

### CITY OF WINDSOR MINUTES 11/25/2024

# City Council Meeting

Date: Monday November 25, 2024

Time: 10:00 o'clock a.m.

#### **Members Present:**

Mayor Drew Dilkens

#### Councillors

Ward 1 – Councillor Fred Francis

Ward 2 – Councillor Fabio Costante

Ward 3 - Councillor Renaldo Agostino

Ward 4 - Councillor Mark McKenzie

Ward 5 - Councillor Ed Sleiman

Ward 6 – Councillor Jo-Anne Gignac

Ward 7 - Councillor Angelo Marignani

Ward 8 - Councillor Gary Kaschak

Ward 9 - Councillor Kieran McKenzie

Ward 10 - Councillor Jim Morrison

#### 1. ORDER OF BUSINESS

#### 2. CALL TO ORDER

Following the playing of the Canadian National Anthem and reading of the Land Acknowledgement, the Mayor calls the meeting to order at 10:01 o'clock a.m.

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

None disclosed.

#### 4. ADOPTION OF THE MINUTES

# 4.1. Adoption of the Windsor City Council minutes of its meeting held October 28, 2024.

Moved by: Councillor Jo-Anne Gignac Seconded by: Councillor Gary Kaschak

That the minutes of the Meeting of Council held October 28, 2024 BE ADOPTED as presented.

Carried.

Report Number: SCM 336/2024

# 4.2. Report of the Special Meeting of Council of its meeting held November 4, 2024.

Moved by: Councillor Jo-Anne Gignac Seconded by: Councillor Gary Kaschak

That the minutes of the Special Meeting of Council held November 4, 2024 **BE ADOPTED** as presented.

Carried.

Report Number: SCM 329/2024

#### 5. NOTICE OF PROCLAMATIONS

#### **Proclamations**

"International Day for the Elimination of Violence Against Women" – November 25, 2024 "World AIDS Day" – November 29, 2024

#### Flag Raising Ceremony

"International Day for the Elimination of Violence Against Women" – November 25, 2024

# **City Council**

#### Monday November 25, 2024

Page **3** of **43** 

"World AIDS Day" - November 29, 2024

#### Illumination

"World AIDS Day" - November 29, 2024

#### 6. COMMITTEE OF THE WHOLE

Moved by: Councillor Angelo Marignani Seconded by: Councillor Kieran McKenzie

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 163-2024 through 173-2024 Carried.

#### 7. COMMUNICATIONS INFORMATION PACKAGE

### 7.1. Correspondence for Monday November 25, 2024

Moved by: Councillor Mark McKenzie Seconded by: Councillor Jim Morrison

Decision Number: CR486/2024

That the following Communication Items 7.1.2 through 7.1.8 as set forth in the Council Agenda **BE REFERRED** as noted; and that Item 7.1.1 be dealt with as follows:

# 7.1.1 Enbridge Gas Inc - 2025 Federal Carbon Pricing Program (FCPP) Application - OEB Notice.

Moved by: Councillor Mark McKenzie Seconded by: Councillor Jo-Anne Gignac

Decision Number: CR487/2024

That the correspondence from Justin Egan, Technical Manager Regulatory Applications, Enbridge Gas Inc. dated September 26, 2024 regarding Enbridge Gas Inc - 2025 Federal Carbon Pricing Program (FCPP) Application - OEB Notice **BE RECEIVED**; and, further,

# **City Council**

# Monday November 25, 2024

Page 4 of 43

That Administration **BE DIRECTED** to send a letter to the federal government requesting that the carbon tax be removed from home heating bills.

Carried.

Councillors Kieran McKenzie and Fabio Costante voting nay.

No.	Sender		Subject			
7.1.1	Enbridge Gas Inc		Enbridge Gas Inc - 2025 Federal Carbon Pricing			
			Program (FCPP) Application - OEB Notice.			
			MU2024			
7.4.0	D.II O III		Note & File			
7.1.2	Dillon Consulting		Notice of Intention to Apply Non-Potable Groundwater Site Condition Standards – Record of			
	and		Site Condition – 0 Riverside Drive West			
	and		One Condition — O Triverside Drive West			
	Kevin Webb,	Manager,	Commissioner, Infrastructure Services & City			
	Environmental Quality		Engineer Manager, Environmental Quality			
			EI/11165			
			Note & File			
7.1.3	Dragun Corporation		Notice of Use of Non-Potable Site Condition			
	and		Standards at 245 Louis Avenue			
	anu		Commissioner, Infrastructure Services & City			
	Kevin Webb,	Manager,	Engineer Manager, Environmental Quality			
	Environmental Quality	······································	EI/11165			
	·		Note & File			
7.1.4	City Planner		Application for Zoning By-law Amendment, 1495754			
			Ontario Inc. (Terry Rafih), 0 Esplanade Drive, to			
			permit a 4-storey multiple dwelling residential			
			building. Z/14874			
			Note & File			
7.1.5	City Planner		Application for Zoning By-law Amendment, Rafco			
			Property Trust Ltd., 0 Howard Avenue, to permit a			
			new multiple unit residential dwelling as a permitted			
			use where only a commercial building was			
			permitted.			
			Z/14877			
7.1.6	City Planner		Note & File Application for Zoning By-law Amendment, Marko			
1.1.0			Agbaba, 1066 California Avenue, to permit a			
			townhome dwelling as an additional permitted use			
			where only an existing duplex, existing semi-			
			detached, and one single unit dwelling are			
			permitted.			
			Z/14876			

# Monday November 25, 2024

Page **5** of **43** 

		Note & File					
7.1.7	City Planner	Application for Zoning By-law Amendment, Baker Investments, Ltd., 0 Wyandotte Street East, to					
		permit a new multiple-use dwelling building as an additional permitted use where only commercial					
		development is permitted.					
		Z/14875					
		Note & File					
7.1.8	Committee of Adjustment	Applications to be heard by the Committee of					
	,	Adjustment/Consent Authority, Thursday,					
		November 28, 2024					
		Z2024					
		Note & File					

Carried.

Report Number: CMC 15/2024

### 7.2. Strengthen the Core Update - City Wide

Moved by: Councillor Mark McKenzie Seconded by: Councillor Jim Morrison

Decision Number: CR488/2024

I. That City Council **RECEIVE FOR INFORMATION** an update dated November 25, 2024 on the Strengthen the Core: Downtown Windsor Revitalization Plan approved by City Council on May 13, 2024 (CR 49/2024).

Carried.

Report Number: CM 13/2024

Clerk's File: MD/14771

#### 8. CONSENT AGENDA

# 8.1. 2025 Schedule of Council and Standing Committee Meetings - City Wide

Moved by: Councillor Kieran Mckenzie Seconded by: Councillor Fred Francis

Decision Number: CR489/2024

That the "Schedule of City Council and Standing Committee meetings for 2025" attached as Appendix A, along with the "Deadlines for Submission of Reports Scheduled for Consideration at City Council Meetings" attached as Appendix B, "Deadlines for Submission of Reports Scheduled for Consideration at In-Camera City Council Meetings" attached as Appendix C, and "Deadlines for Submission of Reports Scheduled for Consideration at Standing Committee Meetings" attached as Appendix D for January 1, 2025 to December 31, 2025 **BE APPROVED**; and, further,

# Minutes City Council Monday November 25, 2024

Page **6** of **43** 

That administration **BE DIRECTED** to report back to Council at the end of 2023 on the impact of changing the Council meeting start time to 10:00 o'clock a.m.; and, that the information **INCLUDE** public, council, and administration consultations.

Carried.

Report Number: C 95/2024 Clerk's File: ACO2024

# 8.5. Response to CQ 29-2023 - Policy re: Capital Improvements at City Gateways - City Wide

Moved by: Councillor Ed Sleiman

Seconded by: Councillor Renaldo Agostino

Decision Number: CR490/2024 ETPS 1030

That the report in response to CQ 29-2023 regarding a policy related to capital improvements at city gateways to provide options for further enhancements when budget allotments do not allow for them **BE RECEIVED** for information.

Carried.

Report Number: SCM 333/2024 & S 134/2024

Clerk's File: ACO2024 & ACOQ2024

# 8.6. CQ-14-2023 - Use of Rumble Strips in an Urban Environment

Moved by: Councillor Ed Sleiman

Seconded by: Councillor Renaldo Agostino

Decision Number: CR491/2024 ETPS 1032

That the report of the Acting Senior Manager of Traffic and Parking dated October 15, 2024, entitled "Response to CQ 14-2023 – Use of Rumble Strips in an Urban Environment – City Wide" **BE RECEIVED** for information; and,

That administration **BE DIRECTED** to include information related to rumble strips in the coming report related to traffic calming.

Carried.

