



Regular Meeting of Council

Minutes

Monday, May 5, 2025

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 5:00 p.m. and Council immediately entered into Closed Session.

B. Closed Session

81-05052025

Moved By: Deputy Mayor DeYong

Seconded By: Councillor Jarvis-Chausse

That Council **enter** into Closed Session at 5:01 p.m. pursuant to section 239 of the *Municipal Act, 2001*, to discuss the following item:

Item I - Ruthven Sewer Capacity Update to be heard under Section 239(2)(e) being litigation or potential litigation, including matters before administrative tribunals, affecting the municipality; and, Section 239(2)(f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Carried

82-05052025

Moved By: Councillor Patterson

Seconded By: Councillor Neufeld

That Council **rise** from Closed Session at 5:54 p.m.

Carried

83-05052025

Moved By: Councillor Gaffan

Seconded By: Councillor Jarvis-Chausse

That Council **resume** the open portion of its Regular Meeting at 6:03 p.m.

Carried

C. Land Acknowledgement

Mayor Rogers read the Land Acknowledgement Statement.

D. Moment of Silent Reflection and National Anthem

E. Mayor's Welcome and Remarks

Mayor Rogers welcomed Council, administration, those in attendance, and those viewing from home. He highlighted events from the past weekend. The annual Blessing of the Bikes took place on Sunday, May 4th for Hogs for Hospice. Mayor Rogers acknowledged the importance of the services provided by Hospice, and thanked the Board, volunteers, the Church, and everyone involved for their efforts in raising awareness and funds in support of Hospice.

Mayor Rogers also noted that the Kingsville Nature and Garden Show, organized by the Communities in Bloom Committee, took place on Saturday, May 3rd. He stated that the event was well attended and acknowledged the presence of Deputy Mayor DeYong, the Horticultural Society, and the Communities in Bloom Committee, along with many Kingsville residents.

F. Amendments to the Agenda

Deputy Mayor DeYong noted that she will have a Notice of Motion.

Angela Toole, Acting Manager of Municipal Governance and Clerk, noted that for item K.1. Linden Beach Relief Drain - New Assessment Schedule, CAO John Norton will be stepping away from the Council table as he lives in the affected area. She stated that Richard Wyma, Director of Planning and Development, will be available for any questions from Council at that time.

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 the agenda items come forward.

None disclosed.

H. Report Out of Closed Session

The Acting Clerk gave the following Report out of Closed Session:

Council entered into Closed Session pursuant to Section 239 of the Municipal Act, 2001 on April 28, 2025, at 5:02 p.m. and again at 7:44 p.m. to discuss the following items:

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

Item II - General Sewer Use By-law heard under Section 239(2)(e), being litigation or potential litigation, including matters before administrative tribunals, affecting the municipality; and 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 - 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

The following individuals appeared before Council in respect of Item L.1 Greenhouse Sewer Use By-law:

- Richard Lee, Executive Director of Ontario Greenhouse Vegetable Growers (OGVG);
- Rob Molliconi, Noah Homes;
- Walter Branco, Noah Homes;
- Albert Mastronardi, Mastronardi Farms;
- Nick Marcovecchio, Marcovecchio Construction; and,
- George Dekker, Mucci Group of Companies.

J. Presentations

There were no presentations.

K. Matters Subject to Notice

1. Linden Beach Relief Drain – New Assessment Schedule

John Norton, CAO, stepped away from the Council table given that he resides in the area described in the report. Richard Wyma, Director of Planning and Development, was available to answer questions.

David Croley, 8 Golfview Drive, appeared before Council, with a question respecting the drainage process.

Lynda Vanden Kroonenberg, 8 York Boulevard, appeared before Council, with a question respecting the drainage process.

84-05052025

Moved By: Councillor Patterson

Seconded By: Councillor Lowrie

That the Engineer's Report provided by R. Dobbin Engineering Inc. dated February 24, 2025, on the Linden Beach Relief Drain for a new assessment schedule, pursuant to Section 76 of the Drainage Act, **be adopted.**

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

Carried (7 to 0)

John Norton, CAO, returned to his chair.

L. Reports - Public Operations

1. Wastewater Treatment Plant Service Agreement

Shaun Martinho, Director of Public Operations, provided a high-level overview of the report.

85-05052025

Moved By: Councillor Gaffan

Seconded By: Councillor Jarvis-Chausse

That the Mayor and Clerk **be authorized** to extend the service agreement with the Ontario Clean Water Agency for the operation and maintenance of Lakeshore West Treatment Plant and associated facilities until December 31st, 2026, with a \$378,875 increase over the annual contract cost anticipated in the 2025 budget.

That Council **directs** administration to issue a Request for Proposal for the operation and maintenance of its treatment assets from 2027-2037 (10 years).

