



## CITY OF WINDSOR MINUTES 09/27/2021

### Special Meeting of Council

Date: Monday, September 27, 2021

Time: 11:00 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, September 27, 2021

Page 2 of 36

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## 1. ORDER OF BUSINESS

## 2. CALL TO ORDER

The Mayor calls the meeting to order at 11:47 o'clock a.m.

## 3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

Councillor Francis discloses an interest and abstains from voting on Item 8.11 being the report of the Office of the Chief Administrative Officer dated August 13, 2021 entitled "Memorandum of Understanding between the University of Windsor and City of Windsor," as his wife is currently employed at the University of Windsor.

## 4. ADOPTION OF THE MINUTES

### 4.1. Adoption of the Special Meeting of Council minutes held July 26, 2021

Moved by: Councillor Gignac  
Seconded by: Councillor Gill

That the minutes of the Special Meeting of Council held July 26, 2021 **BE ADOPTED** as presented.  
Carried.

Councillor Sleiman was absent from the meeting when the vote was taken on this matter.

Report Number: SCM 272/2021

### 4.2. Adoption of the Special Meeting of Council minutes held September 16, 2021

Moved by: Councillor Gignac  
Seconded by: Councillor Gill

That the minutes of the Special Meeting of Council held September 16, 2021 **BE ADOPTED** as presented.  
Carried.

Councillor Sleiman was absent from the meeting when the vote was taken on this matter.

Report Number: SCM 319/2021

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 3 of 36

### 5. NOTICE OF PROCLAMATIONS

#### Proclamations

“Childhood Cancer Awareness Month” – September 2021

“World Suicide Awareness Month” – September 2021

“Big Brothers Big Sisters Month” – September 2021

“Rail Safety Week” – September 20-26, 2021

“Healthy Workplace Month” – October 2021

“Canada Seniors Day & UN International Day of Elder Persons” – Friday, October 1, 2021

#### Flag Raising Ceremony

“Big Brothers Big Sisters Month” – Friday, September 17 to Thursday, September 23, 2021

“Franco-Ontarian Day” – Friday, September 24 to Friday, October 1, 2021

“Canada Seniors Day & UN International Day of Elder Persons” – Friday, October 1 to Monday, October 4, 2021

“Dreamer Day” – Tuesday, October 7 to Wednesday, October 8, 2021

#### Illumination

“Big Brothers Big Sisters Month” – Friday, September 17 to Thursday, September 23, 2021

“Franco-Ontarian Day” – Friday, September 24 to September 25, 2021

“National Day of Truth & Reconciliation” – Monday, September 27 to Thursday, September 30, 2021

“Canada Seniors Day & UN International Day of Elder Persons” – Friday, October 1 to Monday, October 4, 2021

### 6. COMMITTEE OF THE WHOLE

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

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 136-2021 through 168-2021 (inclusive).

Carried.

# Minutes

Special Meeting of Council  
Monday, September 27, 2021

Page 4 of 36

---

## 7. COMMUNICATIONS INFORMATION PACKAGE

### 7.7. Response to CQ 12-2021 - U.S. Sightseeing Helicopters - City Wide

Moved by: Councillor Gignac  
Seconded by: Councillor Francis

Decision Number: CR384/2021

That the report of the Executive Initiatives Coordinator dated August 24, 2021 entitled "Response to CQ 12-2021 – U.S. Sightseeing Helicopters – City Wide" **BE RECEIVED** for information; and further,

That administration **BE DIRECTED** to forward a letter of request on behalf of Windsor City Council to the local Members of Parliament for assistance in addressing the concerns of residents in the City related to low flying sightseeing helicopters.

Carried.

Report Number: C 133/2021  
Clerk's File: E12021

### 7.1. Correspondence Monday, September 27, 2021

Moved by: Councillor McKenzie  
Seconded by: Councillor Morrison

Decision Number: CR376/2021

That the following Communication Items 7.1.1 through 7.1.4 (inclusive) and 7.1.6 through 7.1.10 (inclusive) as set forth in the Council Agenda **BE REFERRED** as noted; and that Item 7.1.5 be dealt with as follows:

#### 7.1.5 Recommendation/Resolution Report regarding Presentation and Support for Local Municipalities and School Boards to Endorse/Adopt an Active School Travel Charter for the Region of Windsor-Essex County

Moved by: Councillor McKenzie  
Seconded by: Councillor Gill

Decision Number: CR377/2021

**WHEREAS** According to the *2020 ParticipACTION Report Card* on physical activity for children and youth, less than 1 in 5 children (5-11 year-olds) and youth (12-17 year-olds) in Canada are meeting national movement behaviour guidelines for physical activity, sedentary behaviours and sleep; and,

**WHEREAS** Active school transportation (AST) plays an important role in helping to increase students' activity levels and associated improvements in mental and physical health. In addition,

# Minutes

## Special Meeting of Council Monday, September 27, 2021

AST helps children/youth accumulate the recommended 60 minutes of activity daily from the Canadian 24-hour Movement Guidelines; and,

**WHEREAS** The Windsor-Essex County Health Unit was awarded funds for the Ontario Active School Travel Grant from Green Communities Canada (GCC) in the amount of \$60,000 which will be used to create initiatives, policies, and environmental supports around active school travel in Windsor-Essex County; and,

**WHEREAS** The Ontario Active School Travel Grant will help provide long-term sustainability and community partnerships to create and improve upon active school travel that is accessible and safe for children and youth in Windsor-Essex County; and,

**WHEREAS** The endorsement from the Windsor-Essex County Board of Health of an active school transportation charter that will help in strengthening regional coordination, collaboration, and leveraging our collective community resources and knowledge and add weight to the importance of active transportation-supporting programs, policies and infrastructure within Windsor-Essex County;

**NOW THEREFORE BE IT RESOLVED** that the Windsor City Council supports the Windsor-Essex County Health Unit in presenting the AST initiatives and Active School Travel Charter to local municipalities and school boards in order for these key stakeholders to endorse the initiatives and adopt a regional Active School Travel Charter for Windsor-Essex County; and further,

That this resolution be shared with all local school boards, the Association of Local Public Health Agencies, Windsor Essex County Health Unit, Ontario Public Health Association, and Green Communities Canada.

Carried.