Report Number: SCM 335/2024 & S 144/2024

Clerk's File: ST2023 & ACOQ2024

# 8.7. Zoning By-law Amendment Application for 3170 & 3178 California Avenue, Z-024/24 [ZNG-7227], Ward 1

Moved by: Councillor Ed Sleiman

## **City Council**

### Monday November 25, 2024

Seconded by: Councillor Renaldo Agostino

Decision Number: CR492/2024 DHSC 670

I. That Zoning By-law 8600 BE AMENDED by changing the zoning for the lands located on the east side of California Avenue between Balmoral Street and Norfolk Street, described as Lots 1291 to 1294, Plan 1023 (PIN No. 01277-0254 LT), by adding a site-specific provision to permit a Semi-Detached Dwelling as an additional permitted main use, subject to additional regulations:

# 514. EAST SIDE OF CALIFORNIA AVENUE BETWEEN BALMORAL STREET AND NORFOLK STREET

- (1) For the lands comprising of Lots 1291 to 1294, Plan 1023, PIN No. 01277- 0254 LT, a Semi-Detached Dwelling shall be an additional permitted main use subject to the following additional provisions:
- 1. The Semi-Detached Dwelling provisions of Section 10.4.5 shall apply; and
- 2. Section 5.99.80.1.1.b) shall not apply. [ZDM 8; ZNG/7227]

Carried.

Report Number: SCM 337/2024 & S 135/2024

Clerk's File: Z/14849

# 8.9. Approval of a Draft Plan of Subdivision and Zoning By-law Amendment for the property known as 3990 Loon Street; Applicant: Olivia Construction Inc.; File Nos. SDN-003/24 [SDN/7212] and Z-018/24 [ZNG/7211]; Ward 5.

Moved by: Councillor Ed Sleiman

Seconded by: Councillor Renaldo Agostino

Decision Number: CR493/2024 DHSC 672

- I. That Zoning By-law 8600 BE AMENDED by changing the zoning of the land located west of Tourangeau Road, between Plymouth Drive and Grand Marais Road East, described as Pt Lot 105, Concession 2, designated as PART 1, Plan 12R-26347 [PIN 01360-0291 (LT)] and PART BLOCK 21 Plan 12M417 Windsor being PARTS 4, 5 & 6 Plan 12R27878 [PIN 01360-0301 (LT)], from RD2.1 to RD2.2, subject to s.95.20.
- II. That the holding (H) symbol SHALL APPLY to the land described as Pt Lot 105, Concession 2, designated as PART 1, Plan 12R-26347 [PIN 01360-0291 (LT)] and PART BLOCK 21 Plan 12M417 Windsor being PARTS 4, 5 & 6 Plan 12R27878 [PIN 01360-0301 (LT)] and that Zoning By-law 8600 **BE FURTHER AMENDED** by adding the following clause to Section 95.20:
  - (2) Registration of a Final Plan of Subdivision.

Page **7** of **43** 

- III. That the application of Olivia Construction Homes Inc. for Draft Plan of Subdivision approval for Pt Lot 105, Concession 2, designated as PART 1, Plan 12R26347 [PIN 01360-0291 (LT)] and PART BLOCK 21 Plan 12M417 Windsor being PARTS 4, 5 & 6 Plan 12R27878 [PIN 01360-0301 (LT)], **BE APPROVED** subject to the following conditions:
  - A. That the Draft Plan Approval shall lapse on November 25, 2027 (3 years from the date of approval);
  - B. That this approval applies to the draft plan of subdivision presented on attached Map No. SDN-003/24-1, prepared by VERHAEGEN Land Surveyors for Olivia Construction Homes Inc., showing 4 Blocks for townhome dwellings, 1 Block to be conveyed to the Corporation of the City of Windsor for the accommodation of existing municipal drain south of the subject land, 1 Block for Road Reserve, and two proposed road allowances (Street A and extension of Loon Street);
  - C. That the owner shall enter into a subdivision agreement with the Corporation of the City of Windsor for the proposed development on the subject lands;
  - D. That the owner shall submit for approval of the City Planner/Executive Director of Planning & Building a final draft M-Plan, which shall include the names of all road allowances within the plan, as approved by the Corporation.
  - E. That the subdivision agreement between the owner and the Corporation of the City of Windsor be registered on title and shall contain, among other matters, the following provisions:
    - The owner shall include all items as set out in the Results of Consultation (attached hereto as Appendix D) with further amendments as required, all requirements under the General Provisions of the Plan of Subdivision Agreement for the Engineering Department, and other relevant matters set out in CR 233/98 (Standard Subdivision Agreement).
    - 2. The owner shall, prior to the issuance of a construction permit for any and all phases of the development, finalize an engineering analysis to identify stormwater quality and quantity measures as necessary to control any increase in flows in downstream watercourses, in accordance with the Windsor-Essex Region Stormwater Management Standards Manual and any other relevant municipal/provincial, standards or guidelines, in consultation, with the Essex Region Conservation Authority (ERCA), to the satisfaction of the City Engineer and Essex Region Conservation Authority.
    - 3. The Owner shall install the stormwater management measures, for each phase of the development, identified in the final engineering analysis completed, as part of the development for the site and undertake to implement the

recommendations contained therein, to the satisfaction of the City Engineer and the Essex Region Conservation Authority.

- 4. The owner shall, prior to the issuance of a construction permit, provide the Essex Region Conservation Authority a copy of the fully executed subdivision agreement between the Owner and the Municipality, containing provisions to carry out the recommendations of the final plans, reports, and requirements noted above in paragraphs III.E.2 & III.E.3, and obtain the necessary ERCA approvals for each phase or phases seeking final approval.
- 5. Prior to undertaking construction or site alteration activities, the owner shall obtain all necessary approvals from the Essex Region Conservation Authority, in accordance with Section 28 of the *Conservation Authorities Act*, any other legislation, and applicable conditions specified herein.
- 6. Notice is required in every agreement of purchase and sale for the units within Block 4, that the properties are subject to Section 28 approvals by ERCA under the Conservation Authorities Act. Additionally, the notice should specify that the rear portion of the lots with 8m plus the depth of the drain may not meet the minimum setback requirement for additional structures. The ERCA permit process will assess the feasibility of constructing buildings and structures in proximity to the regulated watercourse, Pillette Drain No. 1.
- 7. Right-of-Way Prior to the issuance of a construction permit, the owner shall
  - a) Construct on all future municipal right-of-way, pavements, including curbs and gutters, driveway approaches and the necessary drainage facilities according to City of Windsor standard specifications, complete with a 20meter right-of-way. Pavements may be 7.4 meters in width, as shown on Standard City Drawing AS-206C. The cul-de-sac pavements shall have a minimum radius of 9.5 meter. The owner further agrees that one (1) full winter shall elapse following the laying of base asphalt, prior to the laying of surface asphalt. All work to be to the satisfaction of the City Engineer.
  - b) Construct at the easterly limit of Street A a cul-de-sac bulb wide enough to accommodate a minimum boulevard width of 2.5m for utilities as stipulated by the City of Windsor Standard Drawing AS-206C, and the radius shall be large enough for garbage collection trucks and emergency vehicles to turn around in. All work to be to the satisfaction of the City Engineer.
- 8. Sidewalks Prior to the issuance of a construction permit, the owner shall construct, at their entire expense and according to City of Windsor Standard Specifications, concrete sidewalks at the following locations, to the satisfaction of the City Engineer:

- a) New Street A along the north boulevard to Allyson Avenue
- b) Loon Street along the north boulevard between Allyson Avenue and Tourangeau Road
- 9. Private Storm Drainage Connection The owner agrees that private storm drain connections from residential units shall not be provided, and further agrees that the proposed townhouses shall be constructed with slabs on grade and shall be drained on grade via splash-blocking.
- 10. Catch Basins Prior to the issuance of a construction permit, the owner shall install two sets of catch basins on each of Street `A' and Loon Street, as a factor of safety, and install rear yard drain catch basins that shall outlet to shared rearyard drainage piping, all to the satisfaction of the City Engineer.
- 11. Servicing Study Prior to the issuance of a construction permit, the owner shall, at its own expense, retain a Consulting Engineer to provide a detailed servicing study report on the impact of the increased flow to the existing municipal sewer systems, satisfactory in content to the City Engineer. The study shall review the proposed impact and recommend mitigating measures and implementation of those measures.
- 12. Site Servicing Plans The owner shall submit a site servicing plan for the subject lands to the satisfaction of the Chief Building Official, the City Engineer, and ERCA in regulated areas, prior to the issuance of any construction permits.
- 13. Servicing Charges The owner shall pay owed servicing fees in the amount of \$11,557.70 + HST + an annual interest charge applied based on the Infrastructure Ontario 5-year borrowing rate plus 1%.
- 14. Conveyance Requirements The owner shall, prior to the issuance of a construction permit, gratuitously convey to the Corporation of the City of Windsor
  - i) Block 5 on Map No. SDN-003/24-1 for the municipal Pillette Drain No.1. This conveyance shall be approximately 4.7 meters;
  - ii) Block 6 (0.3m wide strip of land along the dead-end of Street A) on Map No. SDN-003/24-1, for land reserve purposes;
  - iii) A 6.0m wide easement along the southerly limit of Block 4 on Map No. SDN-003/24-1, for the maintenance and improvement of the Pillette No. 1 Drain. Should the municipal drain be abandoned, the easement would still be necessary for the maintenance of the municipal ditch; and all

conveyances shall be to the satisfaction of the City Engineer and the City Solicitor.

