CITY OF WINDSOR MINUTES 11/09/2022

City Council Meeting

Date: Wednesday, November 09, 2022
Time: 4:00 o'clock p.m.

Members Present:

Mayor
Mayor Dilkens

Councillors
Ward 1 - Councillor Francis
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

Councillor Regrets
Ward 2 - Councillor Costante

Clerk's Note: Some members of the public participated via video conference (Zoom), in accordance with Procedure By-law 98-2011 as amended, which allows for electronic participation.

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 4:00 o'clock p.m.

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

Councillor Francis discloses an interest and abstains from voting on Item 7.1.12 being the correspondence item of the Windsor-Essex County Health Unit regarding "Inclusion of Language Interpretation and Translation Services to the Health Smiles Ontario (HSO) Fee Guide" as his employer provides interpretation and translation services as a cost for service in the Windsor-Essex community.

4. ADOPTION OF THE MINUTES

4.1. Adoption of the Windsor City Council meeting minutes held October 11, 2022

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

That the minutes of the meeting of Council held October 11, 2022 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 301/2022

4.2. Adoption of the Special Meeting of Council minutes held October 21, 2022

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

That the minutes of the Special Meeting of Council held October 21, 2022 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 302/2022

5. NOTICE OF PROCLAMATIONS

"Salvation Army Week" – November 14, 2022
"The International Day for the Elimination of Violence Against Women" – November 25, 2022
"Easter Seals Centennial" – November 28, 2022

Flag Raising Ceremony
"Salvation Army Week" – November 17, 2022 – November 21, 2022
"79th Anniversary of the Independence of Lebanon" – November 22, 2022 – November 24, 2022
"The International Day for the Elimination of Violence Against Women" – November 25, 2022 – November 28, 2022
"Easter Seals Centennial" – November 28, 2022

Illumination
"Easter Seals Centennial" – November 28, 2022 – December 5, 2022

6. COMMITTEE OF THE WHOLE

Moved by: Councillor Bortolin
Seconded by: Councillor Sleiman

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 148-2022 through 160-2022 (inclusive).
Carried.

7. COMMUNICATIONS INFORMATION PACKAGE

7.1. Correspondence for November 9, 2022

Moved by: Councillor Holt
Seconded by: Councillor Gignac

Decision Number: CR451/2022
That the following Communication Items 7.1.1, 7.1.2, 7.1.4 through 7.1.11 (inclusive), and 7.1.13 as set forth in the Council Agenda **BE REFERRED** as noted; and that Items 7.1.3 and 7.1.12 be dealt with as follows:

7.1.12 Recommendation/Resolution Report regarding the Inclusion of Language Interpretation and Translation Services to the Healthy Smiles Ontario (HSO) Fee Guide

Moved by: Councillor McKenzie
Seconded by: Councillor Bortolin

Decision Number: CR452/2022
That the correspondence from the Windsor-Essex County Health Unit (WECHU) dated October 28, 2022 regarding the Inclusion of Language Interpretation and Translation Services to the Healthy Smiles Ontario (HSO) Fee Guide **BE RECEIVED** for information; and further,

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

> Whereas, oral health is important to overall health and well-being. Access to preventive and treatment-based dental care is recognized as a basic human right for children and youth; and,
>
> Whereas, in Ontario, while many groups of children continue to have elevated rates of early childhood cavities, specific groups of children are disproportionately affected, including those that are newcomers; and
>
> Whereas, the publically funded *Healthy Smiles Ontario* dental program is intended to reduce overall inequity in access to preventative and affordable dental care for all young people under the age of 18, who do not have access to dental insurance or any other government programs; and
>
> Whereas, the Windsor Essex County Health Unit recognizes the diversity of its residents, in that newcomers make up almost a quarter of the population in its jurisdiction and the important role that the HSO program plays in helping vulnerable children access preventative and emergency dental care; and
>
> Whereas, numerous studies and research reports have indicated the urgent need to transform the current oral care health system, including providing equitable access to newcomers by addressing language obstacles;
>
> **NOW THEREFORE BE IT RESOLVED** that the Windsor-Essex County Board of Health recommends the province of Ontario include billing options for translation and interpretation services in the *Healthy Smiles Ontario Fee Guide*; and,

Further that, while there is a variety of modalities of interpretation, it *is remote interpretation services,* accessible 24/7 from a phone, mobile device, or computer, that should be considered as a useful and affordable option; and,

Further that this resolution be shared with the Ontario Minister of Health, the Chief Medical Officer of Health, the Association of Public Health Agencies, Ontario Boards of Health, the Essex County Dental Society, the Ontario Association of Public Health Dentistry, the Ontario Dental Association and local municipalities and stakeholders.

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

Clerk's File: MH2022

7.1.3 Letter regarding the City of Windsor's inclusion in developing a Municipal Housing Pledge in support of the proposed *More Homes Built Faster Act, 2022*

AND

Letter regarding details and seeking feedback of the *More Homes Built Faster Act, 2022*

Moved by: Councillor Bortolin
Seconded by: Councillor Holt

Decision Number: CR453/2022
That the correspondence from the Minister of Municipal Affairs & Housing dated October 25, 2022 regarding the City of Windsor's inclusion in developing a Municipal Housing Pledge in support of the proposed *More Homes Built Faster Act, 2022* AND letter regarding details and seeking feedback of the *More Homes Built Faster Act, 2022* **BE RECEIVED** for information; and further,

That Administration **BE REQUESTED** to report back to Council regarding recommendations provided by the Minister of Municipal Affairs & Housing at a future meeting of Council.
Carried.

