CITY OF WINDSOR AGENDA 05/29/2023

Final Consolidated City Council Meeting Agenda

Date: Monday, May 29, 2023
Time: 4:00 o'clock p.m.

Location: Council Chambers, 1st Floor, Windsor City Hall

All members will have the option of participating in person in Council Chambers or electronically and will be counted towards quorum in accordance with Procedure By-law 98-2011 as amended, which allows for electronic meetings. The minutes will reflect this accordingly. Any delegations have the option to participate in person or electronically.

MEMBERS:
Mayor Drew Dilkens

Ward 1 – Councillor Fred Francis

Ward 2 – Councillor Fabio Costante

Ward 3 – Councillor Renaldo Agostino

Ward 4 – Councillor Mark McKenzie

Ward 5 – Councillor Ed Sleiman

Ward 6 – Councillor Jo-Anne Gignac

Ward 7 – Councillor Angelo Marignani

Ward 8 – Councillor Gary Kaschak

Ward 9 – Councillor Kieran McKenzie

Ward 10 - Councillor Jim Morrison

ORDER OF BUSINESS

Item #	Item Description
1.	**ORDER OF BUSINESS**

2. **CALL TO ORDER** - Playing of the National Anthem

READING OF LAND ACKNOWLEDGEMENT

We [I] would like to begin by acknowledging that the land on which we gather is the traditional territory of the Three Fires Confederacy of First Nations, which includes the Ojibwa, the Odawa, and the Potawatomi. The City of Windsor honours all First Nations, Inuit and Métis peoples and their valuable past and present contributions to this land.

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

4. **ADOPTION OF THE MINUTES**

4.1 Adoption of the Windsor City Council meeting minutes held April 24, 2023
(SCM 154/2023) ***(previously distributed)***

5. **NOTICE OF PROCLAMATIONS**

Proclamations

"Canada's Seniors Month" – June 2023
"Recreation & Parks Month" June 2023
"Dads Matter Month" – June 2023
"Bike Month" June 2023
"Fibromyalgia Awareness Day" – May 12, 2023
"World Migratory Bird Day" – May 13, 2023
"519 Day" – May 19, 2023
"VON Week" – May 21 – May 27, 2023

Flag Raising Ceremony

"Canada's Seniors Day" – June 2, 2023 – June 8, 2023

Illumination
"Canada's Seniors Day" – June 2, 2023 – June 8, 2023
"Bladder Cancer Awareness" – May 1, 2023 – May 3, 2023
"Coronation of His Majesty King Charles III" – May 6, 2023 – May 7, 2023
"Lupus Awareness Day" – May 10, 2023
"Fibromyalgia Awareness Day" – May 12, 2023

"World IBD Day" – May 19, 2023
"VON Week" – May 22, 2023 – May 28, 2023

6. **COMMITTEE OF THE WHOLE**

7. **COMMUNICATIONS INFORMATION PACKAGE** (This includes both Correspondence and Communication Reports)

7.1. Correspondence 7.1.1 through 7.1.11 (**CMC 7/2023**) ***(previously distributed)***

7.2. Pay as You Go (PAYG) Transfer for Eligible 2022 Computer Equipment Related Expenses - Windsor Police Services (WPS) - City Wide **(CM 4/2023)**

7.3. Response to CQ 11-2023 - Staff at Mitchell Park **(C 40/2023)**

7.4. Response to CQ 7/2023 – WWE Summer Slam - City Wide **(C 78/2023)**

7.5. Communication Report Regarding the International Comparators Project from Oxford University's Blavatnik School of Government - City Wide **(CM 5/2023)**

7.6. Response to CR64/2021 - Options for 2650 Metcalfe Street regarding Transportation Terminal – Ward 5 **(C 216/2022)**

7.7. City of Windsor Lancaster Bomber FM 212 - City Wide **(C 80/2023)**

8. **CONSENT AGENDA**

8.1. Revised Recommendations re: Per Diem Rate Increase for Residential Services Homes Program - City Wide **(C 76/2023)**

