CITY OF WINDSOR MINUTES 01/17/2022

City Council Meeting

Date: Monday, January 17, 2022
Time: 1:00 o'clock p.m.

Members Present:

Mayor
Mayor Dilkens

Councillors
Ward 1 - Councillor Francis
Ward 2 - Councillor Costante
Ward 3 - Councillor Bortolin
Ward 4 - Councillor Holt
Ward 5 - Councillor Sleiman
Ward 6 - Councillor Gignac
Ward 7 - Councillor Gill
Ward 8 - Councillor Kaschak
Ward 9 - Councillor McKenzie
Ward 10 - Councillor Morrison

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

1. ORDER OF BUSINESS

2. CALL TO ORDER

The Mayor calls the meeting to order at 1:01 o'clock p.m.

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

Councillor Holt discloses an interest and abstains from voting on Item 11.5 being the report of the Office of the Chief Administrative Officer dated January 13, 2022 entitled "Business Community COVID-19 Support – City Wide," as he owns a business that may take advantage of some of the support measures that are being proposed for local businesses.

4. ADOPTION OF THE MINUTES

4.1. Adoption of the Special Meeting of Council minutes held December 13, 2021

Moved by: Councillor Bortolin
Seconded by: Councillor Costante

That the minutes of the Special Meeting of Council held December 13, 2021 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 18/2022

4.2. Adoption of the Windsor City Council meeting minutes held December 20, 2021

Moved by: Councillor Bortolin
Seconded by: Councillor Costante

That the minutes of the meeting of Council held December 20, 2021 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 19/2022

5. NOTICE OF PROCLAMATIONS

None.

6. COMMITTEE OF THE WHOLE

Moved by: Councillor Francis
Seconded by: Councillor Gignac

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 1-2022 through 28-2022 (inclusive).
Carried.

7. COMMUNICATIONS INFORMATION PACKAGE

7.1. Correspondence January 17, 2022

Moved by: Councillor Gill
Seconded by: Councillor Holt

Decision Number: CR1/2022
That the following Communication Items 7.1.1 through 7.1.5 and 7.1.10 through 7.1.14 (inclusive) as set forth in the Council Agenda **BE REFERRED** as noted; and that Items 7.1.6 through 7.1.9 be dealt with as follows:

7.1.7. AMCTO Advocacy Update regarding Joint and Several Liability Reform

Moved by: Councillor Gignac
Seconded by: Councillor Francis

Decision Number: CR2/2022
That the correspondence from the Association of Municipal Managers, Clerks and Treasurers of Ontario (AMCTO) dated January 13, 2022 regarding Advocacy Update: Joint and Several Liability Reform **BE RECEIVED**; and further,

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

> Whereas municipal governments provide essential services to the residents and businesses in their communities; and,

Whereas the ability to provide those services is negatively impacted by exponentially rising insurance costs; and,

Whereas one driver of rising insurance costs is the legal principle of 'joint and several liability,' which assigns disproportionate liability to municipalities for an incident relative to their responsibility for it; and,

Whereas, the Government of Ontario has the authority and responsibility for the legal framework of 'joint and several liability;' and,

Whereas the Premier of Ontario committed to review the issue in 2018 with a view to helping municipal governments manage their risks and costs; and,

Whereas the Association of Municipalities of Ontario on behalf of municipal governments has provided recommendations in this source document to align municipal liability with the proportionate responsibility for incidents and capping awards;

Now, therefore be it resolved, that the City of Windsor does hereby support AMO's recommendations; and,

Further be it resolved that the City of Windsor does hereby call on the Attorney General of Ontario to work with municipal governments to put forward a plan of action to address "joint and several liability" before the end of the government's current term so that municipalities can continue to offer high quality services to their communities.

Carried.

Clerk's File: GM2022

7.1.8. AMO Call to Action regarding CN Rail and Drainage

Moved by: Councillor Gignac
Seconded by: Councillor Francis

Decision Number: CR3/2022
That the correspondence from the Association of Municipalities Ontario (AMO) dated January 5, 2022 regarding CN Rail and Drainage **BE RECEIVED** for information; and further,

That Administration **BE DIRECTED** to send a letter to CN Rail, as well as other recipients listed, as prepared by the AMO in support of the Ontario Minister of Agriculture, Food and Rural Affairs (OMAFRA)'s letter dated December 23, 2021, expressing concern that municipal governments across Ontario are experiencing significant issues with drainage maintenance work, construction of new drains, and the collection of assessed costs to *Railways for the Drainage Act*, and that its request that CN Rail comply with the Act so that municipalities and tax payers are not left carrying the costs of these works that should be borne by the railway.
Carried.

Clerk's File: GM2022

7.1.9. Letter regarding Gaming Industry Workers in Windsor

Moved by: Councillor Gignac
Seconded by: Councillor McKenzie

Decision Number: CR4/2022
That the correspondence from the President of Local 444 UNIFOR dated January 12, 2022, related to advocacy for all Caesers Windsor workers **BE RECEIVED** for information; and further,

That Administration **BE DIRECTED** to send a letter to the Federal Government advocating for support for the local Caesars Windsor employees as well as all local hospitality workers that are currently exempt from available COVID-19 funding benefits.
Carried.

Clerk's File: MH/13786

7.1.6. Letter regarding Small Business Support in Essex-Windsor

Moved by: Councillor McKenzie
Seconded by: Councillor Gill

Decision Number: CR5/2022
That the correspondence from the County of Essex Warden dated January 7, 2022 related to Small Business Support in Essex-Windsor **BE RECEIVED** for information; and further,

That Administration **BE DIRECTED** to send a letter to the Province of Ontario urging them to:

1. Expedite the rollout of the just-announced Ontario Small Business Support Grant and make it easy for small businesses to access.

2. Consider boosting the supports available under that program as well as implementing additional support programs for small business.

3. Provide small businesses immediate access to the government portal for grants and subisidies.

4. Urge the Federal Government to work with the Province to reinstate the commercial rent assistance program.

5. Provide financial assistance to businesses to implement new vaccine certificate protocols (implementing new QR code reader, staffing people to check vaccine passports, etc.).

Carried.

Clerk's File: GM2022

No.	Sender	Subject
7.1.1.	Minister of the Environment, Conservation and Parks AND Chief Drinking Water Inspector	Minister's Annual Report on Drinking Water (2021) AND 2020-2021 Chief Drinking Water Inspector Annual Report Commissioner, Infrastructure Services Senior Manager, Pollution Control/ Deputy City Engineer GP2022 Note & File
7.1.2.	Ministry of Health	Letter regarding Isolation and Recovery Centre for migrant workers Commissioner, Human & Health Services Fire Chief MH/13786 Note & File
7.1.3.	Member of Parliament (MP) – Windsor West	Letter regarding funding for Safe Voluntary Isolation Sites Program (SVIS) Commissioner, Human & Health Services Fire Chief MH/13786 Note & File
7.1.4.	Member of Provincial Parliament (MPP) - Windsor West AND Ministry of Municipal Affairs and Housing	Letters regarding the expiry of funding for housing programs in Ontario Commissioner, Human & Health Services Executive Director, Housing & Children Services GP2022 Note & File
7.1.5.	County of Essex	Letter regarding Consideration for support for Windsor-Essex Workers GM2022 Note & File
7.1.6.	County of Essex	Letter regarding Small Business Support in Essex-Windsor GM2022 Note & File