Clerk's File: GP2022

No.	Sender	Subject
7.1.1	Member of Parliament (MP) – Windsor West	Letter regarding Employment Insurance (EI) system Commissioner, Economic Development & Innovation GP2022 Note & File

No.	Sender	Subject
7.1.2	Minister of Agriculture, Food & Rural Affairs	Appreciation letter regarding City of Windsor's response to the COVID-19 pandemic Manager of Social Policy & Planning City of Windsor Project Manager Commissioner, Human & Health Services GP2022 Note & File
7.1.3	Minister of Municipal Affairs & Housing	Letter regarding the City of Windsor's inclusion in developing a Municipal Housing Pledge in support of the proposed *More Homes Built Faster Act, 2022* AND Letter regarding details and seeking feedback of the *More Homes Built Faster Act, 2022* City Planner Deputy City Solicitor Commissioner Economic Development & Innovation Commissioner, Legal & Legislative Services Chief Building Official Commissioner, Human & Health Services GP2022 COUNCIL DIRECTION REQUESTED, otherwise Note & File
7.1.4	Association of Municipalities Ontario (AMO)	Letter in opposition of the government introduced *More Homes Built Faster Act, 2022* City Planner Deputy City Solicitor, Commissioner Economic Development & Innovation Commissioner, Legal & Legislative Services Chief Building Official Commissioner, Human & Health ServicesMMA2022 Note & File
7.1.5	Court of Appeal for Ontario	Appeal denied for The City of Windsor v. Persons Unknown Et Al., Court File Number M53482 Deputy City Solicitor Commissioner, Legal & Legislative Services GP2022 Note & File

No.	Sender	Subject
7.1.6	Ontario Land Tribunal	Appeal number 006796 to be delivered by Azeem Patel at the next available date on the Tribunal's calendar, Case Number OLT-22-004388 Commissioner, Legal & Legislative Services City Planner Chief Building Official Deputy City Solicitor Senior Legal Counsel Development Applications Clerk GP2022 Note & File
7.1.7	Town of Tecumseh	Notice of the passing of zoning by-law amendments 2022-077, 2022-078 and 2022-079 by the Corporation of the Town of Tecumseh Chief Building Official City Planner Deputy City Solicitor Development Applications Clerk Z2022 Note & File
7.1.8	Doors Open Windsor	Appreciation letter regarding City of Windsor's sponsorship of Doors Open event City Planner APR2022 Note & File
7.1.9	The Scottish Borderers Foundation	Appreciation letter regarding City of Windsor's monetary donation to "The Service. The Sacrifice. Our duty to honour it." Capital Campaign City Treasurer APR2022 Note & File
7.1.10	Enbridge Gas Inc.	Application and pre-filed evidence to request the Ontario Energy Board's (OEB) approval of the 2023 Federal Carbon Pricing Program MU2022 Note & File

No.	Sender	Subject
7.1.11	Manager of Urban Design	Recent Site Plan Control (SPC) applications: • ADA Inc., Architect, 4185 7th Concession, Non-Residential Development – Contractor's Office/Yard/Shop • 391568 Ontario Inc., 2415 Division, Proposed Warehouse Development. Two 1-Storey Buildings • Jamieson (JWEL), 9475 Twin Oaks, Building and Parking Area Addition to the Existing Industrial Building • Architectural Design Associates Inc., 2400 Banwell, Proposed 1-Storey Addition to Existing Building (Church) • HD development group, 4785 Walker, 6 Storey – 81 Unit Condo Building • Winstar Homes Inc., 1035 California, Four-Plex Dwelling Building • St Clair College, 2000 Talbot, 1-Storey Parking Garage with Parking Roof at Existing Surface Parking Lot Z2022 Note & File
7.1.12	Windsor-Essex County Health Unit	Recommendation/Resolution Report regarding the Inclusion of Language Interpretation and Translation Services to the Healthy Smiles Ontario (HSO) Fee Guide Accessibility Officer Commissioner, Human & Health Services MH2022 COUNCIL DIRECTION REQUESTED, otherwise Note & File
7.1.13	Committee of Adjustment	Applications to be heard by the Committee of Adjustment/Consent Authority, Thursday, November 17, 2022 at, 3:30 p.m., through Electronic Meeting Participation Commissioner, Legal & Legislative Services Z2022 Note & File

Carried.
Councillor Francis discloses an interest and abstains from voting on Item 7.1.12.

7.2. Windsor Canada Utilities Ltd. 2nd Quarter 2022 Financial Statements - City Wide

Moved by: Councillor Holt
Seconded by: Councillor Gignac

Decision Number: CR454/2022
That City Council **RECEIVE** the Windsor Canada Utilities Ltd. 2nd Quarter 2022 Financial Statements for information.
Carried.

