. **City of Kitchener--Correspondence dated September 6, 2019 RE: Producer Requirements for Packaging in Ontario**
3. **Township of Larder Lake--Resolution #17 dated August 27, 2019 RE: Request that the Ministers and the Premier offer electronic delegations to small and rural Municipalities.**
4. **Municipality of Chatham-Kent--Correspondence dated September 12, 2019 RE: Resolution regarding Provincial Funding Cuts to Legal Aid Ontario**

497-2019

Moved By Councillor Tony Gaffan

Seconded By Councillor Thomas Neufeld

That Council receives Business Correspondence-Informational items 1 through 4.

CARRIED

498-2019

Moved By Councillor Thomas Neufeld

Seconded By Councillor Tony Gaffan

That Council supports City of Kitchener Resolution passed August 26, 2019 lobbying the Federal Government to review regulations related to consumer packaging on single-use wipes to remove the word 'flushable'; and that this Resolution be forwarded to the Prime Minister of Canada, the Premier of Ontario, the Minister of the Environment, Conservation and Parks, the Minister of Municipal Affairs and Housing, AMO, the Local MP and MPP, the County of Essex and local municipalities.

CARRIED

M. NOTICES OF MOTION

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

499-2019

Moved By Councillor Kimberly DeYong

Seconded By Councillor Laura Lucier

That the composition of the Personnel Committee be amended to include all members of Council.

CARRIED

Deputy Mayor Queen introduced a Notice of Motion, indicating that at the next Regular Meeting he may move, or cause to have moved, that Council approve a revision to the Council Committee Appointment By-law by removing Beth Riddiford as a Council appointee to the Highland Games Committee given that she resigned months ago as recognized in the minutes of that Committee.

N. UNFINISHED BUSINESS, ANNOUNCEMENTS AND UPDATES

Councillor Patterson reminded of the annual Ruthven Apple Festival to be held at Colasanti's on Saturday, September 28th and Sunday, September 29th.

Councillor Patterson indicated that if residents see any vehicles passing school buses, they should telephone the police immediately upon seeing the incident and provide the police with the make and model of the car and plate number.

Deputy Mayor Queen advised that the Parks, Recreation Arts and Culture Committee met Thursday, September 19 and updated that, among other items and projects discussed, a grant application for improvements to the arena will be submitted back to the Committee prior to the application deadline.

O. BYLAWS

1. By-law 83-2019

500-2019

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Kimberly DeYong

That Council reads By-law 83-2019, being a By-law authorizing the entering into of a Contract for Services Agreement with Pesce & Associates Human Resources Consultants respecting the completion of an Organizational Review, a first, second and third and final time.

CARRIED

2. By-law 84-2019

501-2019

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Tony Gaffan

That Council reads By-law 84-2019, being a By-law authorizing the entering into of a Contract Agreement with MDB Insight Inc. respecting the Business Retention and Expansion Project in the Town of Kingsville, a first, second and third and final time.

CARRIED

3. By-law 85-2019

502-2019

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Thomas Neufeld

That Council reads By-law 85-2019, being a By-law authorizing the entering into of an Easement Agreement between 1646322 Ontario Limited and The Corporation of the Town of Kingsville, a first, second and third and final time.

CARRIED

P. CLOSED SESSION

503-2019

Moved By Councillor Laura Lucier

Seconded By Councillor Tony Gaffan

That Council, pursuant to Section 239(2) of the Municipal Act, 2001, enter into Closed Session at 8:28 p.m. to address the following item:

1. Section 239(2)(b) being personal matters about an identifiable individual, including municipal or local board employees, being Report of J. Galea, Human Resources Manager dated September 18, 2019.

CARRIED

1. **Section 239(2)(b) being personal matters about an identifiable individual, including municipal or local board employees, being Report of J. Galea, Human Resources Manager, dated September 18, 2019**

Q. REPORT OUT OF CLOSED SESSION

Upon rising from Closed Session at 8:34 p.m., Mayor Santos reported that Members of Council were provided with an update report of Human Resources Manager J. Galea, and that Report was received by Council for information.

R. CONFIRMATORY BY-LAW

1. **By-law 86-2019**

504-2019

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Laura Lucier

That Council reads By-law 86-2019, being a By-law to confirm the proceedings of the Council of The Corporation of the Town of Kingsville at its September 23, 2019 Regular Meeting, a first, second and third and final time.

CARRIED

S. ADJOURNMENT

505-2019

Moved By Councillor Thomas Neufeld

Seconded By Councillor Tony Gaffan

That Council adjourns this Regular Meeting at 8:35 p.m.

CARRIED