No.	Sender	Subject
7.1.7.	Association of Municipal Managers, Clerks and Treasurers of Ontario (AMCTO)	AMCTO Advocacy Update regarding Joint and Several Liability Reform Commissioner, Legal & Legislative Services Commissioner, Corporate Services, Chief Financial Officer/City Treasurer Deputy City Solicitor – Purchasing, Risk Management, and Provincial Offences GM2022 COUNCIL DIRECTION REQUESTED, otherwise Note & File
7.1.8.	Association of Municipalities Ontario (AMO) AND Town of Amherstburg AND NJ Peralta Engineering	AMO Call to Action regarding CN Rail and Drainage Commissioner, Infrastructure Services Engineer III GM2022 COUNCIL DIRECTION REQUESTED, otherwise Note & File
7.1.9.	Local 444 UNIFOR	Letter regarding Gaming Industry Workers in Windsor MH/13786 COUNCIL DIRECTION REQUESTED, otherwise Note & File
7.1.10.	City Planner/ Executive Director	Application for Draft Plan of Subdivision/ Condominium Application, Bellocorp Inc., 0, 1095, & 1185 North Talbot Road, Application to approve a Plan of Subdivision with 34 residential unit Z/14278 Note & File
7.1.11.	City Planner/ Executive Director	Application for Zoning Amendment, City of Windsor, 542 Dougall Avenue, Application to amend Zoning By-law 8600 to allow for the construction of a single unit dwelling Z/14280 Note & File

No.	Sender	Subject
7.1.12.	City Planner/ Executive Director	Application for Zoning Amendment, Avant Group Inc., 659 Alexandrine Street, Application to amend Zoning By-law 8600 to allow for the construction of a townhome dwelling with four dwelling units with attached garages Z/14281 Note & File
7.1.13.	City Planner/ Executive Director	Application for Zoning Amendment, 1731952 Ontario Ltd., 987 & 1003 California Avenue, Application to amend Zoning By-law 8600 to allow construction of two townhouse dwellings with three units each Z/14277 Note & File
7.1.14.	Committee of Adjustment / Consent Authority	Applications to be heard by the Committee of Adjustment / Consent Authority, Thursday, January 20, 2022 at, 3:30 p.m., through Electronic Meeting Participation Z2022 Note & File

Carried.

Report Number: CMC 1/2022

7.2. 2021 Audit Planning Report

Moved by: Councillor Gill
Seconded by: Councillor Holt

Decision Number: CR6/2022
That City Council **RECEIVE FOR INFORMATION** the 2021 KPMG Audit Planning Report for the year ending December 31, 2021.
Carried.

Report Number: C 199/2021
Clerk's File: AF/14041

8. CONSENT AGENDA

8.1. Roof Replacement – 4150 Sandwich Street – Tender No 148-21 Results - Ward 1

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: CR7/2022
That the following Low Tender for the replacement of the roof at 4150 Sandwich Street **BE ACCEPTED** and **AWARDED**:

TENDERER:	H & N Roofing & Sheet Metal Limited
TENDER NO.:	148-21
TOTAL TENDER PRICE:	$336,075.00 (plus applicable taxes)

and,

That $421,990 **BE CONFIRMED** as the overall project budget for the roof replacement project at 4150 Sandwich Street, including construction, contingency and internal project management costs; and,

That City Council **APPROVE** the transfer of $210,000 from Reserve Fund F145 for the replacement of the roof at 4150 Sandwich Street to the Corporate Facilities Roof Replacement Program (Project ID 7085008); and,

That City Council **APPROVE** a pre-commitment of Service Sustainability funds (Fund 221) in the amount of $210,000 from HCP-002-07 Corporate Facilities Roof Replacement Program (Project ID 7085008) for the roof at 4150 Sandwich Street; and,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a contract with H & N Roofing & Sheet Metal Limited, satisfactory in legal form to the City Solicitor, in financial content to the Chief Financial Officer and City Treasurer and in technical content to the City Engineer.
Carried.

Report Number: C 197/2021
Clerk's File: SR/14275

8.2. Zoning By-law Amendment Application for property known as 739 Bridge Avenue, south of Wyandotte Street West, west side of Bridge Ave.; Applicant: Paul Mar Housing; File No. Z-038/21, ZNG/6589; Ward 2

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: CR8/2022 DHSC 349
That Zoning By-law 8600 **BE AMENDED** by changing the zoning of the land located on the west side of Bridge Ave., south of Wyandotte Street West, described as Plan 369, Lots 234 & 235 (PIN 01224-0375), from Residential District 1.3 (RD1.3) to Residential District 2.1 (RD2.1) in Zoning By-law 8600.
Carried.

Report Number: SCM 393/2021 & S 152/2021
Clerk's File: ZB/14030

8.3. AMENDMENTS to OFFICIAL PLAN and ZONING BY-LAW 8600; requested by 2800573 Ontario Inc. for the land municipally known as 3165 Walker Road; File Nos. OPA 151 (OPA/6502) and Z-027/21 (ZNG/6501); Ward 9

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: CR9/2022 DHSC 350

I. That the City of Windsor Official Plan, Volume II, Part 1 – Special Policy Areas, **BE AMENDED** by adding a site specific policy as follows:

1. X **WEST SIDE OF WALKER ROAD, BETWEEN E.C. ROW EXPRESSWAY AND SYDNEY AVENUE**

1.X.1 The property described as Lots 810 to 814, Pt Lot 809 and Pt Closed Alley, Registered Plan 1126, designated as Part 2 on Plan 12R-13004 and Parts 5 to 10 on Plan 12R-18422, (PIN 01345-0220 LT and PIN 01345-0470 LT), located on the west side of Walker Road, between the E.C. ROW Expressway and Sydney Avenue, municipally known as 3165 Walker Road, is designated on Schedule A: Planning Districts and Policy Areas in Volume I – The Primary Plan.

1.X.2 Notwithstanding the policy in section 6.5.3.1 of the Official Plan, Volume I, *residential use in a combined use building* shall be an additional permitted use on the subject land and all residential units shall be located on the second floor above the non-residential uses on the main floor of a 2-storey building.

II. That an amendment to the Zoning By-law 8600 **BE APPROVED** to change the zoning for the property described as Lots 810 to 814, Pt Lot 809 and Pt Closed Alley, Registered Plan 1126, designated as Part 2 on Plan 12R-13004 and Parts 5 to 10 on Plan 12R-18422, (PIN 01345-0220 LT and PIN 01345-0470 LT), located on the west side of Walker Road, between the E.C. ROW Expressway and Sydney Avenue, by adding the following site-specific zoning provisions to permit *dwelling units* in a *combined use building* as additional permitted use on the subject land:

"437. WEST SIDE OF WALKER ROAD, BETWEEN E.C. ROW EXPRESSWAY AND SYDNEY AVENUE

For the land comprising Lots 810 to 814, Pt Lot 809 and Pt Closed Alley, Registered Plan 1126, designated as Part 2 on Plan 12R-13004 and Parts 5 to 10 on Plan 12R-18422, (PIN 01345-0220 LT and PIN 01345-0470 LT) *Dwelling Units in a Combined Use Building* with any one or more of the commercial uses permitted in Section 16.2.1 except an existing *funeral establishment, existing gas bar, or existing service station,* shall be an additional permitted use and shall be subject to the following additional provisions:

a) All *dwelling units*, not including entrances thereto, shall be located above the non-residential uses;
b) Section 16.3.5 shall not apply to a *combined use building*;
c) Building Height – Maximum – 10 m
d) Building Setback from an Interior Lot Line – Minimum
   1. Where a *habitable room window* faces the *interior lot line* 6.0 m
   2. Where a *habitable room window* does not face the *interior lot line* 3.0 m from the west lot line; and 0 m from the north and south lot lines.
e) Landscape Open Space Yard – Minimum – 30% of Lot Area
f) Exposed flat concrete block walls or exposed flat concrete walls, whether painted or unpainted, are prohibited; and
g) *Parking spaces* for the *dwelling units* shall be clearly marked, assigned and set apart from other *parking spaces*.
[ZDM12; ZNG-6501]"

