



**REGULAR MEETING OF COUNCIL
MINUTES**

**Monday, June 14, 2021
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 Administration J. Astrologo, Director of Legislative Services/Solicitor/Clerk
 R. Brown, Manager of Planning Services
 J. Galea, Human Resources Manager
 K. Brcic, Planner
 T. Del Greco, Manager of Engineering
 S. Kitchen, Deputy Clerk-Council Services
 R. McLeod, Director of Financial & IT Services
 A. Plancke, Director of Infrastructure & Engineering
 R. Baines, Deputy Clerk - Administrative Services
 D. Wolicki, Manager of Municipal Facilities and Property
 J. Norton, CAO
 J. Quennell, Fire Chief

A. CALL TO ORDER

Mayor Santos, in attendance in the Council Chambers, called the Regular Meeting to order at 6:00 p.m. All other members of Council participated in the meeting through video conferencing technology from remote locations.

B. MOMENT OF SILENCE AND REFLECTION

Mayor Santos asked members to 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. PRESENTATIONS/DELEGATIONS

1. Windsor-Essex Regional Community Safety and Well Being Plan / Engagement Meeting with Council--Update presentation from Strategy Corp

John Matheson, Principal, and Olivia Lahaie, Associate, StrategyCorp Inc.

John Matheson presented a PowerPoint Presentation entitled "Windsor-Essex Regional Community Safety and Well-Being Plan, Town of Kingsville-Update Presentation", including project background information, an overview of the Public Consultation process, the benefits of the multi-sectoral partnership approach, identification of issues and interim regional priorities, and next steps.

367-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Kimberly DeYong

That Council receives the update Report as presented by John Matheson of StrategyCorp Inc. entitled 'Windsor-Essex Regional Community Safety and Well-Being Plan, Town of Kingsville, Update Presentation, dated June 14, 2021.

CARRIED

2. Tourism Windsor Essex Pelee Island--Presentation of new Regional Tourism Video, discuss plans for 2021, and to unveil TWEPI's new 2021/2022 Official Visitor Guide

CEO Gordon Orr, Lynnette Bain, Vice President Destination Development, and Jason Toner, Director of Marketing and Communications presented the new Regional Tourism Video, TWEPI's plans and areas of focus for 2021, and unveiled the latest edition of the 2021/2022 Official Visitor Guide.

At 6:39 p.m. Mayor Santos called for a brief recess, and the meeting reconvened at 6:45 p.m., at which time the question-and-answer period continued.

368-2021

Moved By Councillor Tony Gaffan

Seconded By Councillor Thomas Neufeld

That Council receives the presentation of Gordon Orr, Lynnette Bain, and Jason Toner, representing Tourism Windsor Essex Pelee Island (TWEPI) entitled 'Where Can WE Take You?', dated June 14, 2021.

CARRIED

3. Delegations RE: COVID-19 Economic Recovery Officer (See Agenda Item I-6)

Dennis Rogers, GreenHeart Kitchen

Sheri Lowrie and Mark Somerville, Members, Tourism and Economic Development Committee

Dennis Rogers, speaking on behalf of The Main, My Cousin's Closet, Garage Gym, Pinnacle Realty, Jack's Group, Tangles Hair Spa, GreenHeart Kitchen and the Grove Hotel, asked that Council approve the request being made this evening as a recommendation from the Tourism and Economic Development Committee for a COVID-19 economic recovery officer.

At 6:50 p.m. Councillor Lucier left the meeting, and did not return.

Ms. Lowrie expressed support of the request, provided background information, and stated that the position is required because the Town is understaffed in the area of tourism.

Mr. Somerville expressed support of the request, suggesting Town be treated as a brand and be uniquely positioned as such to attract businesses, residents and tourists, and that the requested position would lead the Town into those areas and assist with that brand identification.

