



**REGULAR MEETING OF COUNCIL
MINUTES**

**Monday, September 28, 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 Kimberly DeYong Councillor Tony Gaffan Councillor Laura Lucier Councillor Thomas Neufeld Councillor Larry Patterson
Members of Administration	J. Norton, CAO J. Astrologo, Director of Corporate Services R. Brown, Manager of Planning Services J. Galea, Human Resources Manager T. Iacobelli, Manager of Information Technology S. Kitchen, Deputy Clerk-Council Services R. McLeod, Director of Financial Services A. Plancke, Director of Municipal Services

A. CALL TO ORDER

Mayor Santos, in attendance in the Council Chambers, called the Regular Meeting to order at 7:07 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. AMENDMENTS TO THE AGENDA

Councillor DeYong added one Notice of Motion and one Unfinished Business item.

D. STAFF REPORTS

1. Storage Area Network Replacements

T. Iacobelli, Manager of Information Technology

548-2020

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Thomas Neufeld

That Council directs the Mayor and Clerk to execute an agreement with Attache Group for the replacement of the current storage area networks and servers at Town Hall and Kingsville Arena.

CARRIED

2. Application for Site Plan Approval SPA/12/2020 by Amico Properties Inc. V/L east side Division Road North; Part of Lot 1, Concession 1 ED, Parts 2, 3, 4 and 5 RP 12R 20470 and S/T ROW and Easement

R. Brown, Manager of Planning Services

549-2020

Moved By Councillor Kimberly DeYong

Seconded By Councillor Larry Patterson

That Council approves Site Plan Application SPA/12/2020 for a 213 sq. m (2,290 sq. ft.) drive-thru/dine-in restaurant on lands located in the southeast corner of the intersection of Division Rd. N. and Road 2 E., subject to the conditions and requirements outlined in the Site Plan Agreement and authorizes the Mayor and Clerk to sign the Agreement and register said Agreement on title.

CARRIED

3. Subdivision Drainage Design and Compliance

R. Brown, Manager of Planning Services

550-2020

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Tony Gaffan

That Council directs Administration to ensure that all pre-consultations on proposed development reinforce the importance of storm water drainage, including: i) consideration for the impact of new development on drainage for existing abutting lands; and ii) that new development must be able to demonstrate that any change to approved designs, i.e. draft plans of subdivision, site plan approval or basic lot creation, will not negatively impact on existing development.

CARRIED

E. MINUTES OF THE PREVIOUS MEETINGS

1. Regular Meeting of Council--September 14, 2020

2. Regular Closed Session Meeting of Council--September 14, 2020

551-2020

Moved By Councillor Tony Gaffan

Seconded By Councillor Thomas Neufeld

That Council adopts Regular Meeting of Council Minutes dated September 14, 2020, and Regular Closed Session Meeting of Council Minutes dated September 14, 2020.

CARRIED

F. MINUTES OF COMMITTEES AND RECOMMENDATIONS

1. Union Water Supply System Joint Board of Management--July 15, 2020

552-2020

Moved By Councillor Larry Patterson

Seconded By Councillor Laura Lucier

That Council receives Union Water Supply System Joint Board of Management Meeting Minutes dated July 15, 2020.

CARRIED

2. Kingsville Municipal Heritage Advisory Committee--August 11, 2020

553-2020

Moved By Councillor Laura Lucier

Seconded By Councillor Tony Gaffan

That Council receives Kingsville Municipal Heritage Advisory Committee Meeting Minutes dated August 11, 2020.

CARRIED

3. Tourism and Economic Development Committee--August 13, 2020

554-2020

Moved By Councillor Larry Patterson

Seconded By Deputy Mayor Gord Queen

That Council receives Tourism and Economic Development Committee Meeting Minutes dated August 13, 2020.

CARRIED

4. Parks, Recreation, Arts and Culture Committee--August 20, 2020

555-2020

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Thomas Neufeld

That Council receives Parks, Recreation, Arts and Culture Committee Meeting Minutes dated August 20, 2020 together with the Program Manager's Report dated September 17, 2020 and Minutes of the following sub-committees: Migration Festival--June 23, 2020, Communities in Bloom--July 16, 2020.

CARRIED

5. **Striking Committee Update RE: Youth/Student Appointment for Main Street Development Committee (See: unadopted Kingsville Striking Committee Minutes, dated September 24, 2020)**

556-2020

Moved By Councillor Kimberly DeYong

Seconded By Councillor Laura Lucier

That Council receives the unadopted Striking Committee Minutes dated September 24, 2020; And That Council supports the appointment of Gideon Spevak to the Main Street Development Review Committee effective the date of Council decision; And Further That the Town of Kingsville Appointment By-law be amended to reflect the new appointment.

