



## CITY OF WINDSOR MINUTES 06/21/2021

### City Council Meeting

Date: Monday, June 21, 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 1:30 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 No. 8.1 being the report of the Acting Executive Director of Recreation & Culture dated June 3, 2021 entitled "Reimagined Adie Knox with Grant Opportunity and Partnership with the University of Windsor," as his spouse works at the University of Windsor currently.

### 4. ADOPTION OF THE MINUTES

#### 4.1. Adoption of the Windsor City Council meeting minutes held June 7, 2021

Moved by: Councillor Sleiman

Seconded by: Councillor Bortolin

That the minutes of the meeting of Council held June 7, 2021 **BE ADOPTED** as presented.  
Carried.

Report Number: SCM 197/2021

### 5. NOTICE OF PROCLAMATIONS

#### Illumination

"Pride Month – June 2021" – Tuesday, June 8 to Wednesday, June 30, 2021

"C.A.R.P. Windsor-Essex Chapter – Seniors Month – June 2021" – Saturday, June 26 to Sunday, June 27, 2021

"Parachute Canada – National Injury Prevention Day" – Monday, July 5, 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:

- (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 102-2021 through 112-2021 (inclusive).
- Carried.

## **7. COMMUNICATIONS INFORMATION PACKAGE**

### **7.1. Correspondence Monday, June 21, 2021**

Moved by: Councillor Gignac  
Seconded by: Councillor Gill

Decision Number: CR270/2021

That the following Communication Items 7.1.1, 7.1.2, and 7.1.4 through 7.1.12 (inclusive) as set forth in the Council Agenda **BE REFERRED** as noted; and that Item No. 7.1.3 be dealt with as follows:

#### **7.1.3 Letter to Mayor and Council regarding Ontario's "Roadmap to Reopen"**

Moved by: Councillor Francis  
Seconded by: Councillor Kaschak

Decision Number: CR271/2021

That the correspondence from Dave Cassidy, President – Local 444 UNIFOR, dated May 26, 2021 (attached as Appendix A) regarding Premier Doug Ford's "Roadmap to Reopen", **BE RECEIVED**; and further,

That a letter **BE SENT** to Premier Ford on behalf of the City of Windsor, supporting Local 444 UNIFOR's position that the economy should be open on a regional case-by-case basis.  
Carried.

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No.	Sender	Subject
7.1.1	AMCTO	<p>Letter recognizing the City of Windsor as a recipient of an E.A. Danby Award in the category of Implementation of Legislation for project 2020 By-Elections</p> <p style="text-align: right;">City Clerk / Licence Commissioner            Manager of Records &amp; Elections / FOI Coordinator            APR2021            Note &amp; File</p>
7.1.2	Invest WindsorEssex	<p>Invest WindsorEssex 2020 Annual Report</p> <p style="text-align: right;">MDI2021            Note &amp; File</p>
7.1.3	Local 444 Unifor	<p>Letter to Mayor and Council regarding Ontario's "Roadmap to Reopen"</p> <p style="text-align: right;">MA/13786            COUNCIL DIRECTION REQUESTED, otherwise            Note &amp; File</p>
7.1.4	Better Laws for Paws	<p>Letter to Mayor and Council requesting an immediate review of By-laws pertaining to animal rights and kenneling</p> <p style="text-align: right;">Deputy License Commissioner            City Solicitor            ACL2021            COUNCIL DIRECTION REQUESTED, otherwise            Note &amp; File</p>
7.1.5	City Planner / Executive Director	<p>Application for Zoning Amendment, 1924990 Ontario Inc., 0 Howard Ave., Application to amend Zoning By-law 8600 to allow for the construction of a 6-storey multiple dwelling building and a 6-storey mixed-use building with onsite parking</p> <p style="text-align: right;">ZB/14138            Note &amp; File</p>
7.1.6	City Planner / Executive Director	<p>Application for Zoning Amendment, Vito Maggio Holdings Inc., 642 Windermere Rd., Application to amend Zoning By-law 8600 to allow for a temporary rezoning to allow for a patio</p> <p style="text-align: right;">ZB/14141            Note &amp; File</p>