369-2021

Moved By Councillor Larry Patterson

Seconded By Councillor Kimberly DeYong

That Council receives the presentation of Dennis Rogers, Sheri Lowrie, and Mark Somerville.

CARRIED

F. MATTERS SUBJECT TO NOTICE

**1. Application for Zoning By-law Amendment ZBA/06/21 by Leonard Fitch
VL County Rd 8 & 403 County Rd 27**

K. Brcic, Town Planner

i) Notice of Complete Application and Public Meeting: Zoning By-law Amendment dated May 21, 2021;

ii) Report of K. Brcic dated May 31, 2021;

iii) Proposed By-law 47-2021, being a By-law to amend By-law 1-2014, the Comprehensive Zoning By-law of the Town of Kingsville.

Ms. Brcic presented the Planning Report and recommendation that Council approve Zoning By-law Amendment Application ZBA/06/21 to rezone the subject lands from 'Agriculture (A1)' to 'Agriculture-Exception 83 (A1-83)' to permit a secondary dwelling unit and adopt the implementing by-law.

There were no comments from the Applicant, and no comments from the public.

370-2021

Moved By Councillor Larry Patterson

Seconded By Councillor Kimberly DeYong

That Council approves Zoning By-law Amendment application ZBA/06/21 to rezone the subject lands at 403 County Rd 27 and VL County Rd 8, PT Lot 11 & 12, Concession 11, in the Town of Kingsville from 'Agriculture (A1)' to 'Agriculture - Exception 83 (A1-83)' to permit a secondary dwelling unit, and adopt the implementing by-law.

CARRIED

G. AMENDMENTS TO THE AGENDA

None.

H. ADOPTION OF ACCOUNTS

1. Town of Kingsville Accounts for the monthly period ended May 31, 2021

371-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Tony Gaffan

That Council receives Town of Kingsville accounts for the monthly period ended May 31, 2021 being TD cheque numbers 076437 to 076730 for a grand total of \$1,896,785.40

CARRIED

I. STAFF REPORTS

1. Park Curfew Bylaw Amendment

D. Wolicki, Manager of Municipal Facilities and Property

372-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Larry Patterson

That Council approves the amendment to the Parks Curfew By-law 127-2004 as outlined in report CDS 2021-6 to enact a sunset to 5:00 a.m. curfew for Lions Park for the remainder of the 2021 year.

CARRIED

**2. Cottam Community Improvement Plan Application by Tim Lindsay.
105/107 County Road 34 W Pt. Lot 270, Concession STR, Part 1,
RP 12R 553**

R. Brown, Manager of Planning Services

373-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Larry Patterson

That Council:

Approves the Cottam Community Improvement Plan funding application for façade upgrading and improvements for 105/107 County Road 34 W in the amount of \$1,750 representing 25% of the funding allowance for the proposed improvements;

Agrees that future Cottam Community Improvement Grant applications will be reviewed and approved by the CAO and Director of Financial and IT Services upon the advice of the Manager of Planning Services with the understanding that Administration will provide a biannual report to Council outlining those approvals.

CARRIED

3. Application for Site Plan Amendment SPA/10/2021, 2495 Graham Side Road, Part of Lot 6, Concession 3 ED Pt. 1 RP 12R-20425 & Part 1, RP 12R24954

R. Brown, Manager of Planning Services

374-2021

Moved By Councillor Thomas Neufeld

Seconded By Councillor Larry Patterson

That Council:

Approves Site Plan Amendment application SPA/10/2021 for the expansion of an existing greenhouse facility including 7.4 ha (18.3 ac.) of growing area with support facility, a new hot water tank, expanded storm water pond and additional bunkhouse on lands located at 2495 Graham Side Road, subject to the conditions and requirements outlined in the amending Site Plan Agreement and authorize the Mayor and Clerk to sign the Agreement and register said Agreement on title.

