



CITY OF WINDSOR MINUTES 02/22/2021

Special Meeting of Council – 2021 Operating & Capital Budgets

Date: Monday, February 22, 2021

Time: 10:00 o'clock a.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.

Minutes

Special Meeting of Council
Monday, February 22, 2021

Page 2 of 27

1. ORDER OF BUSINESS

2. CALL TO ORDER

The Mayor calls the meeting to order at 10:04 o'clock a.m.

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None disclosed.

4. ADOPTION OF MINUTES

4.1. Adoption of the Windsor City Council meeting minutes held February 1, 2021

Moved by: Councillor Francis
Seconded by: Councillor Gignac

That the minutes of the meeting of Council held February 1, 2021 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 56/2021

4.2. Adoption of the Special Meeting of Council minutes held February 8, 2021

Moved by: Councillor Francis
Seconded by: Councillor Gignac

That the minutes of the Special Meeting of Council held February 8, 2021 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 57/2021

6. COMMITTEE OF THE WHOLE

Moved by: Councillor Gill
Seconded by: Councillor Holt

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

Minutes

Special Meeting of Council Monday, February 22, 2021

- (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-law 27-2021.
- Carried.

7. COMMUNICATION INFORMATION PACKAGE

7.1. Correspondence Monday, February 22, 2021

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: B1/2021

That the following Communication Item 7.1.1 as set forth in the Council Agenda **BE REFERRED** as noted:

No.	Sender	Subject
7.1.1	AMCTO	Letter recognizing the contribution of municipal staff during the COVID-19 pandemic and importance of professional municipal training and development City Clerk / Licence Commissioner Executive Director of Human Resources MMA2021 Note & File

Carried.

Report Number: CMC 4/2021

7.2. 2021 Annual Reserve Fund Expenditure Plan & List of Donations and Bequests Received in 2020 - Windsor Public Library Board - City Wide

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 4 of 27

Decision Number: B2/2021

That Council **RECEIVE FOR INFORMATION** this report entitled “2021 Annual Reserve Fund Expenditure Plan & List of Donations and Bequests Received in 2020 - Windsor Public Library Board”.

Carried.

Report Number: C 15/2021

Clerk’s File: ML2021

7.3. Municipal Benchmarking Network of Canada 2019 Performance Report - City Wide

Moved by: Councillor Kaschak

Seconded by: Councillor McKenzie

Decision Number: B3/2021

That the 2019 Municipal Benchmarking Network of Canada (MBNCanada) Performance Measurement Report **BE RECEIVED** for information.

Carried.

Report Number: CM 2/2021

Clerk’s File: GP/13044

7.4. Response to CQ 30 -2020 - DMAF 3 application

Moved by: Councillor Kaschak

Seconded by: Councillor McKenzie

Decision Number: B4/2021

That the report of the Senior Manager of Asset Planning dated January 19, 2021 entitled “Response to CQ 30 -2020 - DMAF 3 application” **BE RECEIVED** for information.

Carried.

Report Number: C 9/2021

Clerk’s File: SW/13822

9. REQUESTS FOR DEFERRALS, REFERRALS OR WITHDRAWALS

9.1. Essex Region Conservation Authority (ERCA) 2021 Budget

Moved by: Councillor Francis

Seconded by: Councillor Gignac

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 5 of 27

Decision Number: B21/2021

That the consideration of the Essex Region Conservation Authority (ERCA) 2021 budget **BE DEFERRED** to the March 8, 2021 City Council meeting to allow the opportunity for the ERCA budget submission to be reviewed.

Carried.

Clerk's File: MB2021

10. PRESENTATIONS AND DELEGATIONS

10.1. 2021 Operating Budget Report - City Wide

AND

10.2. 2021 10-Year Recommended Capital Budget - City Wide

Joe Mancina, Chief Financial Officer / City Treasurer

Joe Mancina, Chief Financial Officer & City Treasurer, appears before Council and provides a brief overview of the 2021 Operating and Capital Budget, including the following: Budget timeline process; complex Phase 2 Municipal Relief Funding applications required by the Province in order to secure additional 2020 relief funding related to COVID-19; Telephone Enabled Town Hall Meetings held in the fall of 2020; details related to Total Gross expenditures of \$874.4 million; total recommended Property Tax levy of \$ 426.6 million; differences in mandatory and discretionary spending; a financial snapshot of the financial health of the Corporation; comparisons in changes of total tax levy (2006 vs. 2019); comparisons with other similar municipalities; continued fiscal responsibility in lowering taxes; overall comparison of residential charges, specifically related to property taxes, sewer and water charges; continued fiscal responsibility related to decreasing Debt from \$230 million in 2003 to a projected \$62 million in 2020 and projected \$55.7 million in 2024; comparative analysis of reserves \$216.3M in 2020 from a level of \$75.3M back in 2003; City of Windsor Bond rating; continued fiscal responsibility and inflationary pressures including unprecedented challenges as a result of the continued impacts of the Global Pandemic; pre-Approved contractual and Labour Agreements of \$3.8M; Contingency for COVID-19 Related Impacts/Capital Grants of \$2M; increased Insurance Premiums of \$1M; offsetting these increases are various recommended 2021 expenditure decreases and projected revenue increases of \$2.9M; Agencies, Boards & Committee requests totaling \$3M; recommendation of a 0% tax levy increase; continued shifting in the Sewer Surcharge Funding allocations from Residential to Commercial/Industrial to better align with the actual wastewater volumes that are released into the system resulting in a 2021 Commercial/Industrial variable rate of \$1.68 per cubic metre up from \$1.42 per cubic metre in 2020; Capital Funding of \$170.3 million for 2021 and \$1.6 billion for the 10 year plan 2021-2030; the proposed 2021 Capital Budget reflects an increase of \$4.9M or a 1.16% Property Tax Levy increase consistent with the recommendations in the recently approved Asset Management Plan (AMP); the new AMP has resulted in an increased average annual capital budget investment in Service Sustainability Assets of \$31.7M or 37% per year as compared to 2019; In 2019 the average annual capital investment in Service Sustainability Assets approximated

