

City Council Meeting

Date: Monday, February 13, 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
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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 Potawatomie. 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
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4.	ADOPTION OF THE MINUTES
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5.	NOTICE OF PROCLAMATIONS
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6.	COMMITTEE OF THE WHOLE
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7.	COMMUNICATIONS INFORMATION PACKAGE (This includes both Correspondence and Communication Reports)
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7.2.	Engineering/Architectural Consultants Engaged via Roster – July 1 2022 to December 31, 2022 - CITY WIDE (CM 2/2023)
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8.	CONSENT AGENDA
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CONSENT COMMITTEE REPORTS

8.1.	Minutes of the Windsor Licensing Commission of its meeting held November 23, 2022 (SCM 27/2023) & (SCM 316/2022)
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- 8.2. Transit Windsor Advisory Committee 2022 Annual Report **(SCM 28/2023) & (SCM 333/2022)**
- 8.3. Report No. 75 of the Windsor Bicycling Committee - Updated report on the Bird E-Scooter Pilot Project **(SCM 29/2023) & (SCM 4/2023)**
- 8.4. Global Covenant of Mayors for Climate and Energy and Carbon Disclosure Project 2022 - City Wide **(SCM 30/2023) & (S 145/2022)**

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

10. **PRESENTATIONS AND DELEGATIONS**

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

- 11.1. Green and Inclusive Buildings Funding Opportunity - City Wide **(C 13/2023)**
- 11.2. Proposed Expropriation for Riverside Vista Project - Project Phase 2A Plan E – Ward 6 **(C 15/2023)**

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)

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

14. **MOVE BACK INTO FORMAL SESSION**

15. **NOTICES OF MOTION**

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

17. **PETITIONS**

18. **QUESTION PERIOD**

19. **STATEMENTS BY MEMBERS**

20. **UPCOMING MEETINGS**

Committee of Revision

Tuesday, February 21, 2023

2:00 p.m., Room 203, 350 City Hall Square West

Environment, Transportation & Public Safety Standing Committee

February 22, 2023

4:30 p.m., Council Chambers, 350 City Hall Square West

21. **ADJOURNMENT**

**Subject: Engineering/Architectural Consultants Engaged via Roster –
July 1 2022 to December 31, 2022 - CITY WIDE**

Reference:

Date to Council: February 13, 2023

Author: Alex Vucinic

Purchasing Manager

519-255-6100 ext. 6280

avucinic@citywindsor.ca

Purchasing

Report Date: 1/18/2023

Clerk's File #: ACO2023

To: Mayor and Members of City Council

Recommendation:

THAT this report **BE RECEIVED** by Council for information in compliance with section 163 of Bylaw 93-2012 (the "Purchasing Bylaw").

Background:

Section 163 of the Purchasing Bylaw provides:

163 ... "The responsible CLT Member and Manager of Purchasing and Risk Management (now Purchasing Manager) shall provide a semi-annual report to Council disclosing all consultants engaged through any rostering process in Part IX of this Bylaw."

This report is provided in satisfaction of these requirements.

Discussion:

Section 163 of the Purchasing Bylaw permits direct contract awards to firms listed on the engineering roster for professional services valued under \$100,000.

This method recognizes the fact that professional services for public works services are frequently utilized and are often of a repetitive or similar nature. Accordingly, proceeding with a request for proposals for each such project would be unnecessarily time- and resource- intensive. Instead, qualified professionals competed for inclusion on a roster and were categorized based on area of expertise, and contracts are awarded having regard to compatibility of work to be performed and consultant skill and expertise, with an intention to distribute work equitably.

Projects exceeding the established threshold must be addressed in accordance with the Purchasing Bylaw, either by issuing a Request for Proposals or, if applicable, proceeding with a sole source.

Section 163 the Bylaw requires the Manager of Purchasing and Risk Management (now Purchasing Manager) and the responsible CLT member to provide a semi-annual report outlining the nature of the awards made under this section.

All contracts awarded by roster as described above are shown at Appendix "A."

Risk Analysis:

There is no risk associated with receipt of this report.

Financial Matters:

Fifty Five consultant contracts were awarded under section 163 of the Purchasing Bylaw during the second half of 2022 totalling \$1,722,916.35 (excluding HST).

Consultations:

Jennifer Musson, Senior Buyer

Conclusion:

Fifty Five consultant contracts were awarded under section 163 of the Purchasing Bylaw during the second half of 2022 totalling \$1,722,916.35 (excluding HST).

Approvals:

Name	Title
Alex Vucinic	Purchasing Manager
Shelby Askin Hager	Commissioner, Legal & Legislative Services
Chris Nepszy	Commissioner, Infrastructure Services
Onorio Colucci	Chief Administrative Officer

Notifications:

Name	Address	Email

Appendices:

1 Appendix "A" - Rostered Consultants Used by Public Works, Parks and Facilities – July 1 2022 to December 31 2022

APPENDIX "A"**Rostered Consultants Used by Public Works, Parks and Facilities – July 1 2022 to December 31 2022**

Contract Number	Consultant	Description	\$ Value
CO6647	Wood Environmental	Phase I and II ESA 9655 Twin Oaks/0 Valtec	\$41,400.00
CO6672	Landmark	Walker Homesite Park	\$39,500.00
CO6650	Golder	2022 Annual Monitoring East Riverside Landfill	\$57,800.00
CO6672	Landmark	Walker Homesite Park - Site Improvements and Functional Design	\$47,500.00
CO6674	Stantec	LRPCP Sludge Pumphouse No 1 Upgrades Contract Administration	\$97,800.00
CO6675	Stantec	Operating Manual Procedures Updating LRWRP	\$98,000.00
CO6676	WSP	Diesel System & Storage Tank Upgrade CMH Woods	\$59,250.00
CO6677	Dillon	Temple Drive Pumping Station Refurbishment	\$49,600.00
CO6678	Golder	Belleperche Stage 2 AA	\$12,490.00
CO6683	Dillon	Replacement of Main Substation Incoming Service LRWRP	\$37,000.00
CO6696	Urban Systems	Functional Design Study Bike Network Roseland	\$50,609.00
CO6699	Dillon	Electrical Power Issues - Lakeview Park Marina	\$8,600.00
CO6706	Soil & Material	Excess Soil Laing Street	\$48,740.00
CO6707	LP Meyer	2022 Goyeau & Pelissier Garage Rehabilitation	\$35,568.50
CO6711	Soil & Material	Geotechnical Investigation Clemenceau Blvd	\$4,500.00
CO6713	Soil & Material	Soils Management Clemenceau Blvd	\$43,030.00
CO6717	GHD	Geotech & Soils Mgmt Aubin Road	\$45,300.00
CO6720	Aleo Associates	Festival Plaza Roof Repairs	\$18,500.00
CO6721	Wood Environmental	Geotech & Soils Mgmt Albert Road	\$43,625.00
CO6722	Dillon	Riverside Drive Diet Traffic Study	\$22,000.00
CO6737	Golder	Geotech & Soils Mgmt Belleperche Phase 1, 2, 3	\$84,700.00
CO6743	Maged Basiliou	Washroom Building-Little River Park-All Seasons Bldg.	\$29,800.00
CO6744	Landmark	Derwent Park Design	\$59,500.00
CO6748	RDWI Inc.	Greenhouse Gas Assessment - Transit Terminal	\$19,000.00
CO6749	DC McCloskey	Design Maintenance Work Platform over Grit Channel	\$8,750.00
CO6750	WSP Canada	Ground Water Investigation St. Luke Road Sewer	\$18,150.00
CO6751	BT Engineering	EC Row/Banwell Interchange	\$54,500.00
CO6752	Haddad Morgan	Removal of Heritage Wall at Legacy Beacon	\$20,000.00
CO6758	Architecttura	Economic Development & Innovation Office Space	\$88,537.00
CO6762	Aleo Associates	Block Wall Repairs - PW Crawford Yard Fleet Building	\$9,500.00
CO6763	Stantec	LRPCP Overflow Measurement Study	\$28,080.00
CO6765	Dillon	Evaluation Report Riverside Drive East Bridge #157	\$9,200.00
CO6766	Stantec	Concrete Repairs Various Locations LRPCP	\$28,299.75
CO6767	Stantec	Concrete Repairs at Tunnel LRWRP	\$25,525.10
CO6769	Verhaegan Stubberfield	Cabana Phase 5 Legal Survey	\$33,000.00
CO6777	RWDI Air	Phase 1 ESA 451 Tecumseh Road West	\$4,900.00
CO6778	Golder	Phase 1 ESA 2429 Seminole Street	\$3,000.00
CO6779	Golder	Phase 1 ESA 1585 St. Luke Road	\$4,500.00
CO6780	WSP	Building Condition Assessment 3142-3146 Walker	\$2,100.00
CO6781	WSP	Building Condition Assessment 3136-3140 Walker	\$2,100.00
CO6782	WSP	Building Condition Assessment 2429 Seminol Street	\$1,150.00
CO6783	WSP	Building Condition Assessment 3005 Deziel Drive	\$4,150.00
CO6784	WSP	Building Condition Assessment 1585 St. Luke Road	\$3,250.00
CO6785	Golder	Geotechnical & Soils Elsmere Avenue	\$53,350.00
CO6787	VG The Ventin Group	Drawings/Tender, Boer War Monument - Jackson Park	\$30,000.00
CO6788	WSP	Excess Soil & Geotech 2023 Road Rehabilitation	\$48,038.00
CO6790	WSP	Geotechnical Investigation Landspeary Pool	\$23,925.00
CO6793	GHD Limited	Environmental Assessment Landspery Park	\$14,800.00
CO6795	Indoor Environmental	Capitol Theatre Mould Assessment	\$900.00