Clerk's File: MH2021

No.	Sender	Subject
7.1.1	Ontario Land Tribunal	Cardinal v. Windsor (City) case heard May 26, 2021 by Video Hearing. Memorandum of oral decision delivered by Jatinder Bhullar on May 26, 2021 and order of the tribunal, Case No. PL200646  Correction Notice issued July 30, 2021 re: Cardinal v. Windsor (City)  Commissioner, Infrastructure Services Commissioner, Legal & Legislative Services Deputy City Solicitor Manager of Parks Development ZC2021 SR/13823 Note & File

# Minutes

## Special Meeting of Council Monday, September 27, 2021

No.	Sender	Subject
7.1.2	Ontario Land Tribunal	<p>1214621 Ontario Inc. (VIP Nite Club) v. Windsor (City) case heard August 10, 2021 by telephone conference call. Memorandum of oral decision delivered by Blair S. Taylor on August 10, 2021 and order of the tribunal, Case No. LC160037</p> <p>Commissioner, Legal &amp; Legislative Services Deputy City Solicitor Senior Legal Counsel MMA2021 Note &amp; File</p>
7.1.3	Tribunals Ontario	<p>Letter regarding National Day for Truth and Reconciliation on September 30, 2021.</p> <p>Commissioner, Legal &amp; Legislative Services Commissioner, Corporate Services CFO/City Treasurer Treasurer City Planner Deputy City Solicitor Deputy Treasurer, Taxation, Treasury &amp; Financial Projects Executive Director, Human Resources Diversity/Accessibility Officer GP2021 Note &amp; File</p>
7.1.4	Town of Tecumseh	<p>The Town of Tecumseh held a virtual/electronic public meeting Tuesday, September 14, 2021 at 5:45 p.m. to consider a proposed Zoning By-law amendment pursuant to the provisions of the <i>Planning Act, R.S.O. 1990</i></p> <p>City Planner Deputy City Solicitor Chief Building Official Development Applications Clerk ZB2021 Note &amp; File</p>

# Minutes

## Special Meeting of Council Monday, September 27, 2021

No.	Sender	Subject
7.1.5	Windsor-Essex County Board of Health	<p>Recommendation/Resolution Report regarding Presentation and Support for Local Municipalities and School Boards to Endorse/Adopt an Active School Travel Charter for the Region of Windsor-Essex County</p> <p style="text-align: right;">Transportation Planning Senior Engineer MH2021 COUNCIL DIRECTION REQUESTED, otherwise Note &amp; File</p>
7.1.6	<p>JBM Capital Inc</p> <p>AND</p> <p>Additional Information Memo AI 11/2021 from the Deputy Treasurer, Financial Planning</p>	<p>Letter regarding request to address Council regarding development fees on commercial development for 2601 Lauzon Parkway, Windsor, Ontario</p> <p>Response to the request from JBM Capital Inc. for the waiver of Development Charge (DC) Fees for the proposed commercial development at 2601 Lauzon Parkway</p> <p style="text-align: right;">Commissioner, Corporate Services CFO/City Treasurer Commissioner, Legal &amp; Legislative Services Deputy Treasurer, Financial Planning ZS/11126</p>
7.1.7	<p>Windsor Police Services Board</p> <p>AND</p> <p>Windsor Public Library Board</p> <p>AND</p> <p>Committee of Management for Huron Lodge</p>	<p>Letters in response to CR 99/2021 regarding the request to consider allowing the Auditor General to undertake a review of their finances and to report back directly to Council on the findings of such reviews</p> <p style="text-align: right;">Commissioner, Corporate Services CFO/City Treasurer Auditor General SP2021 GCE2021 Note &amp; File</p>
7.1.8	Deputy Chief, Windsor Police Service	<p>Letter in response to Council Question 16-2021 regarding the City of Windsor Noise By-law</p> <p style="text-align: right;">SP2021 Note &amp; File</p>

# Minutes

## Special Meeting of Council Monday, September 27, 2021

No.	Sender	Subject
7.1.9	Committee of Adjustment/Consent Authority	<p>Applications heard by the Committee of Adjustment/Consent Authority, on Thursday, August 19, 2021, 3:30 p.m., through Electronic Meeting Participation</p> <p style="text-align: right;">ZC2021 Note &amp; File</p>
7.1.10	Manager of Urban Design	<p>Recent Site Plan Control (SPC) applications:</p> <ul style="list-style-type: none"> <li>• Narendrakumar Modi, 1425 Division, truck repair garage with transport terminal</li> <li>• DC Holdings – Dan Crosby, 417-419 Pelissier, change of use/exterior alterations/additions</li> <li>• Imad Al-Najjar, 1110 Tecumseh E, automobile repair garage and sales lot</li> <li>• Eco Workspace Inc., 9009 Twin Oaks, addition to an existing industrial building and expansion of parking area</li> <li>• 2356976 Ont Inc. – Dr. Garg, 0 Hawthorne, three multiple dwelling buildings</li> <li>• 2770722 Ont Ltd. – Manor Realty, 493 University W, conversion to residential apartments</li> <li>• Donato Digiovanni, 1631 Riverside E, 4 unit residential</li> <li>• Dimatal Holdings, 3278 Marentette, addition to industrial warehouse</li> <li>• 1818795 Ont. Ltd. – M. Coulter, 1329 Windsor, interior and exterior renovations to existing medical office</li> <li>• BAY 20 Inc., 880 Ouellette, change from commercial office use to residential apartments</li> <li>• 2829427 Ont. Inc., 0 Division, truck terminal</li> </ul> <p style="text-align: right;">ZS/14213 ZS/14214 ZS/14215 ZS/14216 ZS/14217 ZS/14218 ZS/14219 ZS/14220 ZS/14221 ZS/14222 ZS/14223 Note &amp; File</p>



Carried.

Report Number: CMC 14/2021

**7.2. Your Quick Gateway (Windsor) Inc. Year-End 2020 Financial Statements & Q1 2021 Financial Statements - City Wide**

Moved by: Councillor McKenzie  
Seconded by: Councillor Morrison

Decision Number: CR379/2021

That City Council **RECEIVE** for information, the Your Quick Gateway (Windsor) Inc. 2020 Year-End Audited Financial Statements and the 1<sup>st</sup> Quarter 2021 Internal Unaudited Financial Statements.  
Carried.

Report Number: C 125/2021  
Clerk's File: APM/9795

**7.3. Windsor Canada Utilities - 1st Quarter 2021 Financial Statements - City Wide**

Moved by: Councillor McKenzie  
Seconded by: Councillor Morrison

Decision Number: CR380/2021

That City Council **RECEIVE** for information, the Windsor Canada Utilities Ltd. 1<sup>st</sup> Quarter 2021 Financial Statements.  
Carried.

Report Number: C 115/2021  
Clerk's File: AF2021

**7.4. 2021 Sale of Lands for Tax Arrears**

Moved by: Councillor McKenzie  
Seconded by: Councillor Morrison

Decision Number: CR381/2021

That City Council **RECEIVE** this report regarding the planned 2021 Sale of Lands for Tax Arrears for information.  
Carried.

Report Number: C 118/2021  
Clerk's File: AF2021

# Minutes

Special Meeting of Council  
Monday, September 27, 2021

Page 10 of 36

## 7.5. Response to CQ 34-2020 Regarding Provision of Community Improvement Plan (CIP) Funds - City Wide

Moved by: Councillor McKenzie  
Seconded by: Councillor Morrison

Decision Number: CR382/2021

That City Council **RECEIVE** Report C 103/2021, "Response to CQ 34-2020 Regarding Provision of Community Improvement Plan (CIP) Funds" for information.

Carried.

Report Number: C 103/2021  
Clerk's File: SPL2021

## 7.6. Emergency Management Communications with Socially Vulnerable Populations - City Wide

Moved by: Councillor McKenzie  
Seconded by: Councillor Morrison

Decision Number: CR383/2021

That City Council **RECEIVE FOR INFORMATION** Report C 88/2021, "Emergency Management Communications with Socially Vulnerable Populations" and the Emergency Preparedness Guide for People with Disabilities attached as Appendix A.

Carried.