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 6 of 27

\$84M; however, with the introduction of the AMP the average annual investment now stands at \$116M each year within the 10 year plan; Grant funding.

Kirk Whittal, Chief Operating Officer; and Charles Janisse, Acting Chief Financial Officer, Windsor Essex Community Housing Corporation

Kirk Whittal, Chief Operating Officer; and Charles Janisse, Acting Chief Financial Officer, Windsor Essex Community Housing Corporation appear before Council and are available for questions regarding the “Operating Budget Report” / “2021 10-Year Recommended Capital Budget.”

Eli Maodus, General Manager; and Michelle Bishop, Finance Manager, Essex-Windsor Solid Waste Authority,

Eli Maodus, General Manager; and Michelle Bishop, Finance Manager, Essex-Windsor Solid Waste Authority, appear before Council and are available for questions regarding the “Essex-Windsor Solid Waste Authority 2021 Budget.”

Marion Overholt, Legal Assistance of Windsor

Marion Overholt, Legal Assistance of Windsor, appears before Council to provide comment regarding the “Operating Budget Report” / “2021 10-Year Recommended Capital Budget” and indicates that COVID-19 has far reaching consequences and members of the community still require legal advice and concludes by suggesting that Council affect systemic change in their role as municipal leaders; invest in affordable housing and transit; and make prudent decisions to ensure all members of the public have access to amenities.

Raymond Hoang, Resident of Ward 7

Raymond Hoang, resident of Ward 7, appears before Council to provide comment regarding the “2021 10-Year Recommended Capital Budget” and provides information related to a map of amenities that he created which includes the location of various City facilities; data related to drivers/walkers; and concludes by providing a list of concerns including areas in the City lacking in various amenities.

Ryan Marier, Resident of Ward 7, re Project Number ECP-101-07 (page 344 of Capital Project Detail)

Ryan Marier, resident of Ward 7, appears before Council to provide comment regarding the “2021 10-Year Recommended Capital Budget” and expresses concern regarding Project Number ECP-101-07 and concludes by suggesting that funding for the Jarvis Street extension be removed as there is no support from the residents in this area for this project to move forward.

Michael Malott, Resident of Ward 7

Michael Malott, resident of Ward 7, appears before Council to provide comment regarding the “Operating Budget Report” / “2021 10-Year Recommended Capital Budget” by suggesting that the City provide feminine hygiene products in all City facilities free of charge.

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 7 of 27

Dave Petten, President, CUPE Local 543

Dave Petten, President, CUPE Local 543, appears before Council to provide comment regarding the “Operating Budget Report” / “2021 10-Year Recommended Capital Budget” and indicates taxation in general allows everyone in the community to benefit from services and concludes by suggesting that Council focus on the bright future, commending all City workers for their continued great efforts during the pandemic; improve health funding for mental health for their members; and provide free feminine hygiene products at all City facilities.

Jada Malott, Resident of Ward 7

Jada Malott, resident of Ward 7, appears before Council to provide comment regarding the “Operating Budget Report” / “2021 10-Year Recommended Capital Budget” by suggesting that the City provide free feminine hygiene products at all City facilities.

Elizabeth Ha, Resident of Ward 1

Elizabeth Ha, resident of Ward 1, appears before Council to provide comment regarding the “Operating Budget Report” / “2021 10-Year Recommended Capital Budget,” suggesting that the City provide free feminine hygiene products at all City facilities as it is difficult for people with limited means to access.

Brian Hogan, Windsor & District Labour Council

Brian Hogan, Windsor & District Labour Council, appears before Council to provide comment regarding the “Operating Budget Report” / “2021 10-Year Recommended Capital Budget” and commends all workers for their great work during this difficult time and concludes by suggesting that Council support an end to racism; support climate change; provide funding for the transit route 18; a need for more outreach workers; decrease policing budget; Budget item 2021-0233 be approved; and that the City provide free feminine hygiene products at all City facilities.

Valerie Tan and Mikal Daniel, Windsor Law Cities & Climate Action Forum

Valerie Tan and Mikal Daniel, Windsor Law Cities & Climate Action Forum, appear before Council to provide comment regarding the “Operating Budget Report” / “2021 10-Year Recommended Capital Budget” and express concern with the lack of climate action priority in the 2021 budget; urge climate action remain a top priority; and conclude by suggesting that the Community Energy Plan Administrator become a permanent position to ensure long term goals are met and grants can be leveraged when available.

William Balazs, Citizen

William Balazs, citizen, appears before Council to provide comment regarding the “Operating Budget Report” / “2021 10-Year Recommended Capital Budget” and expresses concern with the

Minutes

Special Meeting of Council

Monday, February 22, 2021

Page 8 of 27

infrastructure issues in the Sandwich South area and concludes by suggesting more public consultation is required for the budget process.