Report Number: C 178/2022
Clerk's File: MU2022

8. CONSENT AGENDA

8.1. 2022 Third Quarter Operating Budget Variance Report - City Wide

Moved by: Councillor Gill
Seconded by: Councillor Holt

Decision Number: CR455/2022
That City Council **RECEIVE** the 2022 3rd Quarter Operating Budget Variance Report, including the updated COVID-19 financial impacts as presented by the Chief Financial Officer & City Treasurer, for information; and,

That the Chief Administrative Officer and the Chief Financial Officer & City Treasurer **BE DIRECTED** to monitor the 2022 Operating Budget and continue to seek further means for offsetting any potential variances that may arise; and,

That the Mayor and City Council **STRONGLY ADVOCATE** on behalf of the City for continued senior level government relief funding to address the City's projected 2022 COVID related deficit including the costs incurred by the City to address the border blockade; and further **TO ENCOURAGE** the senior levels of government to establish post pandemic sustainable financial relief for municipalities in order to assist with appropriate planning as they move into the 2023 and future budgets cycles and gradually return to more normalized budgetary levels.
Carried.

Report Number: C 180/2022
Clerk's File: AFB/13698

8.4. 719 Victoria Ave, Treble-Large House - Heritage Permit & Community Heritage Fund Request (Ward 3)

Moved by: Councillor Gill
Seconded by: Councillor Holt

Decision Number: CR458/2022 DHSC 432

I. That a Heritage Permit for the designated heritage property located at 719 Victoria Ave, known as the Treble-Large House, **BE GRANTED** for restoration of the front porch and steps.

II. That the City Planner or designate **BE DELEGATED** the authority to approve any further proposed changes associated with the porch restoration.

III. That a total grant of 35% of the cost of the porch restoration, to an upset amount of $17,006 from the Community Heritage Fund (Reserve Fund 157) **BE GRANTED** to the Owners of 719 Victoria Avenue.

IV. That a total grant of 35% of the cost of conservation work for the turret and chimney repairs amounting to $9,257 from the Community Heritage Fund (Reserve Fund 157) **BE GRANTED** to the Owners of 719 Victoria Avenue.

V. That the grant funding identified under recommendations III and IV **BE SUBJECT** to the following:

a. Submission of professional drawings, conservation details, technical details and samples, to the satisfaction of the City Planner or designate prior to work start;

b. Obtaining a Building Permit;

c. Determination by the City Planner that the work is completed to heritage conservation standards and the City Building Official for building code compliance (if required);

d. Owner’s submission of paid receipts for work completed;

e. That the Community Heritage Fund (Reserve Fund 157), grants approved shall lapse if the applicant has not completed the work and fulfilled the conditions within 2 years of the approval date.

Carried.

Report Number: SCM 289/2022 & S 112/2022
Clerk’s File: MBA/3398

8.5. Closure of remainder of Pall Mall Street right-of-way, east of Virginia Park Avenue, Ward 10

Moved by: Councillor Gill
Seconded by: Councillor Holt

Decision Number: CR459/2022 DHSC 433

I. That the 45.87 metre portion of the 20.12 metre wide Pall Mall Street right-of-way located east of Virginia Park Avenue, north of 2510 Virginia Park Avenue, south of 939 Northwood Street, and west of 0 Rockwell Boulevard (Roll No. 080-570-04700), and shown on Drawing No. CC-1805 *attached* hereto as Appendix "A", **BE ASSUMED** for subsequent closure;

II. That the 45.87 metre portion of the 20.12 metre wide Pall Mall Street right-of-way located east of Virginia Park Avenue, north of 2510 Virginia Park Avenue, south of 939 Northwood Street, and west of 0 Rockwell Boulevard (Roll No. 080-570-04700), and shown on Drawing No. CC-1805 *attached* hereto as Appendix "A"**, BE CLOSED AND CONVEYED** to the abutting property owners and as necessary, in a manner deemed appropriate by the City Planner, subject to the following:

a. Easements, subject to there being accepted in the City's standard form, and in accordance with the City's standard practice and EnWin Utilities Ltd. Aboveground Hydro Easement Diagram *attached* hereto as Appendix "F", be granted to:
   i. Bell Canada to accommodate existing aerial facilities; and
   ii. EnWin Utilities Ltd. to accommodate existing overhead plant and pole-line.
      1. 120/240V overhead secondary conductor running north/south along the existing pole-line at the east side of the property.
      2. 16kV overhead primary conductor running north/south along the existing pole-line at the east side of the property.

III. That Conveyance Cost **BE SET** as follows:
   a. For right-of-way conveyed to abutting lands zoned RD1.1, $1,500 per front foot without easements and $750 per front foot with easements IF less than 40 feet is purchased; OR $4,000 per front foot without easements and $2,000 per front foot with easements IF 40 or more feet is purchased.
   b. For right-of-way conveyed to abutting lands zoned ID1.1, $8 per square foot without easements, $4 per square foot with easements.

IV. That **PRIOR TO** the conveyance of the closed portion of the Pall Mall Street right-of-way, legally described as Part 2, Reference Plan 12R-18955, in accordance with Recommendation 2 of By-law 13024:
   a. Easements, subject to there being accepted in the City's standard form, and in accordance with the City's standard practice and EnWin Utilities Ltd. Aboveground Hydro Easement Diagram *attached* hereto as Appendix "F", be granted to:
      i. Bell Canada to accommodate existing aerial facilities; and
      ii. EnWin Utilities Ltd. to accommodate existing overhead plant and pole-line.