APPENDIX "A"**Rostered Consultants Used by Public Works, Parks and Facilities – July 1 2022 to December 31 2022**

CO6797	RWDI Air	Climate Lens Assessment Transit Windsor Hybrid Buses	\$15,700.00
CO6799	Golder	Geotechnical and Excess Soils Goyeau & Windsor Avenue	\$52,600.00
CO6800	Stantec	Workshop Code Compliance Review & Recommendation LRWRP	\$36,748.00
CO6801	RWDI Air	Second Phase WIATC	\$27,300.00
CO6814	Stantec	Server Room Code Compliance Review & Recommendation LRWRP	\$6,761.00
CO6815	Stantec	New Lifting Devices for Drywell LRPCP	\$10,290.00
TOTAL			\$1,722,916.35

Item No. 8.1



Committee Matters: SCM 27/2023

Subject: Minutes of the Windsor Licensing Commission of its meeting held November 23, 2022

Moved by: Councillor Gary Kaschak
Seconded by: Councillor Renaldo Agostino

Decision Number: ETPS 921

THAT the minutes of the Windsor Licensing Commission of its meeting held November 23, 2022 **BE RECEIVED**.

Carried.

Report Number: SCM 316/2022
Clerk's File: MB2022

Clerk's Note:

1. The recommendation of the Environment, Transportation & Public Safety Standing Committee and Committee are the same.
2. Please refer to Item 7.1 from the Environment, Transportation & Public Safety Standing Committee Meeting held on January 25, 2023.
3. To view the stream of this Standing Committee meeting, please refer to:
<https://csg001-harmony.sliq.net/00310/Harmony/en/PowerBrowser/PowerBrowserV2/20230125/-1/9379>



Committee Matters: SCM 316/2022

**Subject: Minutes of the Windsor Licensing Commission of its meeting held
November 23, 2022**

Windsor Licensing Commission

Meeting held November 23, 2022

A meeting of the Windsor Licensing Commission is held this day commencing at 9:30 o'clock a.m. in Room 140, 350 City Hall Square West, there being present the following members:

Councillor Ed Sleiman, Chair
Councillor Fabio Costante
Councillor Gary Kaschak

Regrets received from:

Jayme Lesperance

Delegations in attendance:

Apreem Kuryakus, Shady Rophail and Matthew Rose, American Iron & Metal Company Inc. Kenny U-Pull Windsor regarding ***Item 7(a)***

Also present are the following resource personnel:

Steve Vlachodimos, City Clerk
Craig Robertson, Deputy Licence Commissioner & Acting Senior Manager of Licensing and Enforcement
Janna Tetler, Senior Licence Issuer
Marianne Sladic, Licence Issuer
Karen Kadour, Committee Coordinator

1. Call to Order

The Chair calls the meeting to order at 9:33 o'clock a.m. and the Windsor Licensing Commission considers the Agenda being Schedule A attached hereto, matters which are dealt with as follows:

2. Minutes

Moved by Councillor Costante, seconded by Councillor Kaschak,
That the minutes of the Windsor Licensing Commission of its meeting held July 27, 2022 **BE ADOPTED** as presented.
Carried.

3. Disclosure of Interest

None disclosed.

4. Requests for Deferrals, Referrals or Withdrawals

None.

5. Communications

None.

6. Licence Transfers

None.

7. Applications/Hearings

(a) American Iron & Metal Company Inc. – Kenny U-Pull – Salvage Yard

Matthew Rose, Vice President of Kenny U-Pull, Apreem Kuryakus, and Shady Rophail, American Iron & Metal Company Inc. appear before the Windsor Licensing Commission.

C. Robertson provides the following background information relating to the placement of conditions on a Salvage Yard submitted by Mr. Herbert Black, American Iron & Metal Company Inc. o/a Kenny U-Pull – Windsor.

- An application for a Salvage Yard Licence was submitted on July 7, 2022 by Mr. Herbert Black on behalf of American Iron & Metal Company.
- The City of Windsor's Planning Department confirmed on July 26, 2022 the operation of a salvage yard as an approved use for the property at 200 Sprucewood Avenue
- On August 10, 2022, in accordance with Schedule S1 of Business Licensing By-law 395-2004, a total of 14 letters of notification were sent to the property owners with lands lying within three hundred feet of the proposed Salvage Yard.
- The Salvage Yard applicants indicated that they intend to permit the wrecking of automobiles on the property which will require the permission of the Windsor Licensing Commission.

In response to a question asked by the Chair regarding if the vehicles will be crushed on the premises, Matthew Rose responds that in order to transport the vehicles

to their processing facility, the vehicles are crushed as it is not safe to send the vehicle down the road uncrushed. He adds that crushing the vehicles is a quiet operation.

Councillor Kaschak asks if American Iron & Metal (AIM) Company Inc. has other locations in Canada.

Matthew Rose responds that the Kenny U-Pull Division of AIM has twenty-five locations in Canada and there will be eleven in Ontario if this request is approved.

In response to a question asked by Councillor Costante regarding zoning, C. Robertson responds that the area is a manufacturing district and is zoned industrial.

Moved by Councillor Kaschak, seconded by Councillor Costante,
WLC 5/2022 That the application for a Salvage Yard submitted by Mr. Herbert Black of American Iron & Metal Company Inc. o/a Kenny U-Pull – Windsor, 200 Sprucewood Avenue, Windsor **BE APPROVED** with the following conditions:

- The applicant submit to and pass an inspection by the City of Windsor's Pollution Control Department;
- The applicant submit to and pass an inspection by the City of Windsor's By-law Enforcement Unit;
- The wrecking of automobiles be permitted on the licensed premises.

Carried.

8. Reports & Administrative Matters

(a) Expired Application(s) for Business Licence

In response to a question asked by Councillor Kaschak regarding if there has been any change in the status of these applications, C. Robertson responds that some businesses have resubmitted applications as they would have expired due to negligence of the licensee.

Moved by Councillor Costante, seconded by Councillor Kaschak,
That the report of the Deputy Licence Commissioner dated November 2, 2022 entitled "Expired Application(s) for Business Licence" **BE RECEIVED**.

Carried.

9. Confirm and Ratify E-mail Polls

9(a) That the following motion BE CONFIRMED AND RATIFIED:

Moved by Councillor Costante, seconded by Councillor Kaschak,

WLC 6/2022 That the transfer of Taxicab Plate #18 from 2196935 Ontario Limited to Mr. Ahmed Al-Kaisi BE APPROVED with the following conditions:

- i. Mr. Al-Kaisi be given thirty (30) days from the date of the approval to submit a vehicle for inspection that complies with Schedule 5 to By-law 137-2007 (amended by By-law 150-2018), including a valid safety standards certificate.
- ii. Mr. Al-Kaisi be given thirty (30) days from the date of the approval to submit a Taxicab Plate Holder application and pay the associated fee.
- iii. Mr. Al-Kaisi be given thirty (30) days from the date of the approval to provide verification that full compensation has been made to 2196935 Ontario Limited in consideration of the transfer of Taxicab plate #18.
- iv. Mr. Al-Kaisi shall not lease Taxicab plate #18 for a one year period as stated in Schedule 5, Section 21.3 of Licensing By-law 137-2007 (amended by By-law 150-2018).

Carried.