Report Number: C 88/2021  
Clerk's File: GP2021

## 8. CONSENT AGENDA

### 8.1. Report No. 9 of the Diversity Committee - Community consultation - City's inclusion and anti-racism policies and impact on racialized communities

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR385/2021

That Report No. 9 of the Diversity Committee of its meeting held August 18, 2021 indicating:

That the recommendation by the Diversity Committee to organize a wider consultation to engage the community around the issue of the city's inclusion and anti-racism policies and the impact on racialized communities within the City of Windsor BE APPROVED, and further, that a facilitator with expertise and lived experience BE RETAINED to undertake the community consultations.

**BE APPROVED.**

Carried.

# Minutes

Special Meeting of Council  
Monday, September 27, 2021

Page 11 of 36

Report Number: SCM 274/2021  
Clerk's File: MB2021

## 8.2. Flu Vaccination Clinics 2021 - City Wide

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR386/2021

That City Council **RECEIVE FOR INFORMATION** the report from the Executive Director of Human Resources on Flu Vaccination Clinics to be made available for City Employees; and,

That the Chief Administrative Officer **BE AUTHORIZED** to execute contracts for the provision of Flu Vaccination Clinics, satisfactory in legal form to the City Solicitor, in technical content to the Executive Director of Human Resources, and in financial content to the Chief Financial Officer & City Treasurer, if applicable; and,

That City Council **AUTHORIZE** the City Solicitor to amend the Delegation of Authority By-law 208-2008 to permit the Chief Administrative Officer to approve the execution contracts for the administration of flu vaccinations.

Carried.

Report Number: C 107/2021  
Clerk's File: AS/13907

## 8.3. 2020 Annual Investment Compliance Report - City Wide

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR387/2021

That the 2020 Annual Investment Compliance Report for the year ending December 31, 2020 **BE RECEIVED** for information; and further,

That City Council **SUPPORT** the following actions with regards to the development and implementation of an enhanced investment strategy:

That Administration **BE AUTHORIZED** to prepare a Request for Proposal (RFP) for Investment Advisory services; and further,

That Administration **BE DIRECTED** to explore alternative options to traditional financial instruments to maximize overall investment returns for the City; and further,

That Administration **BE AUTHORIZED** to prepare an Expression of Interest (EOI) to seek interest in the development of an in-house solution for managing current and projected cash flows more efficiently through the use of technology; and further,

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 12 of 36

That Administration **BE DIRECTED** to report back to City Council the results of the above noted actions.

Carried.

Report Number: C 116/2021  
Clerk's File: AF/11247

### 8.4. City of Windsor 2020 Annual Report

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR374/2021

That City Council **RECEIVE AND ACCEPT** the 2020 City of Windsor Annual Report, which contains the Audited Consolidated Financial Statements for the year ended December 31, 2020, including the City of Windsor Trust Fund Statements.

Carried.

Report Number: C 119/2021  
Clerk's File: GM2021

### 8.5. Approval to Create By-law required for ICIP COVID 19 Resilience Infrastructure Stream Grant - City Wide

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR388/2021

That By-law number 141-2021, attached hereto as Appendix A, **BE CONSIDERED** and, if advisable, **BE PASSED** by City Council authorizing the execution of the ICIP COVID-19 Resilience – Local Government agreement; and further,

That three readings of the respective by-law **BE CONSIDERED** at the September 27<sup>th</sup>, 2021 meeting of Council, attached as Appendix A.

Carried.

Report Number: C 121/2021  
Clerk's File: MH/13786

### 8.6. Advancing Adaptation Project - City Wide

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR389/2021

1. That City Council **APPROVE** participation in ICLEI Canada's Advancing Adaptation Project, along with the following recommendations:

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 13 of 36

- a. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute and sign any agreements, declarations or approvals required resulting from receiving grant funding approval for the ICLEI Canada's Advancing Adaptation Project subject to such documents being satisfactory in technical content to the City Engineer 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 Supervisor, Environmental Sustainability & Climate Change or designate, subject to financial content approval from the area's Financial Planning Administrator or their manager; and,
2. That City Council **APPROVE** the following recommendations upon receiving confirmation that the City's grant application submission has been received by the grant provider for their review and consideration:
- a. That Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary that are related to the Advancing Adaptation project, provided that the procurement(s) are within approved budget amounts, pursuant to the Purchasing By-Law 93-2012 and amendments thereto; satisfactory in technical content for all projects to the City Engineer, in financial content to the City Treasurer, and in legal form to the City Solicitor; and,
  - b. That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to take any such action required to effect the recommendation noted above and sign any required documentation/agreement(s) for the ICLEI Canada's Advancing Adaptation Project, satisfactory in legal form to the City Solicitor, in technical content to the City Engineer and in financial content to the City Treasurer; and further,
  - c. The Purchasing Manager **BE AUTHORIZED** to issue Purchase Orders or RFPs as may be required to effect the recommendations noted above, subject to all specification being satisfactory in technical content to the City Engineer, in legal content to the City Solicitor and in financial content to the City Treasurer.

Carried.

Report Number: C 105/2021  
Clerk's File: EI/10822

## 8.7. Cabana Corridor Improvements Phase 3 – Noise Bylaw Exemption - Ward 1

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Decision Number: CR390/2021

- I. That the following exemption requests to the provisions of the Noise By-law 6716 (as amended), **BE GRANTED** to permit for the operation of construction equipment required to complete the Dougall-Cabana intersection pavement.

**a. Specific exemption request:**

Construction activities during the hours of 8pm through to 6 am, to complete construction of Dougall-Cabana intersection in 24-hour shift work for better and quicker intersection pavement.

**b. Scope of Exemption:**

The removal of pork chop medians and the full pavement of Cabana-Dougall intersection.

**c. Duration of Exemption:**

The request is for a period of continuous 5 days starting from a regular Friday evening over one weekend to be scheduled between October 1 and November 20, 2021, beginning after peak traffic hours and continuing 24-hour shift work.

Carried.

Report Number: C 120/2021  
Clerk's File: SW/14068

### **8.8. City initiated subdivision development (Meighen Road subdivision) consisting of 28 single family residential lots on the former Long Park and St. Bernard Catholic Elementary School site.**

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR391/2021

1. That the following low tender **BE ACCEPTED**:

<b>TENDERER:</b>	<b>J&amp;J Lepera Infrastructures Inc.</b>
<b>TENDER NO:</b>	<b>109-21</b>
<b>TOTAL TENDER PRICE:</b>	<b>\$1,540,000.00 (excluding HST)</b>
<b>ACCOUNT TO BE CHARGED:</b>	<b>007-5410-9998-02942-7139001</b>

2. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a contract with the low tenderer, satisfactory in technical content to the City Engineer, in financial content to the City Treasurer, and in form to the City Solicitor.
3. That the following vacant parcel of land **BE DECLARED** surplus:
  - Municipal address: 1802 to 1862 Meighen Road, 1801 to 1861 Meldrum Road and 1848 to 1856 Chandler Road
  - Legal Description:

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 15 of 36

Lots 99 to 109, Lots 142 to 152 and Part Closed Alley on Registered Plan 1098, (with the Closed Alley designated as Parts 1-22, Plan 12R-28711); , Lots 16 to 18 on Registered Plan 1098; Part Closed Alley on both Registered Plans 1098 and 1083 designated as Parts 23-25, Plan 12R-28711; Part Lots 219 and 222 and Lots 220 and 221 and Part Closed Alley on Registered Plan 1083 designated as Parts 26-31, Plan 12R-28711 (Appendix A)

- Improvements: none – vacant residential land

Hereinafter the “**Meighen Road Subdivision Development Lands**”

4. That the Manager of Real Estate Services **BE DIRECTED** to commence marketing and sales of the Meighen Road Subdivision Development Lands.
5. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign all necessary agreements and documents approved as to form and content satisfactory to the City Solicitor needed to complete development of the subject lands.