1. 120/240V overhead secondary conductor running north/south along the existing pole-line at the east side of the property.

V. That the City Planner **BE REQUESTED** to supply the appropriate legal description, in accordance with Drawing No. CC-1805, attached hereto as Appendix "A".

VI. That the City Solicitor **BE REQUESTED** to prepare the necessary by-law(s).

VII. 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.

VIII. That the matter **BE COMPLETED** electronically pursuant to By-law Number 366-2003.
Carried.

Report Number: SCM 290/2022 & S 107/2022
Clerk's File: SPL2022

8.6. Amendment to CR178/2022 for closure of east/west alley segments between Rankin Avenue and Glenwood Avenue, together with south part of north/south alley between Roxborough Boulevard and Glenwood Avenue, all north of E.C. Row Expressway, Ward 10

Moved by: Councillor Gill
Seconded by: Councillor Holt

Decision Number: CR460/2022 DHSC 434
That CR178/2022, adopted on April 25, 2022, **BE AMENDED** as follows:

By **DELETING** the following wording under sections I, II & III to the council resolution:

I. That the segments of the 4.27m wide east/west alley segments located at the south end of Partington Ave. Roxborough Blvd. and Glenwood Ave. north of EC Row Expressway together with the north/south alley segment measuring approximately 32m between Roxborough Boulevard and Glenwood Avenue, all as shown on Drawing No. CC-1783 attached as Appendix "A", **BE ASSUMED** for subsequent closure;

II. That the portions of the 4.27m wide east/west alley segments located at the south end of Partington Ave. Roxborough Blvd. and Glenwood Ave. and north of EC Row Expressway and shown on Drawing No. CC-1783 attached as Appendix "A", **BE CLOSED AND CONVEYED** in full width, to the abutting property owners on the north side of the alley, subject to the following:
   a. Easement, subject to their being accepted in the City's standard form and in accordance with the City's standard practice, be granted to:
      i. The Corporation of the City of Windsor, Enbridge Gas Inc., and ENWIN Utilities Ltd.

III. That the north/south alley segment measuring approximately 32m in length and located at the south end of Roxborough Boulevard and Glenwood Avenue, as shown on Drawing No. CC-1783 attached as Appendix "A", **BE CLOSED AND CONVEYED** in full width, to the abutting property owners on the east and west sides of the alley, subject to the following:

a. Easement, subject to their being accepted in the City's standard form and in accordance with the City's standard practice, be granted to:

i. The Corporation of the City of Windsor, Enbridge Gas Inc., and ENWIN Utilities Ltd.

And **INSERTING:**

I. That the three 4.27 metre wide east/west alleys located between Rankin Avenue and Partington Avenue, Partington Avenue and Roxborough Boulevard, and Roxborough Boulevard and Glenwood Avenue respectively, north of the E. C. Row Expressway, and shown on Drawing No. CC-1783, *attached* hereto as Appendix "A", **BE ASSUMED** for subsequent closure;

II. That the 32.0 metre portion of the 3.65 metre wide north/south alley located between the south limit of the property known municipally as 2485 Glenwood Avenue and the aforesaid 4.27 metre wide alley located between Roxborough Boulevard and Glenwood Avenue, and shown on Drawing No. CC-1783, *attached* hereto as Appendix "A", **BE ASSUMED** for subsequent closure;

III. That the three 4.27 metre wide east/west alleys located between Rankin Avenue and Partington Avenue, Partington Avenue and Roxborough Boulevard, and Roxborough Boulevard and Glenwood Avenue respectively, north of the E. C. Row Expressway, and shown on Drawing No. CC-1783, *attached* hereto as Appendix "A", **BE CLOSED AND CONVEYED** to the abutting property owners to the north and as necessary, in a manner deemed appropriate by the City Planner, subject to the following:

a. Easement, subject to there being accepted in the City's standard form and in accordance with the City's standard practice, be granted to:

i. The Corporation of the City of Windsor to accommodate existing 250 millimetre PVC sanitary sewer located in the east/west alleys located between Rankin Avenue and Partington Avenue, and Partington Avenue and Roxborough Boulevard; and

ii. Enbridge Gas Inc. to accommodate existing natural gas line.

IV. That the 32.0 metre portion of the 3.65 metre wide north/south alley located between the south limit of the property known municipally as 2485 Glenwood Avenue and the aforesaid 4.27 metre wide alley located between Roxborough Boulevard and Glenwood Avenue, and shown on Drawing No. CC-1783, *attached* hereto as Appendix "A", **BE CLOSED AND CONVEYED** to the abutting property owners and as necessary, in a manner deemed appropriate by the City Planner.

Carried.

