



CITY OF WINDSOR MINUTES 12/20/2021

City Council Meeting

Date: Monday, December 20, 2021

Time: 1:00 o'clock p.m.

Members Present:

Mayor

Mayor Dilkens

Councillors

Ward 1 - Councillor Francis

Ward 2 - Councillor Costante

Ward 3 - Councillor Bortolin

Ward 4 - Councillor Holt

Ward 5 - Councillor Sleiman

Ward 6 - Councillor Gignac

Ward 7 - Councillor Gill

Ward 8 - Councillor Kaschak

Ward 9 - Councillor McKenzie

Ward 10 - Councillor Morrison

Clerk's Note: The Mayor and all members of Council participated via video conference (Zoom), in accordance with Procedure By-law 98-2011 as amended, which allows for electronic participation during a declared emergency.

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1. ORDER OF BUSINESS

2. CALL TO ORDER

The Mayor calls the meeting to order at 1:02 o'clock p.m.

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

Councillor Francis discloses an interest and abstains from voting on Item 7.1.14 being the correspondence from the Manager of Urban Design dated December 20, 2021 regarding the recent Site Plan Control (SPC) application, Europro (Tecumseh Mall) LP, 7446-7780 Tecumseh E, 5 6-storey apartment buildings, as the application relates to a family member.

Councillor Holt discloses an interest and abstains from voting on Item 7.1.14 being the correspondence from the Manager of Urban Design dated December 20, 2021 regarding the recent Site Plan Control (SPC) application, Ford Motor Company, 2950 Metcalfe, addition to building for equipment storage, as the application relates to his employer.

4. ADOPTION OF THE MINUTES

None.

5. NOTICE OF PROCLAMATIONS

Proclamations

“Salvation Army Week” – Monday, December 20 to Friday, December 24, 2021

Flag Raising Ceremony

“Bangladesh Victory Day” – Thursday, December 16, 2021

“Salvation Army Week” – Monday, December 20 to Friday, December 24, 2021

6. COMMITTEE OF THE WHOLE

Moved by: Councillor Costante

Seconded by: Councillor Francis

That Council do now rise and move into Committee of the Whole with the Mayor presiding for the purpose of dealing with:

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- (a) communication items;
 - (b) consent agenda;
 - (c) hearing requests for deferrals, referrals and/or withdrawals of any items of business;
 - (d) hearing presentations and delegations;
 - (e) consideration of business items;
 - (f) consideration of Committee reports;
 - (g) Report of Special In-Camera Meeting or other Committee as may be held prior to Council (if scheduled); and
 - (h) consideration of by-laws 184-2021 through 196-2021 (inclusive).
- Carried.

7. COMMUNICATIONS INFORMATION PACKAGE

7.1. Correspondence December 20, 2021

Moved by: Councillor Gignac
Seconded by: Councillor Gill

Decision Number: CR530/2021

That the following Communication Items 7.1.4 through 7.1.7 and 7.1.9 through 7.1.15 (inclusive) as set forth in the Council Agenda **BE REFERRED** as noted; and that Items 7.1.1 through 7.1.3 (inclusive) and 7.1.8 be dealt with as follows:

7.1.3 Letters regarding Quebec's Bill 21

Moved by: Councillor Morrison
Seconded by: Councillor Gill

Decision Number: CR531/2021

That the correspondence items from the City of Brampton and Ontario's Big City Mayors (OBCM) dated December 15, 2021 and December 17, 2021 respectively regarding Quebec's Bill 21 **BE RECEIVED** for information; and further,

Whereas OBCM, at their recent meeting, voted unanimously in opposition to Quebec's Bill 21, the law that bans public sector employees from wearing religious symbols; and,

Whereas the City of Windsor, Ontario is one of the most diverse cities in Canada, that fully respect the religious freedom in the Community; and,

Whereas the City of Windsor demonstrates that support by joining other municipalities in expressing strong opposition to Bill 21 in Quebec;

Therefore Be it Resolved that Administration **BE DIRECTED** to send a letter to the Federal Government on behalf of Windsor City Council in opposition of Bill 21 in Quebec.
Carried.

7.1.1 Letter regarding Parliamentary Consultation on High Frequency Rail by VIA Canada

Moved by: Councillor Gignac
Seconded by: Councillor Costante

Decision Number: CR532/2021

That the correspondence from the Member of Parliament (MP) – Windsor West dated December 6, 2021 regarding "Parliamentary Consultation on High Frequency Rail by VIA Canada" **BE RECEIVED** for information; and further,

That administration **BE DIRECTED** to send a letter to the Minister of Transport on behalf of Windsor City Council reinforcing the need for Windsor, Tecumseh, Essex and Southwestern Ontario, to be included in the first phase of the High Frequency Rail by Via Canada.
Carried.

Clerk's File: MTR2021

7.1.2 Letters regarding COVID-19 and Temporary Foreign Agricultural Workers

Moved by: Councillor Gignac
Seconded by: Councillor Morrison

Decision Number: CR533/2021

That the correspondence items from the Essex Windsor EMS, Erie Shores Healthcare dated December 7, 2021 and Member of Parliament (MP) – Chatham-Kent – Leamington dated December 15, 2021 regarding COVID-19 and temporary foreign agricultural workers **BE RECEIVED** for information; and further,

That Administration **BE DIRECTED** to send a letter to the Federal Government regarding the Temporary Foreign Agricultural Workers requesting that changes be made as soon as possible related to mandatory immunization immediately upon entry into Canada, as well as extending funding for the Isolation and Recovery Centre (IRC) for migrant workers beyond March 31, 2022.
Carried.

Clerk's File: MH/13786

Moved by: Councillor McKenzie
Seconded by: Councillor Gignac

Decision Number: CR534/2021

That Administration **BE DIRECTED** to send a letter to the Town of Leamington and the Town of Kingsville requesting additional assistance and support related to the Isolation and Recovery Centre (IRC) for migrant workers in Windsor Essex County, beyond March 31, 2022.
Carried.

7.1.8 Recommendation/Resolution Report regarding *COVID-19 Vaccine and the Immunization of School Pupils Act*

Moved by: Councillor Bortolin
Seconded by: Councillor Holt

Decision Number: CR535/2021

That the correspondence from the Windsor-Essex County Health Unit (WECHU) dated November 23, 2021 regarding the *COVID-19 Vaccine and the Immunization of School Pupils Act* **BE RECEIVED** for information; and further,

That the following resolution provided by WECHU **BE ENDORSED** by Windsor City Council:

Whereas available COVID-19 vaccines have been approved by Health Canada to be safe and effective for students born in 2009 or earlier; and,

Whereas additional approval by Health Canada to vaccinate individuals born after 2009 with COVID-19 vaccine is anticipated by the end of 2021; and,

Whereas the COVID-19 pandemic is a global pandemic; and,

Whereas the Windsor-Essex region has been disproportionately affected by the COVID-19 pandemic; and,

Whereas the Windsor-Essex region has lower rates of vaccination against COVID-19 particularly among eligible children and youth; and,

Whereas the purpose of the *Immunization of School Pupils Act* is to increase the protection of the health of children against the diseases that are designated diseases; and,

Whereas the IPISA requires that students be immunized for "designated diseases": diphtheria, measles, mumps, poliomyelitis, rubella, and tetanus, unless a specific exemption is sought through the act;

Now therefore it be resolved that the Windsor-Essex County Board of Health recommends that the Province of Ontario amend the *Immunization of School Pupils Act* to include COVID-19 as a "designated disease."

Carried.