Carried.

Report Number: C 127/2021  
Clerk’s File: SW/14225

### **8.9. Award of RFP No. 39-21 - Lauzon Parkway Sewer and Road Rehabilitation Project from Hawthorne Drive to Cantelon Drive (SMP) – Ward 8**

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR392/2021

That City Council **APPROVE** entering into an agreement with Dillon Consulting Limited, for consulting services for the Lauzon Parkway Sewer and Road Rehabilitation Project from Hawthorne Drive to Cantelon Drive, for a total amount of \$406,600 plus HST; and,

That the CAO and City Clerk **BE AUTHORIZED** to sign the agreement with Dillon Consulting Limited in the total amount of \$406,600 plus HST, satisfactory in technical content to the Commissioner of Infrastructure Services, in financial content to the Commissioner of Corporate Services CFP/City Treasurer, and in form to the Commissioner of Legal & Legislative Services.

Carried.

Report Number: C 126/2021  
Clerk’s File: SW/14226

### **8.10. Upgrades to the Administration Area of the Operations Building at the Little River Pollution Control Plant- CITY WIDE**

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 16 of 36

Decision Number: CR393/2021

- I. That the architectural firm of Archon Architects Incorporated **BE APPROVED** to provide the consulting services for the Upgrades to the Administration area of the Operations Building at the Little River Pollution Control Plant, for a fee of \$218,300.00 (plus non-recoverable HST) in accordance with their proposal for consulting services, dated July 30, 2021 as a charge to Capital Project ID 7151016; and
- II. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign an agreement with Archon Architects Incorporated, satisfactory in form to the City Solicitor, in financial content to the City Treasurer, and in technical content to the City Engineer.

Carried.

Report Number: C 112/2021  
Clerk's File: SW/14227

### 8.11. Memorandum of Understanding between the University of Windsor and City of Windsor

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR394/2021

That City Council **AUTHORIZES** the Mayor to enter into a Memorandum of Understanding (MOU) with the University of Windsor, substantially in the form attached as Appendix "A" to this report, to agree to develop a Partnership Agreement.

Carried.

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

Report Number: C 111/2021  
Clerk's File: ME2021

### 8.12. Community Improvement Plan Tax Increment Grant Assignment Agreements - City Wide

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR395/2021

- I. That the City **CONSENT** to assignments of existing Community Improvement Plan ("CIP") tax increment grants agreements with the City (each, a "Grant Agreement") upon the original owner (the "Assignor") notifying the City that all or part of the subject property is being or has been conveyed to a new owner (the "Assignee"), provided:
  - a. In the case of the Assignor wishing to assign the right to receive the Grant payments to the Assignee:



# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 17 of 36

- i. The Assignee and Assignor enter into an assignment agreement in the form attached hereto as Appendix A (the “Grant Assignment Agreement”), or as otherwise amended, restated and/or supplemented by the City Solicitor;
- ii. The Assignor agrees that the Assignee has the right to receive the Grant payments;
- iii. The Assignee agrees to assume the Assignor’s obligations under the Grant Agreement; and
- iv. All other requirements of the Grant Agreement are satisfied; or

b. In the case of the Assignor wishing to continue to receive the Grant payments:

- i. The Assignee and Assignor enter into an assignment agreement in a form a content satisfactory to the City Solicitor (the “Grant Retention Agreement”, and together with the Grant Assignment Agreement, the “Assignment Agreements”);
- ii. The parties agrees that the Assignor shall continue to receive the Grant payments;
- iii. The Assignee agrees to assume the Assignor’s obligations under the Grant Agreement; and
- iv. All other requirements of the Grant Agreement are satisfied.

II. That the City Planner **BE AUTHORIZED** to sign the Assignment Agreements, satisfactory in form and content to the City Solicitor, in technical content to the City Planner and in financial content to the City Treasurer.

Carried.

Report Number: C 108/2021  
Clerk’s File: AF2021

### 8.13. Naming of the Hill in Little River Corridor to Hope Hill

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR396/2021

That City Council **APPROVE** naming the hill in Little River Corridor Park to Hope Hill as per the request from the Canadian Mental Health Association – Windsor Essex County Branch in accordance with the Naming, Renaming or Dedicating Municipal Property, Buildings and Parks Policy; and further,

That City Council **APPROVE** funding up to \$1,500 from the Parks Capital Project of PFO-014-12 Parks Community Partnership Initiative fund for the supply and installation of signage showcasing the name of the hill.

Carried.

Report Number: C 128/2021  
Clerk’s File: APM2021

# Minutes

Special Meeting of Council  
Monday, September 27, 2021

Page 18 of 36

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## 8.15. Essex-Windsor Solid Waste Authority Regular Board Meeting Minutes - May 4, 2021

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR398/2021 ETPS 837

That the minutes of the Essex-Windsor Solid Waste Authority (EWSWA) of its Regular Board meeting held May 4, 2021 **BE RECEIVED**.

Carried.

Report Number: SCM 259/2021 & SCM 194/2021  
Clerk's File: MB2021

## 8.16. Minutes of the Vision Zero Stakeholder Group of its meeting held May 25, 2021

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR399/2021 ETPS 838

That the minutes of the Vision Zero Stakeholder Group of its meeting held May 25, 2021 **BE RECEIVED**.

Carried.

Report Number: SCM 260/2021 & SCM 195/2021  
Clerk's File: MB2021

## 8.17. Minutes of the Transit Windsor Advisory Committee of its meeting held February 16, 2021

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR400/2021 ETPS 839

That the minutes of the Transit Windsor Advisory Committee of its meeting held February 16, 2021 **BE RECEIVED**.

Carried.

Report Number: SCM 261/2021 & SCM 196/2021  
Clerk's File: MB2021

## 8.18. Minutes of the Town & Gown Committee of its meeting held April 1, 2021

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 19 of 36

Decision Number: CR401/2021 ETPS 840

That the minutes of the Town & Gown Committee of its meeting held April 1, 2021 **BE RECEIVED**.  
Carried.

Report Number: SCM 262/2021 & SCM 198/2021  
Clerk's File: MB2021

### **8.21. The Contributory Pension Plan for Employees of Transit Windsor - Actuarial Valuation as at December 31, 2020 - City Wide**

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR404/2021 ETPS 843

That the Environment, Transportation & Public Safety Standing Committee sitting as the Transit Windsor Board of Directors and City Council:

- I. **APPROVE** the Actuarial Valuation of the Contributory Pension Plan for Employees of Transit Windsor as at December 31, 2020; and,
- II. **DIRECT** the Deputy Treasurer – Financial Accounting and Corporate Controls, as the Plan Administrator, to forward the Actuarial Valuation as at December 31, 2020, to the Office of the Superintendent of Financial Institutions and to the Canada Revenue Agency.

Carried.

