



REGULAR MEETING OF COUNCIL

MINUTES

Monday, February 27, 2023

6:00 PM

Council Chambers

2021 Division Road N

Kingsville, Ontario N9Y 2Y9

PRESENT: Mayor Dennis Rogers
Deputy Mayor Kimberly DeYong
Councillor Tony Gaffan
Councillor Debby Jarvis-Chausse
Councillor Sheri Lowrie
Councillor Thomas Neufeld
Councillor Larry Patterson

Susan Hirota, Acting CAO
Paula Parker, Clerk

A. CALL TO ORDER

Mayor Rogers called the meeting to order at 6:00 p.m.

B. LAND ACKNOWLEDGEMENT

The Mayor acknowledged the Three Fires Confederacy (Ojibwe, Potawatomie and Odawa) and the Traditional ancestral, unceded territory of Caldwell First Nation; the original people of Point Pelee, Pelee Island and its surrounding waters. We recognize and respect the First Nations who are stewards of the land and waters of Turtle Island and who have embraced this stewardship since time immemorial. We would also like to acknowledge other nearby First Nations Communities and First Nations across Turtle Island.

C. MOMENT OF SILENT REFLECTION AND NATIONAL ANTHEM

The Mayor asked everyone to stand for a moment of silent reflection and the national anthem.

D. AMENDMENTS TO THE AGENDA

There were no amendments to the agenda.

E. DISCLOSURE OF PECUNIARY INTEREST

Mayor Rogers 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.

Mayor Rogers declared a pecuniary interest with respect to Item F.2 because the Applicant is a member of the Green Heart Lunch Club and Mayor Rogers is the owner of Green Heart.

F. MATTERS SUBJECT TO NOTICE

1. ZBA-2022-20 – Zoning By-law Update for Additional Dwelling Units

The Mayor invited the public to comment on the matter, no public comments were received.

Moved By Councillor Tony Gaffan
 Seconded By Deputy Mayor Kimberly DeYong

That the by-law be amended to limit building height to 6m.

	For	Against	Abstain	Conflict
Mayor Dennis Rogers	X			
Deputy Mayor Kimberly DeYong	X			
Councillor Tony Gaffan	X			
Councillor Debby Jarvis-Chausse		X		
Councillor Sheri Lowrie		X		
Councillor Thomas Neufeld		X		
Councillor Larry Patterson		X		
Results	3	4	0	0

LOST (3 to 4)

Moved By Deputy Mayor Kimberly DeYong
Seconded By Councillor Tony Gaffan

- 1. That Zoning By-law Amendment ZBA-2022-20 to permit Additional Dwelling Units and update associated regulations in Zoning By-law 1-2014 BE APPROVED;**
- 2. That By-law 8-2023 being a by-law to amend By-law No. 1-2014, the Comprehensive Zoning By-law for the Town of Kingsville, as amended to limit building height to 6.5m taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same; and**
- 3. That Administration BE DIRECTED to prepare additional reference materials for residents regarding Additional Dwelling Units to be posted on the Town’s website; and,**
- 4. That Administration BE DIRECTED to bring back a report in one year to review the 6.5m height amendment.**

	For	Against	Abstain	Conflict
Mayor Dennis Rogers	X			
Deputy Mayor Kimberly DeYong	X			
Councillor Tony Gaffan	X			
Councillor Debby Jarvis-Chausse	X			
Councillor Sheri Lowrie		X		
Councillor Thomas Neufeld		X		
Councillor Larry Patterson		X		
Results	4	3	0	0

CARRIED (4 to 3)

2. Zoning By-law Amendment for 111 Queen Street

Due to his declared conflict, Mayor Rogers removed himself from discussion and voting on this matter. For this reason Deputy Mayor DeYong assumed the Chair for this item.

The Deputy Mayor invited members of the public to comment on the matter. No public comments were received.

Moved By Councillor Thomas Neufeld

Seconded By Councillor Tony Gaffan

1. **That Zoning By-law amendment application ZBA/21/2022 to amend the text of the site-specific Residential Zone 1 Urban Exception 29, “R1.1-29” on the subject parcel to increase the maximum number of students attending a private school from 20 to 35 BE APPROVED.**

	For	Against	Abstain	Conflict
Mayor Dennis Rogers				X
Deputy Mayor Kimberly DeYong	X			
Councillor Tony Gaffan	X			
Councillor Debby Jarvis-Chausse	X			
Councillor Sheri Lowrie			X	
Councillor Thomas Neufeld	X			
Councillor Larry Patterson		X		
Results	4	1	1	1

CARRIED (4 to 1)

The Mayor resumed as Chair.