- 15. Drainage Engineering Report The owner agrees that the subject site shall be serviced by the Pillette Drain No. 1, situated to the south of the property; and further agrees that any new storm sewer outlet connection to the drain shall be completed in accordance with City of Windsor Engineering Best Practice BP.1.3.2, which includes an Engineer's Report, and any other requirements specified under the *Drainage Act*. Therefore, the owner shall retain, at its own expense, a Consulting Engineer to provide, prior to the issuance of a construction permit, a detailed Drainage Report in accordance with the *Drainage Act*, to the satisfaction of the City Engineer and the Essex Region Conservation Authority.
- 16. Climate Change considerations The owner shall compensate at caliper-percaliper rate any trees not able to be retained on the site, in addition to the standard payment for one new tree per unit requirement at the time of building permit, to the satisfaction of the City Forester as per the Schedule of Fees.
- 17. Tree Removal & Replacement The owner shall pay to the Corporation, prior to the issuance of a construction permit, the sum of \$74,392.00 being tree replacement cost for the removal of trees with a total of 547 cm tree diameter, which requires replacement with a total of 110 new caliper trees.
- 18. Tree Protection Fencing The owner shall install tree protection fence for Tree Root protection zones for each tree, prior to commencement of pre-grading activities, and shall further retain a Certified Arborist to inspect the tree protection fencing prior to and during construction to ensure that the fencing remains intact and in good repair throughout the stages of development.
- 19. Parkland Conveyance: The owner shall, prior to the issuance of a construction permit, pay cash-in-lieu of the 5% of lands to be developed, in accordance with By-law 12780, to the satisfaction of the Executive Director of Parks and the City Planner.
- 20. Archaeological Assessment Prior to final Plan approval and prior to any additional land disturbances, the owner shall undertake a Stage 1 archaeological assessment and any further recommended assessments. The required assessment(s) shall be entered into the Ontario Public Register of Archaeological Reports to the satisfaction of the City of Windsor and the Ontario Ministry of Citizenship and Multiculturalism.
- 21. Prior to the issuance of a construction permit, the owner shall submit a final copy of the relevant archaeological reports mentioned above, in paragraph 20, and GIS study area to the City of Windsor.

22. The owner shall adhere to the recommended mitigation and avoidance measures in section 4.4 of the *Fisheries Act* Review prepared by MTE, dated May 14, 2024.

#### 23. The owner shall:

- i) Relocate, at their own cost, any existing Bell Canada facilities or easements found to be in conflict with the proposed development;
- ii) Provide Bell Canada with servicing plans/CUP to confirm the provision of communication/telecommunication infrastructure needed to service the development. The owner shall be responsible for providing entrance/service duct(s) from Bell Canada's existing network infrastructure to service this development. In the event that no such network infrastructure exists, in accordance with the *Bell Canada Act*, the owner may be required to pay for the extension of such network infrastructure. If the owner elects not to pay for the above noted connection, Bell Canada may decide not to provide service to this development.

#### NOTES TO DRAFT APPROVAL (File # SDN-003/24)

- 1. The applicant is directed to Section 51(39) of The Planning Act 1990 regarding appeal of any imposed conditions to the Local Planning Appeal Tribunal. Appeals are to be directed to the City Clerk of the City of Windsor.
- 2. It is the applicant's responsibility to fulfil the conditions of draft approval and to ensure that the required clearance letters are forwarded by the appropriate agencies to the City of Windsor, to the attention of the City Planner / Executive Director of Planning and Development, quoting the above-noted file number.
- 3. Required agreements with the Municipality will be prepared by the City Solicitor.
- 4. The applicant should consult with an Ontario Land Surveyor for this proposed plan concerning registration requirements relative to the Certification of Titles Act.
- 5. The final plan approved by the Corporation of the City of Windsor must be registered within thi56rfc rty (30) days or the Corporation may withdraw its approval under Section 51(59) of The Planning Act 1990.
- 6. All plans of subdivision/condominium are to be prepared and presented in metric units and certified by the Ontario Land Surveyor that the final plan is in conformity to the approved zoning requirements.

- 7. Where agency conditions are included in the City's Subdivision Agreement, the Applicant is required to forward a copy of the agreement to the agencies in order to facilitate their clearance of conditions for final approval of this plan.
- **IV.** That the City Clerk **BE AUTHORIZED** to issue the required notice respecting approval of the draft plan of subdivision under Section 51(37) of *The Planning Act*.
- V. That the subdivision agreement shall **BE REGISTERED** against lands to which it applies prior to the final registration of the Plan of Subdivision.
- VI. That prior to the final approval by the Corporation of the City of Windsor, the City Planner / Executive Director of the Planning and Development shall **BE ADVISED**, in writing, by the appropriate agencies that conditions have been satisfied.
- VII. 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
- **VIII.** That Administration from the Parks Department **BE DIRECTED** to comment on the potential sale of vacant land on Plymouth Street; and,
- **IX.** That this information be **BE BROUGHT FORWARD** when this item proceeds to Council for their consideration.

Carried.

Report Number: SCM 339/2024 & S 146/2024

Clerk's File: Z/14851 & Z/14853

# 8.10. Zoning By-law Amendment Application for 926-928 Giles Blvd E, Z- 028/24 [ZNG-7232], Ward 4

Moved by: Councillor Ed Sleiman

Seconded by: Councillor Renaldo Agostino

Decision Number: CR494/2024 DHSC 673

That Zoning By-law 8600 **BE AMENDED** for the lands located on the north side of Giles Blvd between Parent Ave and Langlois Ave, described as Lot 53 Plan 937, PIN 01155-0034, by adding a site-specific provision to permit one *Multiple Dwelling* containing a maximum of six dwelling units, subject to the following additional regulations:

#### 515. NORTH SIDE OF GILES BLVD BETWEEN PARENT AVE AND LANGLOIS AVE

- (1) For the lands comprising Lot 53 Plan 937, PIN 01155-0034, one *Multiple Dwelling* containing a maximum of six dwelling units shall be an additional permitted main use subject to the following additional provisions:
  - 1. Notwithstanding Section 11.2.5.4.1, the minimum lot width shall be 11.2 m.

- 2. Notwithstanding Section 11.2.5.4.2, the minimum lot area shall be 470.2 m2.
- Notwithstanding Section 24.20.5.1, the minimum required parking spaces shall be four (4) parking spaces. [ZDM 7; ZNG/7232]
   Carried.

Report Number: SCM 340/2024 & S 137/2024

Clerk's File: Z/14864

# 8.11. Brownfield Property Tax Assistance/Rehabilitation Grant Community Improvement Plan (CIP) application submitted by Capital Plus Real Estate Corp. for 3841-3847 Howard Avenue (Ward 8)

Moved by: Councillor Ed Sleiman

Seconded by: Councillor Renaldo Agostino

Decision Number: CR495/2024 DHSC 674

- I. That the request made by Capital Plus Real Estate Corp. to participate in the Brownfield Rehabilitation Grant Program **BE APPROVED** for 70% (or 100% if LEED certified) of the municipal portion of the tax increment resulting from the proposed redevelopment at 3841-3847 Howard Avenue for up to 10 years, not to exceed 100% of the eligible costs, pursuant to the City of Windsor Brownfield Redevelopment Community Improvement Plan; and,
- II. That Administration **BE DIRECTED** to prepare an agreement between Capital Plus Real Estate Corp., the City, and any persons legally assigned the right to receive grant payments to implement the Brownfield Rehabilitation Grant Program in accordance with all applicable policies, requirements, and provisions contained within the Brownfield Redevelopment Community Improvement Plan to the satisfaction of the City Planner as to content, the City Solicitor as to legal form, and the City Treasurer as to financial implications; and,
- II. That the CAO and City Clerk **BE AUTHORIZED** to sign the Rehabilitation Grant Agreement; and,
- III. That the approval to participate in the Brownfield Rehabilitation Grant Programs **EXPIRE** if the agreement is not signed by applicant within two years following Council approval. Carried.

Report Number: SCM 341/2024 & S 138/2024

Clerk's File: SPL2024

# 8.12. Part Closure of north/south alley located between Park Street West and Wyandotte Street West, Ward 3

Moved by: Councillor Ed Sleiman

Seconded by: Councillor Renaldo Agostino

## **City Council**

### Monday November 25, 2024

Decision Number: CR496/2024 DHSC 675

- I. That part of the 5.90-metre-wide north/south alley located between Park StreetWest and Wyandotte Street West, namely south of Lot 27, Plan 281, and shown on Drawing No. CC-1857 (attached hereto as Appendix "A"), and hereinafter referred to as the "subject alley", BE ASSUMED for subsequent closure;
- II. That the subject alley **BE CLOSED AND CONVEYED** in as is condition to the owner of 170 Wyandotte Street West, 564 Victoria Avenue and 569 Pelissier Street, and as necessary, in a manner deemed appropriate by the City Planner, subject to the following conditions being satisfied by the owner/applicant at their sole expense:
  - a. Removal and/or relocation of Bell Canada's overhead telecommunications infrastructure from the subject alley, in coordination with and to the satisfaction of Bell Canada and the City Engineer.
  - b. Removal and/or relocation of ENWIN Utilities Ltd.'s underground high voltage conductors, and overhead high-voltage power lines and utility pole with guy wire and anchor from the subject alley, in coordination with and to the satisfaction of ENWIN Utilities Ltd. and the City Engineer.
  - c. Removal and/or relocation of ENWIN Utilities Ltd.'s utility pole and guy wires and anchors from that part of the north/south alley to remain open, across from the property known municipally as 563 and 567 Pelissier Street, legally described as Lot 27, Plan 281, in coordination with and to the satisfaction of ENWIN Utilities Ltd. and the City Engineer.
  - d. Removal and/or relocation of Telus Communications Inc.' overhead and underground telecommunications infrastructure from the subject alley, in coordination with and to the satisfaction of Telus Communications Inc. and the City Engineer.
  - e. Construction of a new east/west alley over and along Lot 26, Plan 281, constituting the north half of the property known municipally as 564 Victoria Avenue, legally described as Lots 26 and 27, Plan 281, which shall connect the remaining part of the north/south alley to the Victoria Avenue right-of-way, as shown on Drawing No. CC-1857, and hereinafter referred to as the "east/west alley", in coordination with and to the satisfaction of the City Engineer.
  - f. Obtain necessary permits for and construct new driveway approach off Victoria Avenue for the east/west alley in coordination with and to the satisfaction of the City Engineer.
  - g. Obtain necessary permits for and complete any required modifications to the existing drainage within the part of the north/south alley to remain open to accommodate the east/west alley in coordination with and to the satisfaction of the City Engineer.
  - h. Obtain necessary permits to remove the old driveway approach on Victoria Avenue and restore the redundant curb cut and boulevard to City Standards and to the satisfaction of the City Engineer.