Report Number: SCM 265/2021 & S 90/2021  
Clerk's File: AS2021

### **8.22. The Contributory Pension Plan for Employees of Transit Windsor – Audited Financial Statements for the year ended December 31, 2020 - City Wide**

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR405/2021 ETPS 844

That the Environment, Transportation & Public Safety Standing Committee sitting as the Transit Windsor Board of Directors and City Council:

- I. **APPROVE** the Audited Financial Statements as at December 31, 2020, of the Contributory Pension Plan Fund for Employees of Transit Windsor; and,
- II. **DIRECT** the Deputy Treasurer – Financial Accounting and Corporate Controls, as the Plan Administrator, to file the financial statements with the Office of the Superintendent of Financial Institutions Canada (OSFI).

Carried.

Report Number: SCM 266/2021 & S 91/2021  
Clerk's File: AS2021

# Minutes

Special Meeting of Council  
Monday, September 27, 2021

Page 20 of 36

## 8.23. Rezoning - 10700 Tecumseh Road East - Petretta Construction - Z-022/21 ZNG/6481 - Ward 7

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR406/2021 DHSC 316

1. That Zoning By-law 8600 **BE AMENDED** by changing the zoning of Part of Lots 140 & 141, Concession 1, further described as Parts 5 to 8, Plan 12R-18564 (10700 Tecumseh Road East; Roll No. 070-730-04450; PIN 015971256), located on the north side of Tecumseh Road East, east of Clover Avenue, by adding a site specific provision to Section 20(1) as follows:

### 421. NORTH SIDE OF TECUMSEH ROAD EAST, EAST OF CLOVER AVENUE

For the lands comprising Part of Lots 140 & 141, Concession 1, further described as Parts 5 to 8, Plan 12R-18564, a *medical office* shall be an additional permitted *main use*, and that for a *medical office*, the minimum number of required *parking spaces* shall be 62.

[ZDM 14; ZNG/6481]

Carried.

Report Number: SCM 278/2021 & S 107/2021  
Clerk's File: ZB/14179

## 11.1. Forgiveness of Mortgage to Mt. Zion Church of God in Christ - Update

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR407/2021

That City Council **RECEIVE** the update with regards to Mt. Zion Canadian Church of God in Christ for information; and further,

That City Council **DIRECT** that no further action be taken with regards to the mortgage forgiveness in the amount of \$22,254.98.

Carried.

Report Number: C 117/2021  
Clerk's File: AF2021

## 11.2. Tax Relief 2020 - Extreme Poverty and/or Illness

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR408/2021

That City Council **ACCEPT** Administration's recommendation with regards to approval of five (5) applications for a total tax relief of \$8,490.32 (inclusive of education portion); and,

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 21 of 36

That City Council **SUPPORT** Administration's recommendation with regards to the denial of seven (7) applications for tax relief; and,

That City Council **ACCEPT** Administration's recommendation with regards to maintaining the home assessment value threshold at \$168,000 for the 2022 Tax Relief Program – for 2021 taxes.  
Carried.

Report Number: C 130/2021  
Clerk's File: AF2021

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

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR409/2021

That City Council **ACCEPT** Administration's recommendations with regards to approval of property tax relief for the applications for Tax Reduction, Cancellation and Refunds as outlined and included in Appendixes A through C; and,

That City Council **SUPPORT** Administration's recommendation with regards to the denial of applications for Tax Reduction, Cancellation and Refund as outlined in Appendix D; and,

That the CFO/City Treasurer (or designate) **BE AUTHORIZED** to amend the City's Tax Master Collector's Roll for the 2018 through 2021 taxation years in the amount of \$239,716.43 (including the education portion).

Carried.

Report Number: C 131/2021 & AI 12/2021  
Clerk's File: AF2021

### **11.4. Increased Ministry of Long-Term Care Annualized Funding for Additional Staffing at Huron Lodge - City Wide**

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

Decision Number: CR410/2021

That the report of the Executive Director/Administrator of Huron Lodge Long-Term Care Home dated September 8, 2021 entitled "Increased Ministry of Long-Term Care Annualized Funding for Additional Staffing at Huron Lodge - City Wide" **BE RECEIVED** for information; and,

That City Council **APPROVE** the establishment of 5 FTE positions within the Huron Lodge staff complement; and further,

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 22 of 36

That City Council **APPROVE** the salaries and other related staffing costs to be fully funded from the \$440,000 provided by the Ministry of Long-term Care.

Carried.

Report Number: C 135/2021

Clerk's File: AS2021

### **11.5. Confirm and Ratify: 12 Year Olds And Up Being Required To Show Proof Of Vaccination Prior To Entering Any City-Owned Indoor Recreational Venue Or Facility**

Moved by: Councillor Sleiman

Seconded by: Councillor Bortolin

#### ***CR411/2021 RESCINDED BY CR95/2022 ADOPTED FEBRUARY 28, 2022***

Decision Number: CR411/2021

That the results of the email poll authorized by Mayor Drew Dilkens on Tuesday, September 21, 2021, approving the following resolution unanimously, **BE CONFIRMED AND RATIFIED:**

That Administration **BE DIRECTED** to ask everyone 12 years old and up - regardless of whether they are participating in an organized sport - to provide *proof of one COVID vaccination* prior to entering any City-owned indoor recreational venue or facility that has indoor event spaces, such as banquet halls and conference/convention centres (i.e. Capri Pizzeria Rec Complex, Windsor International Aquatic Training Centre, Willistead Manor, Capitol Theatre, Mackenzie Hall, WFCU Centre, etc.) beginning on September 22, 2021. Effective November 15, 2021, everyone 12 years and up will be required to provide proof of full vaccination as this will give them the opportunity to get both vaccines in a reasonable amount of time; and,

That the Chief Administrative Officer **BE APPROVED** to manage and interpret the details, logistics and unique scenarios that may arise during the implementation of the proof of vaccination prior to entering any City-owned indoor recreational venue or facility that has indoor event spaces, such as banquet halls and conference/convention centres.

Carried.

Report Number: C 143/2021

Clerk's File: MH/13786

## **9. REQUESTS FOR DEFERRALS, REFERRALS OR WITHDRAWALS**

None requested.

# Minutes

Special Meeting of Council  
Monday, September 27, 2021

Page 23 of 36

---

## 10. PRESENTATIONS AND DELEGATIONS

### 8.14. Plan of Condominium with Exemption under Section 9(3) of the *Condominium Act* – ADE Development & Leasing Corp. 502-576 Lily Mac Blvd –CDM 003-21 [CDM-6506]; Ward 9

**Brian Chillman, Solicitor; and Sheila Luno, ADE Development & Leasing Corporation**

Brian Chillman, Solicitor; and Sheila Luno, ADE Development & Leasing Corporation, appear before Council regarding the administrative report “Plan of Condominium with Exemption under Section 9(3) of the *Condominium Act* – ADE Development & Leasing Corp. 502-576 Lily Mac Blvd –CDM 003-21 [CDM-6506]; Ward 9” and provide a brief outline of the application and background details.