Report Number: SCM 291/2022 & S 108/2022
Clerk's File: SAA2022

8.9. Brownfield Community Improvement Plan (CIP) application submitted by Haerko Inc. on behalf of the Hiatus House of Windsor for 0 Louis Avenue (Ward 4)

Moved by: Councillor Gill
Seconded by: Councillor Holt

Decision Number: CR463/2022 DHSC 438

I. That the request made by Haerko Inc. on behalf of the property owner (Hiatus House of Windsor) to participate in the Environmental Site Assessment Grant Program **BE APPROVED** for the completion of a proposed Phase II Environmental Site Assessment Study and Remedial Work Plan for property located at 0 Louis Avenue (Roll No. 030-070-03200) pursuant to the City of Windsor Brownfield Redevelopment Community Improvement Plan; and,

II. That the City Treasurer **BE AUTHORIZED** to issue payment up to a maximum of $25,000 based upon the completion and submission an eligible study Phase II Environmental Site Assessment Study and Remedial Work Plan completed in a form acceptable to the City Planner and City Solicitor; and,

III. That the grant funds in the amount of $25,000 **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; and,

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

V. That Council **RECOGNIZE** the City of Windsor as a municipal partner of the Hiatus House of Windsor for the purpose of making an application to the Federation of Canadian Municipalities Green Municipal Fund related to brownfield work at 0 Louis Avenue, located at the southwest corner of Louis Avenue at Chatham Street East; and further,

VI. That the City Planner **BE AUTHORIZED** to sign and execute any documents required to submit the application to the Green Municipal Fund noted above, subject to all documentation being satisfactory in legal form to the Commissioner of Legal & Legislative Services, in financial content to the Commissioner of Corporate Services, Chief Financial Officer/City Treasurer; and in technical content to the Commissioner of Economic Development and Innovation, or designates.

Carried.

Report Number: SCM 294/2022 & S 113/2022
Clerk’s File: SPL2022

11.1. Report of the Integrity Commissioner Regarding Activities from January 1, 2020 to June 30, 2022

Moved by: Councillor Gill
Seconded by: Councillor Holt

Decision Number: CR465/2022
That the report of the Integrity Commissioner regarding activities from January 1, 2020 to June 30, 2022 **BE RECEIVED** for information.
Carried.

Report Number: SCM 296/2022
Clerk's File: GM/14272

9. REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS

8.2. Zoning Bylaw Amendment Site specific regulations for Multiple Dwelling – Farhi Holding Corporation -Z 017-22 [ZNG6760] 0 Riverside Dr W, S/W corner of Riverside Dr W & Janette Ave- Ward 3

Moved by: Councillor Bortolin
Seconded by: Councillor Gill

Decision Number: CR456/2022 DHSC 430
That the report of the Senior Planner – Subdivisions dated September 13, 2022 entitled "Zoning Bylaw Amendment Site specific regulations for Multiple Dwelling – Farhi Holding Corporation -Z 017-22 [ZNG6760] 0 Riverside Dr W, S/W corner of Riverside Dr W & Janette Ave- Ward 3" **BE DEFERRED** to the November 28, 2022 City Council meeting to allow for the residents meeting to take place.
Carried.

Report Number: SCM 287/2022 & S 114/2022
Clerk's File: Z/14427

8.3. Zoning By-law Amendment Application for property known as 1247 -1271 Riverside Dr. E., at the S/W corner of Hall and Riverside Dr. E; Applicant: St. Clair Rhodes Development Corporation; File No. Z-044/21, ZNG/6633; Ward 4

Moved by: Councillor Francis
Seconded by: Councillor Sleiman

Decision Number: CR457/2022 DHSC 431
That the report of the Senior Planner – Subdivisions dated September 15, 2022 entitled "Zoning By-law Amendment Application for 1247 -1271 Riverside Dr. E., at the S/W corner of Hall & Riverside Dr. E; Applicant: St. Clair Rhodes Development Corporation; File No. Z-044/21,

ZNG/6633; Ward 4" **BE DEFERRED** to a future meeting of the Development & Heritage Standing Committee to allow for further review with the applicant.
Carried.

Report Number: SCM 288/2022 & S 116/2022
Clerk's File: Z/14294

10. PRESENTATIONS AND DELEGATIONS

10.1. Presentation to Mayor from Deacon Gene Lotz to present a copy of his book *The Anguish Of War*

Reverend Gene Lotz, Military Historian / Author, and Andrea Grimes, Civilian Veterans Advocate

Reverend Gene Lotz, Military Historian / Author, and Andrea Grimes, Civilian Veterans Advocate, appear before Council to present Reverend Lotz' book *The Anguish of War* and provide a brief overview and history of the book, which highlights stories of the war dead from Windsor and Essex County area, over a number of conflicts, and the sacrifices they have made for our country.

Moved by: Councillor Gignac
Seconded by: Councillor Francis

Decision Number: CR464/2022
That the presentation to City Council on November 9, 2022 by Reverend Gene Lotz, Military Historian / Author, and Andrea Grimes, Civilian Veterans Advocate, presenting Reverent Lotz's book *The Anguish of War* **BE RECEIVED** for information.
Carried.

Clerk's File: ARR2022

8.8. Sandwich CIP/Demolition Control By-law Exemption Report-3135 Peter Street; Owner: 1147011 Ontario LTD (C/O: Mamun Chowdury)

Terrance Kennedy, Area Resident

Terrance Kennedy, area resident, appears before Council regarding the report entitled "Sandwich CIP/Demolition Control By-law Exemption Report-3135 Peter Street; Owner: 1147011 Ontario LTD (C/O: Mamun Chowdury)" and provides a brief overview and expresses concern with the condition of the Peter Street neighbourhood; and concludes by requesting that the demolition application be denied.