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No.	Sender	Subject
7.1.1	Member of Parliament (MP) – Windsor West	Letter regarding Parliamentary Consultation on High Frequency Rail by VIA Canada MTR2021 Note & File
7.1.2	Essex Windsor EMS AND Erie Shores Healthcare AND Member of Parliament (MP) – Chatham-Kent – Leamington	Letters regarding COVID-19 and Temporary Foreign Agricultural Workers MH/13786 Note & File
7.1.3	City of Brampton AND Ontario's Big City Mayors (OBCM)	Letters regarding Quebec's Bill 21 Commissioner, Corporate Services CFO/City Treasurer Diversity/Accessibility Officer GM2021 COUNCIL DIRECTION REQUESTED, otherwise Note & File
7.1.4	Ontario Land Tribunal – Local Planning Appeal Tribunal	Withdrawal acknowledgement letter to advise the appeal by the appellant was withdrawn by letter dated June 17, 2021, Case No. PL210138 Commissioner, Legal & Legislative Services Deputy City Solicitor Senior Legal Counsel Development Applications Clerk ZB/13838 Note & File

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No.	Sender	Subject
7.1.5	Ontario Land Tribunal	<p>1214621 Ontario Inc. (VIP Nite Club) v. Windsor (City) case heard November 2, 2021 by video hearing. Decision delivered by Blair S. Taylor on November 26, 2021, Case No. LC160037</p> <p>Commissioner, Legal & Legislative Services Deputy City Solicitor Senior Legal Counsel Development Applications Clerk MMA2021 Note & File</p>
7.1.6	Ontario Land Tribunal	<p>413464 Ontario Limited v. Windsor (City) case heard December 6, 2021 by video hearing. Decision delivered by R.G.M. Makuch on December 6, 2021, Case No. LC140043</p> <p>Commissioner, Legal & Legislative Services Deputy City Solicitor Senior Legal Counsel Development Applications Clerk SW/13939 Note & File</p>
7.1.7	Tribunals Ontario – Assessment Review Board	<p>2198806 Ontario Inc. v. City of Windsor File No. WR 167643 heard September 10, 2020 by video conference. Decision No. 2858532 and 285833 released on December 16, 2021</p> <p>Commissioner, Legal & Legislative Services Deputy City Solicitor Senior Legal Counsel Development Applications Clerk ACEA2021 Note & File</p>
7.1.8	Windsor-Essex County Health Unit	<p>Recommendation/Resolution Report regarding <i>COVID-19 Vaccine and the Immunization of School Pupils Act</i></p> <p>MH/13786 COUNCIL DIRECTION REQUESTED, otherwise Note & File</p>

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No.	Sender	Subject
7.1.9	Rotary Club of LaSalle Centennial	Calls for nominations for the Roger Mann International Service Award APR2021 Note & File
7.1.10	City Planner/ Executive Director	Application for Zoning Amendment, 2156567 Ontario Ltd, 1092 Dougall Avenue, Application to allow a multiple unit dwelling with up to 5 units to an existing building ZB/14265 Note & File
7.1.11	City Planner/ Executive Director	Application for Draft Plan of Subdivision/ Condominium, Wonsch Construction Company Limited, 3550 Howard Avenue, Application to approve a Plan of Subdivision with 4 residential units ZB/14266 Note & File
7.1.12	City Planner/ Executive Director	Application for Zoning Amendment, Farhi Holdings Corporation, 1624 Lauzon Road, Application to allow for proposed multiple unit residential development ZB/14267 Note & File
7.1.13	City Planner/ Executive Director	Application for Zoning Amendment and Official Plan Amendment, 1741078 Ontario Inc. & 115664 Ontario Inc., 4845 Walker Road, Application to allow construction of a combined use building with commercial on the main floor and residential/ multiple dwellings above ZB/14268 ZB/14269 Note & File

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No.	Sender	Subject
7.1.14	Manager of Urban Design	Recent Site Plan Control (SPC) applications: <ul style="list-style-type: none">• Cavalier Tool and Mfg Ltd., 3430 Wheelton, addition to building• Europro (Tecumseh Mall) LP, 7446-7780 Tecumseh E, 5 6-storey apartment buildings• Ford Motor Company, 2950 Metcalfe, addition to building for equipment storage• Baker Investments Inc., 8380-8474 Wyandotte E, reduction to multiple unit dwelling height/units <p>ZS2021 Note & File</p>
7.1.15	Greater Essex County District School Board	Letter regarding Notice of Proposed Amendments to Education Development Charges By-law Nos. 34 and 35 <p>ME2021 Commissioner, Corporate Services CFO/ City Treasurer Commissioner, Legal & Legislative Services City Planner Note & File</p>

Carried.

Councillors Francis and Holt disclose an interest and abstain from voting on Communication Item 7.1.14.

Report Number: CMC 19/2021

7.2. Consultants Engaged via Engineering/Architectural Roster July-Dec 2020 & Jan-June 2021 - CITY WIDE

Moved by: Councillor Gignac

Seconded by: Councillor Gill

Decision Number: CR536/2021

That the report of the Purchasing Manager dated October 29, 2021 entitled "Consultants Engaged via Engineering/Architectural Roster July-Dec 2020 & Jan-June 2021 - CITY WIDE" **BE RECEIVED** by Council for information in compliance with section 163 of Bylaw 93-2012 (the "Purchasing Bylaw").

Carried.

Report Number: CM 25/2021

Clerk's File: SW/13041

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7.3. Disposal of Surplus Goods Reporting Requirements - Purchasing Bylaw 93-2012 (s.163) - City Wide

Moved by: Councillor Gignac

Seconded by: Councillor Gill

Decision Number: CR537/2021

That the report of the Purchasing Manager dated November 2, 2021 entitled "Disposal of Surplus Goods Reporting Requirements – Purchasing Bylaw 93-2012 (s.163) – City Wide", and amendments thereto, **BE RECEIVED** for information.

Carried.

Report Number: CM 26/2021

Clerk's File: AE2021

7.4. Response to CR608/2019 regarding the Early Development Instrument (EDI) and EarlyON Child and Family Centre Data - City Wide

Moved by: Councillor Gignac

Seconded by: Councillor Gill

Decision Number: CR538/2021

That the report of the Manager of Children's Services dated December 3, 2021 entitled "Response to CR608/2019 regarding the Early Development Instrument (EDI) and EarlyON Child and Family Centre Data - City Wide" **BE RECEIVED** for information.

Carried.

Report Number: C 193/2021

Clerk's File: SS/13629

7.5. Windsor Canada Utilities Ltd. 3rd Quarter 2021 Financial Statements - City Wide

Moved by: Councillor Gignac

Seconded by: Councillor Gill

Decision Number: CR539/2021

That City Council **RECEIVE** for information, the Windsor Canada Utilities Ltd. 3rd Quarter 2021 Financial Statements.

Carried.

Report Number: C 194/2021

Clerk's File: MU2021

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7.6. Summary of Hotline Issues Referred to Management by PwC – 2021 Q2 and Q3 - City Wide

Moved by: Councillor Gignac

Seconded by: Councillor Gill

Decision Number: CR540/2021

That City Council **RECEIVE FOR INFORMATION** the Summary of Hotline Issues Referred to Management by PwC from April 1, 2021 – June 30, 2021 (attached as Appendix A) and from July 1, 2021 – September 30, 2021 (attached as Appendix B).

Carried.

Report Number: CM 22/2021

Clerk's File: AF/11247

7.7. Status Report on Implementation of Audit Recommendations - 2021 Q3 - City Wide

Moved by: Councillor Gignac

Seconded by: Councillor Gill

Decision Number: CR541/2021

That City Council **RECEIVE FOR INFORMATION** the Status Report on Implementation of Audit Recommendations as of 2021 Q3 (attached as Appendix A).

Carried.

Report Number: CM 23/2021

Clerk's File: AF/11247

8. CONSENT AGENDA

8.3. Request for Exemption from Section 45(1.3) of the *Planning Act* to Allow a Minor Variance for 545 Lily Mac Boulevard - Ward 9

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR544/2021

1. That the parcel located at 545 Lily Mac Boulevard (previously known as 3735 Howard Avenue) legally described as Part of Block A, Registered Plan 1259, and identified as Parcel "A" on Appendix A, **BE EXEMPTED** from the mandatory two-year period where no applications for minor variance are permitted following a zoning bylaw amendment under

Section 45 (1.3) of the *Planning Act*, as per authority granted to Council under Section 45 (1.4) of the *Planning Act*.