Page **15** of **43** 

- i. Obtain necessary permits to remove the old alley driveway approach and restore the redundant curb cut and commercial sidewalk on Wyandotte Street West to City Standards and to the satisfaction of the City Engineer.
- j. Obtain necessary permits to construct the new east/west alley as per AS201 and to install drainage for the new alley as per City Standards and to the satisfaction of the City Engineer.
- k. Provide a 12R Reference Plan to describe the subject alley and the east/west alley to the satisfaction of the City Engineer.
- I. Gratuitously convey to The Corporation of the City of Windsor:
  - i. the east/west alley to the satisfaction of the City Engineer.
- III. That Conveyance Cost **BE SET** as follows:
  - a. For alley conveyed to abutting lands zoned CD3.6, no charge contingent upon the owner satisfying all the conditions set forth under Recommendation II herein.
- IV. That The City Planner **BE REQUESTED** to supply the appropriate legal description, in accordance with Drawing No. CC-1857.
- V. That The City Solicitor **BE REQUESTED** to prepare the necessary by-law(s). 3
- VI. That The Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign all necessary documents approved as to form and content satisfactory to the City Solicitor.
- VII. That the matter **BE COMPLETED** electronically pursuant to By-law Number 366-2003
- VIII. That the City Solicitor or designate **BE AUTHORIZED** to prepare a by-law to dedicate the lands described under Section e. of Recommendation II herein as a public highway **PRIOR TO** the subject alley being closed.

Carried

Report Number: SCM 342/2024 & S 140/2024

Clerk's File: SPL2024

# 11.1. Award of Tender: 35-24 – University Avenue Corridor Improvements – Phase 1 (McEwan Avenue to Salter Avenue) – Ward 2

Moved by: Councillor Ed Sleiman

Seconded by: Councillor Renaldo Agostino

Decision Number: CR497/2024

I. That Council **APPROVE** the following low tender:

TENDERER: D'Amore Construction (2000) Ltd.

TENDER NO: 35-24

University Avenue Corridor Improvements –

Page **17** of **43** 

Phase 1

TOTAL TENDER PRICE: \$15,920,073 (excluding HST) ACCOUNT CHARGED: 007-5410-9998-02942-7221052

and,

- II. That the CAO and City Clerk **BE AUTHORIZED** to execute an agreement with the low bidder, D'Amore Construction (2000) Ltd, in the amount of \$15,920,073 plus tax (RFT# 35-24), with said contract being satisfactory in technical content to the City Engineer, satisfactory in form to the City Solicitor, and satisfactory in financial content to the City Treasurer; and,
- III. That Council AUTHORIZE administration to issue any change order(s) and to use any funds in approved Capital Budget Project ID 7221052 allocated for University Avenue Corridor Improvements – Phase 1, as detailed herein for any change order requirements/directives related to RFT# 35-24, provided that the change order amounts do not exceed the approved budget amounts, satisfactory in financial content to the City Treasurer, and in technical content to the City Engineer; and,
- IV. Whereas on February 2, 2024, the Capital Budget was deemed approved via Mayoral Decision MD05-2024 and subsequently City Council **SUPPORT** an expenditure up to \$19,517,070, be it further resolved that the City Treasurer **BE DIRECTED** to effect the transfer of \$2,700,000 of surplus funds from Grove Campbell McKay Storm Sewer Project (ID #7062004) to the University Avenue Corridor Improvements Project (ID #7221052).

Carried.

Report Number: C 139/2024 Clerk's File: SW/14886

# 11.2. Award of Tender 30-24 Supply & Installation LED Lighting - Various Facilities - Phase 3 - City Wide

Moved by: Councillor Ed Sleiman

Seconded by: Councillor Renaldo Agostino

Decision Number: CR498/2024

That as it relates to Phases 1 & 2 of the Corporate LED Lighting Conversion City Wide project that City Council **ENDORSE** the project change orders as described in Appendix A: LED Project Change Orders, Phases 1 and 2; and,

That consistent with the provisions contained in Tender 30-24, and in accordance with Purchasing By-law 93-2012 and amendments thereto, City Council **APPROVE** the low bid submitted by Dynamic Energy Services Inc. for the supply and installation of Phase 3 of the Corporate LED Lighting Conversion City Wide project as approved by CR 776/2017; and,

# **City Council**

# Monday November 25, 2024

Page **18** of **43** 

That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to execute a contract with Dynamic Energy Services Inc., for a total cost not to exceed \$1,269,638.26 (exclusive of HST), satisfactory in technical content to the Senior Manager of Asset Planning, in financial content to the City Treasurer, and in legal content to the City Solicitor, or their designates; and,

Whereas on February 2, 2024, the 2024 Capital Budget was deemed approved via Mayoral Decision MD05-2024 and subsequently City Council **SUPPORTS** an additional expenditure to support Phase 3 of the Corporate LED Lighting Conversion City Wide project, that the City Treasurer **BE DIRECTED** to increase the project budget to \$5,846,705 inclusive of all anticipated Phase 1, 2 & 3 costs, which represents a net budget increase of \$1,215,235, to be covered by estimated operational savings of \$446,500 from project implementation which will be realized in 2028 (an extended period of 2.7 years); and,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute any amendment(s) as may be required, provided that the amendment(s) are within approved budget amounts, satisfactory in financial content to City Treasurer, in legal form to the City Solicitor and in technical content to the Senior Manager, Asset Planning; and,

That the Purchasing Manager **BE AUTHORIZED** to issue any change order(s) for any amendment(s) as may be required, provided that the amendment(s) are within approved budget amounts, satisfactory in financial content to the City Treasurer and in technical content to the Senior Manager of Asset Planning, or their designates; and,

That Administration to **BE DIRECTED** to assess the opportunity for annual utility cost savings at the Windsor Airport (YQG) with the intention of adding YQG facilities to the project scope as an additional project phase.

Carried.

Report Number: C 128/2024 Clerk's File: SW/14871

### 11.3. 2025 Agency Grant Payments - City Wide

Moved by: Councillor Ed Sleiman

Seconded by: Councillor Renaldo Agostino

Decision Number: CR499/2024

That Council **APPROVE** the funding for City Funded Agencies in 2025 up to a maximum of 50% of

the 2024 approved grant amounts as outlined in this report.

Carried.

Report Number: C 136/2024

Clerk's File: AF/14854

# 11.4. 2024 Third Quarter Operating Budget Variance - City Wide

Moved by: Councillor Ed Sleiman

Seconded by: Councillor Renaldo Agostino

# Minutes City Council Monday November 25, 2024

Page **19** of **43** 

Decision Number: CR500/2024

That City Council **RECEIVE FOR INFORMATION** the 2024 3<sup>rd</sup> Quarter Operating Budget Variance Report; and further,

That the Chief Administrative Officer and the City Treasurer **BE DIRECTED** to continue to monitor the 2024 Operating Budget's projected variance and continue to seek further means for offsetting any potential variances that may arise.

Carried.

Report Number: C 134/2024 Clerk's File: : AF/14854

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

### 8.3. CQ 13-2023 - Front Yard Parking Best Practice 2.2.2

Moved by: Councillor Mark McKenzie Seconded by: Councillor Angelo Marignani

Decision Number: CR501/2024 ETPS 1028 CR11/2024 ETPS972

That the report of the Environment, Transportation & Public Safety Standing Committee meeting held September 25, 2024 regarding "Response to CQ 13-2023 - Front Yard Parking Best Practice 2.2.2" **BE DEFERRED** to a future meeting of City Council to allow for a previously scheduled meeting(s) of the Walkerville Heritage Conversation District to take place.

Carried.

Councillor Keiran McKenzie voting nay.

Report Number: SCM 296/2024, SCM 327/2023, S 150/2023 & AI 15/2024

Clerk's File: ST2023

# 8.4. Response to CQ 4-2024 – Options for Modernizing Parking Operations – City Wide

Moved by: Councillor Renaldo Agostino Seconded by: Councillor Mark McKenzie

Decision Number: CR502/2024 ETPS 1006

That the report of the Environment, Transportation & Public safety Standing Committee of its meeting held May 29, 2024, regarding "Response to CQ 4-2024 – Options for Modernizing Parking Operations – City Wide" **BE DEFERRED** to future meeting of City Council meeting to allow for further review of this matter.