CARRIED

4. Division Road North Culvert over Mill Creek – Tender Results

T. Del Greco, Manager of Engineering

375-2021

Moved By Councillor Larry Patterson

Seconded By Councillor Kimberly DeYong

That Council awards the Division Road North Culvert over Mill Creek Tender to Sterling Ridge Infrastructure in the amount of \$428,800 (excluding HST) and authorizes the Mayor and Clerk to execute the requisite agreement.

CARRIED

At 7:34 p.m Mayor Santos called for a brief recess and the meeting reconvened at 7:42 p.m.

5. Kingsville Striking Committee--Report dated June 3, 2021

Mayor Santos presented the Kingsville Striking Committee report.

376-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Thomas Neufeld

That Council endorses the following appointments and update the municipal committee appointment by-law for the Migration Festival Committee membership as presented to include: Bev Snyder and Layne van Loo.

CARRIED

6. COVID-19 Economic Recovery Officer

J. Norton, CAO

377-2021

Moved By Councillor Tony Gaffan

Seconded By Councillor Kimberly DeYong

That Council reconsiders Motion #30-2021 that "Council does not approve the Tourism and Economic Development Officer position for the 2021 calendar year".

LOST

As the reconsideration motion lost, and in accordance with the Procedure By-law, there was no further discussion.

7. Graham Sideroad – Road Repair

T. Del Greco, Manager of Engineering.

378-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Tony Gaffan

That Council waives the requirements of the Kingsville Procurement Policy and award repairs of Graham Sideroad (between Road 2 East and Road 3 East) to Coco Paving Incorporated.

CARRIED

8. West Side Collector Road – Partial Land Acquisition

R. McLeod, Director of Financial and IT Services

379-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Thomas Neufeld

That Council authorizes the Mayor and Clerk to enter an agreement with Amico Properties Inc. to accept the assignment of a purchase agreement, and then to authorize Administration to immediately complete and close on the purchase, for 3.181 acres of a portion of land situated on Fox Lane in the Town of Kingsville and legally described as Pt Lt 4 Con 1 Western Division Gosfield as in R1069204 Kingsville, being a portion of PIN 75173-0125 (LT), subject to satisfactory terms and conditions agreed upon by the Chief Administrative Officer.

CARRIED

J. MINUTES OF THE PREVIOUS MEETINGS

1. Regular Meeting of Council--May 25, 2021

2. Regular Closed Session Meeting of Council--May 25, 2021

380-2021

Moved By Councillor Tony Gaffan

Seconded By Councillor Larry Patterson

That Council adopts Regular Meeting of Council Minutes dated May 25, 2021 and Regular Closed Session Meeting of Council Minutes dated May 25, 2021.

CARRIED

K. MINUTES OF COMMITTEES AND RECOMMENDATIONS

1. Open Streets Advisory Committee--March 18, 2021

381-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Thomas Neufeld

That Council receives the Open Streets Advisory Committee Meeting Minutes dated March 18, 2021.

CARRIED

2. Kingsville B.I.A.--April 13, 2021

382-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Tony Gaffan

That Council receives Kingsville BIA Meeting Minutes dated April 13, 2021.

CARRIED

3. Park Recreation Arts and Culture--April 15, 2021

383-2021

Moved By Councillor Larry Patterson

Seconded By Deputy Mayor Gord Queen

That Council receive Park Recreation Arts and Culture Committee Meeting Minutes dated April 15, 2021 together with the following sub-committee minutes: Migration Festival - February 23, 2021, Communities in Bloom - March 2, 2021, Highland Games - October 27, 2020.

CARRIED

4. Union Water Supply System Joint Board of Management--April 21, 2021

384-2021

Moved By Councillor Larry Patterson

Seconded By Councillor Tony Gaffan

That Council receives Union Water Supply System Joint Board of Management Meeting Minutes dated April 21, 2021.