III. That the parcel described as Lots 810 to 814, Pt Lot 809 and Pt Closed Alley, Registered Plan 1126, designated as Part 2 on Plan 12R-13004 and Parts 5 to 10 on Plan 12R-18422, located on the west side of Walker Road, between the E.C. ROW Expressway and Sydney Avenue, **BE EXEMPT** from the provisions of section 45(1.3) of the *Planning Act*; and,

IV. That the Site Plan Approval Officer **BE DIRECTED** to incorporate the following requirements and other requirements found in Appendix D of this Report, in the Site Plan Approval process and the Site Plan Agreement for the proposed development on the subject land:

1) Noise mitigation measures recommended by JJ Acoustic Engineering Ltd.
2) Sanitary Sampling Manhole;
3) Record of Site Condition;
4) Parkland dedication;
5) Stormwater management – underground storage required (stormwater chambers);
6) Enbridge Gas minimum separation requirements;
7) Adequate clearance from existing ENWIN's pole lines and power lines; and
8) Canada Post requirements and guidelines for the proposed multi-unit.

Carried.

Report Number: SCM 394/2021 & S 158/2021
Clerk's File: ZO/14209 & ZB/14208

8.4. Rezoning - Orak - 1174 Curry - Z-019/21 ZNG/6443 - Ward 2

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: CR10/2022 DHSC 351
That Zoning By-law 8600 **BE AMENDED** by changing the zoning of Lots 36 to 37, Registered Plan 1168, (known municipally as 1174 Curry Avenue; Roll No. 040-430-12400; PIN 01217-0209)

situated on the east side of Curry Avenue between Grove Avenue & Pelletier Street) from Residential District 1.3 (RD1.3) to Residential District 2.2 (RD2.2).
Carried.

Report Number: SCM 395/2021 & S 155/2021
Clerk's File: ZB/14135

8.5. Request for Partial Demolition of a Heritage Listed Property - 1200 University Avenue West, S.W.&A. East Car Barn (Ward 3)

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: CR11/2022 DHSC 352
That Council **BE INFORMED** of the proposed partial demolition (deconstruction) and reconstruction of the exterior brick wall and reinforcement of the foundation on the east facade of 1200 University Avenue West, S.W.&A. East Car Barn.
Carried.

Report Number: SCM 396/2021 & S 154/2021
Clerk's File: MBA/11662

8.6. Request for Partial Demolition of a Heritage Listed Property- 10150 Riverside Drive East, Monarch Liqueurs / W.L. Webster Mfg. Ltd. (Ward 7)

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: CR12/2022 DHSC 353
That Council **BE INFORMED** of the proposed partial demolition of the one-storey addition at 10150 Riverside Drive East, Monarch Liqueurs / W.L. Webster Mfg. Ltd.
Carried.

Report Number: SCM 397/2021 & S 156/2021
Clerk's File: MBA/14260

8.7. Downtown CIP Grant Applications made by Roman Maev, owner of Tessonics Holding Corp. for 787 Ouellette, Ward 3

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: CR13/2022 DHSC 356
I. That the request for incentives under the Downtown Windsor Enhancement Strategy and Community Improvement Plan (CIP) made by Roman Maev, owner of Tessonics Holding

Corp. for the property located at 787 Ouellette Avenue **BE APPROVED** for the following programs:

i. *Commercial/Mixed Use Building Facade Improvement Program* for 50% of the eligible costs to a maximum of $30,000 for improvements to the Ouellette Avenue and Elliott Street West facades;

II. That funds in the amount of up to $30,000 under the *Commercial/Mixed Use Building Facade Improvement Program* **BE TRANSFERRED** from the CIP Reserve Fund 226 to the Downtown Windsor Enhancement Strategy and CIP (#7011022) once the work is completed;

III. That grants **BE PAID** to Roman Maev, owner of Tessonics Holding Corp., upon completion of the improvements to the existing three (3) storey building and property located at 787 Ouellette Avenue, from Downtown Windsor Enhancement Strategy Fund (Project # 7011022) to the satisfaction of the City Planner and Chief Building Official;

IV. That should the project not be completed in two (2) years, City Council **AUTHORIZE** that the funds under the *Commercial/Mixed Use Building Façade Improvement Grant Program* for 787 Ouellette be uncommitted and made available for other applications.

Carried.

Report Number: SCM 398/2021 & S 157/2021
Clerk's File: Z/14259

8.8. Brownfield Redevelopment Community Improvement Plan (CIP) application submitted by 1762643 Ontario Inc. for 669 Tuscarora Street (Ward 4)

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: CR14/2022 DHSC 354

I. That the request made by 1762643 Ontario Inc. to participate in the Environmental Site Assessment Grant Program **BE APPROVED** for the completion of a proposed Phase II Environmental Site Assessment Study for property located at 669 Tuscarora Street pursuant to the City of Windsor Brownfield Redevelopment Community Improvement Plan;

II. That the City Treasurer **BE AUTHORIZED** to issue payment up to a maximum of $14,175 based upon the completion and submission of a Phase II Environmental Site Assessment completed in a form acceptable to the City Planner and City Solicitor;

III. That the grant funds in the amount of $14,175 under the Environmental Site Assessment Grant Program **BE TRANSFERRED** from the CIP Reserve Fund 226 to Brownfield Strategy Remediation (project 7069003) when the eligible work is completed to the satisfaction of the City Planner;

IV. That should the proposed Phase II Environmental Site Assessment Study not be completed within two (2) years of Council approval, the approval **BE RESCINDED** and the funds be uncommitted and made available for other applications.

Carried.

Report Number: SCM 399/2021 & S 150/2021
Clerk's File: Z/14257

8.9. Downtown CIP Grant Applications made by Jackie Lassaline for 493 University Avenue, Owner: 1233961 Ontario Ltd, Ward 3

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: CR15/2022 DHSC 355

I. That the request for incentives under the Downtown Windsor Enhancement Strategy and Community Improvement Plan (CIP) made by Jackie Lassaline Applicant for 2770722 ONTARIO Limited for the property located at 493 University Avenue West **BE APPROVED** for the following programs:

i. *Commercial/Mixed Use Building Facade Improvement Program* for 50% of the eligible costs of the façade improvements, up to $20,000 per property;

ii. *Building/Property Improvement Tax Increment Grant Program* for 100% of the municipal portion of the tax increment resulting from the proposed development for five (5) years in the amount of +/- $2,715.85 annually;

iii. *Upper Storey Residential Conversion Grant Program* for $15,000 ($5000 per new upper storey residential unit created).