Moved by: Councillor Bortolin
Seconded by: Councillor Francis

Decision Number: CR462/2022 DHSC 437

I. That the Chief Building Official **BE AUTHORIZED** to issue a demolition permit to the registered owner 1147011 Ontario LTD (C/O: Mamun Chowdury), to demolish a three (3) unit dwelling located at 3135 Peter Street (see Appendix 'A'), to construct a two (2) story three (3) unit dwelling when an executed Site Plan Control Agreement has been registered on title with the appropriate securities to ensure the redevelopment occurs within a specified time period to fulfill the conditions of the Site Plan Control Agreement;

II. That any minor changes **BE SUBJECT** to the approval of the City Planner and Chief Building Official at the time of issuance of the Building Permit;

III. That the Chief Building Official **BE DIRECTED** to require, as a condition of the demolition permit:

i. The redevelopment identified in Appendix 'B' and Site Plan be substantially complete within two (2) years following the issuance of the demolition permit;

ii. If the redevelopment, including construction of a new building, is not substantially complete within two (2) years of the commencement of the demolition the Clerk enter the sum of Sixty Thousand Dollars ($60,000) on the collectors roll of the property and prepare a certificate for registration;

IV. That the City Solicitor **BE DIRECTED** to register the certificate in the land registry office against the property;

V. That the request for incentives under the Sandwich Incentive Program made by the registered owner 1147011 Ontario LTD (C/O: Mamun Chowdury) of the property located at 3135 Peter Street, **BE APPROVED** for the following programs:

i. *Development and Building Fees Grant* for 100% of the Development and Building Fees identified in the Sandwich CIP to a maximum amount of (+/- $24,090.34);

ii. *Revitalization Grant Program* for 70% of the municipal portion of the tax increment for up to 10 years (+/-$3,226 per year);

VI. That the CAO and City Clerk **BE AUTHORIZED** to sign the Sandwich Incentive Program Agreement for the *Revitalization Grant* in accordance with all applicable policies, requirements, and provisions contained within the Olde Sandwich Towne Community Improvement Plan 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 implication;

VII. That funds in the amount of +/-$24,090.34 under the *Development Building Fees Grant Program* **BE TRANSFERRED** from the CIP Reserve Fund 226 to the *Sandwich Community Development Plan Fund* (Project 7076176) once the work is completed;

VIII. That grants **BE PAID** to 1147011 Ontario LTD (C/O: Mamun Chowdury) upon completion of the two (2) story three (3)-unit single family dwelling from the *Sandwich Community Development Plan Fund* (Account 7076176) to the satisfaction of the City Planner and Chief Building Official; and,

IX. That grants approved **SHALL LAPSE** if the applicant has not completed the work and fulfilled the conditions within 2 years of the approval date. Extensions **SHALL BE** given at the discretion of the City Planner.

Carried.

Report Number: SCM 295/2022 & S 109/2022
Clerk's File: SPL2022

8.7. Closure of part of the easterly half of the east/west alley between Campbell Avenue and Mark Avenue, Ward 10

Azmi Qaqish, Area Resident

Azmi Qaqish, area resident, appears before Council regarding the report entitled "Closure of part of the easterly half of the east/west alley between Campbell Avenue and Mark Avenue, Ward 10" and provides details of his concerns with the proposed alley closure, negatively impacting his property and the parking lot due to the potential for increased traffic.

Mr. Giovanni Miceli, Applicant

Mr. Giovanni Miceli, applicant, appears before Council regarding the report entitled "Closure of part of the easterly half of the east/west alley between Campbell Avenue and Mark Avenue, Ward 10" and is available for questions.

Mr. Michael Stamp

Mr. Michael Stamp, appears before Council regarding the report entitled "Closure of part of the easterly half of the east/west alley between Campbell Avenue and Mark Avenue, Ward 10" and is available for questions.

Moved by: Councillor Bortolin
Seconded by: Councillor Holt

Decision Number: CR461/2022 DHSC 435

I. That the 24.38 metre portion of the 4.27 metre wide east/west alley located immediately west of Mark Avenue and south of the property known municipally as 0 Tecumseh Road West (Roll No. 080-600-17600), and shown on Drawing No. CC-1814 *attached* hereto as Appendix "A", **BE ASSUMED** for subsequent closure;

II. That the 24.38 metre portion of the 4.27 metre wide east/west alley located immediately west of Mark Avenue and south of the property known municipally as 0 Tecumseh Road West (Roll No. 080-600-17600), and shown on Drawing No. CC-1814 *attached* hereto as Appendix "A", **BE CLOSED AND CONVEYED** to the abutting property owner at 0 Tecumseh Road West (Roll No. 080-600-17600) and as necessary, in a manner deemed appropriate by the City Planner, subject to the following:

a. Easement, subject to there being accepted in the City's standard form and in accordance with the City's standard practice, be granted to:

i.Bell Canada to accommodate existing infrastructure;
ii.EnWin to accommodate existing overhead 16kV and 120/240 volt distribution, poles and down guy wires;
iii.MNSi to accommodate aerial plant on existing pole line; and
iv.The Corporation of the City of Windsor to accommodate existing circa 1955, 600.0 millimetre reinforced concrete storm sewer, to the satisfaction of the City Engineer.