Oscar Cormier and Lyra Sheldon, Windsor Youth Climate Council

Oscar Cormier and Lyra Sheldon, Windsor Youth Climate Council, appear before Council to provide comment regarding the “Operating Budget Report” / “2021 10-Year Recommended Capital Budget” and indicate that prioritizing climate action and allocation of funds is necessary to reduce emissions and conclude by suggesting that the Community Energy Plan Administrator position is necessary and should be funded on a permanent basis.

Jana Jandal Alrifai

Jana Jandal Alrifai appears before Council to provide comment regarding the “Operating Budget Report” / “2021 10-Year Recommended Capital Budget” and indicates bussing is important to the community and concludes by suggesting that Council consider investing in infrastructure; reduce bus fares; provide bussing to the outskirts of the City; climate change should be a priority; and to simply allocate more funding to bussing and to climate change initiatives.

Adriano Ciotoli, WindsorEats (re Item 11.4)

Adriano Ciotoli, WindsorEats, appear before Council to provide comment regarding the “Results of CR330/2020 - Walkerville BIA Parklet and Curbside Cafe Pilot Project – Ward 4” and commends Council for their decisions that have assisted many small businesses during the hardships of 2020 and concludes by urging Council to continue with the programs that have been assisting many local businesses.

Sheila Wisdom, Windsor Symphony Orchestra

Sheila Wisdom, Windsor Symphony Orchestra, appears before Council and is available for questions regarding the “Operating Budget Report” / “2021 10-Year Recommended Capital Budget” and thanks City Council for their continued support of the Windsor Symphony.

Debi Croucher and Brian Yeomans, DWBIA

Debi Croucher and Brian Yeomans, DWBIA, appear before Council to provide comment regarding the “Operating Budget Report” / “2021 10-Year Recommended Capital Budget” and urge Council to support Street Outreach services and consider increasing the number of Outreach Workers as the community and the most vulnerable have benefitted from this service and concludes by suggesting that Council continue the assistance to the small businesses, including the Waiver of fees for patios and parklets.

Joyce Zuk, Executive Director, Family Services Windsor-Essex

Joyce Zuk, Executive Director, Family Services Windsor-Essex appears before Council to provide comment regarding the “Operating Budget Report” / “2021 10-Year Recommended Capital Budget”

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 9 of 27

and urges Council to continue to support individuals experiencing homelessness and concludes by providing details related to the work that the outreach workers and community agencies carry out in the City to assist the vulnerable population.

The Special Meeting of Council recesses at 2:18 o'clock p.m.

The Special Meeting of Council reconvenes 2:30 o'clock p.m.

8. CONSENT AGENDA

11.2. Essex-Windsor Solid Waste Authority 2021 Budget - City Wide

Moved by: Councillor Costante

Seconded by: Councillor Gill

Decision Number: B8/2021

That City Council **APPROVE** the 2021 Essex-Windsor Solid Waste Authority budget, attached as Appendix A.

Carried.

Report Number: C 7/2021

Clerk's File: EG/8335

11.6. Sewer Master Plan Implementation Program – City Wide

Moved by: Councillor Costante

Seconded by: Councillor Gill

Decision Number: B13/2021

- I. That City Council **APPROVE** the Sewer Master Plan Implementation Program as outlined within this report; and,
- II. That City Council **APPROVE** the proposed Sewer Master Plan Implementation Project Charter attached as *Schedule A*; and,
- III. That City Council **APPROVE** the following 2021 Priority Projects :
 1. Incremental works within the Riverside Drive Vista Improvement Project, Phase 2A (DMAF 3 components) (\$25,100,000)
 2. St. Rose Stormwater Pumping Station - Municipal Class Schedule C Environmental Assessment, Engineering and Construction (DMAF 3 project) (\$30,300,000)
 3. Vulnerability & Risk Assessment for the West Windsor Area (\$400,000)
 4. Backflow prevention measures at Flood Protection Dike Crossings (\$1,550,000)
 5. Foundation Drain Disconnection Pilot Program (\$1,250,000),

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 10 of 27

with required funding for these projects of \$58,600,000 to **BE APPROVED** as follows:

Previously identified funding for DMAF 3 (ENG-017-20) of:

1. \$5,000,000 each year from 2020 and 2021; and,
2. **PRECOMMITMENT** of \$5,000,000 each year from 2022 to 2025 so that these funds are available for immediate use; and,
3. Placeholder funding of \$5,000,000 each year from 2026 to 2030 **BE APPROVED** and that once funding for each year is within 5 years it **BE DEEMED** pre-committed and available for immediate use;
and
4. Unallocated current funding in the SMP Implementation project (ID#7199004) in the amount of \$3,600,000

And,

- IV. That the firm of Dillon Consulting Limited **BE RETAINED** to provide the additional engineering scope for design, property/easement acquisition support, and utility relocation co-ordination for Riverside Drive Vista Improvement Project, Phase 2A, for sanitary sewer, storm sewer and barrier landform works as identified in the Sewer Master Plan, at an upset limit of \$1,150,000 (plus HST); and,
- V. The Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign any required agreements or contracts related to the Sewer Master Plan Improvement Plan with successful vendors/proponent/bidder satisfactory in technical content to the City Engineer, in financial content to the City Treasurer, and in form to the City Solicitor; and,
- VI. The Purchasing Manager **BE AUTHORIZED** to issue Purchase Orders as may be required to affect the recommendation noted above, subject to all specification being satisfactory in technical content to the City Solicitor for legal content and in financial content to the City Treasurer.