II. That Administration **BE AUTHORIZED** to prepare the agreement between the City and 2770722 ONTARIO Limited to implement the *Building/Property Improvement Tax Increment Grant Program* (only) in accordance with all applicable policies, requirements to the satisfaction of the City Planner as to content, the City Solicitor as to legal form, and the CFO/City Treasurer as to financial implications;

III. That the CAO and City Clerk **BE AUTHORIZED** to sign the Grant Agreement(s) in content satisfactory to the City Planner, in financial content to the satisfaction of the City Treasurer and in form satisfactory to the City Solicitor;

IV. That funds in the amount of up to $20,000 under the *Commercial/Mixed Use Building Facade Improvement Program*, and funds under the *Upper Storey Residential Conversion Grant Program* in the amount of $15,000 **BE TRANSFERRED** from the CIP Reserve Fund 226 to the Downtown Windsor Enhancement Strategy and CIP (#7011022) once the work is completed;

V. That *Commercial/Mixed Use Building Facade Improvement Program* and *Upper Storey Residential Conversion Grant Program* grants **BE PAID** to 2770722 ONTARIO Limited, upon completion of the improvements to the existing two (2) storey building and property located at 493 University Avenue West, from Downtown Windsor Enhancement Strategy Fund (Project # 7011022) to the satisfaction of the City Planner and Chief Building Official;

VI. That should the project not be completed in two (2) years, City Council **AUTHORIZE** that the funds under the *Commercial/Mixed Use Building Façade Improvement Grant Program* and *Upper Storey Residential Conversion Grant Program* for at 493 University Avenue West be uncommitted and made available for other applications;

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

VIII. That the City Planner **BE DELEGATED** authority to approve the Site Plan Control application for 493 University Avenue West.

Carried.

Report Number: SCM 401/2021 & S 124/2021
Clerk's File: Z/14258

11.1. Declaration of Vacant Parcel Municipally Known as 0 Randolph Avenue Surplus and Authority to Offer for Sale - Ward 10

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: CR16/2022

I. That the following City of Windsor (the "**City**") vacant parcel **BE DECLARED** surplus:
- Municipal address: **0 Randolph Avenue** – vacant land situate on the west side of Randolph Avenue, south of the unopened Manitoba Street right-of-way
- Legal Description: Part of Lot 395 on Registered Plan 973, Sandwich West as in R1001235 and Part Closed Alley on Registered Plan 973 designated as Part 5 on 12R-22457
- Approximate Lot size: 4.6 m (15 feet) x 32.6 m (107 feet)
- Approximate Lot area: 1,605 sq ft (149.1 m^2)

(herein the "**Subject Parcel**"); and,

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

Carried.

Report Number: C 198/2021
Clerk's File: APM2022

11.2. Declaration of Vacant Parcel Municipally Known as 0 Dougall Avenue Surplus and Authority to Offer for Sale - Ward 10

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: CR17/2022

I. That the following City of Windsor (the "**City**") vacant parcel **BE DECLARED** surplus:
- Municipal address: **0 Dougall Avenue** – vacant land situated on the east side of Dougall Avenue, north of the E.C. Row Expressway
- Legal Description: Part of Lot 80, Concession 2, Part of Lot 80, Concession 3, Part of Original Road Allowance Between Concessions 2 and 3, further designated as Parts 6 and 7 on 12R-20979
- Approximate Lot area: 50,549.5 sq ft (4,696.2 m^2)

(herein the "**Subject Parcel**"); and

II. That the Manager of Real Estate Services **BE AUTHORIZED** to offer the vacant parcel of land identified in Recommendation I for sale to the abutting property owner at a price to be determined by the Manager of Real Estate Services, commensurate with an independent appraisal, as appropriate.

Carried.

Report Number: C 200/2021
Clerk's File: APM2022

11.3. Confirm And Ratify Report – Appointment of Integrity Commissioner-City Wide

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: CR18/2022

That the results of the email poll conducted by the City Clerk on December 22, 2021, **BE CONFIRMED AND RATIFIED**:

> That Council **EXTEND** Bruce Elman's appointment as the Integrity Commissioner for the City of Windsor until June 30, 2022 so as to facilitate a strong transition, and based on the terms and conditions as set out per CR610/2019, with the inclusion of the Town of Amherstburg and Town of Lakeshore being dependent upon the agreement of those municipalities to continuing the shared agreement arrangement; and,
>
> That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute a contract with Mr. Elman on the said terms and conditions, provided that such contract is approved as to form and technical content by the City Solicitor and as to financial content by the Chief Financial Officer & City Treasurer; and,

That Principles *Integrity* **BE APPOINTED** as the Integrity Commissioner for the City of Windsor, for a term commencing July 1, 2022 and ending on December 31, 2023, with the possibility of a two year renewal upon mutual agreement, on the terms set out in the proposal submitted by Principles *Integrity* in response to City of Windsor EOI# 151-21; and,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute a contract with Principles *Integrity* on the said terms and conditions, subject to approval in form and technical content by the City Solicitor and as to financial content by the Chief Financial Officer & City Treasurer; and,

That all future contracts to engage an Integrity Commissioner **BE LIMITED** to a total four year term inclusive of any renewals, after which a Request for Proposals **SHALL BE CONDUCTED**. Any incumbent or former Integrity Commissioner for the City **SHALL NOT** be excluded from participating in that RFP.

Carried.

Report Number: C 4/2022
Clerk's File: GM/14272

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

Moved by: Councillor McKenzie
Seconded by: Councillor Francis

Decision Number: CR19/2022 CR543/2021

1. That the report of the Policy Analyst dated September 17, 2021 entitled "CQ-14-2018 - Cabana Road East / Roseland Public School Pedestrians – Ward 9" **BE RECEIVED** for information.

2. That previously-deferred reports S 156/2018, "CQ14-2018 Cabana Road East / Roseland Public School Pedestrians", S 29/2019, "Additional Information - CQ14-2018 Cabana Road East Roseland Public School Pedestrians"; and C 45/2019, "Second Additional Information - S 156/2018 CQ14-2018 Cabana Road East Pedestrians" **BE RECEIVED** for information.

3. That the installation of speed control measures to include radar speed feedback signs, Community Safety Zone signs and School Area signs **BE APPROVED** on Cabana Road East in front of Roseland Public School.

4. That Traffic By-law 9148 **BE AMENDED** as listed and attached in Appendix 1 of this report.

5. That the City Solicitor **BE DIRECTED** to prepare the necessary documents to amend the by-law.

6. That the installation of flexible bollards during non-winter months **BE APPROVED** on Cabana Road East in front of Roseland Public School to improve sight lines and increase safety.

7. That the annual operating cost requirements **BE REFFERED** to the 2023 budget.

8. That Administration **BE DIRECTED** to report back to Council with a by-law and policy amendment for Council consideration that provides for options to add signalized traffic management tools at school crossing checkpoints on arterial roadways where they do not currently exist and are not likely to meet the full scope of warrant criterion as is currently applied and that this information **BE BROUGHT FORWARD** to Council by the 2nd quarter of 2022.

9. That Administration **BE DIRECTED** to report back specifically related to the school crossing at the Cabana and Caron/Clara intersection with potential funding options to install a pedestrian acitivated traffic light at that location.

Carried.