Moved by: Councillor McKenzie  
Seconded by: Councillor Francis

Decision Number: CR397/2021

That the application of ADE Development & Leasing Corp. for an exemption under Section 9(3) of the *Condominium Act* for approval of a Plan of Condominium (Standard Condominium), comprised of 44 dwelling units, as shown on the attached Map No. CDM-003/21-1 and CDM-003/21-2 within 22 newly constructed Semi Detached structures on a parcel legally described as; Lots 44 to 46, (inclusive) Part of Lot 47 and Part Block A (Amended by SE23561) Registered Plan 1259, City of Windsor; located at 502-576 Lily Mac Blvd **BE APPROVED** for a period of three (3) years.  
Carried.

Report Number: C 134/2021  
Clerk's File: ZP/14228

## 11. REGULAR BUSINESS ITEMS

### 8.19. Alley Standards Development – City Wide

Moved by: Councillor Bortolin  
Seconded by: Councillor Morrison

Decision Number: CR402/2021 ETPS 841

That the report of the Engineer I dated June 4, 2021 entitled “Alley Standards Development – City Wide” **BE RECEIVED** for information; and,

That Administration **BE DIRECTED** to develop an Alley Standards Development Committee as outlined in the report; and,

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 24 of 36

That the Alley Standards Development Committee **REPORT BACK** to Council with a fulsome report regarding alleys across the City, including but not limited to the following:

- Capital and Annual Costs associated with developing, maintaining and enforcing a set of standards for all of the City's alleys
- Clear Alley Standards
- Different Kinds of Alleys
- Alley Closure Process
- Additional Dwelling Units accessing alleys and required maintenance
- Collection of Garbage and Refuse at Curbside in a consistent manner
- Data and Statistics related to resources spent on 311 calls in alleyways regarding clean up/rodent or other issues

Carried.

Councillor Francis voting nay.

Report Number: SCM 263/2021 & S 69/2021  
Clerk's File: SAA2021

### 8.20. Response to CQ 1-2021 – Benefits and Drawbacks of Developing a Preferred Contractor List for the Basement Subsidy Programs – City Wide

Moved by: Councillor McKenzie

Seconded by: Councillor Kaschak

Decision Number: CR403/2021 ETPS 842

That the report of the Executive Initiatives Coordinator dated May 18, 2021 entitled "Response to CQ 1-2021 – Benefits and Drawbacks of Developing a Preferred Contractor List for the Basement Subsidy Programs – City Wide" **BE RECEIVED** for information; and further,

That the following measures **BE IMPLEMENTED** to strengthen the Basement Flooding Protection Subsidy Program (BFPSP):

- Add the BFPSP into Cloudpermit (e-permitting) as soon as possible as this would speed up rebates and reduce emails. (The current process is not streamlined between the Building department and the Right-of-Way division);
- Require residents to obtain two or more quotes (this was required prior to 2017 flood and would help the residents to receive better quotes for the work);
- Ensure that taxes are required to be up-to-date as a requirement to receive rebates (Required prior to 2017 flood);
- Improve the advertising/messaging of the Basement Flooding Protection Subsidy Program to avoid issues. The information below is on the City's website, but, unfortunately, residents do not always read all of the information:



# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 25 of 36

- Homeowner to review the pre-condition assessment prior to the plumber submitting the forms;
- Homeowner to ensure a permit was obtained by your plumber; and
- Homeowner not to pay your plumber until the permit is inspected and completed.

Carried.

Report Number: SCM 264/2021, S 54/2021, & AI 8/2021  
Clerk's File: SW2021

## 12. CONSIDERATION OF COMMITTEE REPORTS

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

Moved by: Councillor Gignac  
Seconded by: Councillor Gill

Decision Number: CR412/2021

That the report of the In Camera meeting held September 27, 2021 **BE ADOPTED** as presented.  
Carried.

Clerk's File: ACO2021

### 12.2. Report of the Striking Committee of its meeting held July 26, 2021

Moved by: Councillor Gignac  
Seconded by: Councillor Gill

Decision Number: CR413/2021

That the report of the Striking Committee meeting held July 26, 2021 **BE ADOPTED** as presented.  
Carried.

Report Number: SCM 271/2021  
Clerk's File: ACO2021

### 12.3. Special Meeting of Council - In Camera August 23, 2021

Moved by: Councillor Gignac  
Seconded by: Councillor Gill

Decision Number: CR375/2021

That the report of the In Camera meeting held August 23, 2021 **BE ADOPTED** as presented.  
Carried.

Report Number: SCM 320/2021  
Clerk's File: ACO2021

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 26 of 36

---

### 12.4. Special Meeting of Council - In Camera September 13, 2021

Moved by: Councillor Gignac  
Seconded by: Councillor Gill

Decision Number: CR378/2021

That the report of the In Camera meeting held September 13, 2021 **BE ADOPTED** as presented.  
Carried.

Report Number: SCM 321/2021  
Clerk's File: ACO2021

### 13. BY-LAWS (First and Second Readings)

Moved by: Councillor Holt  
Seconded by: Councillor Kaschak

That the following By-laws No. 136-2021 through 168-2021 (inclusive) be introduced and read a first and second time:

**136-2021** A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS HOWARD AVENUE, IN THE CITY OF WINDSOR, authorized by CR76/2011 dated February 28, 2011.

**137-2021** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR352/2021 dated July 26, 2021.

**138-2021** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR353/2021 dated July 26, 2021.

**139-2021** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by By-law 300-2005 dated December 19, 2005.

**140-2021** 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, approved by CAO 193/2021 dated August 5, 2021.

**141-2021** A BY-LAW TO AUTHORIZE THE EXECUTION OF THE ONTARIO TRANSFER PAYMENT AGREEMENT FOR THE INVESTING IN CANADA INFRASTRUCTURE PROGRAM (ICIP): COVID-19 RESILIENCE INFRASTRUCTURE STREAM – LOCAL GOVERNMENT INTAKE BETWEEN THE CORPORATION OF THE CITY OF WINDSOR AND HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO, REPRESENTED BY THE MINISTER OF INFRASTRUCTURE **(See Item No. 8.5, Report C 121/2021)**.

**142-2021** A BY-LAW TO ADOPT AMENDMENT NO. 147 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR, authorized by CR351/2021 dated July 26, 2021.

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 27 of 36

**143-2021** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR351/2021 dated July 26, 2021.

**144-2021** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by By-law 8600 s.5.4 dated March 31, 1986.

**145-2021** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR354/2021 dated July 26, 2021.

**146-2021** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR206/2020 dated May 4, 2020.

**147-2021** A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS MAISONVILLE AVENUE, IN THE CITY OF WINDSOR, authorized by CR76/2011 dated February 28, 2011.

**148-2021** A BY-LAW TO PROVIDE THAT PART-LOT CONTROL SHALL NOT APPLY TO CERTAIN LAND THAT IS WITHIN REGISTERED PLAN 1280 and REGISTERED PLAN 1196 IN THE CITY OF WINDSOR, authorized by By-law 139-2013 dated August 26, 2013.

**149-2021** A BY-LAW TO AMEND BY-LAW 395-2004, BEING A BY-LAW RESPECTING THE LICENSING AND REGULATION OF VARIOUS BUSINESS, authorized by CR332/2021 dated July 19, 2021.

**150-2021** A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 0.31 METRE PORTION OF THE DAYTONA AVENUE RIGHT-OF-WAY, SOUTH OF CABANA ROAD WEST, CITY OF WINDSOR, authorized by CR206/2021 dated May 3, 2021.

