



**REGULAR MEETING OF COUNCIL  
MINUTES**

**Monday, May 25, 2020**

**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                J. Astrologo, Director of Corporate Services  
Administration        R. Brown, Manager of Planning Services  
                                 M. Durocher, Parks & Recreation Program Manager  
                                 J. Galea, Human Resources Manager  
                                 T. Del Greco, Municipal Services Manager  
                                 T. Iacobelli, Manager of Information Technology  
                                 S. Kitchen, Deputy Clerk-Council Services  
                                 S. Martinho, Public Works Manager  
                                 R. McLeod, Director of Financial Services  
                                 C. Parsons, Fire Chief  
                                 A. Plancke, Director of Municipal Services  
                                 P. Valore, Chief Building Official  
                                 D. Wolicki, Manager of Municipal Facilities and Property

**A.     CALL TO ORDER**

Mayor Santos, in attendance in the Council Chambers, called the Regular Meeting to order at 7:06 p.m. All other members participated in the meeting through video conferencing technology from remote locations.

**B. 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.

**C. PRESENTATIONS/DELEGATIONS**

**1. Rick Stephenson, representing the Executive for the Kingsville Tennis Association (Written presentation only)**

Mayor Santos introduced the Presentation Item, being correspondence communication to Town of Kingsville Council updating Council on the history and activities of the Kingsville Tennis Club.

Mayor Santos read aloud the two-page written correspondence for information of Council.

**328-2020**

**Moved By** Councillor Tony Gaffan

**Seconded By** Councillor Thomas Neufeld

That Council receives the correspondence communication to Town of Kingsville Council from Mr. Rick Stephenson, representing the Executive for the Kingsville Tennis Association.

**CARRIED**

**D. AMENDMENTS TO THE AGENDA**

Councillor Neufeld added one Notice of Motion. There were no further amendments to the Agenda.

**E. STAFF REPORTS**

**1. Outstanding Action Items and Updates**

J. Astrologo, Director of Corporate Services

**329-2020**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Larry Patterson

That Council receives the Report of Director of Corporate Services J. Astrologo and Director of Financial Services R. McLeod dated May 13, 2020 regarding Outstanding Action Items and Updates, for information.

**CARRIED**

**2. Edge Line Repair on Graham Side Road**

S. Martinho, Public Works Manager

Mr. Martinho presented his report, and clarified that his reference to Amico Infrastructure as contained therein should have read Mill-Am Corporation.

**330-2020**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Kimberly DeYong

That Council awards edge line repair work on Graham Side Road to Coco Paving Inc. for \$64,999.95 including HST and authorize the expenditure of the remaining \$35,000.05 on in-house hardtop road maintenance initiatives throughout the Town.

**CARRIED**

**3. Personnel Committee Terms of Reference**

J. Galea, Human Resources Manager

**331-2020**

**Moved By** Councillor Larry Patterson

**Seconded By** Councillor Tony Gaffan

That Council adopts the Terms of Reference for the Personnel Committee, as presented.

**CARRIED**

**4. CAO Recruitment**

J. Galea, Human Resources Manager

**332-2020**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Laura Lucier

That Council approves the updated job description for the Chief Administrative Officer.

**CARRIED**

**333-2020**

**Moved By** Councillor Larry Patterson

**Seconded By** Councillor Tony Gaffan

That Council approves and confirms the Hiring Committee and compensation for the Chief Administrative Officer position.

**CARRIED**

**334-2020**

**Moved By** Councillor Thomas Neufeld

**Seconded By** Councillor Tony Gaffan

That Council directs the Human Resources Manager to move forward with the CAO Recruitment Process using an External Recruiter (Option 2).

**CARRIED**

**5. Dark Sky Compliance Enforcement**

R. Brown, Manager of Planning Services

**335-2020**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Kimberly DeYong

That Council receives the Report of Manager of Planning Services R. Brown dated May 15, 2020 on Greenhouse Dark Sky Compliance Enforcement for information purposes.