Report Number: C 141/2021 & AI 1/2022
Clerk's File: ST2021

11.5. Business Community COVID-19 Support

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: CR20/2022
That City Council **APPROVE** waiving the fees associated with the BIA Parklet, Curbside and Sidewalk Cafes for 2022; and,

That City Council **APPROVE** increasing the current 15 minutes free parking via the City of Windsor Parking App to 60 minutes, and also include surface parking lots; and,

That in light of the ongoing COVID-19 Pandemic, City Council **DELEGATE** to the Chief Administrative Officer the authority through to December 31, 2022 to consider where circumstances warrant the provision of temporary financial relief to various City advertising, sponsorship, or lease revenue agreements on an as requested basis up to maximum of $25,000 per agreement; and,

That City Council **AUTHORIZE** a deferral of the February property tax instalment for those property owners subject to commercial property taxes, and that meet the following conditions:

- Total property tax levy for 2021 was $50,000 or less, and,
- Property owner has enrolled in or has submitted an application to enroll in a pre-authorized payment plan such that the deferred amount is then collected equally from the remaining approved Interim withdrawal dates; and,

That the financial impacts from these recommendations **BE REPORTED** to City Council as part of the 2022 Quarterly Variance reports as COVID 19 pandemic costs; and,

That the following recommendation **BE DEFERRED** to the January 31, 2022 Council Meeting to allow for administration to provide additional information related to the financial impacts of waiving

licence fees, and deferring the business licence deadline beyond June 30, 2022, to the next calendar year, including waiving penalties/interest charges:

> "That City Council **AUTHORIZE** the Licence Commissioner to extend the upcoming annual February 28 business licence deadline until **June 30, 2022** for the City's local hospitality and retail sectors."

Carried.

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

Report Number: C 6/2022
Clerk's File: MH/13786

9. REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS

None requested.

10. PRESENTATIONS AND DELEGATIONS

Stephen Laforet, Fire Chief, Community Emergency Management Coordinator – Windsor/Essex County

Stephen Laforet, Fire Chief, Community Engagement Management Coordinator – Windsor/Essex County, appears before Council to provide an update related to the COVID-19 pandemic and provides the following details related to the Province and our community:

- Late last year the Omicron variant become the predominant variant in the pandemic; This variant is highly transmissible, and they are seeing many cases in vaccinated individuals though the degree of illness is lower in these individuals.
- Where there were less than 1000 new cases in the province daily in early fall, with some days as low as 250, cases began to rise exponentially in December and January; Last week daily cases ranged from 13362 to 9706 over a five-day period.
- On December 31, the Province issued guidance related to testing and isolation; PCR tests are now being utilized for the health care sector and different vulnerable populations; Individuals with symptoms consistent with COVID-19 are now presumed positive and need to follow public health isolation and self-monitoring guidelines.
- Isolation for vaccinated individuals and children under 12 is now five days following onset of symptoms; These people can end isolation after five days if their symptoms are improving for at least 24 hours.
- Unvaccinated individuals, partially vaccinated individuals, or immunocompromised individuals must isolate for 10 days; Those that work or live in high risks settings must also isolate for 10 days.
- On January 3, the Province announced it was temporarily moving to Modified Step 2 of the Roadmap to Reopen, which includes:

  - Reduce indoor gatherings to 5 and outdoor gatherings to 10; Reduce outdoor organized activities to 10 people.
  - Limited capacity at weddings, funerals, and religious services.
  - Retail 50% capacity; Personal Care 50% capacity; Libraries 50% capacity.
  - Indoor dining closed.
  - Sport and recreation facilities closed, with exceptions for some high-level athletes.
  - Schools – remote learning from January 5th to January 17th.
  - Emergency Childcare for some workers.
  - These measures will continue until at least January 27th.
- The City of Windsor's Community Control Group continues to meet weekly.
- The greatest risk to the City currently is staffing, with all areas having plans in place for the worst case scenario.
- If the City experiences an emergency with staff in critical areas, they will work with WECHU to explore priority testing and/or alternative isolation requirements.
- All areas are monitoring staffing and no critical shortages are reported at this time; Absenteeism rates vary; Some departments are seeing 5% while others are seeing 10% or more; Where possible staff are working form home; Recreation services have been amended and the City is following the latest guidance of the Province; Given the high rate of transmissibility, staffing challenges can arise quickly.
- Only some staff are now eligible for PCR testing and all others must assume they are positive if symptomatic; they have lost some situational awareness due to limited PCR testing.
- Capacity levels at hospitals fluctuates and the biggest threat to healthcare is staffing; the Province has put a pause on some medical procedures and services.
- The City continues to support the vaccination effort.
  - They have redeployed a total of approximately 130 workers to assist on the floor registration, customer support, and support of clinical staff; on a daily basis, they have about 50 City staff on site.
- City staff continue to operate the call center with WECHU and Windsor Regional Hospital staff; details of the call centre statistics are provided.
- As a result of the temporary return to Step 2 and the availability of Emergency Childcare, Social Services have processed over 800 applications in a one-week period.
- Social Services and Human Resources staff continue to respond to changes in guidelines and public health measures.
- The City is seeing an increase in the number of intakes at the Isolation and Recovery Centre (IRC), and monitoring and testing at shelters continues.
- Last week the number of guests at the IRC increased to over capacity, and it was determined that given the transmissibility of Omicron and the current rise in cases and the congregate settings that Temporary Foreign Workers live in, additional IRC capacity was urgently required; WECHU and partners determined an overall capacity of 350 to 400 rooms is required now and the City is working with its partners to secure contracts for a temporary second site.
- Key partners in the effort are recognized as well as City Staff.

Moved by: Councillor Kaschak
Seconded by: Councillor Morrison

Decision Number: CR21/2022
That the presentation by Stephen Laforet, Fire Chief, Community Engagement Management Coordinator – Windsor/Essex County, regarding the COVID-19 pandemic **BE RECEIVED** for information.
Carried.

Clerk's File: MH/13786

10.1. Windsor-Essex County Health Unit – Materials to Support Request for City Council Endorsement to Apply for & Establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street

Eric Nadalin, Director of Health Promotion, and Nicole Dupuis, Chief Executive Officer, Windsor-Essex County Health Unit

Eric Nadalin, Director of Health Promotion, and Nicole Dupuis, Chief Executive Officer, Windsor-Essex County Health Unit, appear before Council to make a presentation entitled "Windsor-Essex County Health Unit – Materials to Support Request for City Council Endorsement to Apply for & Establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street" and thank City Administration for their continued assistance and provide highlights related to this initiative as follows: definition and details related to CTS; a harm reduction strategy aimed at reducing the risks associated with substance use and preventing drug-related morbidities and mortalities; legally operated indoor sites where people come to use their own pre-obtained substances under safe conditions and with the supervision of medically trained workers; sites provide access to harm reduction education and supplies; benefits of CTS sites are provided; an overview of other Consumption & Treatment Services in Ontario, including details regarding client visits, overdoses, overdose/emergency department interactions, referrals to Health & Social Services, safety and security and community impacts; information related to Supervised Consumption Sites in Canada, including details regarding perceived concerns, study example, measures and findings; details related to why a CTS in needed in Windsor/Essex County and in the City's downtown core; statistics related to whether the community supports a local CTS, including the community consultation process; renderings of a potential site at 628 Goyeau Street are provided; and conclude by providing next steps, including the request for the endorsement from City Council in the form of a resolution for a CTS site to be established at 628 Goyeau Street.

Joyce Zuk, Executive Director of Family Services Windsor Essex

Joyce Zuk, Executive Director of Family Services Windsor Essex, appears before Council regarding the presentation by the Windsor Essex County Health Unit and their request for City Council endorsement to apply for and establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street, and is available for questions.

Deputy Chief Jason Bellaire, Operations, Windsor Police Services

Deputy Chief Jason Bellaire, Operations, Windsor Police Services, appears before Council regarding the presentation by the Windsor Essex County Health Unit and their request for City Council endorsement to apply for and establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street, and is available for questions.