8.3. EWSWA Agreement to Lease Waste Facilities on City Owned Land - City Wide **(C 83/2023)**

8.4. Four Month Extension of Agreement for Waste Collection Services (RFT 43-15) - City Wide **(C 64/2023)**

8.5. Award of Proposal No. 63-23 Truck Route Study - City-wide **(C 68/2023)**

8.6. Award of Tender 43-23 - Dominion Boulevard Rehabilitation - Northwood Street to Ojibway Street - Ward 10 **(C 79/2023)**

8.9. Roseland Golf & Curling Club Limited – Annual General Meeting - City Wide **(C 74/2023)**

8.10. Award of Tender #58-23 - 2023 EC Row Variable Message Signs for Traffic Operations - City Wide **(C 65/2023)**

8.12. Request to extend timeframe for redevelopment of demolished residential dwellings located at 1279-1281 and 1283-1285 Langlois Avenue, which are subject to Demolition Control By-law 131-2017 (Ward 4) **(C 84/2023)**

8.13. Sandwich Street Sewer Rehabilitation Project - Noise By-Law Exemption - Ward 2 **(C 86/2023)**

CONSENT COMMITTEE REPORTS

8.14. Draft Plan of Condominium with Exemption under Section 9(3) of the Condominium Act –CDM 001-23 [CDM6972] 781 Erie Inc. (Randy Saccucci) 781 Erie St – Ward 4 **(SCM 137/2023) & (S 42/2023)**

8.15. Zoning Bylaw Amendment Z 004-23 [ZNG-6950] Supreme Homes Group (John Atwan) 1334-1336 Lincoln Ave- Ward 4 **(SCM 138/2023) & (S 49/2023)**

8.16. Zoning Bylaw Amendment Z 005-23 [ZNG-6951] Supreme Homes Group (John Atwan) 2609 Pillette Ave - Ward 5 **(SCM 139/2023) & (S 50/2023)**

8.17. City Initiated Zoning By-law Amendment - Remove Maximum Gross Floor Area - main Building Provisions for Townhome Dwellings in RD2.3 Zone **(SCM 140/2023) & (S 48/2023)**

8.18. Rezoning – SRC United Inc (Stan Mancebo) – 936 Wyandotte Street West – Z 030-22 [ZNG-6864], Ward 3 **(SCM 141/2023) & (S 47/2023)**

8.19. Official Plan Amendment and Zoning By-law Amendment –2836369 Ontario Limited (The VanGuard Team at Manor Reality)– 691 Ouellette Ave – Z044 [ZNG-6941] & OPA 165 [OPA-6942], Ward 3 **(SCM 142/2023) & (S 44/2023)**

8.22. Closure of south half of Pall Mall Street right-of-way, west of Alexandra Avenue; North/South alley between Northwood Street and Alexandra Avenue, Ward 10, SAS-6577 **(SCM 145/2023) & (S 97/2023)**

8.23. Sandwich Town CIP Application; 511 Brock Street; JD LOUIE CORP. (C/O: Jennifer Wong); REIGNS 740 INC; C/O: Sital Singh Garha - Ward 2 **(SCM 146/2023) & (S 43/2023)**

8.24. Brownfield Redevelopment Community Improvement Plan (CIP) application submitted by 1364722 Ontario Limited (King Holdings) for 930 Marion Avenue (Ward 4) **(SCM 147/2023) & (S 45/2023)**

9. REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS

11.7. Windsor as a Potential Host Community for First Nation Evacuees – City Wide **(C 82/2023)**

Clerk's Note: This report is being withdrawn at the request of administration, as hosting arrangements and alternatives are being further explored.