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No.	Sender	Subject
7.1.7	City Planner / Executive Director	Application for Zoning Amendment, Buschante Development Group Corp., 717 St. Antoine St., Application to amend Zoning By-law 8600 to allow the development of two additional units in the lower level of the 4-unit building  ZB14137 Note & File
7.1.8	City Planner / Executive Director	Application for Zoning Amendment and Official Plan Amendment, 850 Division Inc., 850 Division Rd., Application to amend Zoning By-law to allow for the construction of residential townhomes as well as permit commercial uses on the main floor  ZB/14139 ZO/14140 Note & File
7.1.9	City Planner / Executive Director	Application for Zoning Amendment, Deniz Orak, 1174 Curry Ave., Application to amend Zoning By-law 8600 to allow for the proposed redevelopment of a 3 unit, 2-storey townhome  ZB/14135 Note & File
7.1.10	City Planner / Executive Director	Application for Zoning Amendment, Vince Mocerri Holdings Inc., 2800 Deziel Dr., Building 320, Application to amend Zoning By-law 8600 to allow an automobile dealership and repair garage for motorcycles only  ZB/14136 Note & File

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No.	Sender	Subject
7.1.11	Manager of Urban Design	Recent Site Plan Control (SPC) applications: <ul style="list-style-type: none"> <li>• 2693788 Ontario Inc., 3085 Deziel Drive, Minor change to parking area in the rear yard</li> <li>• Scott's Real Estate Limited Partnership, 1916 Wyandotte Street West, Exterior alterations and change of use from Restaurant to Retail for existing building</li> <li>• G.L. Smith Planning &amp; Design Inc., 3998 Walker Road, Alterations to an existing Restaurant with Drive-Through including additional Drive-Through lane</li> </ul> <p style="text-align: right;">ZS/13901 ZS/14132 ZS/14133 Note &amp; File</p>
7.1.12	Members of Provincial Parliament (MPPs) – Windsor, Tecumseh, Essex	Letter regarding the Rt. Hon. Herb Gray Parkway from the Essex Region Conservation Authority (ERCA) <p style="text-align: right;">City Engineer ST/8821 Note &amp; File</p>

Carried.

Report Number: CMC 10/2021

**7.2. Pay As You Go (PAYG) Transfer for Eligible 2020 Computer Equipment Related Expenses - Windsor Police Service (WPS) - City Wide**

Moved by: Councillor Gignac  
 Seconded by: Councillor Gill

Decision Number: CR272/2021

That in compliance with CR 139/2015, City Council **RECEIVE** for information this report confirming that an amount of \$41,894.67 was transferred from the Pay As You Go (PAYG) Leasing Reserve Fund 170 to the Windsor Police Service operating account Dept. ID 0192616, Class Code 18084, for eligible 2020 computer, printer, phone system upgrades, server and network related expenses.  
 Carried.

Report Number: CM 16/2021  
 Clerk's File: AE2021

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### 7.3. Regional Food and Organic Waste and Biosolids Processing Project Update - City Wide

Moved by: Councillor Gignac

Seconded by: Councillor Gill

Decision Number: CR273/2021

That Council **RECIEVE FOR INFORMATION** the report titled “Organics and Biosolids Waste Management and Processing Project, Phase 1 – Consulting and Project Direction Analysis and Recommendations, GHD Limited, dated April 28, 2021.”

Carried.

Report Number: C 84/2021

Clerk’s File: SW/13940

## 8. CONSENT AGENDA

### 8.2. Approval to Create By-law required for National Disaster Mitigation Program (NDMP)-City Wide

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR275/2021

That Council **CONSIDER** and **PASS** by-law number 107-2021, attached as Appendix A, being a by-law authorizing the execution of the National Disaster Mitigation Program (NDMP) agreement; and further,

That **THREE READINGS** of by-law number 107-2021 **BE HELD** at the June 21<sup>st</sup>, 2021 meeting of Council.

Carried.

Report Number: C 66/2021

Clerk’s File: GFG/12912

### 8.3. Local Improvement - Proposed Construction of Sidewalk and Boulevard Restoration on Electricity Drive from Rhodes Drive to the Cul-De-Sac - Ward 9

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR276/2021

- I. That Council **APPROVE** the construction of sidewalk and boulevard restoration on the 3200 block of Electricity Drive between Rhodes Drive and the Cul-de-Sac, as shown on attached Drawing C-3616 as a local improvement under the provisions of O. Reg. 586/06 under the

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*Municipal Act*, with repayment term not to exceed 10 years at an interest rate deemed appropriate by Administration, and that Notice of Intention to pass Local Improvement Charges By-Law **BE GIVEN** to the public and affected owners under section 6 of O. Reg. 586/06 for approval to undertake the work as a local improvement, in accordance with the attached report of the City Engineer.

- II. That the net City costs of approximately \$47,357 **BE FUNDED** from Project ID #7191008 – Local Improvement Program - Sidewalks.
- III. That 30 days after giving Notice of Intention to Pass a Local Improvement By-law, Council **PASS** a By-law for the construction of the above works as a local improvement in accordance with Section 5 of O.Reg. 586/06.

Carried.