Carried.

Report Number: C 195/2021
Clerk's File: ZB/13700

8.4. Consolidated Linear Infrastructure Environmental Compliance Approval (CLI ECA) --City Wide

Moved by: Councillor Holt
Seconded by: Councillor Kaschak

Decision Number: CR545/2021

That Council **DIRECT** the Commissioner of Infrastructure Services to apply to the Ministry of the Environment, Conservation and Parks on behalf of the City for an initial Consolidated Linear Infrastructure Environmental Compliance Approval for the City's Municipal Sewage Collection System and the City's Stormwater Management System, and any future renewal, extension or amendment application, including the negotiation and execution thereof, as may be necessary; and,

That Council **AUTHORIZE** the Commissioner of Infrastructure Services or designate to represent the City as Owner and as the Owner's Authorized Representative, for the purposes of any application, including any future renewal, extension or amendment application, to the Ministry of the Environment, Conservation and Parks for a Consolidated Linear Infrastructure Environmental Compliance Approval(s) for the City's Municipal Sewage Collection System and the City's Stormwater Management System; and,

That Council **AUTHORIZE** the Commissioner of Infrastructure Services to sign or designate in writing the appropriate staff to sign, on behalf to the City, any forms, letters of acceptance or such further documents as may be required by the Ministry of the Environment, Conservation and Parks related to the administration of the Consolidated Linear Infrastructure Environmental Compliance Approval(s); and,

That Council **AUTHORIZE** the Commissioner of Infrastructure Services to sign or designate in writing the appropriate staff to sign, on behalf of the City, any direct submission applications not covered by the pre-authorized process, as may be required by the Ministry of the Environment, Conservation and Parks; and,

That Council **DIRECT** Administration to develop a policy outlining the roles and responsibilities related to the ongoing monitoring and compliance of the City's Consolidated Linear Infrastructure Environmental Compliance Approval(s); and,

That Council **AUTHORIZE**:

1. That non-refundable administration fees, in the amounts noted in Appendix A, **BE CHARGED** for the review by City Administration of projects that are considered pre-

approved under the Consolidated Linear Infrastructure Environmental Compliance Approval (CLI ECA), and for the review of projects that are not considered pre-approved and require submission to Ministry of the Environment, Conservation and Parks for an Amendment to the CLI ECA, and further,

2. That, should an application package be submitted and the application be deemed incomplete, the applicant **BE REQUIRED** to submit all outstanding information within two weeks, otherwise the application will be considered void and a new application, with appropriate fees, will be required, and further,

3. That the Fees and Charges By-law **BE AMENDED** accordingly.

Carried.

Report Number: C 188/2021
Clerk's File: SW2021

8.5. Award of RFP No. 114-21 - Jefferson Pump Station Drainage Area Improvements - Ward 8

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR546/2021

That City Council **APPROVE** entering into an agreement with The Municipal Infrastructure Group Ltd., a T. Y. Lin International Company, for Engineering Consulting Services for the Jefferson Pumping Station Drainage Area Improvements project, for a total amount of \$558,700 plus HST; and,

That the CAO and City Clerk **BE AUTHORIZED** to sign the agreement with The Municipal Infrastructure Group Ltd., a T. Y. Lin International Company, in the total amount of \$558,700 plus HST, satisfactory in technical content to the Commissioner of Infrastructure Services, in financial content to the Commissioner of Corporate Services CFO/City Treasurer, and in form to the Commissioner of Legal & Legislative Services.

Carried.

Report Number: C 174/2021
Clerk's File: SW/14262

8.6. A By-law to authorize special charges being imposed on lots abutting on the local improvement work completed under By-law 72-2020 on California Avenue from Norfolk Street to Pulford Street

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

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Decision Number: CR547/2021

That Council **ADOPT** By-law 191-2021 for the imposition of special charges on lots abutting on or immediately benefiting from the local improvement work completed under By-law 72-2020 on California Avenue from Norfolk Street to Pulford Street, in accordance with Section 30 of Ontario Regulation 586/06, made under *Municipal Act* 2001.

Carried.

Report Number: C 184/2021

Clerk's File: SL2021

8.7. Appointment of Drainage Engineer - Lachance Drain - Ward 9

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR548/2021

That the firm of Dillon Consulting Ltd. **BE APPOINTED** by City Council as the designated Engineer of Record for the Lachance Drain under Section 78 of the *Drainage Act*, and to prepare a report responding to the request of Pointe East Windsor Limited to relocate the Lachance Drain.

Carried.

Report Number: C 189/2021

Clerk's File: SW2021

8.8. Class Environmental Assessment for the Ojibway Parkway Wildlife Crossing - Ward 1

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR549/2021

- I. That Council **ENDORSE** the draft Environmental Study Report for Ojibway Parkway Wildlife Crossing Municipal Class Environmental Assessment as a planning document with recommendations supporting the Preferred Solution and Preferred Design as identified and prepared by Wood Environment and Infrastructure Solutions, dated November 26, 2021; and,
- II. That Administration **BE DIRECTED** to finalize the Environmental Study Report for Ojibway Parkway Wildlife Crossing Municipal Class Environmental Assessment and issue the Notice of Study Completion in accordance with the Municipal Class Environmental Assessment Planning Process to commence the minimum of 30-day review period immediately following finalizing the Environmental Assessment.

Carried.

Report Number: S 160/2021

Clerk's File: EI/13721

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8.9. Fred Thomas Park – Splash Pad Replacement - Ward 3

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR550/2021

That City Council **APPROVE** the use of \$300,000 in previously approved placeholder funding for the Fred Thomas Park Splash Pad, (PFO-003-18) at Fred Thomas Park (400 Wyandotte St. E); and,

That City Council **APPROVE** a pre-commitment of \$150,000 in 2023 funding from project PFO-003-18 Fred Thomas Park Splash Pad for the installation of a replacement splash pad at Fred Thomas Park; and,

That Administration **BE AUTHORIZED** to prepare and issue a RFP consistent with the City of Windsor Purchasing By-laws to retain appropriate designers, suppliers and installers of splash pad equipment to facilitate the above noted project; and, subject to the RFP responses falling within approved budget amounts; and,

That Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary that are related to the projects submitted under the RFP, provided that the procurement(s) are within approved budget amounts, pursuant to the Purchasing By-Law 93-2012 and amendments thereto; satisfactory in financial content to City Treasurer, and in technical content to the Commissioner of Community Services; and,

That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to take any such action required to effect the recommendation noted above and sign any required documentation/agreement(s) for the projects, satisfactory in legal form to the City Solicitor, in technical content to the Commissioner of Community Services and in financial content to the City Treasurer; and,

That the Purchasing Manager **BE AUTHORIZED** to issue Purchase Orders as may be required to effect the recommendation noted above, subject to all specification being satisfactory in technical content to the Commissioner of Community Services, and in financial content to the City Treasurer; and further,

That the Chief Administrative Officer **BE AUTHORIZED** to delegate signing of claims and applicable schedules and other such documents required as part of the requirements for the awarded projects to the Commissioner of Community Services, or designate, and subject to financial content approval from the area's Financial Manager.

Carried.