CARRIED

L. BUSINESS CORRESPONDENCE - INFORMATIONAL

- 1. Township of Conmee--Resolution passed April 13, 2021 RE: Support Kingsville's resolution re: Bill-C-21 regarding firearms.**
- 2. Municipality of Chatham-Kent**
 - a. Correspondence dated May 12, 2021 RE: Support Resolution for Cannabis Licensing and Enforcement**
 - b. Correspondence dated May 12, 2021 RE: Support Resolution for Exempt Carbon Tax on all Primary Agriculture Producers**
 - c. Correspondence dated May 12, 2021 RE: Support Resolution Withdraw Prohibition on Golfing and other Outdoor Recreational Activities**
- 3. Endorsements of 988 Suicide and Crisis Prevention Hotline Initiative**
 - a. City of Owen Sound--Correspondence dated May 21, 2021**
 - b. Municipality of Lakeshore--Correspondence dated May 27, 2021**
 - c. Township of West Lincoln--Correspondence dated May 26, 2021**
- 4. Municipality of West Elgin--Correspondence dated May 14, 2021 RE: Phragmites australis**
- 5. The Corporation of the Township of Terrace Bay--Correspondence dated May 18, 2021 RE: Advocacy for Reform MFIPPA**

6. **Gravel Watch Ontario--Correspondence received May 18, 2021 RE: Gravel Watch re: recent provincial consultation on the expansion of the Green Belt.**
7. **Town of Cochrane--Correspondence dated May 19, 2021 RE: Reopening of Greenwater Provincial Park**
8. **Township of The Archipelago**
 - a. **Correspondence dated May 21, 2021 RE: Bill 228--Banning unencapsulated Polystyrene Foam**
 - b. **Correspondence dated May 21, 2021 RE: Bill 279, Environmental Protection Amendment Act (Microplastics Filters for Washing Machines), 2021**
9. **Local 444 Unifor--Correspondence from Dave Cassidy, President dated May 26, 2021 RE: Premier Ford's Roadmap to Reopening**
10. **Township of West Lincoln--Correspondence dated May 26, 2021 RE: Health Canada Open Consultation: Requesting a Review of Cannabis Licensing and Enforcement**
11. **Perth County--Correspondence dated May 26, 2021 RE: Domestic COVID-19 Vaccine Production and Capacity**
12. **Town of Halton Hills--Correspondence dated June 1, 2021 RE: Elimination of LPAT**
13. **County of Essex--Correspondence dated June 2, 2021 RE: Request for Discretionary Regional Reopening Strategy**
14. **Township of O'Connor--Correspondence dated June 4, 2021 RE: Bill C-21**
15. **Deputy Mayor Gord Queen--Report dated June 8, 2021 RE: Municipal Code of Conduct Consultation Meeting with Minister Dunlop and the Western Region Municipalities**

385-2021

Moved By Councillor Kimberly DeYong

Seconded By Deputy Mayor Gord Queen

That Council receives Business Correspondence - Information items 1-15.

CARRIED

386-2021

Moved By Councillor Kimberly DeYong

Seconded By Councillor Thomas Neufeld

That Council supports Town of Halton Hills Resolution No. 2021-0115 RE:
Elimination of Local Planning Appeal Tribunal (LPAT).

CARRIED

387-2021

Moved By Councillor Thomas Neufeld

Seconded By Councillor Tony Gaffan

That Council supports Municipality of West Elgin Resolution No. 2021-147
passed May 13, 2021 RE: Invasive Phragmites australis.

CARRIED

388-2021

Moved By Councillor Kimberly DeYong

Seconded By Councillor Larry Patterson

That Council supports Local 444 Unifor correspondence of President Dave
Cassidy dated May 26, 2021 RE: Premier Ford's Roadmap to Reopening.

CARRIED

389-2021

Moved By Councillor Kimberly DeYong

Seconded By Councillor Larry Patterson

That Council supports County of Essex Resolution 131-2021 passed June 2,
2021 RE: Request to Premier of the Province of Ontario for Discretionary
Regional Reopening Strategy.