**CARRIED**

**6. Planning Application Processing – Part II**

R. Brown, Manager of Planning Services

**336-2020**

**Moved By** Councillor Tony Gaffan

**Seconded By** Councillor Thomas Neufeld

That Council approves proceeding with the processing of basic Planning Act applications, until restrictions on public gatherings are lifted, including:

those not subject to public notification and not the subject of a recent zoning amendment;

consent applications for lot additions, the establishment of easements or rights-of-way, the subdivision of an existing semi-detached or townhouse dwelling and the severance of surplus dwellings; and

minor variances for changes to an existing development;

all subject to the outlined meeting, public participation and notification protocol, and final discretion of the applicable approval authority, as outlined in the Report of Manager of Planning Services R. Brown (RE: Planning Act Processing--Part II; PS 2020-033) dated May 15, 2020.

**CARRIED**

**7. Permit and Site Plan Review Processing**

R. Brown, Manager of Planning Services

**337-2020**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Larry Patterson

That Council receives the Report of Manager of Planning Services R. Brown dated May 15, 2020 outlining the steps required to ensure proper oversight and compliance with approved plans;

And Further That Council directs Administration to provide Council with confirmation of the final implementation and completion of the Building PPL software access and SOP changes and/or updates,

And Further That Council directs Administration to provide a follow-up Report in twelve months to ensure that the implemented process is working.

**CARRIED**

At 8:54 p.m. Mayor Santos called for a brief recess, and the meeting reconvened at 9:03 p.m.

**8. 183 Main St. East, Kingsville--Notice of Objection of Brotto Investments Inc., filed pursuant to s.29(5) of the Ontario Heritage Act**

S. Kitchen, Deputy Clerk-Council Services

**338-2020**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Kimberly DeYong

That Council directs Administration to refer the Notice of Objection of Brotto Investments Inc., filed pursuant to s.29(5) of the Ontario Heritage Act, to the Conservation Review Board for a hearing; And Further That Council authorizes the Clerk to retain legal counsel to make submissions on behalf of the Town.

**CARRIED**

**9. 183 Main St. East, Kingsville--Application for Consent to Demolish filed by Solicitor Analee J. M. Baroudi on behalf of Brotto Investments Inc.**

**339-2020**

**Moved By** Councillor Kimberly DeYong

**Seconded By** Councillor Larry Patterson

That Council, pursuant to Subsection 34(1)(1.2), serves a notice of receipt of the Application for Consent to Demolish received under Subsections (30)(2) and 34(1) of the *Ontario Heritage Act* on the Applicant; And Further That Council refers the Application for Consent to Demolish 183 Main St. East, dated April 29, 2020 (as filed by Solicitor Analee Baroudi on behalf of her client) to the Kingsville Municipal Heritage Advisory Committee for the purposes of the Committee providing a recommendation to Council regarding the request.

**CARRIED**

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

R. McLeod, Director of Financial Services

**340-2020**

**Moved By** Councillor Larry Patterson

**Seconded By** Councillor Tony Gaffan

Council authorizes tax reductions totaling \$10,437.12 for the 2020 taxation year.

**CARRIED**

**F. MINUTES OF THE PREVIOUS MEETINGS**

**1. Regular Meeting of Council--May 11, 2020**

**2. Regular Closed Session Meeting of Council--May 11, 2020**

**341-2020**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Thomas Neufeld

That Council adopts Regular Meeting of Council Minutes dated May 11, 2020, and Regular Closed Session Meeting of Council Minutes dated May 11, 2020.

**CARRIED**

**G. MINUTES OF COMMITTEES AND RECOMMENDATIONS**

**1. Tourism and Economic Development Committee - March 12, 2020**

**342-2020**

**Moved By** Councillor Tony Gaffan

**Seconded By** Councillor Laura Lucier

That Council receives Tourism and Economic Development Committee Meeting Minutes dated March 12, 2020.

