



**SPECIAL MEETING OF COUNCIL  
MINUTES**

**Monday, December 16, 2019**

**6:00 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                      R. Brown, Manager of Planning Services  
Administration                J. Galea, Human Resources Manager  
                                      S. Kitchen, Deputy Clerk-Council Services  
                                      P. Van Mierlo-West, CAO  
                                      Absent: J. Astrologo, Director of Corporate Services/Clerk (on  
                                      personal business)

**A.      CALL TO ORDER**

Mayor Santos called the Special Meeting to order at 6:00 p.m. with all members of Council in attendance. Solicitor David Halliwill was also 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 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. STAFF REPORTS**

**1. POC/01/19--Application for Exemption from Plan of Condominium by 2524634 Ontario Ltd., 86 Wigle Ave., Part of Block A, Plan 432, Parts 6 and 7, RP 12R 25287**

R. Brown, Manager of Planning Services

Mr. Brown presented his Report dated December 12, 2019.

**651-2019**

Moved by Councillor Tony Gaffan

Seconded by Councillor Laura Lucier

That:

Council receives the Report of R. Brown, Manager of Planning Services dated December 12, 2019 for information purposes regarding the requested removal of the sole condition for exemption from Plan of Condominium at 86 Wigle Drive; and

Council supports an exemption from Plan of Condominium by the County of Essex for the existing building located at 86 Wigle Ave., Part of Block A, Plan 432, Parts 6 & 7, RP 12R 25287, without conditions.

**CARRIED**

At 6:05 p.m., after presenting his Report, Mr. Brown left the Council Chambers and did not return.

**F. CLOSED SESSION**

**652-2019**

Moved by Councillor Larry Patterson

Seconded by Councillor Thomas Neufeld

That Council, at 6:05 p.m., pursuant to Section 239(2) of the *Municipal Act, 2001* enter into Closed Session to address the following items:

i) Section 239(2)(b) personal matters about an identifiable individual, including municipal or local board employees; being a Report of CAO Van Mierlo-West; and

- ii) Section 239(2)(f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose; being update from Solicitor D. Halliwill regarding legal matters/negotiations regarding Application for Site Plan Amendment by Tay Inc., 190 Main St. East, being Part of Lot 1, Concession 2, ED Part 2, 12R 26799; and Report from CAO P. Van Mierlo-West, dated December, 2019;
- iii) Section 239(b) personal matters about an identifiable individual, including municipal or local board employees; being a Report by CAO Van Mierlo-West dated December, 2019.

**CARRIED**

## **G. REPORT OUT OF CLOSED SESSION**

Upon rising from Closed Session at 8:39 p.m. Mayor Santos indicated that Council addressed Closed Session Items Fi), Fii) and Fiii) and reported as follows:

RE: Item F-i) Ms. Van Mierlo-West provided further review of an item relating to a personal matter about an identifiable individual because of a potential review of views and opinions of another;

RE: Item F-ii) Mayor Santos indicated that Ms. Van Mierlo-West presented her Report dated December 13, 2019 in connection with 190 Main St. East and Solicitor David Halliwill provided legal advice in respect to the subject matter; and

RE: Item F-iii) Mayor Santos reported that Ms. Van Mierlo-West presented her Report dated December 15, 2019, and further updates will follow.

## **H. CONFIRMATORY BY-LAW**

### **1. By-law 113-2019**

#### **653-2019**

Moved by Deputy Mayor Gord Queen

Seconded by Councillor Kimberly DeYong

That Council reads By-law 113-2019, being a By-law to confirm the proceedings of the Council of The Corporation of the Town of Kingsville at its December 16, 2019 Special Meeting a first, second and third and final time.

**CARRIED**

## **I. ADJOURNMENT**

**654-2019**

Moved by Councillor Laura Lucier

Seconded by Councillor Kimberly DeYong

That Council adjourns this Special Meeting at 8:40 p.m.

**CARRIED**

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MAYOR, Nelson Santos

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DEPUTY CLERK-COUNCIL SERVICES, Sandra Kitchen