9(b) That the following motion BE CONFIRMED AND RATIFIED:

Moved by Councillor Kaschak, seconded by Councillor Costante,

WLC 7/2022 That the transfer of Taxicab Plate #121 from Mr. Mohammed Abdul Hamid Khan to Mr. Md Wares Khan BE APPROVED with the following conditions:

- i. Mr. Md Wares Khan be given thirty (30) days from the date of the approval to submit a vehicle for inspection that complies with Schedule 5 to By-law 137-2007 (amended by By-law 150-2018), including a valid safety standards certificate.
- ii. Mr. Md Wares Khan be given thirty (30) days from the date of the approval to submit a Taxicab Plate Holder application and pay the associated fee.
- iii. Mr. Md Wares Khan be given thirty (30) days from the date of the approval to provide verification that full compensation has been made to Mr. Mohammed Abdul Hamid Khan in consideration of the transfer of Taxicab plate #121.
- iv. Mr. Md Wares Khan shall not lease Taxicab plate #121 for a one year period as stated in Schedule 5, Section 21.3 of Licensing By-law 137-2007 (amended by By-law 150-2018).

Carried.

10. In Camera

No In Camera session is held.

11. Date of Next Meeting

The next meeting will be held at the call of the Chair.

12. Adjournment

There being no further business, the meeting is adjourned at 9:47 o'clock a.m.

CHAIR

COMMITTEE COORDINATOR

Item No. 8.2



Committee Matters: SCM 28/2023

Subject: Transit Windsor Advisory Committee 2022 Annual Report

Moved by: Councillor Gary Kaschak

Seconded by: Councillor Kieran McKenzie

Decision Number: ETPS 922

THAT the Transit Windsor Advisory Committee 2022 Annual Report **BE APPROVED**.
Carried.

Report Number: SCM 333/2022

Clerk's File: MB2022

Clerk's Note:

1. The recommendation of the Environment, Transportation & Public Safety Standing Committee and Advisory Committee are the same.
2. Please refer to Item 7.2 from the Environment, Transportation & Public Safety Standing Committee Meeting held on January 25, 2023.
3. To view the stream of this Standing Committee meeting, please refer to:
<https://csg001-harmony.sliq.net/00310/Harmony/en/PowerBrowser/PowerBrowserV2/20230125/-1/9379>



Committee Matters: SCM 333/2022

Subject: Transit Windsor Advisory Committee 2022 Annual Report

Transit Windsor Advisory Committee 2022 Annual Report

In 2022, Transit Windsor Administration remained focused on continuing to navigate through the impacts of the COVID-19 pandemic by working towards returning to regular service, adapting to the changes in ridership trends, and providing service that meets the demands of our riders. 2022 has been a very busy year at Transit Windsor and this annual report aims to capture the accomplishments.

RETURN TO FULL CITY SERVICE

Since the onset of the pandemic in early 2020, city service, along with other services like Tunnel Bus, Special Events, Charters, etc., remained suspended or have been running at a reduced capacity. After almost two and a half years, we returned to full city service on Sunday, September 4th, 2022. The return to full service was dependent on resource availability, one of which was recruitment. We were challenged with a competitive labour market and the Operations department, along with the Human Resources department worked tirelessly to fill vacant positions in order to get us to a staffing position that could allow us to return to full service.

RESUMPTION OF TUNNEL BUS SERVICE

On Sunday, November 27th, the Tunnel Bus resumed service for the first time since it was suspended over two and a half years ago. Resource challenges, along with Canadian border re-entry requirements such as the Bus Operators verifying vaccination status and the use of the ArriveCAN app, created challenges that were not congruent with a transit operating model. Once all re-entry requirements were lifted by the Canada Border Services Agency, Transit Operations began training new Bus Operators that were hired during the service suspension and were unable to receive training on the Tunnel Bus route. The Tunnel Bus runs on 1-hour service from Sunday to Saturday. Sunday service starts at 8:00 am and ends at the Windsor International Transit Terminal (WITT) at 7:54 pm. The service from Monday to Saturday begins at 6:00 am and ends at the WITT at 9:54 pm.

At this time, the Special Events service remains suspended as we are currently evaluating the service and working on an implementation plan that will better meet the needs of our riders. When this service resumes, our riders will experience a more convenient process of booking and paying for the service.

DELIVERY OF 24 NEW BUSES

In 2021, City Council approved the procurement of 24 new buses through the Investing in Canada Infrastructure Program (ICIP) grant intake submission. This request represents the regular fleet replacement needs of eight (8) buses per year under the Transit Life Cycle Costing for the year 2022-2024. With the purchase of these buses, 24 older buses were decommissioned. All 24 buses were delivered this year with some buses already in service as of December, 2022, with the remainder scheduled for service in early 2023.

INSTALLATION OF PERMANENT DRIVER BARRIERS

In response to the COVID-19 pandemic, Transit Windsor took initial steps to install temporary operator barriers to ensure the safety of Bus Operators and allow the resumption of front door

boarding and fare collection. With the announcement of the Phase 2 Safe Restart Agreement, there were funding opportunities to purchase and install permanent driver barriers. 117 barriers were purchased from AROW Global, the leading manufacturer of operator protection systems. The AROWGard operator protection system was tested, piloted, and implemented in many transit systems across North America. The barriers feature steel and laminated safety glass construction and are similar to those that are already installed at other transit agencies including London, Waterloo Region, Brampton, Kingston, etc. Installation of the barriers across the fleet is well underway, with the remaining buses scheduled to be completed early in 2023.

LAUNCHED SAINTSPASS – TUITION-BASSED PASS

This September, we successfully launched the SaintsPass, a tuition-based pass for St. Clair College students. Transit Windsor Administration received approval from City Council to enter into a three-year agreement with the St. Clair College Student Representative Council. Similar to the U-Pass for the University of Windsor, this initiative brings the promise of increased ridership and revenue to Transit Windsor, which we can put back into new service. The pricing for the pass for September 2022 has been set at a rate of \$91.33 per semester (\$274 for the academic year) with an annual increase based on the higher of the Consumer Price Index (CPI) for Transportation for the preceding year, or 2% each September 1st.

INTRODUCED NEW SERVICE TO AMHERSTBURG

Transit Windsor and the Town of Amherstburg entered into a two-year pilot agreement to run transit service. Route 605 began operations on Tuesday, September 6th, 2022, provides service between the Town of Amherstburg and the City of Windsor, connecting the Town of LaSalle. The service operates three trips per day, everyday, including Sundays and Holidays. There are multiple transfer points along the route to allow transfers to current transit services provided by Transit Windsor. The new Amherstburg route has a transfer point with the LaSalle 25 route in both directions on Front Road at Laurier. Transit Windsor's South Windsor 7 route has a direct transfer point on Marigold at Weaver from the new Amherstburg route, allowing students to get to St. Clair College quickly from there. Hotel Dieu Grace Health Care Terminal allows any passengers coming from the new Amherstburg route to transfer onto the following Transit Windsor routes: Transway 1C, Crosstown 2, Central 3, and South Windsor 7. These transfers allow all routes to grow ridership and be an overall benefit to the community.

RIDERSHIP REBOUNDED TO 95% PRE-PANDEMIC LEVELS

Beginning with the return to full service in September, Transit Windsor ridership has rebounded to approximately 95% of the pre-pandemic average from 2017-2019. Student ridership makes up a large part of Transit Windsor's overall ridership, and September, 2022 was the first time since the pandemic began in 2020 that students at the University of Windsor and St. Clair College were back on-campus in large numbers. While other transit agencies in Ontario continue to struggle with ridership recovery due to the emergence of remote work, Windsor seems well-positioned to continue into 2023 with a strong recovery.

REBRANDING

In the 2019 Transit Master Plan, developed by Dillon Consulting, there was a recommendation through the Plan to consider rebranding, and possibly a name change. RallyRally completed a Brand Analysis review and provided recommendations to rebrand Transit Windsor to adequately

capture the overhaul of the transit system, help signal improved transit service and build public support, improve the brand to encourage new riders, improve appeal to the surrounding communities and municipalities, and capture transit's expansion of regional service. Transit Windsor Administration is currently working on the rebranding of Transit Windsor's image to give it a fresh identity and to recognize the increasingly regional nature of our services. The Request for Proposal (RFP) has been completed and the evaluation committee has been meeting to evaluate the submissions received.