Report Number: C 76/2021  
Clerk's File: SW2021

#### **8.4. Windsor International Airport – ACAP Application for Front End Loader Replacement and General Applications - Ward 9**

Moved by: Councillor Holt  
Seconded by: Councillor Kaschak

Decision Number: CR269/2021

- I. As Administration has received confirmation of the Airport Capital Assistance Program (ACAP) federal grant funding administered by Transport Canada (TC) for the replacement of the Front End Loader (50% share to an upset limit of \$200,750), that Council **APPROVE** \$259,500 from Project ID#7141055 – Airport - Electrical/Fleet/Facilities to fund the City share; and,
- II. That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to sign the agreement with Transport Canada, satisfactory in form to the City Solicitor, in technical content to the City Engineer and in financial content to the City Treasurer; and,
- III. That Administration **BE AUTHORIZED** to apply for any and all federal funding grants for various capital projects/equipment needs for the Airport, provided the Airport Capital Coordinating Committee confirms the required funding contributions and those funds are within the approved capital funding for Airport, and,
- IV. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign any and all federal grant contribution agreements for the Airport, satisfactory, in form to the City Solicitor, in financial content to the City Treasurer, and in technical content to the City Engineer; and,
- V. That the Mayor, in addition to the CAO and City Clerk, also **BE AUTHORIZED** to execute any agreements, declarations and other such documents, and only if the Mayor's approval is



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deemed to be required by the grant provider, to be satisfactory in form, technical content and financial content by the parties outlined in the original approvals granting the CAO and City Clerk authority to execute such documents.

Carried.

Report Number: C 71/2021

Clerk's File: MTA2021

### **8.5. Minutes of the Windsor Licensing Commission of its meeting held April 21, 2021**

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR277/2021 ETPS 827

That the minutes of the Windsor Licensing Commission of its meeting held April 21, 2021 **BE RECEIVED.**

Carried.

Report Number: SCM 181/2021 & SCM 154/2021

Clerk's File: MB2021

### **8.7. Permanent Funding for New Operations Supervisor within Transit Operations Department - City Wide**

Moved by: Councillor Francis

Seconded by: Councillor Gignac

Decision Number: CR279/2021 ETPS 829

That the report of the Environment, Transportation and Public Safety Standing Committee, sitting as the Transit Windsor Board of Directors, of its meeting held May 26, 2021 regarding "Permanent Funding for New Operations Supervisor within Transit Operations Department" **BE REFERRED** to the 2022 budget deliberations sessions.

Carried.

Councillors McKenzie, Bortolin and Holt voting nay.

Report Number: SCM 183/2021, S 49/2021 & AI 2/2021

Clerk's File: MTT2021

### **8.8. Minutes of the Diversity Committee of its meeting held March 30, 2021**

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

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Decision Number: CR280/2021 CSPA 150

That the minutes of the Diversity Committee of its meeting held March 30, 2021 **BE RECEIVED**.

Carried.

Report Number: SCM 187/2021 & SCM 155/2021

Clerk's File: MB2021

### **8.9. Minutes of the Meeting of the Board of Directors, Willistead Manor Inc., held April 8, 2021**

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR281/2021 CSPA 151

That the minutes of the Meeting of the Board of Directors, Willistead Manor Inc., of its meeting held April 8, 2021 **BE RECEIVED**.

Carried.

Report Number: SCM 188/2021 & SCM 161/2021

Clerk's File: MB2021

### **8.10. Report No. 113 of the Board of Directors, Willistead Manor Inc., of its meeting held April 8, 2021**

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR282/2021 CSPA 152

That Report No. 113 of the Board of Directors, Willistead Manor Inc., of its meeting held April 8, 2021 indicating:

That the Annual Report and Financial Statements on the affairs and operations of Willistead Manor Inc. for the year 2020, attached as *Appendix A*, **BE ACCEPTED** as presented; and,

That upon acceptance of the Willistead Manor Inc. 2020 Annual Report by City Council, copies **BE FORWARDED** to a list of appropriate parties as approved by the Willistead Board; and further,

That in accordance with Sections 6 (c) of the *City of Windsor Act, 1981*, an amount of \$2,536. **BE PAID OVER** to the City of Windsor Willistead Capital Restoration Reserve Fund.

**BE APPROVED.**

Carried.

Report Number: SCM 189/2021 & SCM 162/2021

Clerk's File: MB2021

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### 8.11. Update of Round 1 of the Arts, Culture and Heritage Fund 2021 – City Wide

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR283/2021 CSPS 153

That the report of the Cultural Development Coordinator and the Manager of Culture & Events dated May 13, 2021 entitled “Update on Round 1 of the Arts, Culture and Heritage Fund (ACHF) 2021” **BE RECEIVED**.