Carried.

Report Number: SCM 165/2024 & S 46/2024

Clerk's File: ST2024

#### 10. PRESENTATIONS AND DELEGATIONS

### 10.1. Windsor Firefighters – Sparky's 2024 Toy Drive

#### Cody Long, Joshua Easby & Sparky, Windsor Firefighters

Cody Long, Joshua Easby & Sparky - Windsor Firefighters appear before City Council regarding the Sparky's 2024 Toy Drive and highlight the ongoing impact of Sparky's Toy Drive; and conclude by providing details related to donating, and to thank the firefighters, volunteers, residents and Council of the City of Windsor for their support for this great initiative.

Moved by: Councillor Renaldo Agostino Seconded by: Councillor Mark McKenzie

Decision Number: CR503/2024

That the presentation of the Windsor Firefighters to City Council on November 25, 2024 regarding

Sparky's 2024 Toy Drive **BE RECEIVED.** 

Carried.

Clerk's File: SF2024

# 10.2. Windsor Symphony Orchestra - Impact Report (season overview)

# Patti Lauzon, Executive Director, Robert Franz, Music Director, Deb Severs, President, Windsor Symphony Orchestra

Patti Lauzon, Executive Director, Robert Franz, Music Director, Deb Severs, President, Windsor Symphony Orchestra appear before City Council regarding the Windsor Symphony Orchestra (WSO)-Impact report (season overview) and thank Council for their support of the WSO, and the Capitol Theater; and conclude by providing a brief overview of the plan for the 2024-2025 season, of the impact report, their successes over the past year, the broad spectrum of concerts, and the expansion of programming for the upcoming season as a result of the overwhelming success of the WSO.

Moved by: Councillor Ed Sleiman

Seconded by: Councillor Jo-Anne Gignac

Decision Number: CR504/2024

That the presentation of the Windsor Symphony Orchestra regarding the Windsor Symphony Orchestra I

- Impact Report season overview **BE RECEIVED**.

Carried.

Clerk's File: APR2024

# **City Council**

### Monday November 25, 2024

Page **21** of **43** 

# 8.2. Construction of Bus Bay at Monseigneur Jean Noel Elementary Catholic School (3225 California Avenue) - Cost Sharing - Conseil Scolaire Catholique Providence - Ward 1 (C 135/2024)

#### Diane Letarte, Property Owner, CSC Providence

Diane Letarte, Property Owner, CSC Providence, appears before City Council regarding the administrative report dated October 24, 2024, entitled "Construction of Bus Bay at Monseigneur Jean Noel Elementary Catholic School (3225 California Avenue) - Cost Sharing - Conseil Scolaire Catholique Providence - Ward 1" and is available for questions.

Moved by: Councillor Jo-Anne Gignac Seconded by: Councillor Fred Francis

Decision Number: CR505/2024

- I. That Council **APPROVE** the construction of a bus bay on private property at Monseigneur Jean Noel Elementary Catholic School (3225 California Avenue) at an estimated cost of \$480,000 excluding HST (final costs to be based on actual construction costs) to be funded through Project 7119001 Bus Bay Program; and further,
- II. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a cost sharing agreement with Conseil Scolaire Catholique Providence (the "School Board", for the construction of a school bus bay at 3225 California Avenue, satisfactory in financial content to the City Treasurer, in legal form to the City Solicitor, and in technical content to the City Engineer with the following terms:
  - a. The City shall construct a bus bay on private property at 3225 California Avenue in accordance with the Lengthened Option design attached as Appendix B;
  - b. The City agrees to fund an estimated \$195,000 excluding HST (final to be based on actual construction costs) representing 50% of the total construction cost of the bus bay based on the Original Option design (attached as Appendix A) plus the 100% of costs of engineering and administration for the Lengthened Option; and
  - c. The School Board agrees to pay to the Corporation of the City of Windsor an estimated \$285,000 (final payment to be based on actual unit pricing received through a public tender in accordance with Purchasing by-law 93-2012) representative of the School Board's share of the construction costs less 50% of the total construction costs (excluding engineering and administration) for the Original Option design. Timing for the payment to be as follows:
    - Payment in full of the above based on actual unit pricing following closing of the tender for the construction of the subject bus bay and prior to the commencement of construction;
    - ii. Upon Substantial Completion of the bus bay construction, any outstanding payment for additional and/or unforeseen costs incurred above and beyond c.i. above, conditional upon such extra costs being agreed to in writing by the School Board prior to the extra costs being incurred.

## **City Council**

### Monday November 25, 2024

Page **22** of **43** 

- III. That Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary that are related to this project, provided that the procurement(s) are within the approved budget amounts herein, pursuant to the Purchasing By-Law 93-2012 and amendments thereto; satisfactory in legal content to the City Solicitor, in financial content to the City Treasurer and in technical content to the City Engineer; and further,
- IV. That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to execute any required documentation/agreement(s) as may be required to bring effect to these resolutions, satisfactory in legal form to the City Solicitor, satisfactory in technical content to the City Engineer, and in financial content to the City Treasurer.

Carried.

Report Number: C 135/2024

Clerk's File: SW2024

# 8.8 Zoning By-Law Amendment Z027-24 (ZNG/7230) - Marko Agbaba – 180 California Avenue, Ward 2

#### Marko Agbaba, applicant

Marko Agbaba, applicant, appears before City Council regarding the report of the Development & Heritage Standing Committee of its meeting held November 4, 2024, entitled "Zoning By-Law Amendment Z027-24 (ZNG/7230) - Marko Agbaba – 180 California Avenue, Ward 2" and is available for questions.

#### Joseph Papic, abutting property owner

Joseph Papic appears before City Council and expresses concern with the report of the Development & Heritage Standing Committee of its meeting held November 4, 2024, entitled "Zoning By-Law Amendment Z027-24 (ZNG/7230) - Marko Agbaba – 180 California Avenue, Ward 2", related to the size of the development for the property size, security as it relates to the theft rate for bikes, parking concerns and requests that a reduction in the size of the development be considered.

Moved by: Councillor Fabio Costante Seconded by: Councillor Keiran McKenzie

Decision Number: CR 506/2024 DHSC 671

I. That Zoning By-law 8600 **BE AMENDED** by changing the zoning of PLAN 804 LOT 5 and PART 7 on 12R22710, situated on the east side of California Avenue between Riverside Drive East and University Avenue, known municipally as 180 California Avenue, by adding a site-specific exception to Section 20(1) as follows:

#### XX. EAST SIDE OF CALIFORNIA AVENUE, SOUTH OF RIVERSIDE DR E

For the lands comprising of PLAN 804 LOT 5: the following additional regulations shall apply:

- 1) a) Lot Width minimum 13.5 m
  - b) Lot Coverage maximum 48%
  - c) Gross Floor Area Main Building maximum 758.0 m2 (ZDM 3)
  - d) Rear Yard Setback minimum 6.9 m

- II. That the H symbol SHALL APPLY to PLAN 804 LOT 5 and PART 7 on 12R22710, situated on the east side of California Avenue between Riverside Drive East and University Avenue, known municipally as 180 California Avenue and that Zoning By-law 8600 **BE FURTHER AMENDED** by adding the following clause to Section 95.20:
- (12) a) Stage 1 Archaeological Assessment to the satisfaction of the Heritage Planner. Carried.

Report Number: SCM 338/2024 & S 145/2024

Clerk's File: Z/14866

# 11.5. International Charles Brooks Memorial Peace Fountain Replacement Project – Update – Ward 6

#### George Brooks, Family member of Charles Brooks

George Brooks, Family member of Charles Brooks, appears before City Council regarding the administrative report dated November 8, 2024, entitled "International Charles Brooks Memorial Peace Fountain Replacement Project – Update – Ward 6" and expresses gratitude to the City of Windsor for their support of the proposed project and to encourage the site to be a gathering place for International Peace Day on September 21st.

#### Rick Labonte, Unifor Local 444 Community Environment Representation

Rick Labonte, Unifor Local 444 Community Environment Representation, appears before City Council regarding the administrative report dated November 8, 2024, entitled "International Charles Brooks Memorial Peace Fountain Replacement Project – Update – Ward 6" and expresses gratitude to the City of Windsor for their support of the proposed project and to encourage the site to be a gathering place for International Peace Day on September 21st; and concludes by requesting that Council consider expanding parking on the other side of the park to allow for greater accessibility.

#### Ken Lewenza, Unifor Local 444, Retired Union President

Ken Lewenza, Unifor Local 444, Retired Union President appears before City Council regarding the administrative report dated November 8, 2024, entitled "International Charles Brooks Memorial Peace Fountain Replacement Project – Update – Ward 6" and encourages Council to support the expenditure of the proposed Project to encourage community engagement with the site and to promote togetherness, kindness and peace.