**CARRIED**

**H. BUSINESS CORRESPONDENCE - INFORMATIONAL**

1. Town of Amherstburg--Correspondence dated April 24, 2020 RE: Issues Regarding the Mapping of Provincially Significant Wetlands
2. Town of Amherstburg--Correspondence dated April 24, 2020 RE: Suspend Time-of-Use Electricity Billing--Support from the Town of Amherstburg
3. Town of Amherstburg--Correspondence dated April 24, 2020 RE: Support for 100% Canadian Wines Excise Exemption
4. Township of Perth South--Correspondence dated April 26, 2020 RE: Provincially Significant Wetlands Designation
5. Township of Montague--Correspondence dated April 27, 2020 RE: Federal Assistance for Municipalities
6. Township of Armour--Correspondence dated April 29, 2020 RE: Support Resolution - High Speed Internet Connectivity in Rural Ontario
7. Town of Grimsby--Correspondence dated May 6, 2020 RE: Support for Commercial Rent Assistance Program
8. Township of North Frontenac--Correspondence dated May 13, 2020 RE: Framework for Reopening our Province--Residential Construction in Rural Areas
9. Town of Tecumseh--Correspondence dated May 14, 2020 Requesting reconsideration of the permanent closing of the Shoreline Week and its sister community weekly newspapers owned by Post Media Inc.
10. City of Kitchener--Correspondence dated May 15, 2020 RE: Universal Basic Income

**343-2020**

**Moved By** Councillor Laura Lucier

**Seconded By** Councillor Kimberly DeYong

That Council receives Business Correspondence-Informational Items 1 through 10.

**CARRIED**

**344-2020**

**Moved By** Councillor Thomas Neufeld

**Seconded By** Councillor Larry Patterson

That Council supports Information Item 3, being Town of Amherstburg correspondence dated April 24, 2020 RE: Support for 100% Canadian Wines Excise Exemption.

**CARRIED**

**I. NOTICES OF MOTION**

Councillor Neufeld introduced a Notice of Motion, indicating that at the next Regular Meeting he may move, or cause to have moved, that Administration prepare a "worst-case scenario" report outlining the impact reduced revenues due to COVID-19 will have on the 2021 budget.

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

**K. BYLAWS**

**1. By-law 56-2020**

**345-2020**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Larry Patterson

That Council reads By-law 56-2020, being a by-law authorizing the entering into of a Farm Lease Agreement with Paul Repko, a first, second and third and final time.

**CARRIED**

**L. CLOSED SESSION**

**346-2020**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Thomas Neufeld

That Council at 9:27 p.m., pursuant to Section 239(2) of the *Municipal Act, 2001*, enter into Closed Session to address the following items:

1. Subsection 239(2)(d) labour relations or employee negotiations; being an Update Report regarding the Kingsville Firefighters' Agreement; and
2. Subsection 239(2)(k) a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality; being an update Report by Mayor Santos regarding a proposal to the Town.

**CARRIED**

**M. REPORT OUT OF CLOSED SESSION**

Upon rising from Closed Session at 10:06 p.m. Mayor Santos advised that Council had entered into Closed Session to address the following item:

1. Subsection 239(2)(d) being an Update Report from Human Resources Manager J. Galea regarding the proposed Kingsville Firefighters' Wage Agreement.

In connection with that item, the following Motion was made:

**347-2020**

**Moved By** Councillor Larry Patterson

**Seconded By** Councillor Tony Gaffan

That Council endorses the Wage Agreement with the Town of Kingsville Volunteer Firefighters.

**CARRIED**

In connection with Item L-2 pursuant to Subsection 239(2)(k), Mayor Santos reported that Council received an update regarding negotiations currently being carried on, and this item has been deferred to the future.

**N. CONFIRMATORY BY-LAW**

**1. By-law 57-2020**

**348-2020**

**Moved By** Deputy Mayor Gord Queen

**Seconded By** Councillor Kimberly DeYong

That Council reads By-law 57-2020, being a By-law to confirm the proceedings of the Council of The Corporation of the Town of Kingsville at its May 25, 2020 Regular Meeting a first, second, and third and final time.

**CARRIED**

**O. ADJOURNMENT**

**349-2020**

**Moved By** Councillor Tony Gaffan

**Seconded By** Councillor Laura Lucier

That Council adjourns this Regular Meeting at 10:10 p.m.

**CARRIED**