10. **PRESENTATIONS AND DELEGATIONS**

PRESENTATIONS (10 minutes)

10.1. Report No. 1 of the City Hall Square Plaza Project Steering Committee **(SCM 132/2023)**
a) Valerie Dawn, Glos Architects, Cindi Rowan, Director, Studio L & Scott Torrance, Studio L (in person)

DELEGATIONS (5 minutes)

a) Debi Croucher, Executive Director, Downtown Windsor BIA (in person)
b) Caroline Taylor, Ward 2 resident (in person)
c) Howard Weeks, Ward 4 resident (in person)

DELEGATIONS (5 minutes)

8.7. 2023 Business Improvement Area Budget & Levy Approval - Wards 2, 3, 4, 5 & 6 **(C 75/2023)**
Clerk's Note: Administration submitting an additional information memo dated May 15, 2023 ***(previously distributed) (AI 9/2023)***
a) Debi Croucher, Executive Director, Downtown Windsor BIA, available for questions (in person)

8.21. Closure of north/south alley between University Avenue East and 245 Parent Avenue and part of east/west alley between Marentette Avenue and 867 Chatham Street East, Ward 4, SAA-6623 **(SCM 144/2023) & (S 32/2023)**
a) Alrifai (AJ) Abdulrahman, representative for 0 University Avenue East, available for questions (in person)

8.8. Windsor-Canada Utilities Ltd. – Annual General Meeting – City Wide **(C 73/2023)**
a) Garry Ross, CEO, ENWIN and Matt Carlini, VP Corporate Services & CFO and Corporate Secretary, available for questions (in person)

8.2. Sandwich South Employment Lands - Study Updates - Ward 9 **(C 72/2023)**
a) Margaret Hurley, Ward 9 resident, available for questions (in person)
b) Laura Herlehy, Consultant, Dillon Consulting Limited, available for questions (in person)
c) Bill Balazs, President of 386823 Ontario Limited (in person)
LATE:
d) Josette Eugeni, James Sylvestre Developments Ltd., (in person)
e) Mike Stamp, President · M.G.S. Real Estate Consulting Inc. (via Zoom)

8.20. 436 Askin Avenue - Heritage Permit Request (Ward 2) **(SCM 143/2023) & (S 25/2023) & (AI 7/2023)**
Clerk's Note: Information submitted by Ryan Solcz, Solicitor for the applicant is available at https://www.citywindsor.ca/cityhall/City-Council-Meetings/Documents/Standing%20Committees/2023/Item%2010.1%20Documents%20Brief.pdf
a) Helen Martin, Ward 2 resident (in person)
b) Frank Butler, Ward 2 resident (in person)
c) Ryan Solcz, Solicitor for the applicant, available for questions (in person)
d) Allan Djordjevic, owner, available for questions (in person)
LATE
e) Kai Hildebrandt, Ward 2 resident (in person)

11.2. Response to CQ 13-2022 – Process to allow Memorial Signs within the right-of-way and the feasibility of allowing the placement of mulch in the right-of-way without a permit - City Wide **(C 205/2023) & (AI 5/2023)**
a) Steve Sullivan, CEO, MADD Canada (via Zoom)
b) Bryan McEldowney, Ward 2 resident, available for questions (via Zoom)

8.11. Housekeeping Amendments to By-law 14-2023 - Wards 1 and 2 **(C 81/2023)**
a) Al Teshuba, Owner, Performance Property Management (in person)
b) Boris Sozanski, President of Windsor Housing Providers Inc. (in person)
c) Kevin Flood, Owner, Lance Homes (in person)
d) Marion Overholt, Executive Director, Legal Assistance of Windsor and Community Legal Aid, and Tori Jenkins, Staff Lawyer, Legal Assistance of Windsor (in person)

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

11.1. Streamlining Right-of-Way Division Approvals to Enable Rapid Execution of Council's Vision and Incorporating Heritage Features into the Encroachment Policy - City Wide **(C 204/2023) & (AI 4/2023)**

11.3. Local Improvement (City Initiated) - Proposed Sanitary Sewer on Joy Road from the Eastern Limit to 8th Concession Road – Ward 9 **(C 47/2023)**

11.4. Local Improvement (City Initiated) - Proposed Sanitary Sewer on Ray Road from the Eastern Limit to 8th Concession Road - Ward 9 **(C 48/2023)**

11.5. 2022 Year-End Operating Budget Variance Report - City Wide **(C 61/2023)**

11.6. Award of RFP#9-23 Asset Management Plan Consultant Proposal – City Wide **(C 62/2023)**

11.8. 2022 Annual Report - Building Permit Fee Reserve Fund - City Wide **(C 71/2023)** ***(previously distributed)***

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 (if scheduled)