Moved by: Councillor Jo-Anne Gignac Seconded by: Councillor Angelo Marignani

Decision Number: CR507/2024

I. That City Council **RECEIVE** the International Charles Brooks Memorial Peace Fountain Replacement Project update outlined in this report; and further,

- II. That City Council **DIRECT** Administration to **MOVE FORWARD** with Option 1: Floating Fountain design, outlined in the body of this report; and further,
- III. Whereas on February 2, 2024, the 2024 Capital Budget was deemed approved via Mayoral Decision MD05-2024 which includes a total \$10,501,220 being allocated for this project, therefore the City Treasurer **BE DIRECTED TO** pre-commit funding previously approved in principle from PFO-002-19 Fountain Restoration and Repairs as follows:
  - \$624,046, \$363,522, and \$500,000, respectively, of 2025, 2026 and 2027 Pay-As-You-Go (Fund 169) funding
  - \$4,454,250 of 2026 Canada Community-Building Fund (Fund 176) funding
  - \$1,250,000 of 2025 Tourism Development Investment Infrastructure (Fund 214) funding
  - \$1,000,000, \$192,000, and \$160,000, respectively, of 2025, 2026 and 2027 Service Sustainability (Fund 221) funding; and further,
- IV. That City Council PRE-APPROVE and AWARD any procurement(s) necessary that are related to the above recommendation, provided that the procurement(s) are within approved budget amounts, pursuant to the Purchasing By-Law 93-2012 and amendment thereto, satisfactory in legal content to the City Solicitor, in financial content to the City Treasurer and in technical content to the Executive Director of Parks, Recreation and Facilities and the City Engineer; and further,
- V. That the Purchasing Manager **BE AUTHORIZED** to issue Purchase Orders as may be required to effect the recommendation noted above, subject to all specification being satisfactory in financial content to the City Treasurer, and in technical content to the Executive Director of Parks, Recreation and Facilities and the City Engineer; and further,
- VI. That Administration **BE AUTHORIZED** to take any other steps as may be required to bring effect to these resolutions, and that the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute any required documentation/agreement(s) for that purpose, satisfactory in legal content to the City Solicitor, in financial content to the City Treasurer and technical content to the Executive Director of Parks, Recreation and Facilities and the City Engineer; and further,
- VII. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute any amendment(s) as may be required, provided that the amendment(s) are within approved budget amounts, satisfactory in legal content to the City Solicitor, in financial content to the City Treasurer and technical content to the Executive Director of Parks, Recreation and Facilities and the City Engineer; and further,
- VIII. That Administration **BE AUTHORIZED** to use available funds within the project budget for any amendment(s) or change requirement(s)/directive(s) and additional documents relating to executed agreement(s), pursuant to the Purchasing By-Law 93-2012 and amendments thereto, satisfactory in legal content to the City Solicitor, in financial content to the City Treasurer, and in technical content to the Executive Director of Parks, Recreation and Facilities and the City Engineer; and,

## **City Council**

## Monday November 25, 2024

Page **25** of **43** 

- IX. That Administration **BE DIRECTED** to report back to Council regarding the old fountain and next steps moving forward; and further,
- X. That Administration BE DIRECTED to establish a committee with working members of the local CAW and the Brooks family to establish September 21<sup>st</sup> as an International Peace Day. Carried.

At the request of Councillor Fred Francis, a recorded vote is taken on this matter.

Aye votes: Councillors Fred Francis, Fabio Constante, Renaldo Agostino, Mark McKenzie, Ed Sleiman, Jo-Anne Gignac, Angelo Marignani, Gary Kaschak, Keiran McKenzie, Jim Morrison, and Mayor Drew Dilkens.

Nay votes: None. Abstain: None. Absent: None.

Report Number: C 140/2024

Clerk's File: : SR/14084

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

None presented.

#### 12. CONSIDERATION OF COMMITTEE REPORTS

# 12.2. Report of the Special Meeting of Council – In-Camera of its meeting held October 28, 2024

Moved by: Councillor Jo-Anne Gignac Seconded by: Councillor Gary Kaschak

Decision Number: CR484/2024

That the report of the Special In-Camera meeting held October 28, 2024 BE ADOPTED as

presented. Carried.

Report Number: SCM 347/2024

Clerk's File: ACO2024

# 12.3. Report of the In-Camera - Striking Committee of its meeting held October 28, 2024

Moved by: Councillor Jo-Anne Gignac

# **City Council**

### Monday November 25, 2024

Seconded by: Councillor Gary Kaschak

Decision Number: CR483/2024

That the report of then In Camera - Striking Committee of its meeting held October 28, 2024 BE

**ADOPTED** as presented.

Carried.

Report Number: SCM 348/2024

Clerk's File: ACO2024

Page **26** of **43** 

# 12.4. Report of the Striking Committee of its meeting held October 28, 2024

Moved by: Councillor Jo-Anne Gignac Seconded by: Councillor Gary Kaschak

Decision Number: CR485/2024

That the report of the Striking Committee of its meeting held October 28, 2024 **BE ADOPTED** as presented.

Carried.

Report Number: SCM 349/2024

Clerk's File: ACO2024

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

Moved by: Councillor Angelo Marignane Seconded by: Councillor Keiran McKenzie

**163-2024** - A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 20.12 METRE PORTION OF THE THIRD STREET RIGHT-OF-WAY NORTH OF THE E.C. ROW EXPRESSWAY, EAST OF HUDSON AVENUE, SOUTH OF CONTINENTAL AVENUE AND WEST OF HUDSON AVENUE, CITY OF WINDSOR, authorized by CR89/2024, dated February 26, 2024.

**164-2024** - A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 20.12 METRE PORTION OF THE THIRD STREET RIGHT-OF-WAY NORTH OF THE E.C. ROW EXPRESSWAY, EAST OF HUDSON AVENUE, SOUTH OF CONTINENTAL AVENUE AND WEST OF HUDSON AVENUE, CITY OF WINDSOR, authorized by CR89/2024, dated February 26, 2024.

**165-2024** - A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS GRAND MARAIS ROAD EAST IN THE CITY OF WINDSOR, authorized by CR76/2011, dated February 28, 2011.

**166-2024** - A BY-LAW TO AUTHORIZE THE ENTERING INTO OF AN AGREEMENT WITH ITALIAN CANADIAN HANDICAPABLE ASSOCIATION (WINDSOR & DISTRICT) FOR THE PROVISION OF A MUNICIPAL CAPITAL FACILITY AT MIC MAC PARK, authorized by CR839/99, dated July 19, 1999.

# **City Council**

#### Monday November 25, 2024

Page **27** of **43** 

**167-2024** - A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR458/2024, dated October 28, 2024.

**168-2024** - A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 4.27 METRE NORTH/SOUTH ALLEY NORTH OF ALGONQUIN STREET, EAST OF ST. PATRICK'S AVENUE, SOUTH OF TECUMSEH ROAD WEST AND WEST OF RANDOLPH AVENUE, CITY OF WINDSOR, authorized by CR372/2023, dated September 5, 2023 and CR465/2024, dated October 28, 2024.

**169-2024** - A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.27 METRE NORTH/SOUTH ALLEY NORTH OF ALGONQUIN STREET, EAST OF ST. PATRICK'S AVENUE, SOUTH OF TECUMSEH ROAD WEST AND WEST OF RANDOLPH AVENUE, CITY OF WINDSOR, authorized by CR372/2023, dated September 5, 2023 and CR465/2024, dated October 28, 2024.

**170-2024** - A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR457/2024, dated October 28, 2024.

**171-2024** - A BY-LAW TO IMPOSE STORMWATER CHARGES IN THE CITY OF WINDSOR, authorized by CR473/2024, dated October 28, 2024.

**172-2024** - A BY-LAW TO IMPOSE A WASTEWATER SERVICE RATE IN THE CITY OF WINDSOR, authorized by CR473/2024, dated October 28, 2024.

**173-2024** - A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 25TH DAY OF NOVEMBER, 2024. Carried.

#### 14. MOVE BACK INTO FORMAL SESSION

Moved by: Councillor Mark McKenzie Seconded by: Councillor Jim 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 presented)
- 2) Consent Agenda (as amended)
- 3) Items Deferred Items Referred
- 4) Consideration of the Balance of Business Items (as amended)
- 5) Committee Reports as presented
- 6) By-laws given first and second readings as presented Carried.

#### 15. NOTICES OF MOTION

Moved by: Councillor Renaldo Agostino Seconded by: Councillor Jo-Anne Gignac

# Minutes City Council Monday November 25, 2024

Page **28** of **43** 

That consideration of the following Notice of Motion introduced by Councillor Kieran McKenzie at the November 25, 2024, Council meeting **BE DEFERRED** to the January 13, 2025, meeting of Council to allow for all members of Council to **BE PROVIDED** with a copy of Bill 212 for their review prior to consideration:

Moved by: Councillor Kieran McKenzie Seconded by: Councillor Fabio Costante

That given the need for the City of Windsor to have autonomy to create a transportation network that meets the needs of our community; and,

Since unwarranted meddling and unnecessary oversight from Bureaucrats and Politicians at Queen's Park in developing and implementing transportation infrastructure at the municipal level, during a period of unprecedented local growth increases red tape causing administrative delays and adds financial burden reducing municipal capacity to address other pressing issues in our community; and,

Recognizing that the City, its residents, administrators and locally elected officials understand our community, its needs, its culture and strategic direction far better than people working in Queen's Park and must therefore must continue to be empowered to make decisions that respond to local needs and priorities; and,

Understanding that Active Transportation infrastructure has the dual benefit of reducing traffic congestion and improving road safety for drivers, pedestrians and cyclists alike;

That Council direct Administration, for the reasons cited above, to express to the Government of Ontario, on its behalf, its opposition to the measures outlined in Bill 212, the so-called *Reducing Gridlock and Saving You Time Act* with a specific emphasis on any measure that would curtail Municipal Authority to design and implement transportation infrastructure within the City of Windsor. Carried.