Carried.

Report Number: C 5/2021
Clerk's File: SW/12983

11.11. Peche Island Erosion Control and Fish Habitat Creation Project - Pre-commitment of Funding - Ward 7

Moved by: Councillor Costante
Seconded by: Councillor Gill

Decision Number: B18/2021

That City Council **APPROVE** a pre-commitment of \$800,000 in F169 (Pay-As-You-Go) funding identified in 2023 for the Improvements to Peche Island and Boat Access project (ECB-028-18) allowing it to be used immediately to address work being done to address Peche Island erosion control and fish habitat; and,

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 11 of 27

That City Council **APPROVE** the transfer of \$50,000 in encumbered funds from the Pay-As-You-Go Reserve (Fund 169) funding for the Improvements to Peche Island and Boat Access project (ECB-028-18).

Carried.

Report Number: C 20/2021
Clerk's File: GCE2021

11.12. Canada Healthy Communities Initiative

Moved by: Councillor Costante

Seconded by: Councillor Gill

Decision Number: B19/2021

- 1) That City Council **AUTHORIZE** the Chief Administrative Officer to submit applications for the two projects identified in this report to the Canada Healthy Communities Initiatives, subject to the documents being satisfactory in technical content to the Commissioner of Parks, Recreation, Culture and Corporate Facilities or designate, and in financial content to the City Treasurer; and,
- 2) That in the event the City receives written confirmation of the Grant funding being awarded to the City, that City Council **APPROVES** the following:
 - a) That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute any agreements, declarations or approvals required resulting from receiving grant funding approval for the Canada Healthy Communities Initiatives program subject to such documents being satisfactory in technical content to the Commissioner of Parks, Recreation, Culture and Corporate Facilities or designate, in financial content to the City Treasurer, and in Legal form to the City Solicitor; and,
 - b) That the Chief Administrative Officer **BE AUTHORIZED** to delegate signing of all claims, progress reports and applicable schedules and other such documents as may be required as part of the request for payment to the Commissioner of Parks, Recreation, Culture and Corporate Facilities or designate, subject to financial content approval from the area's Financial Planning Administrator or their manager.

Carried.

Report Number: C 21/2021
Clerk's File: GFG2021, SR/13430, & MI2021

11. REGULAR BUSINESS ITEMS

11.1. Jackson Park Greenhouse – Tender No. 138-20 Results – Ward 3

Moved by: Councillor McKenzie

Seconded by: Councillor Holt

Minutes

Special Meeting of Council Monday, February 22, 2021

Decision Number: B7/2021

- I. That the following Low Tender for the construction of the Jackson Park Greenhouse **BE ACCEPTED** and **AWARDED**:

TENDERER:	Matassa Inc.
TENDER NO.:	138-20
TOTAL TENDER PRICE:	\$5,310,500 (plus applicable taxes)
ACCOUNT CHARGED:	007 5410-7P07-02942-7183015

and,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a contract with Matassa Inc. satisfactory in legal form to the City Solicitor, in financial content to the Chief Financial Officer and City Treasurer and in technical content to the City Engineer; and,

- II. That \$7,257,460 **BE CONFIRMED** as the overall project budget for the design and construction of the new Jackson Park Greenhouse, including previous funding approved by City Council in the amount of \$750,000, and that the remaining funding of \$6,507,460 be **APPROVED** from the New Greenhouse Project (PFO-001-16) as follows:
- a. Uncommitted 2021 funding recommended in the 2021 10-year Capital Budget in the amount of \$2,604,500, and,
 - b. Pre-commitment of funding recommended in the 2021 10-Year Recommended Capital Budget as follows:
 - i. \$ 1,853,500 in 2022
 - ii. \$ 2,049,460 in 2024, and
- III. That City Council **APPROVE** the addition of a Multi Purpose Heated Greenhouse (Provisional Item) within the overall project scope at a cost of \$234,000 plus applicable taxes; and,
- IV. That City Council further **APPROVE**, and precommit for immediate use, the following unallocated PAYG reserve funds: 2022 - \$79,000, 2023 - \$150,000 and 2024 - \$5,000; and,
- V. That the City Planner **BE DELEGATED THE AUTHORITY** to approve the Site Plan Control Application.

Carried.

Councillors Gignac and Francis voting nay.

Report Number: C 13/2021
Clerk's File: SW/14027

11.3. Transit Windsor 2021 OPERATING BUDGET - City Wide

Moved by: Councillor Kaschak

Seconded by: Councillor Holt

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 13 of 27

Decision Number: B9/2021 ETPS 808

That the Environment, Transportation and Public Safety Standing Committee, sitting as the Transit Windsor Board of Directors **RECOMMEND** Transit Windsor's 2021 Operating Budget reflective of a Property Tax Levy Contribution of \$15,856,086 which is \$736,743 (or 4.88%) greater than the 2020 Property Tax Levy contribution exclusive of the \$537,469 portion for Route 18 as this item was addressed separately by Council.

Carried.