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

Carried (7 to 0)

2. Greenhouse Sanitary Sewer By-law

Moved By: Councillor Lowrie

Seconded By: Councillor Gaffan

That Council **directs** Administration to rename draft By-law 28-2025, which is proposed as the "Greenhouse Sanitary Sewer By-law", to the "Ruthven Sanitary Sewer By-law".

Councillor Lowrie found a seconder but later withdrew her motion.

86-05052025

Moved By: Councillor Neufeld

Seconded By: Deputy Mayor DeYong

That Council **approve** By-law 28-2025, being a By-law to regulate the connection and discharge into Kingsville Sanitary Sewer System by Greenhouses and Greenhouse Premises;

And that Council **amend** Section 2.3 (h) of By-law 28-2025 to provide clarification that additional charges be allowed for site-specific direct expenses, but that future changes to fees and charges in the Fees and Charges By-law be brought back to Council for approval;

And that Council **approve** the fees and rates identified in this report to cover current and future expenses associated with monitoring and treating discharge from Greenhouses and Greenhouse Premises connected to the Town's Sanitary Sewer System;

And that corresponding By-law 34-2025, being a By-law to amend the Town's Water and Sewer Rate By-law 90-2024, **be adopted** during the By-law stage of this Council Agenda.

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

Carried (7 to 0)

3. Keep Kingsville Beautiful – Volunteer Program

Courtney Godfrey, Manager of Parks, Recreation and Facilities, presented the report.

M. Consent Agenda

No items.

N. Correspondence

1. Correspondence from the Municipality of Leamington dated April 10, 2025 regarding Taxi Licensing and Joint Agreement

O. Notices of Motion

1. Deputy Mayor DeYong - Road Closure for the 2nd Annual Prince Adventure's Exotic Car Show

Deputy Mayor DeYong may move or cause to have moved that at the next Regular Meeting of Council:

Whereas Council and Administration are in receipt of correspondence from the organizers of the 2nd Annual Prince Adventure's Exotic Car Show (the "Exotic Car Show"), which is scheduled to take place on October 4, 2025;

And whereas the Exotic Car Show was held in the Migration Festival Hall parking lot in 2024 and was a tremendous success with over 50 exotic cars displayed and 3000 spectators in attendance;

And whereas the Exotic Car Show benefitted the community in that it collected a truckload of food and raised and donated \$5000 to the Kingsville Community Food Bank;

And whereas the event organizers have requested Council's support to relocate the 2nd Annual Prince Adventure's Exotic Car Show to Kingsville's downtown area in an effort to display 100 exotic cars and attract 5000 spectators;

And whereas administration has consulted with the BIA Board and received a reply indicating, "While we acknowledge that not all businesses may align with or support these initiatives, we recognize that others will find significant value in the increased foot traffic and visibility that these events may generate. It is essential for our community to come together, as promotions for our local small businesses and the overall economy are vital to our collective success";

Now therefore be it resolved that the Council of the Corporation of the Town of Kingsville approves the closure of King St to Chestnut (on the same footprint as the "Kingsville Block Party") from 9 am to 3 pm on October 4, 2025, for the 2nd Annual Prince Adventure's Exotic Car Show, subject to terms and conditions decided by the Special Events Review Team (SERT).

P. Unfinished Business and Announcements

None.

Q. By-laws

87-05052025

Moved By: Deputy Mayor DeYong

Seconded By: Councillor Jarvis-Chausse

That the following By-law be given a first and second reading:

31-2025 being a By-law to provide for a new maintenance schedule for the Linden Beach Relief Drain at a total estimated cost of \$12,000 in the Town of Kingsville, in the County of Essex

And that the following By-laws be given three readings and finally pass:

28-2025 being a By-law to regulate the connection and discharge into Kingsville's Sanitary Sewer System by Greenhouses and Greenhouse Premises;

32-2025 being a By-law authorizing the execution of a Transfer Payment Agreement with His Majesty the King, as represented by the Minister of Infrastructure (the "Province") and The Corporation of the Town of Kingsville;

33-2025 being a By-law to appoint members to the Fantasy of Lights Committee and Heritage Advisory Committee;

34-2025 being a By-law to amend By-law 90-2024, being a By-law to impose Water and Sewage Rates charged by The Corporation of the Town of Kingsville; and,

35-2025 being a By-law to confirm the proceedings of the Council of the Corporation of the Town of Kingsville at its May 5, 2025, Regular Meeting of Council.

Carried

R. Adjournment

88-05052025

Moved By: Councillor Patterson

Seconded By: Councillor Jarvis-Chausse

That Council adjourns this Regular Meeting at 8:24 p.m.

Carried

Mayor, Dennis Rogers

Acting Clerk, Angela Toole