SCHEDULING SOFTWARE

The new Scheduling Software project is underway and Transit Administration launched the start of this project with a meeting with Clever Devices in early November. Clever's MAIOR product is an industry leader developed for major European transit systems. This application will replace the very outdated Sched21 software and will allow Transit Windsor to digitize many processes, which are currently done manually, most notably the scheduling and bidding process. The application will also allow the Planning staff to model potential changes in search of routing efficiencies. The first phase of the project will be the implementation of the scheduling portion of the system and is expected to take between 6-9 months. The second phase of the project which includes absence tracking, daily assignments, bidding process will follow immediately and has an estimated timeline of 12-18 months based on information received from other users of MAIOR.

2022 SERVICE PLAN - CHANGE IN OTTAWA 4 AND CENTRAL 3 ROUTING

Changes to the Ottawa 4 and Central 3 were officially launched on Sunday, September 4th, 2022, to service the new Toldo Lancer Centre at the University of Windsor. The Central 3 West route was eliminated and the Central 3 now provides all-day service, including Sundays and Holidays and services the Lancer Centre via a one-way loop on College Avenue and Wyandotte Street. The Ottawa 4 now runs as a separate route and the confusing interlining with the Central 3 was removed and the dangerous turn that linked Jefferson Boulevard and South National Street no longer exist.

LAUNCH OF SOCIAL MEDIA

Transit Windsor has finally joined the world of Social Media. In the past, we were reliant on the City of Windsor's media accounts to provide service updates, changes, etc. Our social media account, Facebook and Twitter, officially launched this summer. With our own social media accounts, we can provide timely updates on service changes, news, detours, road closures, etc. Social media has allowed the Transit team to communicate directly with our riders.

RETURN OF THE FIREWORKS SHUTTLE

Due to the COVID-19 pandemic the Ford Fireworks event, along with the fireworks shuttle, was suspended for two years. This year, the event returned to the waterfront on Monday, June 27th. Zehrs graciously sponsored the event once again, which allowed free rides on city service, and the fireworks shuttle, beginning at 6:00 pm. The park and ride shuttle operated from Devonshire Mall to the downtown area ran smoothly with the assistance of Windsor Police Services. The total ridership beginning at 6:00 pm to the end of service day was 12,567.

\$100M INVESTING IN CANADA INFRASTRUCTURE PROGRAM (ICIP) FUNDING

At the November 28, 2022 City Council Meeting, Council approved the ICIP Grant report where approximately \$100M of funding will be allocated for the following:

- A pre-commitment in the Transit Windsor Fleet Replacement Program for 2025 and 2026;
- A pre-commitment in the Transit Windsor Garage capital project;
- A placeholder and pre-commitment for the Transit Windsor Fleet Replacement Program for years 2027 and 2028; and,
- A placeholder and pre-commitment in the Transit Windsor Garage capital project for the years 2028 and 2029.

To enhance transit service, the funding will also be allocated to the following recommended support projects:

- Equipment replacement such as bus wash, air compressor, fuel tanks, fuel dispenser, bus exhaust system, hoists, etc.;
- Building upgrades that include a new roof on the administration area, heating system, air handling systems, exterior windows, storm and sanitary sewer repairs, lighting upgrades, surveillance systems, accessibility upgrades, etc.;
- Building expansion to the east side of the building to allow for additional buses to be parked in an enclosed area;
- Transit Master Plan items that include an upgrade to automated fare collection and implementation of On-Demand services;
- Terminal upgrades;
- Annual bus replacement program to replace 34 aging diesel and hybrid buses with new fuel-efficient Hybrid Electric buses;
- Improvements to the existing bus stops and/or shelters on existing routes; and,
- Re-evaluation of the Transit Master Plan to determine service improvements without expanding the garage and fleet capacity.

As detailed within this report, 2022 has been a very busy year full of exciting and noteworthy accomplishments. With the stream of ICIP funding that will be invested over the next several years, Transit Windsor will be undergoing many changes that aim to enhance/improve the current service to better meet the needs of our riders. The Transit Windsor Advisory Committee, along with the Transit Windsor Board of Directors, and City Council will remain apprised of all of these exciting initiatives.

Item No. 8.3



Committee Matters: SCM 29/2023

Subject: Report No. 75 of the Windsor Bicycling Committee - Updated report on the Bird E-Scooter Pilot Project

Moved by: Councillor Kieran McKenzie
Seconded by: Councillor Mark McKenzie

Decision Number: ETPS 923

That Report No. 75 of the Windsor Bicycling Committee – Updated report on the Bird E-Scooter Pilot Project indicating that;

Administration BE REQUESTED to prepare an updated report on the Bird E-Scooter Pilot Project for consideration by City Council.

BE RECEIVED.

Carried.

Report Number: SCM 4/2023
Clerk's File:MB2022

Clerk's Note:

1. The recommendation of the Environment, Transportation & Public Safety Standing Committee and Advisory Committee are **not** the same.
2. Please refer to Item 7.3 from the Environment, Transportation & Public Safety Standing Committee Meeting held on January 25, 2023.
3. To view the stream of this Standing Committee meeting, please refer to:
<https://csg001-harmony.sliq.net/00310/Harmony/en/PowerBrowser/PowerBrowserV2/20230125/-1/9379>



Committee Matters: SCM 4/2023

Subject: Report No. 75 of the Windsor Bicycling Committee - Updated report on the Bird E-Scooter Pilot Project

January 25, 2023

REPORT NO. 75
of the
WINDSOR BICYCLING COMMITTEE
of its meeting held December 13, 2022

Present: Councillor Kieran McKenzie, Chair
Ken Acton
Klaus Dohring
Robert Hicks
Jessica Macasaet-Bondy
Ellen van Wageningen

Your Committee submits the following recommendation:

Moved by E. van Wageningen, seconded by K. Acton,
That Administration **BE REQUESTED** to prepare an updated report on the
Bird E-Scooter Pilot Project for consideration by City Council.

CHAIR

COMMITTEE COORDINATOR

Notification:		
Windsor Bicycling Committee	On File	
Chris Schafer, Vice President, Government Affairs, Bird Canada	Chris.schafer@birdcanada.co	



Committee Matters: SCM 30/2023

Subject: Global Covenant of Mayors for Climate and Energy and Carbon Disclosure Project 2022 - City Wide

Moved by: Councillor Kieran McKenzie

Seconded by: Councillor Gary Kaschak

Decision Number: ETPS 924

THAT the report of the Community Energy Plan Administrator dated December 5, 2022 regarding the Global Covenant of Mayors for Climate and Energy and Carbon Disclosure Project 2022 Cities Results **BE RECEIVED** for information.
Carried.

Report Number: S 145/2022

Clerk's File:EI/14519

Clerk's Note:

1. The recommendation of the Environment, Transportation & Public Safety Standing Committee and Administration are the same.
2. Please refer to Item 8.1 from the Environment, Transportation & Public Safety Standing Committee Meeting held on January 25, 2023.
3. To view the stream of this Standing Committee meeting, please refer to:
<https://csg001-harmony.sliq.net/00310/Harmony/en/PowerBrowser/PowerBrowserV2/20230125/-1/9379>

Subject: Global Covenant of Mayors for Climate and Energy and Carbon Disclosure Project 2022 - City Wide

Reference:

Date to Council: January 25, 2023
Author: Michelle Moxley-Peltier
Community Energy Plan Administrator
519-255-6100 ext. 6109
mmoxleypeltier@citywindsor.ca
Asset Planning
Report Date: December 5, 2022
Clerk's File #: E/14519

To: Mayor and Members of City Council

Recommendation:

THAT the report of the Community Energy Plan Administrator dated December 5, 2022 regarding the Global Covenant of Mayors for Climate and Energy and Carbon Disclosure Project 2022 Cities Results **BE RECEIVED** for information.

Executive Summary:

N/A

Background:

In 2015, the City of Windsor joined the Compact of Mayors (now referred to as the Global Covenant of Mayors for Climate and Energy (GCoM)). Towns or cities from around the world regardless of size commit to accelerate ambitious, measurable climate and energy initiatives that lead to an inclusive, just, low-emission and climate resilient future, helping to meet and exceed the Paris Agreement objectives.

The Global Covenant of Mayors for Climate and Energy (GCoM) is the world's largest cooperative effort among mayors and city officials to report and monitor greenhouse gas emissions, track progress, and evaluate climate change risks for municipalities. The GCoM established a common reporting platform through the Carbon Disclosure Project (CDP) to capture the impact of cities' collective actions on climate change through standardized measurement of emissions and climate risk, as well as demonstrate consistent, public reporting of their efforts.