CARRIED

G. BUSINESS CORRESPONDENCE - INFORMATIONAL

1. **Township of North Algona Wilberforce--Correspondence dated August 20, 2020 RE: Support of Town of Kingsville Council Resolution**
2. **Municipality of Tweed--Resolution No. 343 received September 10, 2020 RE: Cannabis Production Facilities, the Cannabis Act, and Health Canada Guidelines**
3. **Town of LaSalle--Correspondence received September 11, 2020 RE: Resolution 239/20 passed September 8, 2020 re: Widespread media bankruptcies and layoffs**
4. **Loyalist Township--Correspondence dated September 15, 2020 RE: Ferries**
5. **Town of Amherstburg--Correspondence dated September 21, 2020 RE: AODA Website Compliance Request**
6. **Town of Amherstburg--Correspondence dated September 21, 2020 RE: Request for Consideration of Amendments to Bill 108 re. The Ontario Heritage Act**

557-2020

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Laura Lucier

That Council receives Business Correspondence-Informational items 1 through 6.

CARRIED

558-2020

Moved By Councillor Kimberly DeYong

Seconded By Councillor Tony Gaffan

That Council supports Town of Amherstburg Resolution #20200914-258 RE: Request for Consideration of Amendments to Bill 108 re. the Ontario Heritage Act.

CARRIED

H. NOTICES OF MOTION

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

559-2020

Moved By Councillor Larry Patterson

Seconded By Councillor Tony Gaffan

WHEREAS the Kingsville COVID-19 Business Relaunch grant program is currently available to non-profit, charitable and cultural organizations with a physical location assessed in the commercial property tax class;

NOW THEREFORE BE IT RESOLVED that the COVID-19 Business Relaunch grant program be amended to include non-profit, charitable and cultural organizations that provide youth programming, without a permanent physical location, but operating primarily within the Town of Kingsville, to be eligible for up to \$300.00 from the COVID-19 Business Relaunch fund.

CARRIED

Councillor DeYong introduced a Notice of Motion, indicating that at the next Regular Meeting she may move, or cause to have moved, that Administration bring a report to Council regarding the annual staff/volunteer party and provide an alternative option that includes two separate events: one event for staff

appreciation, and a second event exclusive to volunteer appreciation that would include volunteers from committees and Town events. Such report to include current budgeted amounts for the staff and various volunteer appreciation events typically held each year compared to approximate expected amounts for the alternative. The report to be available to Council in time to be considered for the 2021 budget deliberations.

I. UNFINISHED BUSINESS, ANNOUNCEMENTS AND UPDATES

1. Councillor DeYong requested an update on the Town's nuisance by-law RE: greenhouses, referencing Business Correspondence Item #G-2 (Municipality of Tweed Resolution No. 343 requesting immediate action be taken by all levels of government for medical cannabis licensing to follow similar regulations and guidelines as all other pharmaceutical industries).

Mayor Santos requested such status update be brought back by Administration to a future Regular meeting.

2. 2020 Ruthven Apple Festival held September 26 and 27

Mayor Santos expressed recognition to Community Living Essex County, Colasanti's Tropical Gardens, the Festival Steering committee, and the many vendors, artists and performers who assisted to create a successful virtual Festival Event this past weekend.

J. BYLAWS

1. By-law 88-2020

560-2020

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Thomas Neufeld

That Council reads By-law 88-2020, being a By-law authorizing the entering into of an Agreement with D'Amore Construction (2000) Ltd. for Road 11 Irwin Drain Culvert Replacement in the Town of Kingsville (Dillon Consulting Project No. 19-1745) a first, second and third and final time.

CARRIED

K. CLOSED SESSION

561-2020

Moved By Councillor Kimberly DeYong

Seconded By Councillor Larry Patterson

That Council, at 8:06 p.m., pursuant to Subsection 239(2) of the Municipal Act, 2001, enter into Closed Session to address the following items:

- i) Subsection 239(2)(b) personal matters about an identifiable individual, including municipal employees RE: Update from CAO RE: Matters involving the Kingsville Fire Department; and
- ii) Subsection 239(2)(e) litigation affecting the municipality; being an update from Director of Corporate Services RE: Robert Kissner and The Corporation of the Town of Kingsville ats. T.A.W.

CARRIED

L. REPORT OUT OF CLOSED SESSION

Upon rising from Closed Session at 8:53 p.m. Mayor Santos reported that Council had entered into Closed Session to address items K.i) and K.ii) above-captioned. In respect to both items, Mayor Santos reported that Council received status updates from Administration.

M. CONFIRMATORY BY-LAW

1. By-law 90-2020

562-2020

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Kimberly DeYong

That Council reads By-law 90-2020, being a By-law to confirm the proceedings of the Council of The Corporation of the Town of Kingsville at its September 28, 2020 Regular Meeting a first, second and third and final time.

CARRIED

N. ADJOURNMENT

563-2020

Moved By Councillor Larry Patterson

Seconded By Councillor Kimberly DeYong

That Council adjourns this Regular Meeting at 8:55 p.m.

CARRIED