Councillors Kieran McKenzie, Fabio Costante and Fred Francis voting nay.

Clerk's File: ST2024

Moved by: Councillor Renaldo Agostino Seconded by: Councillor Angelo Marignani

Decision Number: CR508/2024

That Parking By-Law 9023 **BE AMENDED** for Lots 16, 5, and 34 as follows:

- 1. Removal of 3-hour maximum parking time limit;
- 2. Removal of 6pm to midnight flat fee replacing with per hour parking fee; and,

# **City Council**

#### Monday November 25, 2024

Page **29** of **43** 

That the City Solicitor **BE DIRECTED** to prepare the necessary documents to amend the Parking By-Law 9023.

Carried

Clerk's File: ST2024

Councillor Kieran McKenzie gives notice of his intent to bring forward a notice of motion at December 9, 2024 meeting of Council related to the not withstanding clause, asking Council to take a position on measures to address housing, homelessness, addiction and mental health policy tools that could potentially violate the Charter of Rights and Freedoms.

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

Moved by: Councillor Ed Sleiman

Seconded by: Councillor Renaldo Agostino

That the By-laws No. 163-2024 through 173-2024 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

# 17.1. Petition from Carriage House residents in respect of parking on Eriskine Street.

Moved by: Councillor Fabio Constane Seconded by: Councillor Fred Francis

Decision Number: CR509/2024

That the petition presented by Councillor Ed Sleiman on behalf of Carriage House residents in respect of parking on Eriskine Street **BE RECEIVED** as part of trhe public record.

Carried.

Clerk's File: ST2024

#### 18. QUESTION PERIOD

#### 18.3. CQ 48-2024

Moved by: Councillor Jo-Anne Gignac Seconded by: Councillor Gary Kaschak

Decision Number: CR510/2024

# **City Council**

## Monday November 25, 2024

Page **30** of **43** 

That the following Council Question by Councillor Renaldo Agostino **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, as amended:

#### CQ 48-2024:

#### Assigned to: Commissioner, Community & Corporate Services

Tenants have been displaced from the Westcourt building for 5 years since it suffered a fire. Asks that administration report back on the status of building occupancy and any litigation, and further, any efforts that the city can enforce through the use of the vacant home tax to discourage prolonged vacancy in these circumstances

Carried.

Clerk's File: ACOQ2024

#### 18.4. CQ 49-2024

Moved by: Councillor Jo-Anne Gignac Seconded by: Councillor Gary Kaschak

Decision Number: CR511/2024

That the following Council Question by Councillor Fred Francis **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, as amended:

#### CQ 49-2024:

#### **Assigned to: Commissioner, Infrastructure Services**

Asks that Administration please provide a report pertaining to the appropriate distance between signalized street light crossings in the city of Windsor, including the stretch of roadway on Dougall Avenue from the Walmart entrance to Cabana Road. Carried.

Clerk's File: ACOQ2024 & ST2024

#### 18.5. CQ 50-2024

Moved by: Councillor Jo-Anne Gignac Seconded by: Councillor Gary Kaschak

Decision Number: CR512/2024

That the following Council Question by Councillor Angelo Marignani **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, as amended:

# Minutes City Council Monday November 25, 2024

Page **31** of **43** 

#### CQ 50-2024:

#### **Assigned to: Commissioner, Infrastructure Services**

Asks that Administration look at pedestrian crosswalks that currently use the flashing yellow light system and switching them over to a regular traffic signal light that is only activated when the pedestrian presses the button. The two locations that I brought up were at the intersection of Rosebriar and Forest Glade Dr. I also looked at the report to come back with information about a similar setup of pedestrian activated crosswalks regular traffic signal light at the Banwell and Firgrove intersection.

Carried.

Clerk's File: ACOQ2024 & ST2024

#### 18.6. CQ 50-2024

Moved by: Councillor Jo-Anne Gignac Seconded by: Councillor Gary Kaschak

Decision Number: CR513/2024

That the following Council Question by Councillor Mark McKenzie **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, as amended:

#### CQ 51-2024:

#### **Assigned to: Commissioner, Infrastructure Services**

Asks that Administration report back on replacing the pedestrian crossing (PXO) at Wyandotte and Chilver road with a lighted crossing that only activates when pedestrians push the button. (similar to Parent & Ellis) Carried.

Clerk's File: ACOQ2024 & ST2024

### 21. ADJOURNMENT

Moved by: C	ouncillor Angelo Marignani
Seconded by	y: Councillor Keiran McKenzie

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 12:40 o'clock p.m.

Mayor	City Clerk

Page **33** of **43** 

Adopted by Council at its meeting held November 25, 2024 (CR 483/2024) SV/bm

#### STRIKING COMMITTEE – IN CAMERA October 28, 2024

Meeting called to order at: 2:10 p.m.

#### Members in Attendance:

Mayor Drew Dilkens
Councillor Renaldo Agostino
Councillor Fabio Costante
Councillor Jo-Anne Gignac
Councillor Gary Kaschak
Councillor Angelo Marignani
Councillor Kieran McKenzie
Councillor Mark McKenzie
Councillor Ed Sleiman
Councillor Jim Morrison
Councillor Fred Francis

#### Also in attendance:

Joe Mancina, Chief Administrative Officer
Andrew Daher, Commissioner, Human and Health Services
David Simpson, Commissioner of Infrastructure Services/City Engineer
Janice Guthrie, Commissioner of Finance/City Treasurer
Ray Mensour, Commissioner Community and Corporate Services
Jelena Payne, Commissioner Economic Development
Steve Vlachodimos, City Clerk
Anna Ciacelli, Deputy Clerk
Wira Vendrasco, City Solicitor
Dana Paladino, Acting Senior Executive Director Corporate Services
Matthew Stubbings, Mayor's Chief of Staff

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

Item No.	Subject & Section	- Pursuant to Municipal Act,

2001, as amended

1 Personal matter – about identifiable

individual(s) – appointment of member(s) to Community Public Art Working Group, Section

239(2)(b)

List of applicants attached

2 Personal matter – about identifiable

individual(s) – appointment of member to Windsor Licensing Commission, Section

239(2)(b)

List of applicants attached

**Motion Carried.** 

#### **Declarations of Pecuniary Interest:**

None disclosed

Discussion on the items of business.

Verbal Motion is presented by Councillor Fred Francis, seconded by Councillor Fabio Costante,

to moved back into public session.

**Motion Carried.** 

Moved by Councillor Fred Francis, seconded by Councillor Fabio Costante.

# **City Council**

Monday November 25, 2024

Page **35** of **43** 

THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Striking Committee Meeting held October 28, 2024 directly to Council for consideration at the next Regular Public Meeting or Special meeting of Council.

- 1. That the confidential discussions regarding the appointment of member(s) on the Community Public Art Working Group **BE RECEIVED.** (see open report of the Striking Committee).
- 2. That the confidential discussions regarding the appointment of a member to the Windsor Licensing Commission **BE RECEIVED.** (see open report of the Striking Committee).

**Motion Carried.** 

Moved by Councillor Jim Morrison, seconded by Councillor Gary Kaschak
That the special Striking Committee meeting held October 28, 2024 BE ADJOURNED.
(Time: 2:14 p.m.)

**Motion Carried.** 

Page **36** of **43** 

Adopted by Council at its meeting held November 25, 2024 (CR 484/2024) SV/bm

#### SPECIAL MEETING OF COUNCIL – IN CAMERA October 28, 2024

Meeting called to order at: 11:40 a.m.

#### **Members in Attendance:**

Mayor Drew Dilkens
Councillor Renaldo Agostino
Councillor Fabio Costante
Councillor Fred Francis
Councillor Jo-Anne Gignac
Councillor Gary Kaschak
Councillor Angelo Marignani
Councillor Kieran McKenzie
Councillor Mark McKenzie

Councillor Jim Morrison

Councillor Ed Sleiman

#### Also in attendance:

Joe Mancina, Chief Administrative Officer

Andrew Daher, Commissioner, Human and Health Services

David Simpson, Commissioner of Infrastructure Services/City Engineer

Janice Guthrie, Commissioner of Finance/City Treasurer

Ray Mensour, Commissioner Community and Corporate Services

Jelena Payne, Commissioner Economic Development

Steve Vlachodimos, City Clerk

Wira Vendrasco, City Solicitor

Dana Paladino, Acting Senior Executive Director Corporate Services

Matthew Stubbings, Mayor's Chief of Staff

Anna Ciacelli, Deputy Clerk

Garry Rossi, President and CEO, Matt Carlini, Chief Financial Officer and Kris Taylor, Chief Business Development Officer, Windsor Canada Utilities (Items 1(a) and 1(b))

Jamie Waffle, Deputy Fire Chief (Item 10)

Piper Morley, Legal Counsel, Borden, Ladner, Gervais LLP (virtually) (Item 10)

Norbert Wolf, Manager of Employee Relations (Item 11)