**151-2021** A BY-LAW TO CLOSE, STOP UP AND RETAIN THE 0.31 METRE PORTION OF THE DAYTONA AVENUE RIGHT-OF-WAY, SOUTH OF CABANA ROAD WEST, CITY OF WINDSOR, authorized by CR206/2021 dated May 3, 2021.

**152-2021** A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 0.32 METRE PORTION OF THE RICHARDIE BOULEVARD RIGHT-OF-WAY, SOUTH OF CABANA ROAD WEST, CITY OF WINDSOR, authorized by CR207/2021 dated May 3, 2021.

**153-2021** A BY-LAW TO CLOSE, STOP UP AND RETAIN THE 0.32 METRE PORTION OF THE RICHARDIE BOULEVARD RIGHT-OF-WAY, SOUTH OF CABANA ROAD WEST, CITY OF WINDSOR, authorized by CR207/2021 dated May 3, 2021.

**154-2021** A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 4.27 METRE NORTH/SOUTH ALLEY LOCATED NORTH OF E.C. ROW EXPRESSWAY, SOUTH OF NORTHWOOD STREET, WEST OF PARTINGTON AVENUE AND EAST OF RANKIN AVENUE, CITY OF WINDSOR, authorized by CR514/2020 dated October 19, 2020.

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 28 of 36

**155-2021** A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.27 METRE NORTH/SOUTH ALLEY LOCATED NORTH OF E.C. ROW EXPRESSWAY, SOUTH OF NORTHWOOD STREET, WEST OF PARTINGTON AVENUE AND EAST OF RANKIN AVENUE, CITY OF WINDSOR, authorized by CR514/2020 dated October 19, 2020.

**156-2021** A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 6.32 METRE NORTH/SOUTH PORTION OF THE DAYTONA AVENUE RIGHT-OF-WAY WEST OF 2640 SORRENTO COURT AND SOUTH OF GRAND MARAIS ROAD WEST, CITY OF WINDSOR, authorized by CR513/2020 dated October 19, 2020.

**157-2021** A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 6.32 METRE NORTH/SOUTH PORTION OF THE DAYTONA AVENUE RIGHT-OF-WAY WEST OF 2640 SORRENTO COURT AND SOUTH OF GRAND MARAIS ROAD WEST, CITY OF WINDSOR, authorized by CR513/2020 dated October 19, 2020.

**158-2021** A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 4.27 METRE NORTH/SOUTH ALLEY LOCATED NORTH OF E.C. ROW EXPRESSWAY, SOUTH OF NORTHWOOD STREET, WEST OF ROXBOROUGH AVENUE AND EAST OF PARTINGTON AVENUE, CITY OF WINDSOR, authorized by CR515/2020 dated October 19, 2020.

**159-2021** A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.27 METRE NORTH/SOUTH ALLEY LOCATED NORTH OF E.C. ROW EXPRESSWAY, SOUTH OF NORTHWOOD STREET, WEST OF ROXBOROUGH AVENUE AND EAST OF PARTINGTON AVENUE E, CITY OF WINDSOR, authorized by CR515/2020 dated October 19, 2020.

**160-2021** A BY-LAW TO AMEND BY-LAW 229-2007, BEING A BY-LAW TO CLOSE, DECLARE SURPLUS AND CONVEY THE 4.27 METRE (14 FEET) WIDE EAST/WEST ALLEY, SOUTH OF GRAND MARAIS ROAD EAST, EASTERLY FROM LANGLOIS AVENUE TO THE EAST PROPERTY LINE OF 2916 LANGLOIS COURT AND THE 2.14 METRE (7 FEET) WIDE NORTH/SOUTH ALLEY, BETWEEN LANGLOIS COURT AND BROOKVIEW CRESCENT, FROM NORTH SERVICE ROAD NORTHERLY TO THE NORTH PROPERTY LINE OF THE 1070 NORTH SERVICE ROAD, CITY OF WINDSOR, approved by CAO 150/2021 dated June 17, 2021.

**161-2021** A BY-LAW TO AMEND BY-LAW 174-2001, BEING A BY-LAW TO CLOSE, AND STOP UP AND CONVEY PART OF VIRGINIA AVENUE AND THE ADJACENT ALLEY EAST OF MATCHETTE, SOUTH OF STRATHMORE, CITY OF WINDSOR, approved by CAO 174/2021 dated July 30, 2021.

**162-2021** A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THAT PORTION OF THE SUBSURFACE OF RIVERSIDE DRIVE WEST DESIGNATED AS PART 4 ON PLAN 12R25641, THAT PORTION OF THE SUBSURFACE OF UNIVERSITY AVENUE WEST DESIGNATED AS PART 22 ON PLAN 12R2561, THAT PORTION OF THE SUBSURFACE OF WYANDOTTE STREET WEST DESIGNATED AS PART 25 ON PLAN 12R25641, THAT PORTION OF THE SUBSURFACE OF COLLEGE AVENUE DESIGNATED AS PART 46 ON PLAN 12R25641, THAT PORTION OF THE SUBSURFACE ALLEY DESIGNATED AS PARTS 6 AND 7 ON PLAN

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 29 of 36

12R25641 AND THAT PORTION OF THE SUBSURFACE ALLEY DESIGNATED AS PART 24 ON PLAN 12R25641, ALL LOCATED EAST OF CAMERON AVENUE AND WEST OF ELM AVENUE, CITY OF WINDSOR, authorized by CR363/2021 dated July 26, 2021.

**163-2021** A BY-LAW TO CLOSE, STOP UP AND RETAIN THAT PORTION OF THE SUBSURFACE OF RIVERSIDE DRIVE WEST DESIGNATED AS PART 4 ON PLAN 12R25641, THAT PORTION OF THE SUBSURFACE OF UNIVERSITY AVENUE WEST DESIGNATED AS PART 22 ON PLAN 12R2561, THAT PORTION OF THE SUBSURFACE OF WYANDOTTE STREET WEST DESIGNATED AS PART 25 ON PLAN 12R25641, THAT PORTION OF THE SUBSURFACE OF COLLEGE AVENUE DESIGNATED AS PART 46 ON PLAN 12R25641, THAT PORTION OF THE SUBSURFACE ALLEY DESIGNATED AS PARTS 6 AND 7 ON PLAN 12R25641 AND THAT PORTION OF THE SUBSURFACE ALLEY DESIGNATED AS PART 24 ON PLAN 12R25641, ALL LOCATED EAST OF CAMERON AVENUE AND WEST OF ELM AVENUE, CITY OF WINDSOR, authorized by CR363/2021 dated July 26, 2021.

**164-2021** A BY-LAW TO PROVIDE THAT PART-LOT CONTROL SHALL NOT APPLY TO CERTAIN LAND THAT IS WITHIN REGISTERED PLAN 1475 IN THE CITY OF WINDSOR, authorized by By-law 139-2013 dated August 26, 2013.

**165-2021** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW," authorized by CR366/2021 dated July 26, 2021.

**166-2021** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW," (**See Item No. 8.23, Report S 107/2021**).

**167-2021** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW," authorized by CR355/2021 dated July 26, 2021.

**168-2021** CONFIRMATORY BY-LAW FOR SEPTEMBER 27, 2021 SPECIAL CITY COUNCIL MEETING.  
Carried.

## 14. MOVE BACK INTO FORMAL SESSION

Moved by: Councillor McKenzie  
Seconded by: Councillor Morrison

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)

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 30 of 36

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- 5) Committee Reports as presented
  - 6) By-laws given first and second readings as presented
- Carried.