III. That Conveyance Cost **BE SET** as follows:

a. For alley conveyed to abutting lands zoned CD2.1, $20 per square foot without easements and $10 per square foot with easements

IV. That the City Planner **BE REQUESTED** to supply the appropriate legal description, in accordance with Drawing No. CC-1814, *attached* hereto as Appendix "A".

V. That the City Solicitor **BE REQUESTED** to prepare the necessary by-law(s).

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
Carried.

Report Number: SCM 292/2022 & S 111/2022
Clerk's File: SAA2022

11. REGULAR BUSINESS ITEMS (Non-Consent Items)

None presented.

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 Morrison
Seconded by: Councillor Sleiman

Decision Number: CR466/2022
That the report of the In Camera meeting held November 9, 2022 **BE ADOPTED** as presented.
Carried.

Clerk's File: ACO2022

12.2. Minutes of the Committee of Management for Huron Lodge of its meeting held June 30, 2022

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR467/2022
That the minutes of the Committee of Management for Huron Lodge of its meeting held June 30, 2022 **BE RECEIVED** for information.
Carried.

Report Number: SCM 251/2022
Clerk's File: MB2022

12.3. Minutes of the Housing & Homelessness Advisory Committee of its meeting held June 21, 2022

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR468/2022
That the minutes of the Housing & Homelessness Advisory Committee of its meeting held June 21, 2022 **BE RECEIVED** for information.
Carried.

Report Number: SCM 252/2022
Clerk's File: MB2022

12.4. Report No. 15 of the Housing & Homelessness Advisory Committee (HHAC) - Recruitment process for the new term of HHAC to include additional sectors

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR469/2022
That Report No. 15 of the Housing & Homelessness Advisory Committee of its meeting held September 20, 2022 indicating:

> That the recruitment process for the next term of the Housing and Homelessness Advisory Committee INCLUDE the sectors currently approved in the Housing and Homelessness Advisory Committee Terms of Reference and Mandate, and further, that the sectors BE EXPANDED to include individuals from the 2SLGBTQIA community, the Indigenous community and people with lived experience.

BE APPROVED.
Carried.

Report Number: SCM 271/2022
Clerk's File: MB2022

12.5. Minutes of the Housing & Homelessness Advisory Committee of its meeting held September 20, 2022

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR470/2022
That the minutes of the Housing & Homelessness Advisory Committee of its meeting held September 20, 2022 **BE RECEIVED** for information.
Carried.

Report Number: SCM 284/2022
Clerk's File: MB2022

12.6. Minutes of the Committee of Management for Huron Lodge of its meeting held September 23, 2022

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR471/2022
That the minutes of the Committee of Management for Huron Lodge of its meeting held September 23, 2022 **BE RECEIVED** for information.
Carried.

Report Number: SCM 286/2022
Clerk's File: MB2022

13. BY-LAWS (First and Second Reading)

Moved by: Councillor Bortolin
Seconded by: Councillor Sleiman

That the following By-laws No. 148-2022 through 160-2022 (inclusive) be introduced and read a first and second time:

148-2022 A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS TWIN OAKS DRIVE, IN THE CITY OF WINDSOR, authorized by CR76/2011 dated Feb 28, 2011.

149-2022 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 CAO202-2022 dated September 14, 2022.

150-2022 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 CAO28-2022 dated March 3, 2022.

151-2022 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR414/2022 dated September 26, 2022.

152-2022 A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE A PORTION OF THE 6.1 METRE NORTH/SOUTH ALLEY, NORTH OF WYANDOTTE STREET EAST BETWEEN THE PROPERTIES MUNICIPALLY KNOWN AS 1900-1942 WYANDOTTE STREET EAST AND 1958-1998 WYANDOTTE STREET EAST, CITY OF WINDSOR, authorized by CR298/2022 dated July 11, 2022.

153-2022 A BY-LAW TO CLOSE, STOP UP AND CONVEY A PORTION OF THE 6.1 METRE NORTH/SOUTH ALLEY, NORTH OF WYANDOTTE STREET EAST BETWEEN THE PROPERTIES MUNICIPALLY KNOWN AS 1900-1942 WYANDOTTE STREET EAST AND 1958-1998 WYANDOTTE STREET EAST, CITY OF WINDSOR, authorized by CR298/2022 dated July 11, 2022.

154-2022 A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 4.35 METRE EAST/WEST ALLEYS LOCATED BETWEEN RANKIN AVENUE AND PARTINGTON AVENUE, PARTINGTON AVENUE AND ROXBOROUGH BOULEVARD, AND ROXBOROUGH BOULEVARD AND GLENWOOD AVENUE, NORTH OF E.C. ROW AVENUE; CITY OF WINDSOR, See Item 8.6.

155-2022 A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.35 METRE EAST/WEST ALLEYS LOCATED BETWEEN RANKIN AVENUE AND PARTINGTON AVENUE, PARTINGTON AVENUE AND ROXBOROUGH BOULEVARD, AND ROXBOROUGH BOULEVARD AND GLENWOOD AVENUE, NORTH OF E.C. ROW AVENUE, CITY OF WINDSOR, See Item 8.6.