Report Number: SCM 41/2021 & S 190/2020
Clerk's File: AF2021

Moved by: Councillor Francis

Seconded by: Councillor Gignac

Decision Number: B10/2021 ETPS 808

That a pilot project for 2021 **BE ESTABLISHED** from September to December of 2021 related to Route 18 that provides service from the East End, from Tecumseh Mall to St. Clair College, to **BE COST-SHARED** between the City of Windsor and St. Clair College at a cost of \$90,000 each; and,

That the amount of \$90,000 for the City of Windsor's portion **BE FUNDED** from the Budget Stabilization Reserve (BSR) Fund for 2021; and,

That administration **BE DIRECTED** to enter into discussions with St. Clair College and the Student Council for the potential of a "St. Clair College Pass Program"; and further,

That the pilot project **BE RE-VISITED** by Council in early December, 2021.

Carried.

Report Number: SCM 41/2021 & S 190/2020
Clerk's File: AF2021

11.4. Results of CR330/2020 - Walkerville BIA Parklet and Curbside Cafe Pilot Project - Ward 4

Moved by: Councillor Holt

Seconded by: Councillor Bortolin

Decision Number: B11/2021

1. That Council **RECEIVE** this report for information, outlining the results of CR330-2020.
2. That Council **APPROVE** the continuation of the existing BIA Parklet and Curbside Cafe Pilot Project, subject to the business owner obtaining a permit, satisfactory in form to the City Engineer, to comply with the following terms and conditions:
 - a. Operating season of Parklet & Curbside Cafes shall be from April 1st to November 15th with the ability to extend as required on an ad hoc basis.

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 14 of 27

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- b. Applications for Parklet & Curbside Cafe permits are submitted as per the Application Checklist.
 - c. Parklet & Curbside Cafe applications follow the same review and approval process as Standard Sidewalk Cafe submissions.
 - d. Any Administrative conditions or requirements may be amended as required, by the City Engineer.
 - e. Umbrellas and tents without walls are permitted, pending compliance with the requirements set out in this report.
3. That any budget implications **BE INCLUDED** and brought forward as part of the 2022 Budget process.
 4. That administration from Parks, Recreation, Culture & Corporate Facilities **COLLABORATE** with WindsorEats on their food hall request to adapt their schedule to existing events and **ENSURE** that the same opportunities are offered to other charities.
 5. That administration **COLLABORATE** with applicants regarding license fee renewals when applicable.
- Carried.

Report Number: C 11/2021
Clerk's File: MI2021

11.5. Investment Policy Update - Windsor Essex Hospital Levy Investment Plan

Moved by: Councillor Gignac
Seconded by: Councillor Costante

Decision Number: B12/2021

That City Council **RECEIVE** this report with regards to the Windsor Essex Hospital Plan **FOR INFORMATION**; and,

That City Council **APPROVE** the Investment Strategy as it relates to the Windsor-Essex Hospital Plan as follows:

- At a minimum, rate quotes are obtained from at least five (5) independent sources with representation of at least two (2) Schedule I Banks and at least two (2) credit unions
- The annual contributions are invested in guaranteed investment certificates on a declining basis over the number of years remaining for the overall projection
- The awarding of each annual contribution is granted based upon:
 - Rate is equal to or greater than the rate which was used in the original projections. Should there be no acceptable quote on the basis of minimum rate, that Administration accept the best alternative and report the results to City Council as part of the next regular reporting of the Fund.

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 15 of 27

- o No more than 50% of the total estimated City contribution to the Hospital funding plan based on the City's estimated contribution at the projected end date can be placed with any one (1) institution.

Carried.

Report Number: C 170/2020
Clerk's File: MH/12346

11.7. Response to CQ 44-2016 - Lighting at Riverfront Walkway Near Askin Boulevard

Moved by: Councillor Bortolin
Seconded by: Councillor Francis

Decision Number: B14/2021

That the report of the Manager of Park Operations dated January 20, 2021 entitled "Response to CQ 44-2016 Lighting at Riverfront Walkway near Askin Boulevard" **BE RECEIVED** for information; and further,

That City Council **APPROVE** a pre-commitment of 2022 funding in the amount of \$479,671 from the Central Riverfront Park Improvements project (#PFO-001-14) for lighting along the Riverfront between the base of the Ambassador Bridge and the base of Randolph Avenue; and further,

That information **BE PROVIDED** related to future phases of lighting installation along the riverfront between Randolph Avenue and the Caron Avenue as part of future budget deliberations as funding becomes available.

Carried.

Report Number: C 10/2021
Clerk's File: SW2021

11.8. Community Improvement Plans - Fund Balances and Proposed Reserve Account

Moved by: Councillor Bortolin
Seconded by: Councillor Costante

Decision Number: B15/2021

- I. That City Council **RECEIVE** Administration's report with regards to various Community Improvement Plans being administered throughout the City; and further,
- II. That City Council **ACKNOWLEDGE** the need for ongoing funding in order to support applications for financial incentives that have been made available in each Community Improvement Plan; and further,
- III. That City Council **APPROVE** the following to establish a framework to support the City's current and ongoing capital CIP grant expenditures:

Minutes

Special Meeting of Council

Monday, February 22, 2021

Page 16 of 27

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- a) A reserve fund (CIP Grant Reserve) **BE ESTABLISHED** for the purpose of holding annual funding for future capital expenditures solely related to various CIP Grants, exclusive of any Tax Increment Grants;
 - b) That project(s) City Centre Community Development Planning Fund (Project#7011022), Sandwich Community Development Plan (Project #7076176), Brownfield Strategy/Remediation Account (Project # 7069003), The Ford City CIP (Project #7181046) **BE RETAINED** and used to track all expenditures related to the payment of approved grants;
 - c) That the Building Facade Improvement Program—Reserve Fund 156 be closed and that a new capital project **BE ESTABLISHED** for purposes of tracking grant payments paid through this program;
 - d) That uncommitted funds within the City Centre Community Development Planning Fund (Project #7011022), Sandwich Community Development Plan (Project #7076176), Brownfield Strategy/Remediation Account (Project # 7069003), The Ford City CIP (Project #7181046) and the Building Facade Improvement Program—Reserve Fund 156 which total \$941,373 **BE TRANSFERRED** to the CIP Grant Reserve;
 - e) That the committed funds within the Building Facade Improvement Program—Reserve Fund 156 **BE TRANSFERRED** to the new capital project for this grant program;
 - f) That uncommitted funds of \$150,000 each (total \$300,000) within the BIA Assistance (Project #7069003) and Neighbourhood Studies and design Guidelines (Project #7045003) **BE TRANSFERRED** to the CIP Grant Reserve;
 - g) That a new capital project **BE ESTABLISHED** for purposes of tracking grant payments paid through the University Avenue West/Wyandotte St. W CIP Incentive Program;
 - h) That any transfers from the CIP Grant Reserve **BE REQUESTED** through City Council in conjunction with the approval for the individual grant application;
 - i) Where approval for program grants has been previously delegated to the City Planner and/or City Treasurer, that the annual transfer from the CIP Grant Reserve **BE DELEGATED** to the CAO through the Delegation of Authority By-law and that all such approvals be reported to Council semi annually as part of the normal reporting of DOA approvals, and that By-law 208-2008 **BE AMENDED** accordingly.

IV. That City Council **REFER** the proposed reserve funding plan that will address the ongoing replenishment of the CIP Grant reserve in the estimated amount of \$500,000 annually to the 2022 Operating Budget review and deliberation process.

Carried.

Report Number: C 4/2021

Clerk's File: SPL/10759

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 17 of 27

11.9. 2021 Sewer Surcharge Budget - City Wide

Moved by: Councillor Sleiman
Seconded by: Councillor Francis

Decision Number: B16/2021

- I. That City Council **RECEIVE** the updated 2021 Sewer Surcharge Budget and 4-Year Sewer Surcharge Forecasts (2022-2025) as presented in Appendix A of the report; and,
- II. That the following wastewater rates **BE APPROVED** as soon as practicable:
 - A. Fixed Charge - To be based on the meter size as detailed in Appendix B (\$17.61 remains the same for residential customers)
 - B. Water Consumption Charge - To be based on a rate per cubic metre of water (\$2.86 per m³ of water for residential users and \$1.68 per m³ for commercial customers); and,
- III. That in order to avoid charging a surcharge on the water that is estimated to not have been returned to the sewer system, water consumption for the purpose of calculating the sewer surcharge bills for the extended summer months (May through October) continue to **BE BASED** on the lower of actual consumption or average winter usage (November through April) and that WUC continue to use the appropriate billing methodology to achieve this goal; and,
- IV. That Council **DIRECT** the City Solicitor to update the **Sewer Surcharge Bylaw** to reflect the new rates; and,
- V. That Council **APPROVE** the allocation of Capital Funding as outlined in *Schedule A* of the Financial Matters section of this report.

Carried.

Report Number: C 8/2021
Clerk's File: SW2021

11.10. Community Gardens on Municipal Property Policy Update 2021 - City Wide

Moved by: Councillor McKenzie
Seconded by: Councillor Sleiman

Decision Number: B17/2021 ETPS 813

- I) That City Council **APPROVE** the updated Community Gardens on Municipal Property Policy (Appendix A).
- II) That City Council **APPROVE** the updated list of Preferred Pre-Approved Parks sites as recommended for Community Gardens (Appendix B).

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 18 of 27

III) That Remington Booster Park **BE ADDED** to the list of Pre-Approved Parks Sites as recommended for Community Gardens (Appendix B).

Carried.

Report Number: SCM 55/2021 & S 10/2021
Clerk's File: SR/13430

The Special Meeting of Council recesses at 4:55 o'clock p.m.

The Special Meeting of Council reconvenes 5:05 o'clock p.m.

2021 Operating Budget Binder Items Operation Appendix A: Executive Summary

Reference # D113

Issue Reference # 2021-0073

Increase Annual Residential Permit Parking Fees

Moved by: Councillor Holt

Seconded by: Councillor Bortolin

Decision Number: B22/2021

That with regards to "Increase Annual Residential Permit Parking Fees" the amount of \$12,460 **BE NOT APPROVED.**

Carried.

Reference # D123

Issue Reference # 2021-0232

Increase in Daily Rates for Parking Meter Bags

Moved by: Councillor Holt

Seconded by: Councillor Bortolin

Decision Number: B23/2021

That with regards to "Increase in Daily Rates for Parking Meter Bags" the rate increase **DOES NOT APPLY** to groups hosting events, but to Contractors only, in construction areas.

Carried.