Carried.

Report Number: SCM 190/2021 & S 52/2021

Clerk’s File: SR2021

### 8.12. Major F.A. Tilston VC Armoury and Police Training Centre (DND and Police Training Building) – CCTV System Replacement

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR284/2021 CSPS 154

That City Council **APPROVE** expenditures of up to \$70,000 from the Major F.A. Tilston VC Armoury Reserve Fund to replace the CCTV security camera system at Major F.A. Tilston VC Armoury and Police Training Centre.

Carried.

Report Number: SCM 191/2021 & S 53/2021

Clerk’s File: SP2021

## 9. REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS

None requested.

## 10. PRESENTATIONS AND DELEGATIONS

### 8.6. Town of Amherstburg - Transit Delivery and Maintenance Services - City Wide

#### Ernie Lamont, Resident of Ward 8

Ernie Lamont, resident of Ward 8, appears before Council to provide comment regarding the “Town of Amherstburg – Transit Delivery and Maintenance Services,” proposing that at the appropriate

time he would like to present an advertising plan to the Town of Amherstburg for their consideration.

Moved by: Councillor Bortolin  
Seconded by: Councillor McKenzie

Decision Number: CR278/2021 ETPS 828

That the Environment, Transportation & Public Safety Standing Committee sitting as the Transit Windsor Board of Directors **APPROVE:**

1. That the City Engineer – Corporate Leader of Environmental Protection & Infrastructure Services and the Executive Director of Transit Windsor **BE AUTHORIZED** to negotiate with the Corporation of The Town of Amherstburg for Transit Delivery and Maintenance Services and to engage in any resulting contract negotiations; and,
2. That a subsequent report on the outcomes of the negotiations **BE PREPARED AND SUBMITTED** to the Environment, Transportation & Public Safety Standing Committee sitting as the Transit Windsor Board of Directors and City Council with that report fully detailing the costs associated with the proposed service delivery and seeking any further approvals or authorizations that may be required from the Transit Windsor Board of Directors and City Council.

Carried.

Report Number: SCM 182/2021 & S 48/2021  
Clerk's File: MTT2021

## **11.2. Community Heritage Fund Mortgage Receivable for Mount Zion Church of God in Christ, 795 McDougall Street - Ward 3**

### **Brenda Harrison, Contact Person for Mt. Zion Church**

Brenda Harrison, contact person for Mt. Zion Church, appears before Council and is available for questions regarding the “Community Heritage Fund Mortgage Receivable for Mount Zion Church of God in Christ, 795 McDougall Street.”

### **Bishop Paul Morton**

Bishop Paul Morton, appears before Council to provide comment regarding the “Community Heritage Fund Mortgage Receivable for Mount Zion Church of God in Christ, 795 McDougall Street,” giving a historical perspective on the matter and asks that the Council forgive the outstanding mortgage.

Moved by: Councillor Bortolin  
Seconded by: Councillor Holt

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That the report of the Manager – Treasurer and Cash Management dated April 14, 2021 entitled “Community Heritage Fund Mortgage Receivable for Mount Zion Church of God in Christ, 795 McDougall Street” BE RECEIVED; and further,

That administration BE DIRECTED to extend the mortgage for a period of 5 years under the status quo situation.

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

Aye votes: Councillors Bortolin, McKenzie and Holt,

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

Absent: None.

Abstain: None.

Moved by: Councillor Gignac

Seconded by: Councillor Costante

Decision Number: CR286/2021

That City Council **FORGIVE** the outstanding mortgage in the amount of \$22,254.98 from the Mount Zion Church of God in Christ; and further,

That the City Solicitor **BE DIRECTED** to discharge the mortgage document CE468199.

Carried.

Councillors Bortolin and Holt voting nay.

Report Number: C 55/2021

Clerk's File: AF2021

### **8.1. Reimagined Adie Knox with Grant Opportunity and Partnership with the University of Windsor - Ward 2**

**Mike Havey, Director of Athletics and Rec Services; and Vincent Georgie, Associate Vice President – University of Windsor**

Mike Havey, Director of Athletics and Rec Services; and Vincent Georgie, Associate Vice President – University of Windsor, appear before Council and are available for questions regarding “Reimagined Adie Knox with Grant Opportunity and Partnership with the University of Windsor.”

**Peter Best, Co-Chair – Windsor Accessibility Advisory Committee (WAAC)**

Peter Best, Co-Chair – Windsor Accessibility Advisory Committee (WAAC), appears before Council and is available for questions regarding “Reimagined Adie Knox with Grant Opportunity and Partnership with the University of Windsor.”