156-2022 A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 3.66 METRE NORTH/SOUTH ALLEY LOCATED BETWEEN THE SOUTH LIMIT OF 2485 GLENWOOD

AVENUE AND THE NORTH LIMIT OF THE EAST/WEST ALLEY BETWEEN ROXBOROUGH BOULEVARD AND GLENWOOD AVENUE; CITY OF WINDSOR, See Item 8.6.

157-2022 A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 3.66 METRE NORTH/SOUTH ALLEY LOCATED BETWEEN THE SOUTH LIMIT OF 2485 GLENWOOD AVENUE AND THE NORTH LIMIT OF THE EAST/WEST ALLEY BETWEEN ROXBOROUGH BOULEVARD AND GLENWOOD AVENUE, CITY OF WINDSOR, See Item 8.6.

158-2022 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR412/2022, dated September 26, 2022.

159-2022 A BY-LAW TO FURTHER AMEND BY-LAW 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, authori.zed by CAO145/2022, dated September 9, 2022

160-2022 A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 9th DAY OF NOVEMBER, 2022.
Carried.

14. MOVE BACK INTO FORMAL SESSION

Moved by: Councillor Francis
Seconded by: Councillor Gignac

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

Carried.

15. NOTICES OF MOTION

Moved by: Councillor McKenzie
Seconded by: Councillor Francis

Decision Number: CR472/2022
That Rule 13.9 of the Procedure by-law regarding business not already before Council **BE WAIVED** to permit the introduction of a motion for consideration without prior notice regarding consideration of the revoking of the Vaccination Policy for the Corporation of the City of Windsor.
Carried.

Moved by: Councillor McKenzie
Seconded by: Councillor Sleiman

Decision Number: CR473/2022
That Council **REVOKE** the COVID-19 Vaccination Policy which was adopted via CR373/2021 on September 16, 2021, in light of the changing landscape around COVID-19.
Carried.

Clerk's File: MH/13786

16. THIRD AND FINAL READING OF THE BY-LAWS

Moved by: Councillor Gill
Seconded by: Councillor Holt

That the By-laws No. 148-2022 through 160-2022 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

None presented.

18. QUESTION PERIOD

18.3. CQ 23-2022

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR474/2022
That the following Council Question by Councillor 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:

CQ 23-2022:
Assigned to Commissioner, Economic Development & Innovation

Asks that Administration report back to Council on ways in which the City of Windsor may regulate overnight RV Parking in private lots, particularly in instances where this specific and problematic land use impacts and creates nuisance for adjacent property owners.

A review of how other municipalities in Ontario have handled this issue should be included.
Carried.

Clerk's File: ACOQ2022 & ST2022

21. ADJOURNMENT

Moved by: Councillor Bortolin
Seconded by: Councillor Holt

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

Accordingly, the meeting is adjourned at 5:18 o'clock p.m.

Mayor

City Clerk

Adopted by Council at its meeting held November 9, 2022 (CR466/2022)
SV/bm

SPECIAL MEETING OF COUNCIL – IN CAMERA
November 9, 2022

Meeting called to order at: 3:00 p.m.

Members in Attendance:

Mayor D. Dilkens
Councillor F. Francis
Councillor C. Holt
Councillor R. Bortolin
Councillor G. Kaschak
Councillor J. Gignac
Councillor K. McKenzie
Councillor J. Morrison (arrives at 3:37 p.m.)
Councillor E. Sleiman
Councillor J. Gill

Members Absent:

Councillor F. Costante

Also in attendance:

O. Colucci, Acting Chief Administrative Officer
A. Daher, Commissioner, Human and Health Services
C. Nepsy, Commissioner, Infrastructure Services
T. Ardovini, Acting Commissioner, Corporate Services CFO/City Treasurer
S. Askin-Hager, Commissioner, Legal and Legislative Services
R. Mensour, Commissioner, Community Services
J. Payne, Commissioner Economic Development and Innovation
S. Vlachodimos, City Clerk
A. Teliszewsky, Mayor's Chief of Staff
D. Paladino, Acting Executive Director of Human Resources (Item 1)
J. Saunders, Partner, Hicks Morley (electronically) (Item 1)

Verbal Motion is presented by Councillor Gill, seconded by Councillor Sleiman, 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 litigation update/advice subject to solicitor-client privilege	239(2)(e)(f)

Motion Carried.
Councillor Morrison was absent from the meeting when the vote was taken on this matter.

Declarations of Pecuniary Interest:

None declared

Discussion on the items of business. (Item 1)

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

Moved by Councillor Gill, seconded by Councillor Sleiman,
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held November 9, 2022 directly to Council for consideration at the next Regular Meeting.

1. That the recommendation contained in the in-camera report from the Acting Executive Director of Human Resources, Commissioner, Legal and Legislative Services and Commissioner, Corporate Services CFO/City Treasurer respecting a legal matter – litigation update and advice subject to solicitor-client privilege **BE APPROVED**.

Motion Carried.

Moved by Councillor Bortolin, seconded by Councillor Holt,
That the special meeting of council held November 9, 2022 BE ADJOURNED.
(Time: 3:45 p.m.)
Motion Carried.