Robert Tomas, Solicitor; Daniela Maceroni, General Manager; Tom Tomas, Owner; and Tony Mujral, Owner representing Quality Inn and Suites at 675 Goyeau Street

Robert Tomas, Solicitor; Daniela Maceroni, General Manager; Tom Tomas, Owner; and Tony Mujral, Owner representing Quality Inn and Suites at 675 Goyeau Street, appear before Council regarding the presentation by the Windsor Essex County Health Unit and their request for City Council endorsement to apply for and establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street and express concerns related to the potential CTS site which would negatively affect their business; concerns for the health and safety of their employees and guests; issues with theft and vandalism; and conclude by suggesting that the close proximity of the proposed site, visually, to the Windsor Detroit Tunnel exit may have a negative impact on the community and request that Council deny the proposed site.

Patrick Kolowicz, Director of Mental Health & Addictions of Hôtel-Dieu Grace Healthcare

Patrick Kolowicz, Director of Mental Health & Addictions of Hôtel-Dieu Grace Healthcare, appears before Council in support of the Windsor Essex County Health Unit and their request for City Council endorsement to apply for and establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street and concludes by providing details related to Hotel Dieu Grace Health care and addiction services, as well as details of the services provided outside of the hospital; and information related to the CTS evolution with a focus on treatment, which requires a comprehensive united community approach to address.

Bill Marra, President & CEO of Hôtel-Dieu Grace Healthcare

Bill Marra, President & CEO of Hôtel-Dieu Grace Healthcare, appears before Council in support of the Windsor Essex County Health Unit and their request for City Council endorsement to apply for and establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street and indicates that CTS is an important model with the location itself being as integral as the model of care; and concludes by providing details related to the request, which involves the need to establish an accessible environment and provide service to those facing challenges; and encourages Council to trust the detailed process that has taken place, which includes communication and extensive consultation, ensuring due diligence has occurred.

Michael Brennan, Executive Director of Pozitive Pathways Community Services

Michael Brennan, Executive Director of Pozitive Pathways Community Services, appears before Council in support of the Windsor Essex County Health Unit and their request for City Council

endorsement to apply for and establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street and provides historical information related to his organization and their role in the community, including providing outreach and education to vulnerable populations and mitigating risks through harm reduction strategies; and concludes by suggesting that approval of the proposed CTS Site will provide for an accessible location which includes medical and social services which allows for a centered response to substance use.

Shawn Rumble, Addictions Support Worker Coordinator of Windsor-Essex Community Health Care

Shawn Rumble, Addictions Support Worker Coordinator of Windsor-Essex Community Health Care, appears before Council in support of the Windsor Essex County Health Unit and their request for City Council endorsement to apply for and establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street and provides a brief outline of his organization and their services; and concludes by suggesting that this site would provide a safe space for individuals struggling with substance use and addiction.

Rita Taillefer, RN MN, Executive Director of Windsor-Essex Community Health Care

Rita Taillefer, RN MN, Executive Director of Windsor-Essex Community Health Care, appears before Council in support of the Windsor Essex County Health Unit and their request for City Council endorsement to apply for and establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street and provides a brief overview of the operations of the CTS, including hours of operation; wrap around care onsite, including medical providers (NP, RN and/or RPN), harm reduction workers, addiction support workers, case managers, and security; drop in services related to ID/housing/income support/mental health and addictions/Hepatitis C; and concludes by providing details related to the Proposed Consumption and Treatment Site operations a client's journey.

Bob Cameron, Co-Director of Downtown Windsor Community Collaborative

Bob Cameron, Co-Director of Downtown Windsor Community Collaborative, appears before Council in support of the Windsor Essex County Health Unit and their request for City Council endorsement to apply for and establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street and indicates that there are concerns about increased drug use in the downtown neighbourhoods, and there have been discussions both for and against this type of treatment facility; and concludes by suggesting that providing a safe consumption site offers the residents another tool to address issues in the neighbourhood and is satisfied that this is a good option, a safe place for harm reduction, and an opportunity for change and restoration to health for the vulnerable population.

Kristen Stockford, Pastoral Support, Downtown Windsor Community Collaborative; Program Coordinator with REACT Windsor Essex

Kristen Stockford, Pastoral Support, Downtown Windsor Community Collaborative; Program Coordinator with REACT Windsor Essex, appears before Council in support of the Windsor Essex

County Health Unit and their request for City Council endorsement to apply for and establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street and provides details of assistance that she received related to addiction; and concludes by suggesting a reactionary approach is harmful and creating a safe environment is key to the well-being for many in need.

Lindsey Sodtke, CTS Supervisor of Guelph Community Health Centre

Lindsey Sodtke, CTS Supervisor of Guelph Community Health Centre, appears before Council in support of the Windsor Essex County Health Unit and their request for City Council endorsement to apply for and establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street and provides a brief overview of the CTS site in Guelph and the process, including extensive consultation with the community, and concludes by providing details related to the facility and its proactive approach to the daily operation of the facility.

Bruce Krauter, Chief of Essex-Windsor EMS

Bruce Krauter, Chief of Essex-Windsor EMS, appears before Council in support of the Windsor Essex County Health Unit and their request for City Council endorsement to apply for and establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street and provides statistics related to responses by Essex-Windsor EMS to the downtown area related to opioid and substance overdoses; and concludes by suggesting that establishing this site should reduce the responses related to these types of calls.

Antoine Greige, Downtown Windsor Business Owner

Antoine Greige, Downtown Windsor Business Owner, appears before Council and expresses concern with the request by the Windsor Essex County Health Unit for their request for City Council endorsement to apply for and establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street; and concludes by suggesting the current issues related to crime, garbage and public safety will increase should the request be approved and that a CTS facility at this location will negatively impact his business as well as all downtown businesses as well as the image portrayed to visitors using the Windsor Detroit Tunnel.

Dr. Robert McKay, methadone prescriber in the City of Windsor, Windsor Regional Hospital inpatient consultation services for addiction patients including withdrawal management

Dr. Robert McKay, methadone prescriber in the City of Windsor, Windsor Regional Hospital inpatient consultation services for addiction patients including withdrawal management, appears before Council in support of the Windsor Essex County Health Unit and their request for City Council endorsement to apply for and establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street and concludes by suggesting this site would be an asset to the health care system and would assist the people with an opioid and IV drug dependency.

Mandeep Johar, Property Owner at 618 Goyeau

Mandeep Johar, property owner at 618 Goyeau, appears before Council and expresses concern with the request by the Windsor Essex County Health Unit for City Council endorsement to apply

for and establish a Consumption and Treatment Services (CTS) Site at 628 Goyeau Street and provides details related to her concerns and how they will affect her tenants and occupancy of her property; and concludes by indicating that she was not notified of this location being a potential CTS site; acknowledging it would be an important service for the community but have concerns as they were not involved in the process and not in favour of the potential location being next door to their property.

Mayor Dilkens leaves the meeting at 4:42 o'clock p.m. and Councillor Costante assumes the Chair.

Mayor Dilkens returns to the meeting at 6:00 o'clock p.m. via telephone with Councillor Costante chairing the meeting for the duration of the meeting.