CARRIED

390-2021

Moved By Councillor Kimberly DeYong

Seconded By Councillor Larry Patterson

That Council supports Municipality of Lakeshore Resolution 173-05-2021 passed May 25, 2021 RE: Support for National Suicide Prevention Hotline.

CARRIED

M. NOTICES OF MOTION

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

391-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Tony Gaffan

That Council, at a future meeting of Council, be provided with a brief plain language report explaining exactly what a home occupation (in a residential zone) is, and information as to how the Town deals with complaints in regard to same.

CARRIED

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

392-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Larry Patterson

That we as a Town Council formally invite Premier Doug Ford to come in person to our Town in a spirit of sharing and cooperation that he may have the opportunity to actually learn from our small business owners the effect of not opening is having on them. Following such in person exchange, that Mr. Ford and such Ministers or staff that he chooses to join with him be offered the opportunity to break bread with one of our fine establishments, and, as this is an important offering, That the formal offer or invitation when prepared in such manner be given the opportunity to sign the same.

CARRIED

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

393-2021

Moved By Councillor Kimberly DeYong

Seconded By Deputy Mayor Gord Queen

That Council waives annual patio permit and application fees for the 2021 season in support of our restaurant industry in their recovery from restrictions.

CARRIED

N. UNFINISHED BUSINESS, ANNOUNCEMENTS AND UPDATES

None.

O. BYLAWS

1. By-law 47-2021

394-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Larry Patterson

That Council reads By-law 47-2021, being a by-law to amend By-law 1-2014, the Comprehensive Zoning By-law for the Town of Kingsville (ZBA/06/21; VL County Road 8 and 403 County Road 27, PT Lot 11 and 12, CON 11) a first, second and third and final time.

CARRIED

2. By-law 48-2021

395-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Kimberly DeYong

That Council reads By-law 48-2021 being a By-law to amend By-law 127-2004, being a By-law to establish a curfew and regulate parking in certain municipally owned parks within the Town of Kingsville a first, second and third and final time.

CARRIED

3. By-law 49-2021

396-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Thomas Neufeld

That Council reads By-law 49-2021 being a By-law to amend By-law 21-2005, as amended, being a By-law to Regulate Traffic and Parking on Highways within the Town of Kingsville a first, second and third and final time.

CARRIED

4. By-law 50-2021

397-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Tony Gaffan

That Council reads By-law 50-2021, being a by-law to Appoint a By-law Enforcement Officer and a Property Standards Officer a first, second and third and final time.

CARRIED

P. CLOSED SESSION

398-2021

Moved By Councillor Kimberly DeYong

Seconded By Councillor Thomas Neufeld

That Council, at 8:18 p.m. pursuant to Subsection 239(2) of the *Municipal Act, 2001*, enter in Closed Session to address the following item: Subsection 239(2)(b) personal matters about an identifiable individual, including municipal

employees and Subsection 239(2)(d) employee negotiations, being an update by CAO J. Norton and Human Resources Manager J. Galea regarding matters relating to hiring of staff.

CARRIED

Q. REPORT OUT OF CLOSED SESSION

Upon rising from Closed Session at 8:53 pm. Mayor Santos reported that Council received information regarding two items, being an update from CAO Norton and Human Resources Manager Galea regarding matters relating to hiring of staff.

R. CONFIRMATORY BY-LAW

1. By-law 51-2021

399-2021

Moved By Deputy Mayor Gord Queen

Seconded By Councillor Kimberly DeYong

That Council reads By-law 51-2021, being a by-law to confirm the proceedings of the Council of The Corporation of the Town of Kingsville at its June 14, 2021 Regular Meeting a first, second and third and final time.

CARRIED

S. ADJOURNMENT

400-2021

Moved By Councillor Larry Patterson

Seconded By Councillor Tony Gaffan

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

CARRIED