Upon signing onto the GCoM, the City committed to complete and report on the following within three years:

- A greenhouse gas emissions inventory for the City within the Global Protocol for Community-Scale Greenhouse Gas Emissions Inventories (GPC);
- An assessment of the climate hazards faced by the City of Windsor;
- The City of Windsor's greenhouse gas emissions reduction target;
- The climate vulnerabilities faced by our City; and
- Our plans to address climate change mitigation and adaptation.

The City of Windsor fulfilled these requirements in 2017. Since 2016, the City of Windsor has reported the City's climate related actions annually through the Carbon Disclosure Project (CDP). CDP began "scoring" municipalities in 2018. Since scoring began, The City of Windsor has not received an overall score of less than A-, which corresponds to the Leadership level, the highest level attainable.

In 2021, CDP partnered with ICLEI – Local Governments for Sustainability to create a new reporting platform named CDP-ICLEI Unified Reporting System to CDP-ICLEI Track. This platform tracks and measures member cities' climate actions and allows reporting to several initiatives such as numerous ICLEI initiatives, C40 Cities Climate Leadership Group (C40), World Wildlife Fund (WWF), and Global Covenant of Mayors at the same time.

Discussion:

Each year, the Carbon Disclosure Project (CDP) provides feedback to municipalities on how to improve upon their reporting obligations. The CDP also releases a "report card" for municipalities as a method to compare actions amongst cities. On an annual basis, the CDP publicly releases its Cities A List. The Cities A list recognizes cities that have received the highest score for their transparency and bold climate action, and celebrates their achievements, vision, and commitment in the fight against climate change. ¹ Municipalities not on the Cities A list are encouraged to disclose publicly their individual "report cards".

In 2022, the City of Windsor received an overall score of "A" which places us in the "Leadership" category among municipalities. The City of Windsor was one of 122 global cities to receive an A score and is listed on CDP's Cities A List for 2022. A leadership city demonstrates best practice standards working towards climate change adaptation and mitigation, has set ambitious but realistic goals, and has made progress towards achieving those goals. Cities in the Leadership category have strategic, holistic plans in place to ensure the actions they are taking will reduce climate impacts and vulnerabilities to the citizens, businesses and organizations residing in their city.

Windsor's Report Card for 2022 is included in the Appendices.

2022 Questionnaire

In 2022, CDP revamped its 2022 Questionnaire. Three questionnaire pathways were introduced in order to reflect the different contexts of local governments and to streamline reporting. The number of questions requiring answers change depending on

¹ [Cities scores - CDP](#)

the pathway selected / assigned. Pathway levels build upon each other with all participants answering Pathway 1 questions. Participants in Pathway 3 answer Pathway 1, Pathway 2, and additional questions. Windsor was assigned Pathway 2 based on population density.

- Pathway 1: 27 questions
- Pathway 2: 34 questions
- Pathway 3: 40 questions

Pathway questionnaires were subdivided further to include the following topics:

- Municipal Governance
- Climate Risk and Vulnerability
- Climate Hazards
- Emissions inventories (community and municipal)
- Sector Assessments (i.e. Transport, Waste, Public Health)
- Adaption Goals
- Mitigation Targets
- Energy and Climate Related Targets
- Climate Action Planning
- Financing for Climate related projects
- Adaptation Actions
- Mitigation Actions

CDP Scoring Methodology

CDP evaluates questionnaire responses using a scoring methodology

“designed to incentivize actions that are to a certain extent applicable to all cities regardless of geography or level of development. Scoring assesses the level of detail and comprehensiveness of a city’s actions and planning as reported in the CDP questionnaire, and does not consider any other actions and plans that are not reported within the questionnaire.”²

The scoring methodology assesses the level (or step) a city is at as they progress towards environmental stewardship. There are four (4) scoring bands (levels), which are sequential and require the attainment of a minimum threshold before a city progresses to the next scoring band for assessment. The four scoring bands are:

1. Disclosure (D- or D):

A city in the Disclosure scoring band has just started the journey of understanding and reporting on climate impacts. These cities understand the value of collecting data to drive climate action but may not have structures or resources in place to obtain the necessary information. Cities in the Disclosure band report on the degree to which climate impacts and risks have been measured.

² Source: Cities2021_Scoringmethodology.pdf, page 2
<https://guidance.cdp.net/en/guidance?ctype=theme&idtype=ThemeID&cid=21&otype=ScoringModule&incchild=0µsite=0&gettags=0&tags=TAG-570>

2. Awareness (C- or C)

A city in the Awareness scoring band is in the process of assessing the main risks and impacts of climate change. These cities have begun developing an assessment and measuring impacts to get a holistic understanding of the main effects climate change has on their city but is only beginning to take action to reduce them.

3. Management (B- or B)

A city in the Management band has understood the main risks and impacts of climate change and is taking action to adapt to and reduce these effects. These cities have worked collaboratively with key stakeholders to understand their risks and impacts and now have plans in place to mitigate and adapt.

4. Leadership (A- or A)

A Leadership city demonstrates best practice standards across adaptation and mitigation, has set ambitious but realistic goals and made progress towards achieving those goals. Cities in the Leadership band have strategic, holistic plans in place to ensure the actions they are taking will reduce climate impacts and vulnerabilities of the citizens, businesses and organizations residing in their city.³



Figure 1: From Disclosure to Action – CDP's Scoring Methodology

Annually, CDP updates its scoring methodology with the following goals in mind:

- Help jurisdictions to improve climate planning
- Provide feedback to jurisdictions to encourage improvement by identifying gaps in responses.

³ Source: Cities2021_Scoringmethodology.pdf, pages 2, 3

<https://guidance.cdp.net/en/guidance?ctype=theme&idtype=ThemeID&cid=21&otype=ScoringModule&incchild=0µsite=0&gettags=0&tags=TAG-570>

- Encourage jurisdictions to benchmark their performance
- Encourage jurisdictions to adopt best practices
- Drive climate action

CDP Scoring

Cities who fully complete the annual questionnaire before the scoring deadline (July 31) receive three scores.

1. Overall Score – indicates the overall level of climate disclosures and performance as assessed from the information provided in the questionnaire;
2. Adaptation Score – indicates the level of climate disclosure and performance as provided in responses to questions falling under Adaptation;
3. Mitigation Score – indicates the level of climate disclosure and performance as provided in responses to questions under Mitigation.

2022 Changes to Scoring Methodology

Key changes to the scoring methodology in 2022, include:

- Requirement to report actions that demonstrate progress towards the jurisdiction's most ambitious target based on the total emission reduction savings;
- Requirement to disclose science-based targets;
- Incentives for jurisdictions to have modal share targets (>50%); and
- Scoring to place more emphasis on adaptation actions and goals.
- To achieve an A, jurisdiction must:
 - Demonstrate leadership in target setting by reporting targets aligned with the latest science on limiting the most harmful impacts of climate change. A science-based target should include both a long term net zero target (by 2050) and a mid-term target that is aligned with a fair share of limiting global warming to 1.5°C. In 2022, jurisdictions needed to report at least one of these two targets to score and A.
 - Jurisdiction must submit their response publicly.
- Introduced Task Force for Climate Related Financial Disclosures (TCFD) for monitoring for 2022 with the intention to score in 2023 or beyond.
 - Provide information on oversight of climate-related risk and opportunities and how these issues have impacted your jurisdiction's planning.
 - Risks related to the transition to a low-carbon economy and the risks related to the physical impacts of climate change.
 - Policy developments that attempt to constrain actions that contribute to the adverse effects of climate change or policy developments that seek to promote adaptation to climate change.

The 2023 disclosure and reporting process begins in April 2023. CDP has indicated there will be changes to the criteria for the Leadership level in 2023. Areas of focus to include:

- Emphasis on continued implementation of strategies and initiatives identified in City plans including,
 - Environmental Master Plan,

- Climate Change Adaptation Plan,
- Community Energy Plan,
- Corporate Climate Action Plan,
- Active Transportation Master Plan, and
- Sewer and Coastal Flood Management Plan
- GHG Emissions tracked and trending favourably with stated Science-Based Targets, and
- Implementation of Task Force for Climate Related Financial Disclosures reporting.

As noted above, each year, the CDP raises the minimum requirements to achieve the various scoring bands. This is to drive continuous actions.

Risk Analysis:

There are no identified risks from participating in the Global Covenant of Mayors for Climate and Energy or reporting to the CDP.

Climate Change Risks

Climate Change Mitigation:

There are no risks related to Climate Change Mitigation. Reporting to the CDP highlights the actions being undertaken by the City of Windsor as the community works towards the goals and initiatives set out in the Community Energy Plan, Corporate Climate Action Plan, Active Transportation Master Plan, and other mitigation plans.