Moved by: Councillor Bortolin
Seconded by: Councillor McKenzie

Decision Number: CR22/2022
Whereas, opioid-related morbidity and mortality have been increasing steadily in Windsor-Essex County over the past several years and are currently at the highest levels ever recorded in the region, and,

Whereas, the onset of the COVID-19 pandemic in Ontario in March 2020 have contributed to substantial increases in opioid-related ED visits, opioid and drug overdose-related Emergency Medical Services (EMS) calls, hospitalizations, and deaths, and,

Whereas, the majority of opioid and drug overdose cases that present in the emergency department resided in downtown Windsor, and,

Whereas, Consumption and Treatment Services (CTS) sites have been established across the province to address opioid overdose and opioid related mortality, and,

Whereas, the Windsor-Essex County Health Unit has completed a feasibility study indicating community support for a CTS, and,

Whereas, the Windsor-Essex County Health Unit has established a Stakeholder Advisory Committee for the creation of a CTS in the downtown core of the City of Windsor, and,

Whereas, the WECHU, in collaboration with partners involved in the WECOSS and the CTS Stakeholder Advisory Committee, has completed a series of comprehensive community consultations (2018-2021) that supported the local feasibility, need, and site-selection for establishing a local CTS site at 628 Goyeau Street in the City of Windsor, and,

Whereas, the WECHU has obtained a local Board of Health resolution in support of proceeding with the federal and provincial application processes for establishing a CTS site at the location of 628 Goyeau Street, and,

Whereas, the application for a CTS to the provincial government requires the WECHU obtain and submit local municipal council support (i.e. council resolution) endorsing the CTS site at 628 Goyeau Street in the City of Windsor,

Now Therefore Be It Resolved that the City of Windsor Council **SUPPORT** the WECHU's applications to the Ontario Ministry of Health and Health Canada to operate a Consumption and Treatment Services site at the location of 628 Goyeau Street in the City of Windsor through a council resolution, and,

Be It Further Resolved that the City of Windsor Council **SUPPORT** the WECHU in establishing a CTS site at 628 Goyeau Street in the City of Windsor post-approval from the provincial and federal governments.
Carried.

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

Aye votes: Councillors Costante, Bortolin, Holt, Kaschak, McKenzie, and Morrison.
Nay votes: Councillors Francis, Sleiman, Gignac, Gill, and Mayor Dilkens.
Abstain: None.
Absent: None.

Clerk's File: MH/14274

11. REGULAR BUSINESS ITEMS (Non-Consent Items)

None.

12. CONSIDERATION OF COMMITTEE REPORTS

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

Moved by: Councillor Francis
Seconded by: Councillor Bortolin

Decision Number: CR23/2022
That the report of the In Camera meeting held January 17, 2022 **BE ADOPTED** as presented.
Carried.

Clerk's File: ACO2022

13. BY-LAWS (First and Second Reading)

Moved by: Councillor Bortolin
Seconded by: Councillor Morrison

That the following By-laws No. 1-2022 through 28-2022 (inclusive) be introduced and read a first and second time:

1-2022 A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS CABANA ROAD WEST, IN THE CITY OF WINDSOR authorized by CR76/2011 dated February 28, 2011.

2-2022 A BY-LAW TO ADOPT AMENDMENT NO. 148 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR authorized by CR356/2021 dated July 26, 2021.

3-2022 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR356/2021 dated July 26, 2021.

4-2022 A BY-LAW TO ADOPT AMENDMENT NO. 153 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR authorized by CR490/2021 dated November 1, 2021.

5-2022 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR490/2021 dated November 1, 2021.

6-2022 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR489/2021 dated November 1, 2021.

7-2022 A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 4.27 METRE WIDE NORTH/SOUTH ALLEY LOCATED BETWEEN MARENTETTE AVENUE AND ELSMERE AVENUE, SOUTH OF LENS AVENUE, AND NORTH OF VIMY AVENUE, CITY OF WINDSOR authorized by CR613/2020 dated December 7, 2020.

8-2022 A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.27 METRE WIDE NORTH/SOUTH ALLEY LOCATED BETWEEN MARENTETTE AVENUE AND ELSMERE AVENUE, SOUTH OF LENS AVENUE, AND NORTH OF VIMY AVENUE, CITY OF WINDSOR authorized by CR613/2020 dated December 7, 2020.

9-2022 A BY-LAW TO CLOSE, STOP UP AND RETAIN THAT PORTION OF THE RIGHT-OF-WAY LOCATED SOUTH OF HAVENS DRIVE, EAST OF HOWARD AVENUE, DESIGNATED AS PART 2 ON PLAN 12R28535, CITY OF WINDSOR authorized by CR21/2020 dated January 6, 2020.

10-2022 A BY-LAW TO CLOSE, STOP UP AND CONVEY THAT PORTION OF THE RIGHT-OF-WAY LOCATED SOUTH OF HAVENS DRIVE, EAST OF HOWARD AVENUE, DESIGNATED AS PART 1 ON PLAN 12R28535, CITY OF WINDSOR authorized by CR21/2020 dated January 6, 2020.

11-2022 A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 3.05 METRE WIDE EAST/WEST ALLEY LOCATED SOUTH OF WYANDOTTE AVENUE, ABUTTING 814 JOS JANISSE AVENUE, CITY OF WINDSOR authorized by CR428/2021 dated October 4, 2021.

12-2022 A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 3.05 METRE WIDE EAST/WEST ALLEY LOCATED SOUTH OF WYANDOTTE AVENUE, ABUTTING 814 JOS JANISSE AVENUE, CITY OF WINDSOR authorized by CR428/2021 dated October 4, 2021.

13-2022 A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 4.88 METRE WIDE NORTH/SOUTH ALLEY LOCATED BETWEEN 3930 & 3970 SEMINOLE STREET, CITY OF WINDSOR authorized by CR205/2021 dated May 3, 2021.

14-2022 A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.88 METRE WIDE NORTH/SOUTH ALLEY LOCATED BETWEEN 3930 & 3970 SEMINOLE STREET, CITY OF WINDSOR authorized by CR205-2021 dated May 3, 2021.

15-2022 A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 3.66 METRE WIDE NORTH/SOUTH ALLEY LOCATED BETWEEN TECUMSEH ROAD WEST AND LEDUC STREET, EAST OF CAMPBELL AVENUE, CITY OF WINDSOR authorized by CR612/2020 dated December 7, 2020.

16-2022 A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 3.66 METRE WIDE NORTH/SOUTH ALLEY LOCATED BETWEEN TECUMSEH ROAD WEST AND LEDUC STREET, EAST OF CAMPBELL AVENUE, CITY OF WINDSOR authorized by CR612/2020 dated December 7, 2020.

17-2022 A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 4.33 METRE WIDE NORTH/SOUTH ALLEY LOCATED BETWEEN 0 WYANDOTTE STREET EAST AND 4620 WYANDOTTE STREET EAST, NORTH OF WYANDOTTE STREET EAST, CITY OF WINDSOR authorized by CR362/2021 dated July 26, 2021.

18-2022 A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.33 METRE WIDE NORTH/SOUTH ALLEY LOCATED BETWEEN 0 WYANDOTTE STREET EAST AND 4620 WYANDOTTE STREET EAST, NORTH OF WYANDOTTE STREET EAST, CITY OF WINDSOR authorized by CR362/2021 dated July 26, 2021.

19-2022 A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 4.88 METRE WIDE NORTH/SOUTH ALLEY LOCATED EAST OF MARENTETTE AVENUE, ABUTTING THE WEST SIDE OF 840 WYANDOTTE STREET EAST, FROM WYANDOTTE STREET EAST TO BRANT STREET, CITY OF WINDSOR authorized by CR611/2020 dated December 7, 2020.

20-2022 A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.88 METRE WIDE NORTH/SOUTH ALLEY LOCATED EAST OF MARENTETTE AVENUE, ABUTTING THE WEST SIDE OF 840 WYANDOTTE STREET EAST, FROM WYANDOTTE STREET EAST TO BRANT STREET, CITY OF WINDSOR authorized by CR611/2020 dated December 7, 2020.