12.2. Minutes of the City Hall Square Plaza Project Steering Committee of its meeting held April 21, 2023 **(SCM 135/2023)**

13. **BY-LAWS** (First and Second Reading) ***(previously distributed)***

13.1. **By-law 51-2023** A BY-LAW TO ADOPT AMENDMENT NO. 163 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR, authorized by CR140/2023 dated March 20, 2023

13.2. **By-law 52-2023** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW authorized by CR140/2023 dated March 20, 2023

13.3. **By-law 53-2023** A BY-LAW TO AMEND BY-LAW 131-2019, BEING A BY-LAW FOR THE USE, REGULATION, AND PROTECTION OF PARKS, authorized by CR83/2023 dated February 27, 2023

13.4. **By-law 54-2023** A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS HOWARD AVENUE IN THE CITY OF WINDSOR, authorized by CR77/2011 dated February 28, 2011

13.5. **By-law 55-2023** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", See Item 8.17

13.6. **By-law 56-2023** 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 B 4/2023, B 6/2023 and B 10/2023 dated April 3, 2023

13.7. **By-law 57-2023** A BY-LAW TO PRESCRIBE A TARIFF OF FEES FOR THE PROCESSING OF PLANNING APPLICATIONS, authorized by B 4/2023, B 6/2023 and B 10/2023 dated April 3, 2023

13.8. **By-law 58-2023** 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 B 8/2023 dated April 3, 2023

13.9. **By-law 59-2023** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR 492/2022 dated November 28, 2022

13.10. **By-law 60-2023** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR 181/2023 dated April 24, 2023

13.11. **By-law 61-2023** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR 180/2023 dated April 24, 2023

13.12. **By-law 62-2023** 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 B 4/2023, B 6/2023 and B 10/2023 dated April 3, 2023

13.13. **By-law 63-2023** A BY-LAW TO AUTHORIZE THE ENTERING INTO OF AN AGREEMENT WITH WELCOME CENTRE FOR WOMEN FOR THE PROVISION OF A MUNICIPAL CAPITAL FACILITY AT THE 500 TUSCARORA STREET WINDSOR, ONTARIO, authorized by CR 253/2022 dated May 30, 2022

13.14. **By-law 64-2023** A BY-LAW TO APPOINT JOSEPH MANCINA AS THE CHIEF ADMINISTRATIVE OFFICER FOR THE CORPORATION OF THE CITY OF WINDSOR, AND TO RESCIND THE APPOINTMENT OF ONORIO COLUCCI AS THE ACTING CHIEF ADMINISTRATIVE OFFICER OF THE CORPORATION OF THE CITY OF WINDSOR, authorized by CR 118/2023 dated March 20, 2023

13.15. **By-law 65-2023** 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, authorized by CAO 135/2023 dated May 11, 2023

13.16 **By-law 66-2023**A BY-LAW TO AMEND BY-LAW 14-2023, BEING A BY-LAW TO ESTABLISH A LICENSING PROGRAM FOR THE REGULATION OF RESIDENTIAL RENTAL HOUSING IN THE CITY OF WINDSOR, See Item 8.11

13.17 **By-law 67-2023** A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 29th DAY OF MAY, 2023.

14. **MOVE BACK INTO FORMAL SESSION**

15. **NOTICES OF MOTION**

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

By-laws 51-2023 through 67-2023 (inclusive)

17. **PETITIONS**

18. **QUESTION PERIOD**

18.1. Outstanding Council Directives as of May 29, 2023 **(SCM 152/2023)** ***(previously submitted)***

18.2. Outstanding Council Questions as of May 29, 2023 **(SCM 153/2023)** ***(previously submitted)***

19. **STATEMENTS BY MEMBERS**

20. **UPCOMING MEETINGS**

Windsor Licensing Commission
Thursday, June 1, 2023
9:30 a.m., via Zoom Video Conference

Development & Heritage Standing Committee
Monday, June 5, 2023
4:30 p.m., Council Chambers

Community Services Standing Committee (CANCELLED)
Wednesday, June 7, 2023
9:00 a.m., Council Chambers

21. **ADJOURNMENT**