Climate Change Adaptation:

There are no risks related to Climate Change Adaptation. Reporting to the CDP highlights the actions being undertaken by the City of Windsor as the community works towards the goals and initiatives set out in the Environmental Master Plan, Climate Change Adaptation Plan, and other adaptation plans.

Financial Matters:

There are no financial costs associated with the participation in the Global Covenant of Mayors for Climate Change and Energy or reporting to the CDP.

Consultations:

N/A

Conclusion:

The City of Windsor has received an overall score of A, which places us in the “Leadership” category among municipalities for our work in climate change mitigation and adaptation by the Global Covenant of Mayors for Climate Change and Energy. Windsor is one of 13 Canadian and 122 global cities recognized on CDP’s Cities A List for 2022.

Planning Act Matters:

N/A

Approvals:

Name	Title
Karina Richters	Supervisor, Environmental Sustainability & Climate Change
Muhammad Masri	Financial Planning Administrator
Natasha Gabbana	Senior Manager Asset Planning
Joe Mancina	Commissioner of Corporate Services and Chief Financial Officer
Jelena Payne	Commissioner of Economic Development and Innovation
Onorio Colucci	Acting Chief Administrative Officer

Notifications:

Name	Address	Email

Appendices:

01 – 2022_Cities_city_of_windsor_on (Report Card)

This report provides information on your jurisdiction’s score on the [2022 Questionnaire](#), how it compares with others and insights on how to improve climate action and transparency.

Your jurisdiction’s reported data has been scored against the [CDP Scoring Methodology](#). Scores are private to jurisdictions, though highest scoring jurisdictions are publicly recognized in our annual ‘A List’.

Request a score feedback call

Email: citiesna@cdp.net

YOUR SCORE

City of Windsor, ON

Region Canada
Country Canada



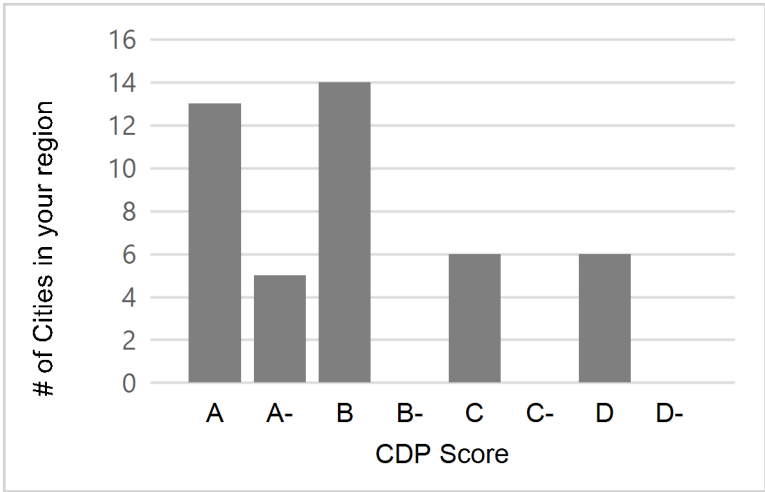
Leadership Level

Your jurisdiction has demonstrated best practice standards across adaptation and mitigation, has set ambitious goals and has made progress towards achieving those goals.

COMPARE YOUR SCORE

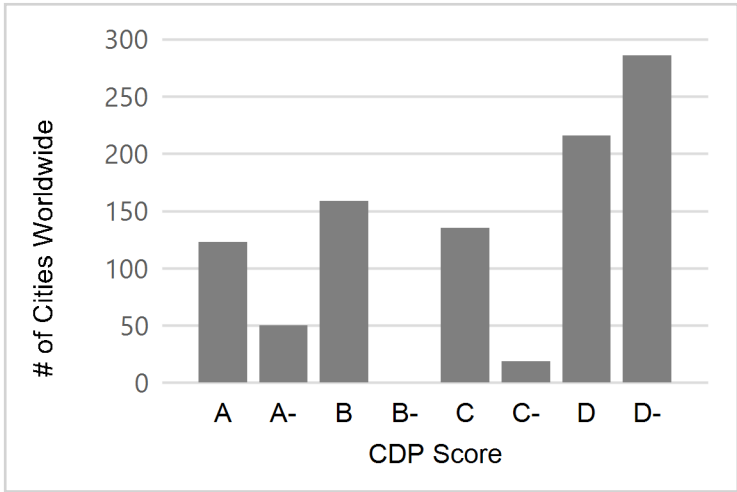
REGIONAL DISTRIBUTION

Average : B



GLOBAL DISTRIBUTION

Average : D



THEMATIC SCORES

ADAPTATION SCORE



Regional average
B
Global average
D

Your jurisdiction has a clear understanding of the impacts and risks climate change poses to your jurisdiction, you have implemented an adaptation plan and are tracking progress towards your adaptation goals.

MITIGATION SCORE



Regional average
B
Global average
D

Your jurisdiction has a clear understanding of your emissions breakdown, you have implemented a mitigation plan, and are demonstrating progress towards science-based climate targets.

Assessment

On track

Targets

On track

Planning

On track

Actions

On track

Climate Risk and Vulnerability Assessment



Your jurisdiction has undertaken a climate risk and vulnerability assessment. This is a key component of climate action, and therefore one of the essential criteria of CDP scoring. For best practice guidance to inform future updates and advance this assessment [click here](#).

Adaptation Plan



Your jurisdiction has a plan that addresses climate adaptation. This is a key component of climate action, and therefore one of the essential criteria of CDP scoring. For best practice guidance to inform monitoring, evaluation, progress reporting and future updates to this plan [click here](#).

Mitigation Plan



Your jurisdiction has reported that it has a plan that addresses climate mitigation adaptation. This is a key component of climate action, and therefore one of the essential criteria of CDP scoring. For best practice guidance to inform monitoring, evaluation, progress reporting and future updates to this plan [click here](#).

GHG Inventory



Your jurisdiction has a community-wide emissions inventory. This is a key component of climate action, and therefore one of the essential criteria of CDP scoring. For best practice guidance to inform future updates to your emissions inventory [click here](#).

Adaptation Goal



Your jurisdiction has an adaptation goal. This is a key component of climate action, and therefore one of the essential criteria of CDP scoring. For best practice guidance to track and progress your goal to drive climate resilience [click here](#).

Mitigation Target



Your jurisdiction has a fully reported mitigation target. This is a key component of climate action, and therefore one of the essential criteria of CDP scoring. For best practice guidance on how to track and monitor progress, including A list requirement [click here](#).

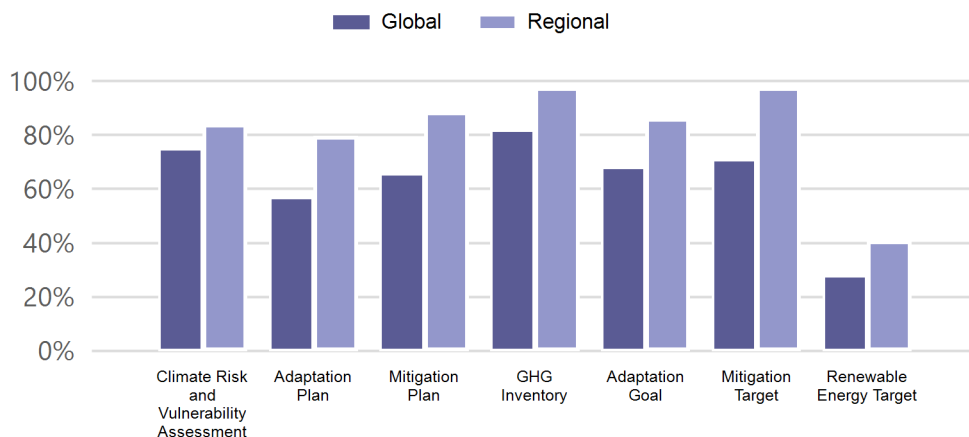
Renewable Energy Target



Your jurisdiction has a renewable energy generation, consumption and/or installed capacity jurisdiction target in place. For best practice guidance on how to track and monitor progress [click here](#).

Globally and regionally reported

% of Cities passed essential criteria



Explore CDP Data - [Click here](#)

Step up your climate action [Click here](#) for the next steps document

[Click here](#) to share your 2022 CDP response or score with the world

Understand the Scoring Methodology - [Click here](#)

City of Windsor, ON has responded to Pathway 2

Your jurisdiction responded to Pathway 2. This meant you were presented with additional questions on governance, energy, transport, waste, public health, water, food, and finance.