Report Number: C 185/2021

Clerk's File: SR/14263

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8.10. Approval of Annual Temporary Borrowing By-Law for 2022

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR551/2021

That City Council **AUTHORIZE** the temporary borrowing of money for current expenditures for the year 2022, if and when required, as provided for under the provisions of Section 407 of the *Municipal Act*; and,

That City Council **AUTHORIZE** the CAO and City Clerk to execute the related banking agreements including any line of credit commitment letters as deemed necessary to establish/maintain the line of credit facility approved as to legal content by the City Solicitor and as to technical and financial content to the CFO/City Treasurer; and,

That City Council **AUTHORIZE** the CAO and CFO/City Treasurer to borrow on a temporary basis, such sums, if any, as considered necessary to meet the current expenditures of the Corporation for the year until the taxes are collected and other revenues are received; and to **EXECUTE** any such related banking agreements including but not limited to the Bank's Acceptance Agreement and Overdraft Lending Agreement approved as to legal content by the City Solicitor and as to technical and financial content to the CFO/City Treasurer; and,

That City Council **AUTHORIZE** the CAO and CFO/City Treasurer to sign the "Security Agreement - Municipalities and School Boards" banking document subject to approval for legal content by the City Solicitor and as to technical and financial content to the CFO/City Treasurer; and,

That the City Solicitor **BE DIRECTED** to prepare the necessary by-law.
Carried.

Report Number: C 178/2021
Clerk's File: AF2021

8.11. Applications for Tax Reductions under S. 357/358 of the Ontario *Municipal Act 2001* - City Wide

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR552/2021

That City Council **ACCEPT** Administration's recommendations with regard to approval of property tax relief for those applications for Tax Reduction, Cancellation and Refunds as outlined and included in Appendices A and B; and,

That the CFO/City Treasurer (or designate) **BE AUTHORIZED** to amend the City's Tax Master Collector's Roll for the 2019 through 2021 taxation years in the amount of \$181,722 (including the education portion).
Carried.

8.12. Audit and Accountability Fund - Consultant's Report - Improving the Identification, Monitoring, and Tracking of Development Charges Related Projects at the City of Windsor - City Wide

Moved by: Councillor Holt
Seconded by: Councillor Kaschak

Decision Number: CR553/2021

That the December 7, 2021 report from PSD Citywide Inc. entitled "Improving the Identification, Monitoring, and Tracking of Development Charges Related Projects at the City of Windsor", which is financed by the Province of Ontario's Audit and Accountability Fund, **BE RECEIVED** for information; and,

That the City Treasurer **BE AUTHORIZED** to post the PSD Citywide Inc. reports to the corporate website by no later than January 31, 2022 in accordance with the grant's requirements; and,

That Administration **BE DIRECTED** to further assess the reports developed by PSD Citywide Inc. AND the recommendations presented in the report to better understand their value and any cost implications, AND where deemed appropriate bring those items forward for consideration in future budgets.

Carried.

8.13. RICBL Exemption 2021-3 - Tiziano Zaghi - 0 Daytona Avenue - Ward 10

Moved by: Councillor Holt
Seconded by: Councillor Kaschak

Decision Number: CR554/2021

1) That Council **APPROVE** the request of Tiziano Zaghi, Planning Consultant, on behalf of Abdul Karim Habib, property owner, for an exemption from the provisions of Interim Control By-law 103-2020 for the property known municipally as 0 Daytona Avenue (Roll No. 080-490-04510; southeast corner of Daytona Avenue and Northwood Street).

2) That Council **AMEND** Interim Control By-law 103-2020 by adding to Section 5 the following clause using the next sequential clause number:

(?) 0 Daytona Avenue (southeast corner of Daytona Avenue and Northwood Street)

Part Lot 75, Lots 76 to 79, Registered Plan 1015, and Parts 5 to 7, Plan 12-21146;
Roll No. 080-490-04510

Carried.

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Report Number: S 122/2021 & AI 18/2021

Clerk's File: Z/14231

8.14. Response to Council directive regarding applying a climate lens to the City's purchasing practices - City Wide

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR555/2021 ETPS 864

- 1) That City Council **RECEIVE** the report of the Supervisor of Environmental Sustainability & Climate Change dated October 7, 2021, entitled "Response to Council directive regarding applying a climate lens to the City's purchasing practices – City Wide"; and,
- 2) That City Council **APPROVE** Administration proceeding with identified strategies for 2021/2022 including:
 - Form an internal Sustainable Purchasing Team;
 - Update current purchasing procedures/documents to ensure environmental sustainability and climate change is being considered;
 - Update the City's Sustainable Purchasing Guide (2015) to reflect updates for climate change considerations; and
 - Join the Canadian Collaboration for Sustainable Procurement for 2021/2022; and,
- 3) That Administration **REPORT BACK** to City Council by the third quarter (Q3) 2022 with a report on achievements and possible next steps.

Carried.

Report Number: SCM 361/2021, C 154/2021 & AI 19/2021

Clerk's File: EI2021

8.15. Approval of a Plan of Condominium with Exemption under Section 9(3) of *The Condominium Act*, 7887 Edgar Street; Applicant: Suburban Construction and Management Ltd.; File # CDM 004-21 [CDM-6563]; Ward 6

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR556/2021 DHSC 343

That the application of Suburban Construction & Management Ltd. for an exemption under Section 9(3) of *The Condominium Act* for approval of a plan of condominium (Standard Condominium), comprised of 36 dwelling units, as shown on the attached Map No. CDM-004/21-1, within a newly constructed Multiple Dwelling structure on a parcel legally described as Lots 21 & 22, Part of Lots 20, 23 & 24, Part of Alley (closed by CE349312), Registered Plan 980 and Part of Lot 127

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Concession 1; designated as Part 1 Plan 12R28717; located at the southwest corner of Edgar Street and Lauzon Road, **BE APPROVED** for a period of three (3) years.

Carried.

Report Number: SCM 367/2021 & S 139/2021

Clerk's File: ZP/14242

8.16. Economic Revitalization Community Improvement Plan (CIP) application submitted by SPIROL Industries Ltd. for 3103 St. Etienne Blvd (Ward 9)

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR557/2021 DHSC 344

- I. That the request made by SPIROL Industries Ltd. to participate in the Business Retention and Expansion Grant Program **BE APPROVED** for the property located at 3103 St. Etienne Blvd for up to 10 years or until 100% of the eligible costs are repaid pursuant to the City of Windsor Economic Revitalization Community Improvement Plan;
- II. That Administration **BE DIRECTED** to prepare an agreement between the City, SPIROL Industries Ltd., and/or persons or companies that have legally been assigned the right to receive grant payments, to implement the Business Retention and Expansion Grant Program in accordance with all applicable policies, requirements, and provisions contained within the Economic Revitalization Community Improvement Plan to the satisfaction of the City Planner for content, the Commissioner of Legal Services as to legal form, and the CFO/City Treasurer as to financial implications;
- III. That the CAO and City Clerk **BE AUTHORIZED** to sign the Business Retention and Expansion Grant Agreement; and,
- IV. That the approval to participate in the Business Retention and Expansion Grant Program **EXPIRE** if the grant agreement is not signed by applicant and owner within one year following Council approval. The City Planner may extend the deadline for up to one year upon request from the applicant.

Carried.