H. REPORTS - COMMUNITY AND DEVELOPMENT SERVICES

1. **Alterations to a Designated Heritage Building located at 30 Main Street East - Abby Jakob**

Moved By Deputy Mayor Kimberly DeYong

Seconded By Councillor Larry Patterson

1. **That the proposal for exterior changes to the designated property located at 30 Main Street East BE APPROVED with the following recommendations made by the Heritage Committee:**
 - a. **Historical font from the time period or similar font to the original Fire Department Sign.**
 - b. **Appropriate hardware and lighting for the time period be incorporated in the pergola, and encourage the use of ‘gooseneck’ lighting fixtures.**
 - c. **Architectural corbels (brackets) historically appropriate to the arts and crafts style be used to support the pergola.**

	For	Against	Abstain	Conflict
Mayor Dennis Rogers	X			
Deputy Mayor Kimberly DeYong	X			
Councillor Tony Gaffan	X			
Councillor Debby Jarvis-Chausse	X			
Councillor Sheri Lowrie	X			
Councillor Thomas Neufeld	X			
Councillor Larry Patterson	X			
Results	7	0	0	0

CARRIED (7 to 0)

I. REPORTS - FINANCIAL SERVICES AND INFORMATION TECHNOLOGY

1. 2023 Community Grant Awards

Deputy Mayor DeYong declared a pecuniary interest on this item because her employer, Kingsville Community Centre is one of the grant applicants.

Councillor Gaffan declared a pecuniary interest on this item because he is a business owner in the BIA district. The BIA is a grant applicant.

Mayor Rogers declared a pecuniary interest on this item because he is a business owner in the BIA district. The BIA is a grant applicant.

Councillor Lowrie disclosed an interest in this item, as she is a Board Member for Jack Miner, however advised that in discussion with the Integrity Commissioner, Councillor Lowrie has an interest that is not pecuniary in nature. Jack Miner is a grant applicant.

The Mayor, Deputy Mayor and Councillor Gaffan removed themselves from discussion and voting on this matter. Councillor Neufeld assumed the Chair for this item.

Councillor Neufeld advised that due to the conflicts, the motion would be split into two parts to allow the members in conflict to participate in voting on part 2 of the motion.

Moved By Councillor Debby Jarvis-Chausse

Seconded By Councillor Sheri Lowrie

- 1. That the 2023 Proposed Grant Awards outlined in Schedule A BE APPROVED as recommended by Committee of the Whole on February 21, 2023.**

	For	Against	Abstain	Conflict
Mayor Dennis Rogers				X
Deputy Mayor Kimberly DeYong				X
Councillor Tony Gaffan				X
Councillor Debby Jarvis-Chausse	X			
Councillor Sheri Lowrie	X			
Councillor Thomas Neufeld	X			
Councillor Larry Patterson	X			
Results	4	0	0	3

CARRIED (4 to 0)

All members voted on the matter regarding transfer from reserves.

Moved By Councillor Sheri Lowrie

Seconded By Councillor Debby Jarvis-Chausse

- 1. That a \$7,500 draw from the Community Grants Reserve (Account #03-000-032-31065) BE AUTHORIZED.**

	For	Against	Abstain	Conflict
Mayor Dennis Rogers	X			
Deputy Mayor Kimberly DeYong	X			
Councillor Tony Gaffan	X			
Councillor Debby Jarvis-Chausse	X			
Councillor Sheri Lowrie	X			
Councillor Thomas Neufeld	X			
Councillor Larry Patterson	X			
Results	7	0	0	0

CARRIED (7 to 0)

K. REPORTS - FIRE SERVICES

No reports.

L. REPORTS - INFRASTRUCTURE AND ENGINEERING

No reports.

M. REPORTS - LEGAL AND BUILDING SERVICES

No reports.

N. REPORTS - CAO's OFFICE

No reports.

O. CONSENT AGENDA

Moved by Councillor Gaffan
Seconded by Councillor Lowrie

That the following consent agenda items BE RECEIVED:

1. **BIA Minutes - January 10, 2023**
2. **Committee of Adjustment and Appeals Minutes - January 17, 2023**
3. **Fantasy of Lights Advisory Committee Minutes - October 17, 2022**
4. **Heritage Advisory Committee Minutes - September 27, 2022**
5. **Union Water Supply System Board Minutes - January 17, 2023**
6. **2023 Municipal Representatives for Essex Region SPC**

P. NOTICES OF MOTION

There were no notices of motion introduced at this meeting.

Q. UNFINISHED BUSINESS AND ANNOUNCEMENTS

There was no unfinished business or announcements discussed at this meeting.

R. BYLAWS

1. **By-law 17-2023**

Moved by Deputy Mayor DeYong
Seconded by Councillor Patterson

That By-law 17-2023 be taken as having been read three times and finally passed and the Mayor and Clerk BE AUTHORIZED to sign same.

CARRIED

S. ADJOURNMENT

Moved by Councillor Patterson
Seconded by Deputy Mayor DeYong

That Council adjourns this Regular Meeting at 6:45 p.m.

CARRIED

Dennis Rogers, Mayor

Paula Parker, Clerk