These additional questions are not part of your jurisdiction's score this year. However, you are provided with an indicator that represents the comprehensiveness of your disclosure and further guidance on measuring, managing, and reporting data on these topics.

Governance	Complete	Your jurisdiction has reported to most of the climate-related governance indicators such as social and economic opportunities and multilevel engagement and collaboration. For guidance on measuring, managing, and reporting governance data click here .
Energy	Complete	Your jurisdiction has reported to most of the energy-related indicators presented. For guidance on measuring, managing, and reporting energy data click here .
Transport	Partially complete	Your jurisdiction has reported to many of the transport-related indicators presented. For guidance on measuring, managing, and reporting transport data click here .
Waste	Complete	Your jurisdiction has reported to most of the waste-related indicators presented. For guidance on measuring, managing, and reporting waste data click here .
Public health	Complete	Your jurisdiction has reported to most of the public health-related indicators presented. For guidance on measuring, managing, and reporting public health data click here .
Water	Complete	Your jurisdiction has reported to most of the water-related indicators presented. For guidance on measuring, managing, and reporting water data click here .
Food	Complete	Your jurisdiction has reported to most of the food-related indicators presented. For guidance on measuring, managing, and reporting food data click here .
Finance	Complete	Your jurisdiction has reported to most of the finance-related indicators presented. For guidance on measuring, managing, and reporting finance data click here .

Subject: Green and Inclusive Buildings Funding Opportunity - City Wide

Reference:

Date to Council: February 13, 2023

Author: Averil Parent

Asset Coordinator

aparent@citywindsor.ca

519-255-6100 ext. 6126

Asset Planning

Report Date: 2023-01-24

Clerk's File #: SR2023

To: Mayor and Members of City Council

Recommendation:

- 1) THAT Administration **BE DIRECTED** to submit an application to the Green and Inclusive Community Buildings Funding Program for the Lanspeary Change Room replacement project, as identified in this report; and,
- 2) THAT the Chief Administrative Officer **BE AUTHORIZED** to sign the documents required to submit the application to the Green and Inclusive Community Buildings Funding Program for the Lanspeary Change Room replacement project, subject to all documentation being satisfactory in legal form to the Commissioner of Legal and Legislative Services, in technical content to the Commissioner of Community Services and in financial content to the Commissioner of Corporate Services – CFO/City Treasurer, or designates; and,
- 3) THAT City Council **COMMIT**, as per the Green and Inclusive Community Buildings Funding Program requirements, to securing the necessary capital funding to a maximum of \$1,250,000 in order to proceed with the selected project; and,
- 4) THAT City Council **APPROVE** the following recommendations upon the City receiving written confirmation from the grant provider that the City's grant application has been awarded the requested funding:
 - a) THAT the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to sign any agreements, declarations and other such documentation required as part of receiving funding under the Green and Inclusive Buildings Funding Program, 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 Community Services, or designates; and,

- b) THAT only if required by the grant provider, the Mayor also **BE AUTHORIZED** to sign any agreements, declarations and other such documents required as part of receiving funding under the Green and Inclusive Community Buildings Funding Program, subject to such 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 Community Services, or designates; and,
- c) THAT the Chief Administrative Officer **BE AUTHORIZED** to delegate the signing of all claims and applicable reports and other such documents as required as part of receiving the funding from the Green and Inclusive Community Buildings Funding Program, to the Commissioner of Community Services, subject to financial content approval from the area's Financial Planning Administrator or their manager or designate; and,
- d) THAT City Council **PRE-COMMIT** \$1,250,000 in 2025 Service Sustainability funding for immediate use; and,
- e) THAT Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary that are related to the grant awarded project, provided that the procurement(s) are within approved budget amounts, pursuant to the Purchasing By-Law 93-2012 and amendments thereto; and,
- f) THAT the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to take any such action required to effect the recommendation noted above and sign any required documentation/agreement(s) for the grant awarded projects, satisfactory in legal form to the Commissioner of Legal & Legislative Services, in technical content to the Commissioner of Community Services and financial content to the Commissioner of Corporate Services - Chief Financial Officer/City Treasurer, or designates; and,
- g) THAT the Purchasing Manager **BE AUTHORIZED** to issue Purchase Orders as may be required to effect the recommendation noted above, subject to all specification being satisfactory in technical content to the Commissioner of Community Services and in financial content to the Commissioner of Corporate Services - CFO/City Treasurer, or designates; and,
- h) THAT the results of the grant application **BE COMMUNICATED** to Council when finalized.

Executive Summary:

N/A

Background:

The five-year \$1.5 billion Green and Inclusive Community Buildings Funding Program (GICB Program) supports green and accessible retrofits, repairs or upgrades of existing public community buildings and the construction of new publicly-accessible community buildings that serve high-needs, underserved communities across Canada. The GICB Program has launched a second scheduled intake and is now accepting applications with a deadline of February 28, 2023.

The GICB Program will provide funding up to the following limits, of total eligible project costs:

Total Eligible Project Costs	General Program Funding (up to % max)	General Energy Requirement
Retrofits up to \$9,999,999	80%	25% reduction in energy use
Retrofits costs \$10,000,000+	60%	25% reduction in energy use
New builds up to first \$9,999,999 of costs	60%	Net Zero Carbon or Net Zero Carbon Ready
New build costs \$10,000,000	50%	Net Zero Carbon or Net Zero Carbon Ready

To be eligible for funding, retrofitted and new buildings must be in areas with underserved populations experiencing higher needs and be the site of Programming and/or activities that demonstrably serve these populations.

The full merit criteria for submitted projects are as follows:

- **Located in and demonstrates the ability to serve one or more communities with high needs:** Projects that provide greater benefits to high need communities will receive a higher score.
- **Increased accessibility:** Projects that increase accessibility and projects that commit to including accessibility elements that meet the highest standards for accessibility will receive a higher score.
- **GHG Reductions:** Projects that demonstrate the ability to achieve greater GHG emission reductions relative to the buildings baseline will receive a higher score.
- **Energy Savings:** Projects that will achieve at least 25% in energy efficiency improvements compared to the building's baseline energy consumption will receive a higher score.
- **Climate resiliency and adoption of best practices:** Projects that demonstrate strong climate resiliency considerations and measures will receive a higher score.

- **Confidence in delivery/risk:** Applicants who can demonstrate strong project risk identification and propose practical mitigation measures will receive a higher score.

Upon notification of this GICB Program intake, Administration began to discuss good candidate projects for this round of funding. Using lessons learned from our Adie Knox submission, and considering the grant requirements and timelines, Administration is proposing that Phase 2 of the Lanspeary Change Room replacement, be considered for grant application.

Discussion:

On July 11th 2022, City Council approved the recommendations in report C107/2022 for the replacement/required upgrades to the Lanspeary Lions Outdoor Pool and Change Rooms (CR304/2022). This work was to be completed in three phases, with the first being the replacement of the outdoor pool, then the change rooms, and finally the installation of a slide. Through confirmation with the funding provider, the outdoor pool and slide do not qualify for the GICB Program, however the change rooms are eligible.

The original building at Lanspeary Lions Outdoor Pool Facility, which functions as a pool change room area in the summer and outdoor ice rink dressing rooms in the winter, was constructed around 1950 and has undergone several renovations throughout its operation. The existing building is not barrier-free as it does not provide proper door widths, corridor dimensions, washrooms or change room facilities that meet the Ontario Building Code (OBC) barrier-free requirements, nor the City of Windsor Facility Accessibility Design Standard (FADS).

In 2018, the Recreation and Culture department applied for a grant for the retrofit of Lanspeary Lions Outdoor Pool through the Enabling Accessibility Fund through the Federal Government. Condition assessments of both the pool and the change room/dressing room spaces were performed as part of the grant application. The City was not successful in obtaining a grant, but as a result allocated \$95,000 from the Municipal Refurbishment Capital Project # 7069034, to hire a consultant to proceed with conceptual design proposal options for the facility with the intent of expediting the preparatory work required, should additional grant opportunities arise.

With this preliminary design work already complete, Administration is in a good position to apply to this current grant opportunity for the proposed change room work. In preparation for the application, a consultant has been retained and will be producing preliminary designs for both a retrofit and for a tear down/new build of the change room facility. Meeting Accessibility for Ontarians with Disability Act (AODA) requirements was incorporated into the design which includes a barrier free washroom and family change rooms. Although not included into the original designs, the consultant has agreed to incorporate proposed energy reduction measures into the retrofit design to meet the 25% reduction in energy required for the funding opportunity. If the required energy reductions can be met, Administration will develop and submit an application to the GICB Program for this project. This work is currently being funded through capital project 7191009 – Grant Matching and Inflationary Pressures, which has been designated as a funding source for this type of opportunity.