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### **Rene Jacques, Resident of Ward 6**

Rene Jacques, resident of Ward 6, appears before Council to provide comment regarding “Reimagined Adie Knox with Grant Opportunity and Partnership with the University of Windsor,” suggesting that Council reject the proposed partnership with the University of Windsor and to keep the Adie Knox pool open as well as the income source to the City, instead of re-routing it to the University’s coffers.

### **Linda MacKenzie, Friends of Adie Knox**

Linda MacKenzie, Friends of Adie Knox, appears before Council to provide comment regarding “Reimagined Adie Knox with Grant Opportunity and Partnership with the University of Windsor,” suggesting that Council reject the proposed partnership with the University of Windsor and to keep the Adie Knox pool open and feels that there needs to be a more robust and open consultation process, and fears that nearby low income families might be hesitant or uncomfortable using the pool at the new Lancer Centre.

### **Caroline Taylor, Resident of Ward 2**

Caroline Taylor, resident of Ward 2, appears before Council to provide comment regarding “Reimagined Adie Knox with Grant Opportunity and Partnership with the University of Windsor,” suggesting that Council reject the proposed partnership with the University of Windsor and to keep the Adie Knox pool open as the current pool is well attended and that most community members would not be comfortable at the Lancer Centre, as the students would be the priority.

### **Mike Cardinal, Resident of Ward 2**

Mike Cardinal, resident of Ward 2, appears before Council to provide comment regarding “Reimagined Adie Knox with Grant Opportunity and Partnership with the University of Windsor,” suggesting that Council reject the proposed partnership with the University of Windsor and to keep the Adie Knox pool open, and undertake real community engagement in a thoughtful manner as opposed to being rushed.

### **Mark Ferrari, Executive Director – Windsor Family Health Team**

Mark Ferrari, Executive Director – Windsor Family Health Team, appears before Council to provide comment regarding “Reimagined Adie Knox with Grant Opportunity and Partnership with the University of Windsor,” stating that they are strong proponents of a community hub approach, whereby an additional suite of services could be co-located at the renewed facility and would consider relocating their Team Care Centre to the Adie Knox redevelopment site.

### **Tammy Murray, Our West End – Coordinator, Volunteer**

Tammy Murray, Our West End – Coordinator, Volunteer, appears before Council to provide comment regarding “Reimagined Adie Knox with Grant Opportunity and Partnership with the

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University of Windsor,” suggesting there’s a disconnect between the City and the community and that Council should reject the proposed partnership with the University of Windsor and to keep the Adie Knox pool open, and to invest in the neighbourhood, while maintaining as many resources in the area as possible.

### **David Petten, President – CUPE Local 543**

David Petten, President – CUPE Local 543, appears before Council to provide comment regarding “Reimagined Adie Knox with Grant Opportunity and Partnership with the University of Windsor,” stating that the proposed additional amenities are welcome but that proper consultation should have been undertaken, especially with the end users, and concludes by suggesting that the proposal might lead to a contracting out situation which could ultimately lead to arbitration.

### **Howard Weeks, Resident of Ward 4**

Howard Weeks, resident of Ward 4, appears before Council to provide comment regarding “Reimagined Adie Knox with Grant Opportunity and Partnership with the University of Windsor,” suggesting that Council reject the proposed partnership with the University of Windsor and to keep the Adie Knox pool open, and asks whether or not the Auditor General has reviewed this proposal and signed off on it, and concludes by suggesting that taxpayer money and government funding should be allocated to those projects that serve a community need.

Moved by: Councillor Costante

Seconded by: Councillor McKenzie

That Administration BE DIRECTED to apply for the federal grant for Adie Knox under Option 1 in the administrative report (repurposing the pool) and report back to Council after the outcome of the grant, whether approved or denied, for Council to provide final approval on the following:

- Results and outcomes of engaging third parties such as the Windsor Family Health Team, the Unemployed Help Centre, the YMCA, and others and determine their interest and if deals could be made with each party and the terms of each deal;
- Continue working with the community on the Adie Knox repurposing and visioning;
- Engage with CUPE and the labour community to ensure that this is a collaborative approach and not an adversarial approach;
- Report back on a detailed project budget and funding strategy that includes a \$29 million commitment for the grant application upon success of the grant; or alternatively, report back on a funding strategy in the event that the grant application is not successful; and further,

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That Administration at this time NOT FINALIZE the Community Use Agreement and that any decision with respect to the Community Use Agreement be subject to the above-mentioned reports and Council final approval of the same; and further,

That Administration BE DIRECTED to immediately begin working on outdoor projects, including the splash pad and playground; and further,

That the pool services at Adie Knox CONTINUE AS STATUS QUO until final Council approval and direction after receiving the aforementioned report.