Report Number: SCM 368/2021 & S 137/2021

Clerk's File: SPL/10759

8.17. University Avenue and Wyandotte Street Community Improvement Plan (CIP) Application submitted by 2605835 Ontario Inc. on behalf of AIPL Holdings Inc for 1100 University Avenue West

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

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Decision Number: CR558/2021 DHSC 345

- I. That the request made by 2605385 Ontario Inc. on behalf of AIPL Holdings Inc for the redevelopment of 1100 University Avenue West Street to participate in the:
 - a. Commercial/Mixed Use Building Facade Improvement Program **BE APPROVED** in the amount of \$30,000 for eligible costs incurred after September 10, 2021 pursuant to the University Avenue and Wyandotte Street Community Improvement Plan;
 - b. Building/Property Improvement Tax Increment Grant Program **BE APPROVED** for 100% of the municipal portion of the tax increment resulting from the proposed development for five (5) years in accordance with the University Avenue and Wyandotte Street Community Improvement Plan;
 - c. Municipal Development Fees Grant Program **BE DENIED** as municipal fees have been paid prior to the grant application being submitted on September 10, 2021 pursuant to the University Avenue and Wyandotte Street Community Improvement Plan;
- II. That one complete window system sample (including profile, finish, glazing) **BE SUBMITTED** to the City for review and approval to the satisfaction of the City Planner prior to installation; and,
- III. That the means, methods, and materials for cleaning of the limestone and any limestone/historic masonry restoration/repair **BE COMMUNICATED** to the City for approval to the satisfaction of the City Planner prior to the work being undertaken; and,
- IV. That Grant funds in the amount of \$30,000 under the Commercial/Mixed Use Building Facade Improvement Program **BE TRANSFERRED** from the CIP Reserve Fund to a new Project for the University Avenue and Wyandotte Street Planning Fund when the work is completed; and,
- V. That the Commercial/Mixed Use Building Facade Improvement grant **BE PAID** to 2605385 Ontario Inc. upon satisfying recommendations II and III as well as completion of the facade improvements as shown in Appendix B to Report S 140/2021 to the satisfaction of the City Planner and Chief Building Official; and,
- VI. That should the eligible work not be completed within one (1) year, City Council **AUTHORIZE** that the funds under the Commercial/Mixed Use Building Facade Improvement Program be uncommitted and made available for other applications; and,
- VII. That Administration **BE DIRECTED** to prepare a Building/Property Improvement Tax Increment Grant agreement between the City, AIPL Holdings Inc, 2605385 Ontario Inc. or any person or corporation that has been legally assigned the right to receive grant payments to implement the grant program in accordance with all applicable policies, requirements, and provisions contained within the University Avenue and Wyandotte Street Community Improvement Plan to the satisfaction of the City Planner as to content, the Commissioner of Legal and Legislative Services as to legal form, and the CFO/City Treasurer as to financial implications; and,
- VIII. That the CAO and City Clerk **BE AUTHORIZED** to sign the Building/Property Improvement Tax Increment Grant Agreement; and further,

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IX. That the approval to participate in the Building/Property Improvement Tax Increment Grant Program **EXPIRE** if the grant agreement is not signed by applicant within one year following Council approval. The City Planner may extend the deadline for up to one year upon request from the applicant.

Carried.

Report Number: SCM 369/2021 & S 140/2021

Clerk's File: Z/14007

8.18. Sandwich Demolition Control Exemption and CIP-3388 Baby St., Gurbax Wahid, Ward 2

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR559/2021 DHSC 346

- I. That the Chief Building Official **BE AUTHORIZED** to issue a demolition permit to the registered owner Gurbax Wahid, to demolish a one (1) storey single unit dwelling located at 3388 Baby Street (see Appendix 'A'), to construct a two (2) storey two (2)-unit duplex dwelling when an executed Site Plan Control Agreement has been registered on title with the appropriate securities to ensure the redevelopment occurs within a specified time period to fulfill the conditions of the Site Plan Control Agreement; and,
- II. That any minor changes **BE SUBJECT** to the approval of the City Planner and Chief Building Official at the time of issuance of the Building Permit; and,
- III. That the Chief Building Official **BE DIRECTED** to require, as a condition of the demolition permit:
 - i. The redevelopment identified in Appendix 'B' and Site Plan be substantially complete within two (2) years following the issuance of the demolition permit;
 - ii. If the redevelopment, including construction of a new building, is not substantially complete within two (2) years of the commencement of the demolition the Clerk enter the sum of Twenty Thousand Dollars (\$20,000) on the collectors roll of the property and prepare a certificate for registration; and,
- IV. That the City Solicitor **BE DIRECTED** to register the certificate in the land registry office against the property; and,
- V. That the request for incentives under the Sandwich Incentive Program made by the registered owner Gurbax Wahid of the property located at 3388 Baby Street, **BE APPROVED** for the following programs:
 - i. *Development and Building Fees Grant* for 100% of the Development and Building Fees identified in the Sandwich CIP to a Maximum amount of (+/- **\$15,930.50**);

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- ii. *Revitalization Grant Program* for 70% of the municipal portion of the tax increment for up to 10 years (+/-**\$2,914.80** per year); and,
- VI. That the CAO and City Clerk **BE AUTHORIZED** to sign the Sandwich Incentive Program Agreement for the *Revitalization Grant* in accordance with all applicable policies, requirements, and provisions contained within the Olde Sandwich Towne Community Improvement Plan to the satisfaction of the City Planner as to content, the City Solicitor as to legal form, and the CFO/City Treasurer as to financial implication; and,
- VII. That funds in the amount of +/-**\$15,930.50** under the *Development Building Fees Grant Program* **BE TRANSFERRED** from the CIP Reserve Fund 226 to the *Sandwich Community Development Plan Fund* (Project 7076176) once the work is completed; and,
- VIII. That grants **BE PAID** to Gurbax Wahid upon completion of the two (2) storey two (2)-unit duplex dwelling from the *Sandwich Community Development Plan Fund* (Account 7076176) to the satisfaction of the City Planner and Chief Building Official; and further,
- IX. That grants approved **SHALL LAPSE** if the applicant has not completed the work and fulfilled the conditions within 2 years of the approval date.

Carried.

Report Number: SCM 370/2021 & S 138/2021

Clerk's File: SPL/10759

8.19. Main Street/Building Facade Improvement CIP Application for 1378 Ottawa Street, Owner: Takhar Sherghin Holdings Inc. Ward 4

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR560/2021 DHSC 347

- I. That the request made by Takhar Sherghin Holdings Inc. (c/o Jaskaran Takhar), the owner of the property located at 1378 Ottawa St., for *Building Facade Improvement grants* totalling a maximum of +/-**\$29,763.45** and *Building and Development Fees* grants totaling a maximum of +/-**\$236.55** **BE APPROVED IN PRINCIPLE** under the *Building Facade Improvement Program and Urban Design Guidelines for Main Streets* Community Improvement Plan; and,
- II. That funds in the maximum amount of +/-**\$29,763.45** (*Building Facade Improvement grants*) and +/-**\$236.55** (*Building and Development Fees* grants) under the *Building Facade Improvement Program and Urban Design Guidelines for Main Streets* CIP **BE TRANSFERRED** from the CIP Reserve Fund 226 to the *Building Facade Improvement Program – Main Streets CIP* Project Fund (Project #7219018) when the grant funds are ready to be paid out; and,
- III. That grants **BE PAID** to Takhar Sherghin Holdings Inc. (Jaskaran Takhar), upon completion of improvements to the exterior of the property located at 1378 Ottawa St. from the *Building*

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Facade Improvement Program – Main Streets CIP Project Fund (Project #7219018) to the satisfaction of the City Planner and Chief Building Official; and further,

- IV. That grants approved **SHALL LAPSE** and the funds **BE UNCOMMITTED** if the applicant has not completed the work and fulfilled the conditions within 2 years of the council approval date.

Carried.

Report Number: SCM 371/2021 & S 141/2021
Clerk's File: Z/13002

8.20. Minutes of the Windsor Licensing Commission of its meeting held September 22, 2021

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR561/2021 ETPS 868

That the minutes of the Windsor Licensing Commission of its meeting held September 22, 2021 **BE RECEIVED**.

Carried.

Report Number: SCM 380/2021 & SCM 337/2021
Clerk's File: MB2021

8.21. Report No. 74 of the Windsor Bicycling Committee - Support of the separated bike lane project along University Avenue in 2022

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR562/2021 ETPS 869

That Report No. 74 of the Windsor Bicycling Committee of its electronic poll held on October 22, 2021 indicating:

That the Windsor Bicycling Committee enthusiastically **SUPPORTS** the proposal to create a separated bike lane pilot project along University Avenue in 2022.

BE APPROVED.

Carried.

Report Number: SCM 381/2021 & SCM 350/2021
Clerk's File: MB2021

8.22. Essex-Windsor Solid Waste Authority Regular Board Meeting Minutes - October 5, 2021

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

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Decision Number: CR563/2021 ETPS 870

That the minutes of the Essex-Windsor Solid Waste Authority (EWSWA) of its Regular Board Meeting held October 5, 2021 **BE RECEIVED**.