21-2022 A BY-LAW TO FURTHER AMEND BY-LAW 188-2000, BEING A BY-LAW TO APPOINT PROVINCIAL OFFENCES OFFICERS FOR THE CORPORATION OF THE CITY OF WINDSOR authorized by By-law 98-2011 s.27.1(l) dated June 7, 2011.

22-2022 A BY-LAW TO AMEND INTERIM CONTROL BY-LAW 103-2020 SO THAT THE PROVISIONS OF BY-LAW 103-2020 SHALL NOT APPLY TO CERTAIN LANDS authorized by CR554/2021 (see S 122/2021 & AI 18/2021) dated December 20, 2021.

23-2022 A BY-LAW TO PRESCRIBE A TARIFF OF FEES FOR THE PROCESSING OF PLANNING APPLICATIONS authorized by B27/2021 (see C 181/2021) dated December 13, 2021.

24-2022 A BY-LAW TO AMEND BY-LAW NUMBER 392-2002, BEING A BY-LAW TO ESTABLISH AND REQUIRE PAYMENT OF FEES AND CHARGES authorized by B27/2021 (see C 181/2021) dated December 13, 2021.

25-2022 A BY-LAW TO AMEND BY-LAW 49-2018, BEING A BY-LAW RESPECTING THE ISSUANCE OF VARIOUS PERMITS AND THE SCHEDULING OF INSPECTIONS authorized by B27/2021 (see C 181/2021) dated December 13, 2021.

26-2022 A BY-LAW TO AMEND BY-LAW 13-2014, BEING A BY-LAW TO PROVIDE FOR THE IMPOSITION AND COLLECTION OF SEWAGE SYSTEM CHARGES authorized by B36/2021 (see 177/2021) dated December 13, 2021.

27-2022 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 9023 BEING A BY-LAW TO REGULATE VEHICULAR PARKING WITHIN THE LIMITS OF THE CITY OF WINDSOR ON MUNICIPAL STREETS, MUNICIPAL PARKING LOTS AND PRIVATE PROPERTIES authorized by B46/2021 dated December 13, 2021.

28-2022 A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 17th DAY OF JANUARY, 2022.
Carried.

14. MOVE BACK INTO FORMAL SESSION

Moved by: Councillor Francis
Seconded by: Councillor Bortolin

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

1) Communication Items (as amended)
2) Consent Agenda (as amended)
3) Items Deferred
   Items Referred
4) Consideration of the Balance of Business Items (as amended)

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

15. NOTICES OF MOTION

Moved by: Councillor Kaschak
Seconded by: Councillor Bortolin

Decision Number: CR24/2022
That City Council **ADVOCATE** and **PROVIDE** written correspondence to the Honourable Doug Ford, Premier of Ontario to take the necessary steps to work with the Federal Government on a bi-lateral agreement to ensure the National Childcare Program be made available to Windsor families and Ontarians as soon as possible.
Carried.

Clerk's File: GP2022

16. THIRD AND FINAL READING OF THE BY-LAWS

Moved by: Councillor Sleiman
Seconded by: Councillor Gill

That the By-laws No. 1-2022 through 28-2022 having been read a first and second time be now read a third time and finally passed and that the Mayor and Clerk **BE AUTHORIZED** to sign and seal the same notwithstanding any contrary provision of the Council.
Carried.

17. PETITIONS

Moved by: Councillor Bortolin
Seconded by: Councillor Kaschak

Decision Number: CR25/2022
That the petition presented by Councillor Kaschak on behalf of the residents of Pillette Road requesting a three-way stop at Pillette Road and Grand Marais Road **BE RECEIVED** by the Clerk and the Clerk **BE DIRECTED** to forward the petition to the Commissioner, Infrastructure Services for the purpose of an examination of the requested works or undertakings.
Carried.

Clerk's File: ST2022

18. QUESTION PERIOD

18.3. CQ 1-2022

Moved by: Councillor Gill
Seconded by: Councillor Kaschak

Decision Number: CR26/2022
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 1-2022:
Assigned to City Engineer:

Asks Public Works if adjustment to snow incident response would be more effective if salting of residential streets at least once to prevent ice forming. Intention is not to increase budget to include additional salting but perhaps redirecting multiple salting of arterials to direct 1 to residential streets.
Carried.

Clerk's File: SW2022

21. ADJOURNMENT

Moved by: Councillor Gill
Seconded by: Councillor Sleiman

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

Accordingly, the meeting is adjourned at 6:37 o'clock p.m.

SPECIAL MEETING OF COUNCIL – IN CAMERA
January 17, 2022

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

Meeting called to order at: 11:01 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, Commissioner, Community Services
S. Vlachodimos, City Clerk
W. Vendrasco, Deputy City Solicitor-Legal and Real Estate (Item 4)
J. Guthrie, Deputy Treasurer Taxation (Item 5)
M. Vujanovic, Senior Economic Development Officer (Item 6)
D. Paladino, Deputy City Solicitor, Purchasing, Risk Management (Item 1)

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

Item No.	**Subject**	**Section – Pursuant to Municipal Act, 2001, as amended**
1.	**Legal matter – extension**	**239(2)(a)(f)(i)**
2.	**Legal/property matter – lease amendment**	**239(2)(f)(c)**
3.	**Property matter – acquisition of land**	**239(2)(c)**
4.	**Property matter – disposition of land/plan**	**239(2)(c)(k)**
5.	**Legal matter – litigation**	**239(2)(e)**
6.	**Property matter – lease**	**239(2)(c)**

Motion Carried.

Declarations of Pecuniary Interest:

None declared.

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

Meeting recesses at 11:55 o'clock a.m.
Meeting reconvenes in open session at 1:00 o'clock p.m.

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

****SEE NOTE BELOW**
Moved by Councillor Francis, 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 January 17, 2022, directly to Council for consideration at the next Regular Meeting.

1. That the recommendation contained in the in-camera report from the Deputy City Solicitor – Purchasing Risk Management and POA, Commissioner, Legal and Legislative Services and Commissioner, Corporate Services CFO/City Treasurer respecting a legal matter - extension **BE APPROVED**.

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, Infrastructure Services and Commissioner, Corporate Services CFO/City Treasurer respecting a legal/property matter – lease amendment **BE APPROVED**.

3. 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 and Commissioner, Corporate Services CFO/City Treasurer respecting a property matter – acquisition of land **BE APPROVED**.

4. That the recommendation contained in the in-camera report from the Deputy City Solicitor – Legal and Real Estate and Commissioner, Legal and Legislative Services respecting a property matter – disposition of land/plan **BE APPROVED**, and further that Administration **BE DIRECTED** to proceed in accordance with the verbal direction of Council.

5. That the recommendation contained in the in-camera report from the Deputy Treasurer Taxation and Financial Projects, Commissioner, Corporate Services CFO/City Treasurer and Commissioner, Legal and Legislative Services respecting a legal matter - litigation **BE APPROVED**.

6. That the recommendation contained in the in-camera report from the Chief Administrative Officer respecting a property matter - lease **BE APPROVED**.

Motion Carried.

Moved by Councillor Bortolin, seconded by Councillor Morrison,
That the special meeting of council held January 17, 2022 BE ADJOURNED.
(Time: 1:01 p.m.)
Motion Carried.

****CLERK'S NOTE: The transmittal motion and final votes were held in the open session of Council on January 17, 2022.**