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

At the request of Councillor Gignac, a recorded vote is taken.

Aye votes: Councillors Costante, McKenzie, Kaschak and Bortolin.

Nay votes: Councillors Holt, Gignac, Sleiman, Gill, Morrison and Mayor Dilkens.

Abstain: Councillor Francis.

Absent: None.

Moved by: Mayor Dilkens

Seconded by: Councillor Morrison

Decision Number: CR274/2021

That the report of the Acting Executive Director of Recreation and Culture dated June 3, 2021 entitled "Reimagined Adie Knox with Grant Opportunity and Partnership with the University of Windsor" **BE RECEIVED**; and further,

That Council **COMMIT** to moving the aquatic services at Adie Knox to the University of Windsor, under the terms contained in the subject administrative report;

That Administration **BE DIRECTED** to submit an application to the Green and Inclusive Community Buildings Grant, using the modified repurposing of the pool design for Adie Knox Recreation Complex, satisfactory in legal form to the City Solicitor, in technical content to the Executive Director of Recreation and Culture and financial content to the City Treasurer; and,

That Council **COMMIT**, as per the Green and Inclusive Community Building Grants requirement, to securing the necessary capital funding, up to a maximum of \$29,000,000 in order to proceed with the project (reconfiguration of Adie Knox to a community centre) should the grant application be successful, and that the results of the grant application **BE COMMUNICATED** to Council spelling out the plan if the city's application is successful or alternatively, if the application is not successful, to report back at budget deliberations on how the \$29,000,000 could be allocated for consideration towards Adie Knox; and further,

That Administration **BE DIRECTED** to undertake the following consultations on this subject:



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- Results and outcomes of engaging third parties such as the Windsor Family Health Team, the Unemployed Help Centre, the YMCA, and others and determine their interest and if deals could be made with each party and the terms of each deal;
- Engage with CUPE and the labour community to ensure that this is a collaborative approach and not an adversarial approach; and further,

That Administration **BE DIRECTED** to immediately begin working on outdoor projects, including the splash pad and playground, proceeding to activate those projects that are ineligible for the Green Inclusive Community Buildings Grant and more specifically that City Council **APPROVE** a pre-commitment of \$400,000 in 2022 from the Playground Replacement Program (PFO-002-15) and \$400,000 in 2023 from the Corporate Heating and Cooling project (PFO-009-11) for immediate use on the implementation of a new playground and splash pad at Adie Knox Herman; and further,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign any documents related to this matter, satisfactory in legal 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.

Councillors Bortolin and Holt voting nay.

Councillor Francis discloses an interest and abstains from voting on this matter.

Report Number: C 82/2021 & AI 3/2021

Clerk's File: SR/14134

## 11. REGULAR BUSINESS ITEMS (Non-Consent Items)

### 11.1. Current Organizational State of The Corporation of the City of Windsor - City Wide

Moved by: Councillor Bortolin

Seconded by: Councillor Gill

Decision Number: CR285/2021

That Council **RECEIVES** the report from the Chief Administrative Officer on June 7, 2021, which provides a preliminary organizational review of The Corporation of the City of Windsor; and,

That Council **DIRECTS** Administration to report back to Council with a *Corporate Strategic Plan* that will provide strategic and tactical objectives that will continue to create an organization that is innovative, agile, collaborative, solution-oriented, efficient, and effective; and,

That Council **DIRECTS** Administration to create an *Implementation Playbook* for the 20-Year Strategic Vision to ensure the continued rapid realization of its goals; and,

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That Council **DIRECTS** Administration to report back to Council with amendments to the Delegated Authority By-law No. 208-2008 to remove “red tape” and enable rapid execution of Council’s vision and direction; and,

That Council **AMENDS** CAO By-law No. 218-2002 to reflect the current organizational structure, i.e. clarifying that the CAO shall recommend to Council the appointment and dismissal of Corporate Leadership Team members and statutory officers but not Department Heads; and,

That Council **DIRECTS** Administration to retain an expert in effective board governance and facilitation, and schedule a closed Council Workshop for education purposes.

Carried.

Report Number: C 87/2021  
Clerk’s File: APR/10711 & AS/7748

### 11.3. Canadian Diabetes Donation Bin Program - City Wide

Moved by: Councillor Gignac

Seconded by: Councillor Francis

That the report of the Manager – Environmental Services, dated June 7, 2021 entitled “Canadian Diabetes Donation Bin Program” BE DEFERRED to a future meeting of Council to allow for administration to REACH OUT to the Society of Saint Vincent DePaul: Windsor Essex and to other similar organizations, in order to have a discussion with them on a proposed donation bin program.