Carried.

Report Number: SCM 382/2021 & SCM 364/2021

Clerk's File: MB2021

8.23. Minutes of the Town & Gown Committee of its meeting held September 29, 2021

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR564/2021 ETPS 871

That the minutes of the Town & Gown Committee of its meeting held September 29, 2021 **BE RECEIVED**.

Carried.

Report Number: SCM 383/2021 & SCM 365/2021

Clerk's File: MB2021

8.25. Minutes of the Housing & Homelessness Advisory Committee of its meeting held September 21, 2021

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR566/2021 CSPS 166

That the minutes of the Housing & Homelessness Advisory Committee of its meeting held September 21, 2021 **BE RECEIVED**.

Carried.

Report Number: SCM 390/2021 & SCM 353/2021

Clerk's File: MB2021

8.26. Memorial for Evelyn G. McLean at Mackenzie Hall - Ward 2

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR567/2021 CSPS 167

That the offer from the Friends of the Court, attached as Appendix A, for a framed memorial and three donated works of art commemorating Evelyn G. McLean at Mackenzie Hall **BE ACCEPTED**; and,

That City Council **DIRECT** Administration to develop an agreement for the donation of the works of art; and,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign the agreement and any related documentation satisfactory in form to the City Solicitor, in technical content to the Executive Director of Recreation and Culture and in financial content to the City Treasurer.
Carried.

Report Number: SCM 391/2021 & S 131/2021
Clerk's File: APL2021

8.27. Windsor Essex 2021 Homelessness Enumeration Report - City Wide

Moved by: Councillor Holt
Seconded by: Councillor Kaschak

Decision Number: CR568/2021 CSPA 168

That the Windsor Essex 2021 Homelessness Enumeration Report **BE RECEIVED** for information; and,

WHEREAS The Windsor Essex 2021 Homeless Enumeration Report has noted an increasing number of persons experiencing homelessness in Windsor and Essex County; and,

WHEREAS the endorsement of resolutions passed by the Council of the Municipality of Chatham-Kent and the Council of Huron County add weight to the importance of support from upper levels of government for homelessness, mental health, and addictions programs;

THEREFORE BE IT RESOLVED:

THAT City Council **ACKNOWLEDGE** the Province of Ontario and Government of Canada for their contributions under *Reaching Home: Canada's Homelessness Strategy*, *Social Services Relief Fund* and the *Community Homelessness Prevention Initiative* that have supported COVID and homelessness responses. This funding has assisted Windsor Essex County to provide the necessary capital funding to expand much needed supportive housing options for people experiencing homelessness and operating funding to keep people safe throughout the pandemic; and,

THAT City Council **ENDORSE** the resolution supported by the Council of the Municipality of Chatham-Kent and the Council of Huron County attached as Appendix B; and,

THAT City Council **REQUEST** the Province of Ontario and the Government of Canada to identify homelessness as a provincial and national crisis across the Province of Ontario and Canada; and,

THAT the Province of Ontario and Government of Canada **ACKNOWLEDGE** that the lack of resources to support addiction and mental health programs to be a leading cause of homelessness; and,

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THAT the City of Windsor **REQUEST** the Province of Ontario and Government of Canada to provide further financial support for housing and homelessness programs, in addition to increasing funding to support mental health and addiction services; and,

THAT the resolution **BE FORWARDED** to the Association of Municipalities of Ontario (AMO), the Ontario Municipal Social Services Association (OMSSA), and the Federation of Canadian Municipalities (FCM), as well as the Members of Parliament (MPs) and Members of Provincial Parliament (MPPs) of Windsor-Essex.

Carried.

Report Number: SCM 389/2021 & S 151/2021
Clerk's File: GH/11710

8.28. Windsor Express Basketball - Licence Agreement for 2021-2022 Season - Ward 6

Moved by: Councillor Holt
Seconded by: Councillor Kaschak

Decision Number: CR569/2021 CSPA 169

That the request of the Windsor Express Basketball Inc. (Ontario Corporation Number 002333069), a team of the National Basketball League of Canada, to enter in a license agreement for the use of the WFCU Centre for the upcoming 2021-2022 season **BE APPROVED** under the same terms and conditions as the previous licence agreement approved by Council Resolution CR604/2019 ("Option 1"); and further,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute and sign the licence agreement, satisfactory in technical content to the Executive Director of Recreation and Culture, in financial content to the City Treasurer, and in form to the City Solicitor.

Carried.

Report Number: SCM 388/2021 & S 153/2021
Clerk's File: SR/11962

11.1. Declaration of a Vacant Parcel of Land Gratuitously Conveyed To The City For Parks Purposes Municipally Known as 0 Sandison Street as Surplus and Authority to Offer for Sale - Ward 9

Moved by: Councillor Holt
Seconded by: Councillor Kaschak

Decision Number: CR572/2021

I. That the following City of Windsor (the "**City**") vacant parcel of land gratuitously conveyed to the City for Parks purposes **BE DECLARED** surplus:

- Municipal address: **0 Sandison Street** – vacant land situate on the north side of Sandison Street, between 644 and 672 Sandison Street

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- Legal Description: Block 32 on Plan 12M-440
- Approximate Lot size: 15.09 m (49.5 feet) x irregular
- Approximate Lot area: 5,813 sq ft (540 m²)
(herein the “**Subject Parcel**”); and

II. That the Manager of Real Estate Services **BE AUTHORIZED** to offer the vacant parcel of land identified in Recommendation I for sale to the abutting property owner to the north at a price to be determined by the Manager of Real Estate Services.

Carried.

Report Number: C 187/2021
Clerk’s File: APM2021

11.2. 2022 Interim Tax Bills - City Wide

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR573/2021

That City Council **DIRECT** Administration to prepare 2022 Interim property tax bills based upon 50% of the 2021 total levy inclusive of education tax; and,

That City Council **ESTABLISH** the collection of the 2022 interim property taxes over three instalment dates being; February 16, March 16, and April 13, 2022; and,

That City Council **APPROVE** a rate of 1 ¼ % to be imposed as a penalty for non-payment of property taxes on the first day of default and a further rate of 1 ¼ % per month as interest on taxes due but unpaid; and,

That the City Solicitor **BE AUTHORIZED** to prepare the necessary by-law to enact the 2022 interim property tax bills.

Carried.

Report Number: C 182/2021
Clerk’s File: AF/14148

11.3. Capital Variance Report - September 30, 2021 - City Wide

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR574/2021

1. That City Council **RECEIVE** for information the 2021 Life-to-Date Capital Variance Report as at September 30, 2021 as presented by the Chief Financial Officer/ City Treasurer; and,

2. That City Council **APPROVE** the transfers to and from capital projects/reserves as identified within Appendix A – Summary of Capital Project Variances; and,

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3. That City Council **APPROVE** a transfer of \$300,000 from the 2021 City Wide Road Rehab project (7211000) to the Strabane Sanitary Sewer – WUC Discharge project (7152000).

Carried.

Report Number: C 186/2021

Clerk's File: AF2021

11.4. PricewaterhouseCoopers Internal Audit Summary Report: May 1, 2021 to November 30, 2021

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR575/2021

That the attached Internal Audit Summary report provided by PricewaterhouseCoopers LLP (PwC) for the period May 1, 2021 to November 30, 2021 **BE RECEIVED** for information.

Carried.

Report Number: S 148/2021

Clerk's File: AF/11247

9. REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS

8.1. Streamlining Approvals to Enable Rapid Execution of Council's Vision and Direction

Moved by: Councillor Francis

Seconded by: Councillor Gignac

Decision Number: CR542/2021

That the report of the (Acting) Executive Initiatives Coordinator dated October 29, 2021 entitled "Streamlining Approvals to Enable Rapid Execution of Council's Vision and Direction" **BE REFERRED** back to administration to provide a report, which includes information related to all CAO delegation of authority approvals for the last 2 years, for Council's consideration.