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 19 of 27

Reference # G207

Issue Reference # 2021-0046

Addition of 2 By-law Enforcement Officers and Increase Hours to 37.5 per week

Moved by: Councillor Holt

Seconded by: Councillor Bortolin

Decision Number: B24/2021

That with regards to "Addition of 2 By-law Enforcement Officers and Increase Hours to 37.5 per week" a 2 year Pilot program **BE APPROVED** increasing hours for 2 by-law enforcement officers to 37.5 per week in the amount of \$34,736 to **BE FUNDED** by one-time Budget Stabilization Reserve Funding (BSR).

Carried.

Councillor Gignac voting nay.

Reference # G209

Issue Reference # 2021-0233

Climate Change Increases in Operating Expenses

Moved by: Councillor McKenzie

Seconded by: Councillor Holt

That regarding "Climate Change Increases in Operating Expenses" \$150,000 as opposed to the requested \$192,000 to leverage grants to allow administration to proceed with Climate Change Initiatives **BE APPROVED**.

The motion is **put** and is **lost**.

Aye votes: Councillors McKenzie, Holt, and Bortolin.

Nay votes: Councillors Francis, Costante, Sleiman, Gill, Gignac, Kaschak, Morrison, and Mayor Dilkens.

Absent: None.

Abstain: None.

The Special Meeting of Council recesses at 6:41 o'clock p.m.

The Special Meeting of Council reconvenes 6:50 o'clock p.m.

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 20 of 27

Reference # B37

Issue Reference # 2021-0077

Permanent Funding to expand Street Outreach Services

Moved by: Councillor Bortolin

Seconded by: Councillor McKenzie

That with regards to “Permanent Funding to expand Street Outreach Services” funding for one additional street outreach worker BE APPROVED in the amount of \$69,926.00 to be funded from the Budget Stabilization Reserve fund (BSR).

The motion is **put** and is **lost**.

Aye votes: Councillors Bortolin, Holt, Kaschak, McKenzie and Morrison.

Nay votes: Councillors Gignac, Francis, Costante, Sleiman, Gill, and Mayor Dilkens.

Absent: None.

Abstain: None.

2021 Operating Budget Binder Items Agencies, Boards, and Committees

Essex Region Conservation Authority

Moved by: Councillor Francis

Seconded by: Councillor Gignac

Decision Number: B25/2021

That with regards to the “Essex Region Conservation Authority” that \$82,286.00 as a placeholder **BE APPROVED** as opposed to the requested \$112,737.00.

Carried.

2021 Capital Budget Binder Items

2021 Budget Capital Projects Detail East Riverside Planning District Infrastructure Improvements (ECP-010-07)

Moved by: Councillor Gill

Seconded by: Councillor Gignac

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 21 of 27

Decision Number: B26/2021

That the Street Extension and Trunk Sewer Project on Jarvis (ECP-010-07) **BE DEFERRED** for a period of 1 year to allow for the completion of the Environmental Assessment and public consultation to be conducted.

Carried.

Councillor Morrison voting nay.

10.2. 2021 10-Year Recommended Capital Budget - City Wide

Moved by: Councillor Gignac

Seconded by: Councillor Francis

Decision Number: B6/2021

That City Council **RECEIVE** the 2021 Capital Budget 10-Year Plan documents reflective of \$1,587,854,725 in total funding; and,

That City Council **APPROVE** the recommended allocation of the 2021 available funding, inclusive of funding required for pre-commitments and placeholders previously approved by City Council, for capital projects totalling \$169,873,655; and,

That City Council **APPROVE IN PRINCIPLE** the recommended allocation of the 2022 through 2030 available funding, inclusive of funding required for pre-commitments and placeholders previously approved by City Council, for capital projects totalling approx. \$1,428,215,070; and,

That City Council **APPROVE** that \$5,695,616 in total funding from the Paul Martin Building placeholder (CAO-001-16) be released as funding for the Paul Martin Building and that it be re-directed to the various projects as identified in the Financial Matters section of this report; and,

That City Council **APPROVE** a transfer of \$100,000 in pre-committed 2021 Pay-As-You-Go funding (F169) from the Riverfront Exercise Equipment project (PFO-008-17) to the Parks Sports Courts Improvements project (PFO-004-21); and,

That City Council **APPROVE** a transfer of \$375,000 in pre-committed 2023 Service Sustainability funding (F221) from the Reginald St. – Pillette to Norman Road Reconstruction project (ECB-033-18) to the Sandwich Street – Roundabout and Archaeological Study project (ENG-026-17).

Carried.

Report Number: C 14/2021

Clerk's File: AFB/13698

10.1. 2021 Operating Budget Report - City Wide

Moved by: Councillor Francis

Seconded by: Councillor McKenzie

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 22 of 27

Decision Number: B5/2021

That City Council **APPROVE** the 2021 recommended operating budget which is reflective of an overall property tax levy impact of 0% as summarized in the Impact Summary Table on page 10 of this report; and,

That contingent upon approval of the 2021 Recommended Budget, one-time funding estimated at \$2,438,216 (plus or minus any amounts related to Council changes to the recommended budget) **BE APPROVED** from the specific Reserve Funds as detailed in this report; and,

That contingent upon approval of the 2021 Recommended Budget, that an estimated one-time amount of \$37,737,044 **BE APPROVED** for projected 2021 COVID 19 pressures as detailed in this report and that administration be authorized to seek additional senior level government relief funding and continue with ongoing mitigation measures to address such one time costs; and,

That the updated Long Term Debt Forecast of the report (Section I of the Introduction) **BE RECEIVED** for information; and,

That the 2021 Schedule of Fees detailed in Section 14 of the budget document, Schedule C: 2021 User Fee Schedule, **BE APPROVED**; and,

That the Fees & Charges Bylaw of record **BE AMENDED** to reflect the 2021 Schedule of Fees; and,

That the necessary by laws **BE PRESENTED** for Council's approval in support of the adoption of the 2021 Operating Budget; and,

That Council **APPROVE** the required transfers to and from various funds in accordance with the 2021 Approved Budget; and,

That the CFO & City Treasurer **BE AUTHORIZED** to process budget adjustments during the fiscal year, which do not change the overall approved property tax levy.
Carried.