### 15. NOTICES OF MOTION

None presented.

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

Moved by: Councillor Sleiman  
Seconded by: Councillor Bortolin

That the By-laws No. 136-2021 through 168-2021 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

None presented.

### 18. QUESTION PERIOD

#### 18.3. CQ 21-2021

Moved by: Councillor Gignac  
Seconded by: Councillor Gill

Decision Number: CR414/2021

That the following Council Question by Councillor Gill **BE APPROVED**, and that Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Question in the form of a written report, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

CQ 21-2021:

#### **Assigned to Windsor Police Services:**

Asks that Administration and Windsor Police bring a citywide report back to council, there has been an increase in crime in Windsor and especially at the Forest Glade Park. I would like to ask what measures are in place to help combat these issues and what steps will be taken going forward to prevent these problems from reoccurring.

# Minutes

## Special Meeting of Council

### Monday, September 27, 2021

Page 31 of 36

---

Residents are concerned for their safety and I would like to ask what actions can be taken in the future to help protect the community from such crime and violence.

Carried.

Clerk's File: SP2021

#### 18.4. CQ 22-2021

Moved by: Councillor Gignac  
Seconded by: Councillor Gill

Decision Number: CR415/2021

That the following Council Question by Councillor Gignac **BE APPROVED**, and that Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Question in the form of a written report, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

CQ 22-2021:

**Assigned to Licence Commissioner:**

Asks what vehicles fall under the new city Noisy Vehicle bylaw and how By-Law enforcement and Police are co-ordinating to ensure compliance

Carried.

Clerk's File: AB2021

#### 18.5. CQ 23-2021

Moved by: Councillor Gignac  
Seconded by: Councillor Gill

Decision Number: CR416/2021

That the following Council Question by Councillor Kaschak **BE APPROVED**, and that Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Question in the form of a written report, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

CQ 23-2021:

**Assigned to Licence Commissioner:**

Asks that Administration provide an update for the October 18<sup>th</sup> meeting of Council regarding the Council approved 2 year pilot project to increase our Bylaw Enforcement Officers hours of work to 37.50 and the preliminary results achieved to date.

Carried.

Clerk's File: AS2021

# Minutes

Special Meeting of Council  
Monday, September 27, 2021

Page 32 of 36

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## 21. ADJOURNMENT

Moved by: Councillor Holt  
Seconded by: Councillor Kaschak

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 12:57 o'clock p.m.

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Mayor

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City Clerk



# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 33 of 36

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Adopted by Council at its meeting held September 27, 2021 (CR412/2021)  
SV/bm

### SPECIAL MEETING OF COUNCIL – IN CAMERA September 27, 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: 10:16 a.m.**

**Members in Attendance:**

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

**Also in attendance:**

J. Reynar, Chief Administrative Officer  
J. Payne, Commissioner, Human and Health Services  
C. Nepsy, Commissioner, Infrastructure Services  
J. Mancina, Commissioner, Corporate Services CFO/City Treasurer  
S. Askin-Hager, Commissioner, Legal and Legislative Services  
R. Mensour, Acting Commissioner, Community Services  
S. Vlachodimos, City Clerk  
A. Teliszewsky, Mayor's Chief of Staff  
J. Guthrie, Deputy Treasurer (Item 1)  
C. Carpenter, Coordinator of Real Estate Services (Items 2, 3 and 4)  
T. Hunt, City Planner (Item 4)  
J. Knights, Executive Director Recreation and Culture (Item 2)

# Minutes

Special Meeting of Council  
Monday, September 27, 2021

Page 34 of 36

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

6. Education – COVID update
7. Education – upcoming Strategic Session

Motion Carried.

Verbal Motion is presented by Councillor Gill, seconded by Councillor Morrison, to move in Camera for discussion of the following item(s), adding Items 6 and 7:

<u>Item No.</u>	<u>Subject</u>	Section – Pursuant to Municipal Act, 2001, as amended
1.	Property matter – sale of lands	239(2)(c)
2.	Property matter – lease	239(2)(c)
3.	Property matter – lease	239(2)(c)
4.	Property matter – disposition of land	239(2)(c)
5.	Property matter – disposition of land	239(2)(c)
6.	Education – COVID update – verbal report – ADDED	239(3)(1)
7.	Education – upcoming Strategic Session – verbal report – ADDED	239(3)(1)

Motion Carried.

Declarations of Pecuniary Interest:

None declared.

# Minutes

Special Meeting of Council  
Monday, September 27, 2021

Page 35 of 36

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The in-camera meeting recesses at 11:23 o'clock a.m.

Discussion on the items of business. (Items 1, 2, 3, 4, 5, 6 and 7)

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

Motion Carried.

Council reconvenes in public session at 11:45 o'clock a.m.

**\*\*SEE NOTE BELOW**

Moved by Councillor Sleiman, seconded by Councillor McKenzie, THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held September 27, 2021 directly to Council for consideration at the next Regular Meeting.

1. That the confidential in-camera report from the Commissioner, Corporate Services CFO/City Treasurer and Commissioner, Legal and Legislative Services respecting a property matter – sale of lands **BE RECEIVED FOR INFORMATION**.

2. That the recommendation contained in the in-camera report from the Lease Administrator, Manager of Real Estate Services, Commissioner, Legal and Legislative Services, Commissioner, Community Services and Commissioner, Corporate Services CFO/City Treasurer respecting a property matter - lease **BE APPROVED**.

3. That the recommendation contained in the in-camera report from the Lease Administrator, Manager of Real Estate Services, Commissioner, Legal and Legislative Services, Commissioner, Infrastructure Services and Commissioner, Corporate Services CFO/City Treasurer respecting a property matter - lease **BE APPROVED**, and further that Administration **PROCEED** in accordance with the verbal instructions of Council

4. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Planner, Commissioner, Legal and Legislative Services and Commissioner, Corporate Services CFO/City Treasurer respecting a property matter – disposition of land **BE APPROVED**, and further that Administration **PROCEED** in accordance with the verbal instructions of Council

# Minutes

## Special Meeting of Council Monday, September 27, 2021

Page 36 of 36

5. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, Commissioner, Legal and Legislative Services, Commissioner, Infrastructure Services, Commissioner, Community Services and Commissioner, Corporate Services CFO/City Treasurer respecting a property matter – disposition of land **BE APPROVED**.

6. That the confidential verbal update from the Chief Administrative Officer educating Council on the COVID plans by the Windsor Essex County Health Unit **BE RECEIVED** and further, that representatives from the Health Unit **BE INVITED** to attend a Council meeting to provide an update.

7. That the confidential verbal update by the Chief Administrative Office regarding the upcoming Strategic Planning education or training session **BE RECEIVED**.

**Motion Carried.**

**Moved by Councillor Gignac, seconded by Councillor Francis,  
That the special meeting of council held September 27, 2021 BE ADJOURNED.  
(Time: 11:47 a.m.)  
Motion Carried.**

**\*\*CLERK'S NOTE: The transmittal motion and final votes were held in the open session of Council on September 27, 2021.**