Carried.

Report Number: C 169/2021

Clerk's File: AS/7748

11.5. Appointment of Integrity Commissioner-City Wide

Moved by: Councillor McKenzie

Seconded by: Councillor Gignac

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Decision Number: CR576/2021

That the report of the Office of the City Clerk dated December 9, 2021 entitled "Appointment of Integrity Commissioner-City Wide" **BE REFERRED** back to administration at administration's request to allow for further discussion and clarification.

Carried.

Report Number: C 196/2021

Clerk's File: GM/14272

11.6. Windsor Public Library - Facility Plan Implementation and Temporary Relocation of Main Branch - Project Completion Report - City Wide

Moved by: Councillor Gignac

Seconded by: Councillor Sleiman

Decision Number: CR577/2201 B33/2021

That the report of the Senior Manager of Engineering / Deputy City Engineer dated July 19, 2021 entitled "Windsor Public Library - Facility Plan Implementation and Temporary Relocation of Main Branch - Project Completion Report – City Wide" **BE REFERRED** back to administration to allow for administration to meet with Windsor Public Library administration to provide specific information related to funding for repair/renewal of the Bookmobile; and,

That the information **BE PROVIDED** for Council's consideration at the January 17, 2022 Council Meeting.

Carried.

Report Number: C 104/2021 & AI 23/2021

Clerk's File: ML/10013

8.2. CQ-14-2018 - Cabana Road East / Roseland Public School Pedestrians – Ward 9

Moved by: Councillor McKenzie

Seconded by: Councillor Gill

Decision Number: CR543/2021

That the report of the Policy Analyst dated September 17, 2021 entitled "CQ-14-2018 - Cabana Road East / Roseland Public School Pedestrians – Ward 9" **BE REFERRED** back to administration to allow for further discussion related to the process and warrants in place; and,

That the information **BE PROVIDED** for Council's consideration at the January 17, 2022 Council Meeting.

Carried.

Report Number: C 141/2021

Clerk's File: ST2021

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10. PRESENTATIONS AND DELEGATIONS

10.1. Presentation - 2021 Heritage Recognition Video Presentation (K. Tang)

Kristina Tang, Heritage Planner

Kristina Tang, Heritage Planner, appears before Council to make a presentation entitled “2021 Heritage Recognition Video Presentation” and provides information related to previous heritage awards presentations and a video related to current honourees as follows:

1. Piero A. Aleo, Vincent Aleo, Patrick J. Ducharme, Stephen P. Ducharme, The Walker Power Building Built Heritage Award Recipient and Heritage Designation Plaque Recipient–325 Devonshire Road
2. Greater Essex County District School Board, J.P. Thompson Architects–John Campbell Public School Built Heritage Award Recipient–1255 Tecumseh Road East
3. Greater Essex County District School Board, J.P. Thompson Architects, ERA Architects—Honourable W.C. Kennedy Collegiate Built Heritage Award Recipient–245 Tecumseh Road East

Moved by: Councillor Holt

Seconded by: Councillor Bortolin

Decision Number: CR570/2021

That the presentation by Kristina Tang, Heritage Planner, entitled “2021 Heritage Recognition Video Presentation” **BE RECEIVED** for information.

Carried.

Clerk’s File: MBA2021

10.2. Presentation - Sponsor Windsor "Partner Recognition Awards" - Annual Presentation Jason Moore

Jason Moore, Senior Manager of Communications and Customer Service

Jason Moore, Senior Manager of Communications and Customer Service, appears before Council to present the Sponsor Windsor “Partner Recognition Awards” – Annual Presentation as follows:

- Marcy and Jim Cheetham–Tim Hortons
- Gisele Seguin and Cristina Naccarato–Windsor Regional Hospital Foundation
- Owen Wolters–Publisher and Daniel Gagnon–Sales-WindsoriteDOTca
- Rob Petroni–LiUNA 625! and YUNITY Bluesfest
- Vincent Georgie–University of Windsor
- Dylan Parker–Parker DKI and Shawn Moir–CPC Contents Processing Centre

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Moved by: Councillor Francis

Seconded by: Councillor Gignac

Decision Number: CR571/2021

That the presentation by the Senior Manager of Communications and Customer Service regarding "The Corporation of the City of Windsor's 2021 Sponsor Recognition" **BE RECEIVED FOR INFORMATION**, noting the following recipients:

- Marcy and Jim Cheetham–Tim Hortons
- Gisele Seguin and Cristina Naccarato–Windsor Regional Hospital Foundation
- Owen Wolters–Publisher and Daniel Gagnon–Sales-WindsoriteDOTca
- Rob Petroni–LiUNA 625! and YUNITY Bluesfest
- Vincent Georgie–University of Windsor
- Dylan Parker–Parker DKI and Shawn Moir–CPC Contents Processing Centre

Carried.

Clerk's File: APR2021

11. REGULAR BUSINESS ITEMS (Non-Consent Items)

8.24. Street Lighting Policy - City Wide

Moved by: Councillor Francis

Seconded by: Councillor Gill

Decision Number: CR565/2021 ETPS 872

That the Street Lighting Policy based on Option 4 (a) of the report, attached as Appendix 1 of this report **BE ADOPTED**; and,

That Council **APPROVE** the establishment of a new reserve fund for enhanced street lighting; and,

That Administration **BE DIRECTED** to report back related to cost implications and differences including Local Improvement Policy implications and effects of the Alley Lighting Policy on the general Street Lighting Policy; and further,

That the report **BE PROVIDED** as soon as possible or at a February 2022 meeting of Council.

Carried.

Councillor Holt voting nay.

Report Number: SCM 384/2021 & S 118/2021

Clerk's File: SL/14255

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12. CONSIDERATION OF COMMITTEE REPORTS

12.1. (i) Report of the Special In-Camera meeting or other Committee as may be held prior to Council

Moved by: Councillor Sleiman
Seconded by: Councillor Bortolin

Decision Number: CR578/2021

That the report of the In Camera meeting held December 20, 2021 **BE ADOPTED** as presented.
Carried.

Clerk's File: ACO2021

13. BY-LAWS (First and Second Reading)

Moved by: Councillor Costante
Seconded by: Councillor Francis

That the following By-laws No. 184-2021 through 196-2021 (inclusive) be introduced and read a first and second time:

184-2021 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR491/2021 dated November 1, 2021.

185-2021 A BY-LAW TO ASSUME MCROBBIE CRESCENT FROM TROUP CRESCENT TO TROUP CRESCENT BEING A STREET SHOWN ON PLAN OF SUBDIVISION 12M-546 KNOWN AS MCROBBIE CRESCENT AND THE MUNICIPAL SERVICES LOCATED THEREIN, IN THE CITY OF WINDSOR authorized by M98-2012 dated February 21, 2012.

186-2021 A BY-LAW TO ASSUME MCROBBIE ROAD FROM TROUP CRESCENT TO MULBERRY ROAD; TROUP CRESCENT FROM MCROBBIE ROAD TO WILDWOOD DRIVE; URBAN LANE FROM MCROBBIE ROAD TO TROUP CRESCENT; TYLER COURT NORTH OF MULBERRY; AND THE NORTH/SOUTH PORTION OF LEISURE CRESCENT FROM MULBERRY ROAD SOUTH TO LOT 102 12M-533, BEING STREETS SHOWN ON PLAN OF SUBDIVISION 12M-533 KNOWN AS MCROBBIE ROAD TROUP CRESCENT, URBAN LANE, TYLER COURT AND LEISURE CRESCENT AND THE MUNICIPAL SERVICES LOCATED THEREIN, IN THE CITY OF WINDSOR authorized by M98-2012 dated February 21, 2012.

187-2021 A BY-LAW TO ADOPT AMENDMENT NO. 150 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR authorized by CR488/2021 dated November 1, 2021.