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

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

Nay votes: Councillors Bortolin, McKenzie, Morrison, Kaschak, Holt and Costante.

Absent: None.

Abstain: None.

Moved by: Councillor McKenzie

Seconded by: Councillor Bortolin

Decision Number: CR287/2021

That Council **RECEIVE** this response to CR618/2020 CR486/2020; and,

That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to execute an agreement with Diabetes Canada, subject to approval in legal content to the City Solicitor, in financial contact to the City Treasurer and in technical content to the City Engineer, for a pilot Textile Diversion Program consisting of approximately 5 clothing donation bins.

Carried.

Councillors Gignac and Francis voting nay.

Report Number: C 83/2021  
Clerk’s File: APM2021

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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: CR288/2021

That the report of the In Camera meeting held June 21, 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. 102-2021 through 112-2021 (inclusive) be introduced and read a first and second time:

**102-2021** A BY-LAW TO AMEND BY-LAW NUMBER 208-2008, BEING A BY-LAW TO DELEGATE TO ADMINISTRATION THE AUTHORITY TO PROCESS, MAKE DECISIONS ON, AND TO EXECUTE AGREEMENTS FOR CERTAIN MATTERS authorized by CR116/2021 dated March 29, 2021.

**103-2021** A BY-LAW TO PROVIDE FOR THE IMPOSITION OF SPECIAL CHARGES UPON PRESCRIBED BUSINESS PROPERTY CLASSES OF RATEABLE PROPERTY WITHIN IMPROVEMENT AREAS FOR THE YEAR 2021 authorized by CR184/2021 dated May 3, 2021.

**104-2021** A BY-LAW TO FIX THE TAX RATES AND TO PROVIDE FOR THE LEVY AND COLLECTION OF PROPERTY TAXES FOR THIS YEAR authorized by CR182/2021 dated May 3, 2021.

**105-2021** A BY-LAW TO OPT-OUT OF THE VACANCY REBATE PROGRAM UNDER SECTION 364 OF *THE MUNICIPAL ACT, 2001* authorized by CR183/2021 dated May 3, 2021.

**106-2021** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR401/2003, CR274/2006, and CR223/2009 dated June 16, 2003, May 29, 2006, and June 15, 2009 respectively.

**107-2021** A BY-LAW TO AUTHORIZE THE EXECUTION OF THE ONTARIO TRANSFER PAYMENT AGREEMENT FOR THE NATIONAL DISASTER MITIGATION PROGRAM (NDMP) BETWEEN THE CORPORATION OF THE CITY OF WINDSOR AND HER MAJESTY THE

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QUEEN IN RIGHT OF ONTARIO, REPRESENTED BY THE MINISTER OF MUNICIPAL AFFAIRS AND HOUSING (See Item 8.2, Report C 66/2021).

**108-2021** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR198/2021 dated May 3, 2021.

**109-2021** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 9148 BEING A BY-LAW TO REGULATE TRAFFIC WITHIN THE LIMITS OF THE CITY OF WINDSOR authorized by CR161/2021 dated April 19, 2021.

**110-2021** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 9023 BEING A BY-LAW TO REGULATE VEHICULAR PARKING WITHIN THE LIMITS OF THE CITY OF WINDSOR ON MUNICIPAL STREETS, MUNICIPAL PARKING LOTS AND PRIVATE PROPERTIES approved by CAO 153/2021 dated June 7, 2021.

**111-2021** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" as authorized by CR200/2021 dated May 3, 2021.

**112-2021** A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 21<sup>ST</sup> DAY OF JUNE, 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.

## 15. NOTICES OF MOTION

None.

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### 16. THIRD AND FINAL READING OF THE BY-LAWS

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

That the By-laws No. 102-2021 through 112-2021 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: CR289/2021

That the petition presented by Councillor Gill on behalf of the residents of Peabody Avenue and Copeland Avenue, in protest of the size of the driveways Coco Homes is building on Peabody and Copeland Avenues, as they are much smaller than the rest of the driveways in this townhome development, **BE RECEIVED** by the Clerk and the Clerk **BE DIRECTED** to forward the petition to the Manager of Right-of-Way and City Engineer for the purpose of an examination of the requested works or undertakings.

Carried.

Clerk's File: ACO/14031

Moved by: Councillor McKenzie

Seconded by: Councillor Morrison

Decision Number: CR290/2021

That the petition presented by Councillor Costante on behalf of the residents of the City of Windsor and users of the Adie Knox Herman Recreation Complex, urging City Council to keep both the pool and ice rink open, **BE RECEIVED** by the Clerk and the Clerk **BE DIRECTED** to keep the petition on file as part of the public record.

Carried.