Report Number: C 12/2021
Clerk's File: AFB/13698

12. 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 Francis

Seconded by: Councillor Gignac

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 23 of 27

Decision Number: B20/2021

That the report of the In Camera meeting held February 22, 2021 **BE ADOPTED** as presented.

Carried.

Clerk's File: ACO2021

13. BY-LAWS (First and Second Readings)

Moved by: Councillor Gill

Seconded by: Councillor Holt

That the following By-law No. 27-2021 be introduced and read a first and second time:

BY-LAW 27-2021 A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS SPECIAL MEETING HELD ON THE 22ND DAY OF FEBRUARY, 2021.

Carried.

14. MOVE BACK INTO FORMAL SESSION

Moved by: Councillor Kaschak

Seconded by: Councillor McKenzie

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 presented)
- 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-law given first and second readings (as presented)

Carried.

16. THIRD AND FINAL READING OF THE BY-LAWS

Moved by: Councillor Morrison

Seconded by: Councillor Sleiman

That the By-law No. 27-2021 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.

Minutes

Special Meeting of Council
Monday, February 22, 2021

Page 24 of 27

21. ADJOURNMENT

Moved by: Councillor Gill

Seconded by: Councillor Holt

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 8:37 o'clock p.m.

Mayor

City Clerk

Minutes

Special Meeting of Council Monday, February 22, 2021

Page 25 of 27

Adopted by Council at its meeting held February 22, 2021 (B20/2021)
VC/bm

SPECIAL MEETING OF COUNCIL – IN CAMERA February 22, 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: 8:30 a.m.

Members in Attendance:

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

Also in attendance:

O. Colucci, Chief Administrative Officer
J. Payne, Community Development and Health Commissioner and Corporate Leader Social Development, Health, Recreation and Culture
M. Winterton, City Engineer and Corporate Leader Environmental Protection and Transportation
V. Critchley, City Clerk/Licence Commissioner and Corporate Leader Public Engagement and Human Resources
J. Mancina, Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology
S. Askin-Hager, City Solicitor and Corporate Leader Economic Development and Public Safety
J. Wilson, Commissioner, Parks, Recreation, Culture and Facilities
A. Teliszewsky, Mayor's Chief of Staff
S. Laforet, Fire Chief

Minutes

Special Meeting of Council
Monday, February 22, 2021

Page 26 of 27

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

4. Property matter – update on use of city property

Motion Carried.

Verbal Motion is presented by Councillor Gignac, seconded by Councillor Gill, to move in Camera for discussion of the following item(s), adding Item 4:

<u>Item No.</u>	<u>Subject</u>	Section – Pursuant to Municipal Act, 2001, as amended
1.	Legal matter – litigation update	239(2)(e)(f)
2.	Position/plan – amendment	239(2)(k)
3.	Personal matter – about identifiable individuals – in-camera questions respecting confidential budget issues – verbal	239(2)(b)
4.	Property matter – update on use of city property – verbal report – ADDED	239(2)(c)(f)

Motion Carried.

Declarations of Pecuniary Interest:

Councillor Francis declares an interest and abstains from discussion and voting on Item 1 – Part 2 as it involves his employer.

Councillor Bortolin declares an interest and abstains from discussion and voting on Item 1 – Part 2 as it involves an entity of which he is a Board member.

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

Minutes

Special Meeting of Council
Monday, February 22, 2021

Page 27 of 27

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

Motion Carried.

****SEE NOTE BELOW**

Moved by Councillor Sleiman, seconded by Councillor Francis,
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held February 22, 2021 directly to Council for consideration at the next Regular Meeting.

1. That the in-camera report from the City Solicitor and Corporate Leader Economic Development and Public Safety, and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a legal matter –litigation update **BE RECEIVED.**
2. That the recommendation contained in the in-camera report from the Deputy Treasurer Financial Accounting, Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology and City Solicitor and Corporate Leader Economic Development and Public Safety, respecting a position/plan – amendment **BE APPROVED.**
3. That the confidential verbal information respecting in-camera questions related to the 2021 budget **BE RECEIVED.**
4. That the confidential verbal report from the City Clerk/Licence Commissioner and Corporate Leader Public Engagement and Human Resources respecting a property matter – update on use of city property **BE RECEIVED.**

Motion Carried.

Moved by Councillor Gill, seconded by Councillor Gignac,
That the special meeting of council held February 22, 2021 BE ADJOURNED.
(Time: 9:44 a.m.)

Motion Carried.

****CLERK'S NOTE: The transmittal motion and final votes were held in the open session of Council on February 22, 2021**