188-2021 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR488/2021 dated November 1, 2021.

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189-2021 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR492/2021 dated November 1, 2021.

190-2021 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by By-law 77-2015 dated June 1, 2015.

191-2021 A BY-LAW TO AUTHORIZE SPECIAL CHARGES BEING IMPOSED ON LOTS ABUTTING ON THE LOCAL IMPROVEMENT WORK COMPLETED UNDER BY-LAW 72-2020 ON CALIFORNIA AVENUE FROM PULFORD STREET TO NORFOLK STREET, IN THE CITY OF WINDSOR (**See Item No. 8.6, Report C 184/2021**).

192-2021 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by By-law 399-2004 dated December 13, 2004.

193-2021 A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS SIXTH CONCESSION ROAD, IN THE CITY OF WINDSOR authorized by CR76/2011 dated February 28, 2011.

194-2021 A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS PROVINCIAL ROAD, IN THE CITY OF WINDSOR authorized by CR76/2011 dated February 28, 2011.

195-2021 A BY-LAW TO ADOPT AMENDMENT NO. 146 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR authorized by CR424/2021 dated October 4, 2021.

196-2021 A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 20th DAY OF DECEMBER, 2021.

Carried.

14. MOVE BACK INTO FORMAL SESSION

Moved by: Councillor Gignac

Seconded by: Councillor Gill

That the Committee of the Whole does now rise and report to Council respecting the business items considered by the Committee:

- 1) Communication Items (as amended)
- 2) Consent Agenda (as amended)
- 3) Items Deferred
Items Referred
- 4) Consideration of the Balance of Business Items (as amended)
- 5) Committee Reports as presented
- 6) By-laws given first and second readings as presented

Carried.

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15. NOTICES OF MOTION

Councillor Kaschak gives notice that he intends to introduce a motion for consideration at the January 17, 2022 meeting of Council requesting that City Council advocate and provide written correspondence to the provincial government to take the necessary steps to work with the Federal Government on a bi-lateral agreement to ensure that the National Childcare program be made available to Ontarians.

Clerk's File: GF2021 & GP2021

Councillor Bortolin gives notice that he intends to introduce a motion for consideration at the January 17, 2022 meeting of Council related to City support for the Windsor Essex County Health Unit (WECHU) CTS application moving forward to the Federal Government.

Clerk's File: MH2021

16. THIRD AND FINAL READING OF THE BY-LAWS

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

That the By-laws No. 184-2021 through 196-2021 having been read a first and second time be now read a third time and finally passed and that the Mayor and Clerk **BE AUTHORIZED** to sign and seal the same notwithstanding any contrary provision of the Council.

Carried.

17. PETITIONS

Moved by: Councillor McKenzie

Seconded by: Councillor Morrison

Decision Number: CR579/2021

That the petition presented by Councillor Morrison on behalf of the residents of Dandurand Avenue requesting traffic calming due to a speeding problem on Dandurand Avenue primarily from Northwood to Piazza streets **BE RECEIVED** by the Clerk and the Clerk **BE DIRECTED** to forward the petition to the Commissioner, Infrastructure Services for the purpose of an examination of the requested works or undertakings.

Carried.

Clerk's File: ACO/14031

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18. QUESTION PERIOD

None registered.

21. ADJOURNMENT

Moved by: Councillor Costante

Seconded by: Councillor Francis

That this Council meeting stand adjourned until the next regular meeting of Council or at the call of the Mayor.

Carried.

Accordingly, the meeting is adjourned at 2:23 o'clock p.m.

Mayor

City Clerk

Adopted by Council at its meeting held December 20, 2021 (CR578/2021)
SV/bm

SPECIAL MEETING OF COUNCIL – IN CAMERA
December 20, 2021

Members participating via electronic participation in accordance with Procedure By-law #98-2011 as amended, which allows for electronic participation during a declared emergency.

Meeting called to order at: 11:30 a.m.

Members in Attendance:

Mayor D. Dilkens
Councillor F. Francis
Councillor F. Costante
Councillor R. Bortolin
Councillor G. Kaschak
Councillor J. Gignac
Councillor K. McKenzie
Councillor J. Morrison
Councillor E. Sleiman
Councillor J. Gill
Councillor C. Holt

Also in attendance:

J. Reynar, Chief Administrative Officer
J. Payne, Commissioner, Human and Health Services
C. Nepsy, Commissioner, Infrastructure Services
J. Mancina, Commissioner, Corporate Services CFO/City Treasurer
S. Askin-Hager, Commissioner, Legal and Legislative Services
R. Mensour, Acting Commissioner, Community Services
S. Vlachodimos, City Clerk
A. Teliszewsky, Mayor's Chief of Staff
D. Paladino, Deputy City Solicitor-Risk Management (Item 1)
V. Mihalo, Executive Director of Human Resources (Item 2)
D. Cercone, Executive Director of Housing
T. Moore, Coordinator Housing Administration (Item 3)
J. Guthrie, Deputy Treasurer Financial Projects (Item 3)
N. Synnott, CIO/Executive Director Information Technology (Item 1)

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Verbal Motion is presented by Councillor Morrison, seconded by Councillor Holt, that Rule 3.3 (c) of the *Procedure By-law, 98-2011*, BE WAIVED to add the following Agenda item:

4. Personal Matter – about an identifiable individual.

Motion Carried.

Verbal Motion is presented by Councillor Morrison, seconded by Councillor Holt, to move in Camera for discussion of the following items, adding Item 4:

<u>Item No.</u>	<u>Subject</u>	Section – Pursuant to Municipal Act, 2001, as amended
1.	Property matter – security of the property of the Corporation	239(2)(a)
2.	Personal matter – pay equity	239(2)(b)(e)
3.	Property matter/plan – update	239(2)(j)
4.	Personal matter – about an identifiable individual - ADDED	239(2)(b)

Motion Carried.

Declarations of Pecuniary Interest:

None declared.

Discussion on the items of business. (Items 1, 2, 3 and 4)

Meeting recesses at 11:59 a.m.

Meeting reconvenes in open session at 1:01 p.m.

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Verbal Motion is presented by Councillor Gill, seconded by Councillor Kaschak, to move back into public session.

Motion Carried.

****SEE NOTE BELOW**

Moved by Councillor Costante, seconded by Councillor Bortolin,

THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held December 20, 2021, directly to Council for consideration at the next Regular Meeting.

1. That the confidential report from the Deputy City Solicitor – Purchasing, Risk Management and POA, CIO/Executive Director of Information Technology, Commissioner, Legal and Legislative Services and Commissioner, Corporate Services CFO/City Treasurer respecting a property matter – security of the property of the Corporation **BE RECEIVED FOR INFORMATION**, and that Administration **BE DIRECTED TO PROCEED** in accordance with the verbal direction of Council.

2. That the confidential report from the Executive Director of Human Resources, Commissioner, Corporate Services CFO/City Treasurer and Commissioner, Legal and Legislative Services respecting a personal matter – pay equity **BE RECEIVED FOR INFORMATION**.

3. That the confidential report from the Coordinator of Housing Administration and Development, Deputy Treasurer Taxation and Financial Projects, Executive Director of Housing and Children’s Services, Commissioner, Human and Health Services and Commissioner, Corporate Services CFO/City Treasurer respecting a property matter/plan – update **BE RECEIVED FOR INFORMATION**.

4. That the verbal update from the City Clerk, Commissioner, Legal and Legislative Services and Chief Administrative Officer regarding a personal matter about an identifiable individual **BE RECEIVED FOR INFORMATION**.

Motion Carried.

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Moved by Councillor Gignac, seconded by Councillor Sleiman,
That the special meeting of council held December 20, 2021 BE ADJOURNED.

(Time: 1:02 p.m.)

Motion Carried.

****CLERK'S NOTE:** The transmittal motion and final votes were held in the open session of Council on December 20, 2021.