



**REGULAR MEETING OF COUNCIL
MINUTES**

**Monday, May 27, 2024
6:00 PM
Unico Community Centre
37 Beech Street
Kingsville, ON N9Y 1A9**

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

Staff Present CAO, John Norton
Acting Clerk, Angela Toole

A. CALL TO ORDER

Mayor Rogers called the Regular Meeting to order at 4:30 p.m. and Council immediately moved into Closed Session.

B. CLOSED SESSION

106-05272024

Moved By Councillor Jarvis-Chausse

Seconded By Councillor Gaffan

That Council move into Closed Session at 4:30 p.m. pursuant to Section 239 of the *Municipal Act, 2001*, to discuss the following item:

Item I - Property Disposition - Lions Park and Lions Hall to be heard under Section 239(2)(c) being a proposed or pending acquisition or disposition of land by the municipality.

CARRIED

107-05272024

Moved By Councillor Jarvis-Chausse

Seconded By Councillor Patterson

That Council rise from Closed Session 5:46 p.m.

CARRIED

The Regular Meeting of Council resumed at 6:00 p.m.

C. LAND ACKNOWLEDGEMENT

Mayor Rogers 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 all the moccasins who have walked lands of Turtle Island.

D. MOMENT OF SILENT REFLECTION AND NATIONAL ANTHEM

Council and Administration observed a moment of silent reflection and stood for the O Canada.

E. MAYOR'S WELCOME AND REMARKS

Mayor Rogers welcomed everyone to attend the Town's new Cottam Block Party being held on June 15, 2024.

Mayor Rogers reminded the public that questions and complaints can be sent to requests@kingsville.ca to which Town staff will respond with a tracking number. He noted that the Town is committed to good customer service and communication and also asked residents to subscribe to receive weekly news updates from the Town by visiting www.kingsville.ca/subscribe.

Mayor Rogers recognized and thanked Jason Suchiu, Fire Chief, for his contributions to the Town and wished him well as he departs the Town of Kingsville for a new job opportunity.

F. AMENDMENTS TO THE AGENDA

Councillor Jarvis-Chausse withdrew her Notice of Motion - Item T.1. - Disposition of Lions Hall.

G. 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 agenda items come forward.

None were noted.

H. REPORT OUT OF CLOSED SESSION

The Clerk gave the following Report out of Closed Session:

Pursuant to Section 239 of the Municipal Act, 2001, Council entered into Closed Session at 6:34 p.m. May 6, 2024, to discuss the following items:

Item I - Sanitary Sewer Connections heard under Section 239(2)(f) being advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and, a position, plan, procedure, criteria, or instruction to be applied to negotiations. There is nothing further to report.

***Item II - Legal Matter** heard under Section 239(2)(f) being advice that is subject to solicitor-client privilege, including communications necessary for that purpose. There is nothing further to report.

***Item III - Use of Email** heard under Section 239(3.1) being educating or training members of a council, a local board or committee. There is nothing further to report; and,

Item IV - Personnel Matter heard under Section 239(2)(b) being personal matters about an identifiable individual, including municipal employees. There is nothing further to report.

I. DELEGATIONS

No Delegations.

J. PRESENTATIONS

No Presentations.

K. MATTERS SUBJECT TO NOTICE

- 1. Application for Consent and Zoning By-law Amendment (B-2024-14 & ZBA-2024-7): 366 North Talbot Road**

Manager of Planning, Sahar Jamshidi, was present to speak to the application and answer any Council questions.

108-05272024

Moved By Councillor Patterson

Seconded By Councillor Jarvis-Chausse

1. That consent application B-2024-14, to sever an existing dwelling, deemed surplus to the needs of the applicants' farming operation with an area of 0.92 ac (0.37 ha) lot shown as Part 1 on the applicants' sketch, known as 366 North Talbot Road, in the Town of Kingsville, **BE APPROVED**, subject to the following conditions:
 - a. Prior to consent being endorsed on the deeds the property owners are to execute an agreement for drainage apportionment due to lands severance or sale approved by the Municipality for each parcel being severed. Drainage Apportionment Request, 12R plan shall be submitted to the Municipality a minimum of one month prior to the stamping of the deeds.
 - b. Prior to consent being endorsed on the deeds a lot grading plan acceptable to the municipality, shall be provided by the applicant to serve the lands being conveyed, and the lands being retained, with the cost of such drainage being solely at the expense of the applicant. Lot Grading Plans shall be submitted to the Engineering Department a minimum of three months prior to the stamping of the deeds.
 - c. That the applicant provide confirmation to the satisfaction of the Town the location of any existing septic systems in relation to the revised lot line locations.
 - d. That the necessary deed(s), transfer or changes be submitted electronically, signed and fully executed, including a copy of the reference plan, prior to certification.
 - e. The conditions imposed above shall be fulfilled by May 27th, 2026 or this application shall be deemed to be refused in accordance with Section 53(41) of the Planning Act.
2. And that By-law 41-2024 being a By-law to amend the Comprehensive Zoning By-law 1-2014 for the Town of Kingsville, to amend the zoning on the retained farm parcel municipally known as VL North Talbot Road from 'General Agricultural (A1)' to 'Agricultural - Restricted (A2)' **BE APPROVED**; and the Mayor and Clerk **BE AUTHORIZED** to sign same.