Vincenza Mihalo, Executive Director of Human Resources (Item 11)

# **City Council**

## Monday November 25, 2024

Page **37** of **43** 

Joe Baker, Manager of Corporate Projects (Item 12)
Alex Vucinic, Manager of Purchasing (Item 12)
Neil Robertson, City Planner (Item 12)
Diane Wilson, Manager Social and Affordable Housing (Item 12)

Verbal Motion is presented by Councillor Jo-Anne Gignac, seconded by Councillor Kieran McKenzie,

that Rule 3.3 (c) of the *Procedure By-law, 98-2011, BE WAIVED* to add the following Agenda items:

13. Legal Matter – litigation/potential litigation (See item 11.3 on open agenda)

**Motion Carried.** 

Verbal Motion is presented by Councillor Kieran McKenzie, seconded by Councillor Ed Sleiman,

to move in Camera for discussion of the following item(s), adding Item 13:

Item No.		Subject & Section - Pursuant to <i>Municipal Act</i> , 2001, as amended
1		Council, Acting as the sole Shareholder for Windsor Canada Utilities:
	(a) (b)	Position/plan, Section 239(2)(i)(j)(k) Position/plan, Section, 239(2)(i)(j)(k)
2		Property matter – sale of land – amendment, Section 239(2)(c)
3		Property matter – sale of land, Section 239(2)(c)

# City Council Monday November 25, 2024

4	Property matter – sale of land, Section 239(2)(c)
5	Property matter – sale of land, Section 239(2)(c)
6	Property matter – acquisition of land, Section 239(2)(c)
7	Legal matter - litigation update, Section 239(2)(e)(f)
8	Property matter – lease, Section 239(2)(c)
9	Legal matter – termination of contract, Section 239(2)(a)(e)(f)
10	Legal matter – advice subject to solicitor- client privilege, Section 239(2)(e)(f)
11	Personal matter – labour negotiations update, Section 239(2)(d)
12	Property/plan matter – disposition of property, Section 239(2)(c)(k)
13	Legal matter – litigation/potential litigation update, Section 239(2)(e) - ADDED

**Motion Carried.** 

#### **Declarations of Pecuniary Interest:**

Councillor Fred Francis declares a conflict and abstains from voting and discussion on Item 12 as his spouse is related to one of the principles of the subject report.

Discussion on the items of business.

Verbal Motion is presented by Councillor Jo-Anne Gignac, seconded by Councillor Ed Sleiman,

to move back into public session.

**Motion Carried.** 

Moved by Councillor Mark McKenzie, seconded by Councillor Kieran McKenzie,

THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held October 28, 2024 directly to Council for consideration at the next Regular Meeting.

- 1(a). That City Council acting as the sole Shareholder for Windsor Canada Utilities **APPROVE** the proposed position/plan as submitted.
- 1(b). That City Council acting as the sole Shareholder for Windsor Canada Utilities **APPROVE** the proposed position/plan as submitted.
- 2. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Community and Corporate Services, Manager of Strategy Operations and Budget Development and Control and Commissioner of Finance/City Treasurer respecting a property matter sale of land **BE APPROVED**.
- 3. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Community and Corporate Services, Manager of Strategy Operations and Budget Development and Control and Commissioner of Finance/City Treasurer respecting a property matter sale of land **BE APPROVED**.
- 4. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Solicitor, Acting Senior Executive

# **City Council**

## Monday November 25, 2024

Page **40** of **43** 

Director of Corporate Services, Commissioner of Community and Corporate Services, Manager of Strategy Operations and Budget Development and Control and Commissioner of Finance/City Treasurer respecting a property matter – sale of land **BE APPROVED**.

- 5. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Community and Corporate Services, Manager of Strategy Operations and Budget Development and Control and Commissioner of Finance/City Treasurer respecting a property matter sale of land **BE APPROVED**.
- 6. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Corporate Services, Executive Director of Engineering and Deputy City Engineer, Commissioner of Infrastructure Services, Manager of Strategy Operations and Budget Development and Control and Commissioner of Finance/City Treasurer respecting a property matter acquisition of land **BE APPROVED**.
- 7. That the confidential report from Senior Legal Counsel, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Community Services, Manager Strategic Operating Budget Development and Control, Commissioner of Economic Development and Commissioner of Finance/City Treasurer respecting a legal matter litigation update **BE RECEIVED FOR INFORMATION**.
- 8. That the recommendation contained in the in-camera report from the Lease Administrator, Manager of Real Estate Services, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Corporate Services, Executive Director of Engineering and Deputy City Engineer, Commissioner of Infrastructure Services, Executive Director of Parks and Facilities, Manager of Strategy Operations and Budget Development and Control and Commissioner of Finance/City Treasurer respecting a property matter lease **BE APPROVED**.
- 9. That the recommendation contained in the in-camera report from Senior Legal Counsel, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Corporate Services, Executive Director of Pollution Control, Commissioner of Infrastructure Services, Manager of Performance and Business Case Development and Commissioner of Finance/City Treasurer respecting a legal matter –termination of contract **BE APPROVED**.
- 10. That the confidential report from the City Solicitor, Acting Senior Executive Director of Corporate Services and Commissioner of Community and Corporate Services respecting a legal matter advice subject to solicitor-client privilege **BE RECEIVED.**
- 11. That the confidential report from the Manager of Employee Relations, Executive Director of Human Resources, Manager of Strategic Operating Budget Development and Control, Commissioner of Community and Corporate Services, Commissioner of Finance/City Treasurer and Acting Senior Executive Director of Corporate Services respecting a personal matter labour

# **City Council**

# Monday November 25, 2024

Page **41** of **43** 

negotiations update **BE RECEIVED** and further Administration **BE AUTHORIZED TO PROCEED** on the verbal direction of Council.

#### **LOST MOTION:**

12. That the confidential report from the Manager of Corporate Projects and Economic Development, Executive Director Economic Development and Climate Change, City Solicitor, Commissioner of Economic Development and Commissioner of Finance/Deputy Treasurer respecting a property/plan matter – disposition of property **BE RECEIVED** and further that Administration **BE AUTHORIZED TO PROCEED** on the verbal direction of Council.

**Not Carried.** 

Aye votes: Councillors Fabio Costante, Angelo Marignani, Renaldo Agostino and Kieran McKenzie

Nay votes: Councillors Jo-Anne Gignac, Gary Kaschak, Mark McKenzie, Jim Morrison, Ed Sleiman and Mayor Drew Dilkens

Councillor Fred Francis declares a conflict and abstains from discussion and voting on this item.

12. That the confidential report from the Manager of Corporate Projects and Economic Development, Executive Director Economic Development and Climate Change, City Solicitor, Commissioner of Economic Development and Commissioner of Finance/Deputy Treasurer respecting a property/plan matter – disposition of property **BE RECEIVED** and further that Administration **BE AUTHORIZED TO PROCEED** on the verbal direction of Council.

Councillor Fabio Costante voting nay.

Councillor Fred Francis declares a conflict and abstains from voting and discussion on this matter.

13. That the confidential verbal report from the City Solicitor regarding a legal matter – litigation/potential litigation update (See item 11.3 on open agenda) **BE RECEIVED**.

**Motion Carried.** 

Moved by Councillor Jo-Anne Gignac, seconded by Councillor Angelo Marignani,

That the special meeting of council held October 28, 2024 BE ADJOURNED.

(Time: 2:10 p.m.)

Motion Carried.

Page **42** of **43** 

Adopted by Council at its meeting held November 25, 2024 (CR 485/2024) SV/bm

Windsor, Ontario, November 25, 2024

# REPORT OF THE STRIKING COMMITTEE of its meeting held

October 28, 2024

#### **Members in Attendance:**

Mayor Drew Dilkens
Councillor Renaldo Agostino
Councillor Fabio Costante
Councillor Jo-Anne Gignac
Councillor Gary Kaschak
Councillor Angelo Marignani
Councillor Kieran McKenzie
Councillor Mark McKenzie
Councillor Jim Morrison
Councillor Ed Sleiman
Councillor Fred Francis

#### Also in attendance:

Joe Mancina, Chief Administrative Officer
Andrew Daher, Commissioner, Human and Health Services
David Simpson, Commissioner of Infrastructure Services/City Engineer
Janice Guthrie, Commissioner of Finance/City Treasurer
Ray Mensour, Commissioner Community and Corporate Services
Jelena Payne, Commissioner Economic Development
Steve Vlachodimos, City Clerk
Anna Ciacelli, Deputy Clerk
Wira Vendrasco, City Solicitor
Dana Paladino, Acting Senior Executive Director Corporate Services
Matthew Stubbings, Mayor's Chief of Staff

# Minutes City Council Monday November 25, 2024

Page **43** of **43** 

١	VI.	$\cap$	n	_	d	6	പ	а	re	d	

Your Committee submits the following recommendation:

- (1) That Donna Mayne **BE APPOINTED** to the *Community Public Art Working Group* to fill the vacancy of Brian Brown, resigned, for the period expiring November 14, 2026 or until successors are appointed.
- (2) That Sam Sinjari **BE APPOINTED** to the *Windsor Licensing Commission* to fill the vacancy of Jayme Lesperance, resigned for the period expiring November 14, 2026 or until successors are appointed.

**MAYOR** 

CITY CLERK