Clerk's File: ACO/14031

### 18. QUESTION PERIOD

None registered.

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### 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 6:57 o'clock p.m.

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Mayor

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City Clerk

**SPECIAL MEETING OF COUNCIL – IN CAMERA**  
**June 21, 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: 10:30 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, Community Development and Health Commissioner and  
Corporate Leader Social Development, Health, Recreation and Culture (Items 1-4)  
M. Winterton, City Engineer and Corporate Leader Environmental Protection and  
Transportation (Items 1-4)  
V. Critchley, City Clerk/Licence Commissioner and Corporate Leader Public Engagement  
and Human Resources (Items 1-4)  
J. Mancina, Chief Financial Officer/City Treasurer and Corporate Leader Finance and  
Technology(Items 1-4)  
S. Askin-Hager, City Solicitor and Corporate Leader Economic Development and Public  
Safety (Items 1-4)  
R. Mensour, Acting Commissioner, Parks, Recreation, Culture and Facilities (Items 1-4)  
S. McGuire, Manager of Arenas and Recreation Facilities (Item 2)  
N. Tremblay, Manager of Community Programming (Item 2)

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- D. Dawson, Executive Director of Operations (Item 4)
- A. Albidone, Manager of Environmental Services (Item 4)
- N. Gabbana, Manager of Performance Measurement (Item 4)
- T. Ardovini, Deputy Treasurer Financial Planning (Item 4)
- T. Beadow, Program Administrator (Item 4)
- M. Schlesinger and T. Yu, LBCG Consulting (Item 5)

That By-law 101-2021, being a By-law to appoint Jason Reynar as a Deputy Clerk be introduced and read a first and second time.

Moved by Councillor Bortolin, seconded by Councillor Gill, that By-law 101-2021, being a By-law to appoint Jason Reynar as a Deputy Clerk, 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.

Verbal Motion is presented by Councillor Francis, seconded by Councillor Sleiman, to move in Camera for discussion of the following item(s):

<u>Item No.</u>	<u>Subject</u>	<u>Section – Pursuant to Municipal Act, 2001, as amended</u>
1.	Legal matter – litigation settlement	239(2)(e)
2.	Property matter – sale of land	239(2)(c)
3.	Property matter – lease	239(2)(c)
4.	Legal matter – plan  <u>NOTE: SEE ALSO COMMUNICATION 7.3 ON OPEN AGENDA</u>	239(2)(k)
5.	Personal matter – about identifiable individuals - presentation  <u>NOTE: SLIDE PRESENTATION BY CONSULTANT</u>	239(2)(b)

Motion Carried.



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### Declarations of Pecuniary Interest:

None declared

**Discussion on the items of business. (Items 1, 2, 3, 4 and 5)**

**NOTE: ONLY THE CHIEF ADMINISTRATIVE OFFICER REMAINS FOR ITEM 5**

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

**Motion Carried.**

**\*\*SEE NOTE BELOW**

**Moved by Councillor Bortolin, seconded by Councillor Holt, THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held June 21, 2021 directly to Council for consideration at the next Regular Meeting.**

1. That the recommendation contained in the in-camera report from Senior Legal Counsel, 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 settlement **BE APPROVED**.
2. That the recommendation contained in the in-camera report from the Manager of Real Estate Services, City Solicitor and Corporate Leader Economic Development and Public Safety, Acting Commissioner of Parks, Recreation, Culture and Corporate Facilities and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property matter – sale of land **BE APPROVED**.
3. That the recommendation contained in the in-camera report from the Lease Administrator, Manager of Real Estate Services, City Solicitor and Corporate Leader Economic Development and Public Safety, Acting Commissioner of Parks, Recreation, Culture and Corporate Facilities and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property matter - lease **BE APPROVED**.
4. That the recommendation contained in the in-camera report from the Senior Manager of Engineering/Deputy City Engineer, Executive Director of Operations/Deputy City Engineer, Senior Manager of Pollution Control/Deputy City Engineer, City Engineer and Corporate Leader Environmental Protection and Transportation, 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 - plan **BE APPROVED**.

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5. That the presentation by the Chief Administrative Officer and representatives of LBCG Consulting respecting personal matter about identifiable individuals **BE RECEIVED** and further the Chief Administrative Officer **PROCEED** on the verbal direction of Council.

**Councillors Francis and Gignac voting nay.**

**Motion Carried.**

**Moved by Councillor Bortolin, seconded by Councillor Holt,  
That the special meeting of council held June 21, 2021 BE ADJOURNED.**

**(Time: 1:16 p.m.)**

**Motion Carried.**

**\*\*CLERK'S NOTE: The transmittal motion and final votes were held in the open session of Council on June 21, 2021.**