For (7): Mayor Rogers, Deputy Mayor DeYong, Councillor Gaffan, Councillor Jarvis-Chausse, Councillor Lowrie, Councillor Neufeld, and Councillor Patterson

CARRIED (7 to 0)

L. REPORTS - PLANNING AND DEVELOPMENT SERVICES

1. Ridgeview Park Community Centre / Cottam Library Rebuild

Senior Manager of Capital Projects and Engineering, Tim Del Greco, was present to provide an overview of the preferred design option and answer any Council questions.

109-05272024

Moved By Councillor Gaffan

Seconded By Councillor Jarvis-Chausse

1. That Council **ENDORSE** the preferred design option for a new Cottam Community Centre as illustrated in Appendix C of this report, and further, **DIRECT** Administration to proceed with detailed design.

For (7): Mayor Rogers, Deputy Mayor DeYong, Councillor Gaffan, Councillor Jarvis-Chausse, Councillor Lowrie, Councillor Neufeld, and Councillor Patterson

CARRIED (7 to 0)

110-05272024

Moved By Councillor Neufeld

Seconded By Councillor Jarvis-Chausse

That Council **DIRECT** Administration to increase the budget for the Cottam Community Centre project from \$2,850,000 to \$3,000,000 to include the addition of a folding divider wall and increased square footage in the multi-purpose hall.

For (6): Mayor Rogers, Deputy Mayor DeYong, Councillor Gaffan, Councillor Jarvis-Chausse, Councillor Lowrie, and Councillor Neufeld

Against (1): Councillor Patterson

CARRIED (6 to 1)

M. REPORTS - FINANCE AND CORPORATE SERVICES

No Reports.

N. REPORTS - FIRE RESCUE SERVICES

No Reports.

O. REPORTS - PUBLIC OPERATIONS

1. 2024 Main Street Division Street Intersection Report

Manager of Public Works and Environmental Services, Erica Allen, was present to provide an overview of the project and answer Council questions.

111-05272024

Moved By Deputy Mayor DeYong

Seconded By Councillor Gaffan

That the Division Street / Main Street Intersection **BE IMPROVED** with the addition of a dedicated westbound right turn lane as per Appendix A within the existing pavement width to improve traffic movement in the Kingsville Downtown core.

For (2): Deputy Mayor DeYong, and Councillor Gaffan

Against (5): Mayor Rogers, Councillor Jarvis-Chausse, Councillor Lowrie, Councillor Neufeld, and Councillor Patterson

LOST (2 to 5)

112-05272024

Moved By Councillor Neufeld

Seconded By Councillor Patterson

That the Division Street / Main Street Intersection **BE IMPROVED** with the addition of a dedicated westbound right turn lane as per Appendix B within the existing pavement width to improve traffic movement in the Kingsville Downtown core.

For (5): Mayor Rogers, Councillor Jarvis-Chausse, Councillor Lowrie, Councillor Neufeld, and Councillor Patterson

Against (2): Deputy Mayor DeYong, and Councillor Gaffan

CARRIED (5 to 2)

2. Lakeside Park Playground – Equipment Replacement

Manager of Parks, Recreation and Facilities, Courtney Godfrey, was present to provide an overview of the project and answer Council questions.

113-05272024

Moved By Councillor Patterson

Seconded By Councillor Gaffan

That the Lakeside Park Playground – Equipment Replacement **BE AWARDED** to Park N Play Design – Option 1.

For (7): Mayor Rogers, Deputy Mayor DeYong, Councillor Gaffan, Councillor Jarvis-Chausse, Councillor Lowrie, Councillor Neufeld, and Councillor Patterson

CARRIED (7 to 0)

P. REPORTS - BUILDING AND BY-LAW SERVICES

No Reports.

Q. REPORTS - CAO's OFFICE

No Reports.

R. CONSENT AGENDA

114-05272024

Moved By Councillor Lowrie

Seconded By Councillor Patterson

That Items 1 through 4 on the Consent Agenda, **BE RECEIVED**.

1. Regular Council Meeting Minutes - May 6, 2024
2. Communities in Bloom Minutes - April 2, 2024
3. BIA Minutes - April 9, 2024
4. Migration Festival Minutes - April 23, 2024

CARRIED

S. CORRESPONDENCE

No Correspondence.

T. NOTICES OF MOTION

No Notices of Motion.

U. UNFINISHED BUSINESS AND ANNOUNCEMENTS

No Unfinished Business or Announcements.

V. BYLAWS

115-05272024

Moved By Deputy Mayor DeYong

Seconded By Councillor Jarvis-Chausse

That the following By-law receive three readings and finally pass:

By-law 42-2024 being a By-law to confirm the proceedings of the Council of the Corporation of the Town of Kingsville at its May 27, 2024 Regular Meeting of Council.

CARRIED

W. CLOSED SESSION

116-05272024

Moved By Councillor Gaffan

Seconded By Councillor Lowrie

That Council enter into Closed Session at 7:28 p.m. pursuant to Section 239 of the *Municipal Act, 2001*, to discuss the following item:

Item I - Personnel Matter to be heard under Section 239(2)(b) being personal matters about an identifiable individual, including municipal employees.

***Item II - Personnel Matter** to be heard under Section 239(2)(b) being personal matters about an identifiable individual, including municipal employees; and,

***Item III - Matter Regarding an Identifiable Individual** to be heard under Section 239(2)(b) being personal matters about an identifiable individual, including municipal employees; and; Section 239(2)(f) being advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED

X. ADJOURNMENT

117-05272024

Moved By Councillor Jarvis-Chausse

Seconded By Councillor Lowrie

That Council rise from Closed Session and adjourn the Regular Meeting at
8:56 p.m.

CARRIED

MAYOR, Dennis Rogers

ACTING CLERK, Angela Toole