The work for the Phase 2 change room renovations is currently not budgeted for, however Administration sees this as a significant opportunity to complete this work to closely follow the pool replacement, making the facility fully functional and accessible for the community. In addition, under the retrofit category, 80% of eligible costs can be covered by the grant, providing a substantial financial contribution toward this work. Considering that the grant application timelines are tight, this report is being brought forward seeking approval for Administration to continue their work with the consultant on a preliminary design to determine project viability under the grant criteria, specifically as it relates to the GHG reduction requirements, and to provide an updated cost estimate.

Risk Analysis:

The application deadline for this grant is February 28th, 2023. There is a risk that if this report is not approved at this time, Administration will not be able to submit for application to the GICB Program.

There is also a risk that the consultant's review will determine that this project is not viable because it does not meet the required GHG reduction targets. A 10% reduction in energy is required, however a 25% reduction is recommended. If the consultants review suggests that a 10% energy reduction is not possible, this would result in the application not being submitted. As long as a 10% energy reduction is achievable, administration will submit the application.

As with all competitive funding applications, there is a risk that our application will not be funded. If this is the case, the projects will proceed as originally intended.

Climate Change Risks

Climate Change Mitigation:

The City of Windsor has an approved Corporate Climate Action Plan and has also declared a Climate Emergency. Corporate facilities accounted for 51% of the Corporation's Greenhouse Gas emissions in 2020. Energy efficiency improvements to our facilities will help us to achieve our energy and GHG reduction goals and should begin to be incorporated into all facility retrofits and new construction. This will assist Administration in their pursuit of grant funding, as well as contribute to financial sustainability through operational savings, especially with increased energy prices and a shortage of energy in the region.

Pending funding, reducing energy consumption at Lanspeary Lions Facility is a climate change mitigation measure that will reduce our Corporate energy consumption and GHG inventory.

Climate Change Adaptation:

The City of Windsor has historically experienced 22 days per year that reach above 30C. However, climate change projections forecast that by the 2040s, the City will experience on average 40 days above 30C, with the number of very warm nights also increasing. Improved accessibility to the Lanspeary Lions Outdoor Pool will encourage

their use during extreme heat and improved energy use measures will help to build energy resiliency at this facility.

Financial Matters:

In the July 11th 2022 report to Council, it was noted that the most cost effective solution to the replacement and renovation of the Lanspeary Lions Outdoor Pool Facility was to complete the pool and change room work at the same time however, due to funding considerations, Administration recommended a phased approach which would see the pool constructed as the first step in this project. At the time, the first phase of pool replacement was budgeted at \$3M.

The second phase of this project was the planned replacement of the building that houses the change rooms and would include a barrier free washroom, family change rooms, staff area, chemical storage and would house the pool mechanical equipment. This work was preliminarily estimated to cost approximately \$3M and was not budgeted for at the time.

Administration is currently awaiting the consultant's updated design and cost estimates for the change room, built to meet the required reduction in electricity consumption, as required by the grant application. Due to the timing of the consultant's work needed to be done, the application deadline, and available Council meetings, Administration is requesting that Council commit to provide funding of up to \$1.25M in order to fund the anticipated city-share of 20% in eligible expenses plus any ineligible expenses. Under the funding guidelines, this would allow for a budget of just over \$5M for the change room renovations, which is thought to be adequate.

Consultations:

Derek Thachuk, Supervisor, Assets & Facility Projects
Colleen Middaugh, Manager, Corporate Projects
Karl Muegge, Project Coordinator
Donovan Tremblay, Supervisor, Facilities
Sokol Aliko, Manager, Energy Initiatives
Mike Dennis, Financial Manager, Asset Planning
Josh Meloche, Legal Counsel
Alex Vucinic, Purchasing Manager

Conclusion:

In conclusion, Administration has identified the Lanspeary Change Room replacement project for consideration under the GICB Program and is seeking approval to apply for funding for this project at this time.

Approvals:

Name	Title
Natasha Gabbana	Senior Manager, Asset Planning

Name	Title
Linda Mancina	Financial Planning Administrator
France Isabelle-Tunks	Executive Director of Engineering / Deputy City Engineer
Chris Nepszy	Commissioner, Infrastructure Services
Jen Knights	Executive Director, Recreation & Culture
Ray Mensour	Commissioner, Community Services
Shelby Askin Hager	Commissioner, Legal & Legislative Services
Joe Mancina	Commissioner, Corporate Services/Chief Financial Officer/City Treasurer
Onorio Colucci	Acting Chief Administrative Officer

Notifications:

Name	Address	Email

Appendices:



**Subject: Proposed Expropriation for Riverside Vista Project Project
Phase 2A Plan E – Ward 6**

Reference:

Date to Council: February 13, 2023
Author: Aaron Farough
Legal Counsel
519- 255-6100 x 6850
afarough@citywindsor.ca
Legal Services, Real Estate & Risk Management
Report Date: 1/27/2023
Clerk's File #: SW/8513

To: Mayor and Members of City Council

Recommendation:

Usually the administration makes a recommendation on the issue before Council. However, in the case of an expropriation, the sole decision is to be made by City Council on whether or not to proceed. Should Council wish to proceed, the following wording could be used:

“THAT Council of the City of Windsor, acting as approving authority pursuant to the Expropriations Act hereby resolves **TO EXPROPRIATE** the lands described in Appendix “A” attached hereto and **AUTHORIZES** the CAO and the City Clerk to execute the necessary Expropriation Plan and register the same on title, as well as the Certificate of Approval and all other documents necessary to approve, certify and put the expropriation into effect; and”

In the event Council, sitting as the approving authority, approves the proposed expropriation it should then, in its regular capacity, authorize administration to carry out the steps necessary for the City, as the expropriating authority, to carry out the expropriation as follows:

“THAT the City Solicitor **BE AUTHORIZED** to file a Plan of Expropriation, proceed with a Certificate of Approval to be executed by the City Clerk and Chief Administrative Officer and all other documents necessary to complete the expropriation and to make offers of compensation under section 25 of the *Expropriations Act* consistent with the City's appraisal of the lands.”

Executive Summary:

N/A

Background:

In August 2022, City Council authorized the City Solicitor to commence the process for the expropriation of the lands as shown on Appendix "A" for the purposes of the Riverside Drive Vista Project Phase 2A, Plan E. The purpose of this project is as indicated on the Notice of Application for Approval to Expropriate Lands (which was served on all of the Owners) is for the purpose of the Riverside Drive Vista improvements Project 2A- Plan E, underground gas utility easements, aerial easements, and fee simple takings.

Plans A, B, C, and D of this project have been approved by City Council and plans of expropriation for each are or will be registered shortly.

Since the service of the notices as well as the publication of the expropriation notice in the *Windsor Star*, none of the owners have requested an inquiry.

Discussion:

In expropriation cases, City Council sits as an "approving authority" to determine under section 8(1) of the Act whether to approve the taking, approve it with modifications, or not to take the land at all.

Risk Analysis:

The land will be required to proceed with the project to improve Riverside Drive East and to install required utilities.

Climate Change Risks

Climate Change Mitigation:

The expropriation project will not pose a climate change risk.

Climate Change Adaptation:

The expropriation project is part of the Riverside Vista Improvement Project which addresses climate change.

Financial Matters:

Project 7196000 was created in 2019, to track and fund settlements regarding DMAF/SMP – Riverside Drive Vistas Phase 2A. Part of project 7196000's overall budget funds have been earmarked for property acquisitions. Any budget deficit that may arise from these expropriations will be mitigated within the DMAF program as a whole.

Consultations:

Adam Mourad, Engineer II
Patrick Brode, Senior Legal Counsel
Emilie Dunnigan, Manager, Development Revenue and Financial Administration

Conclusion:

Acting as the approving authority, City Council may make whatever decision it feels appropriate. If it desires to proceed with the taking wording has been provided in the Recommendation.

Approvals:

Name	Title
Aaron Farough	Legal Counsel
Shelby Askin Hager	City Solicitor and Commissioner, Legal and Legislative Services
Chris Nepszy	Commissioner, Infrastructure Services
Joe Mancina	Commissioner, Corporate Services, CFO/ City Treasurer
Onorio Colucci	Chief Administrative Officer

Notifications:

Name	Address	Email

Appendices:

- 1 Lands to be Expropriated
- 2 Aerial Drawings of Approximate Property Requirements

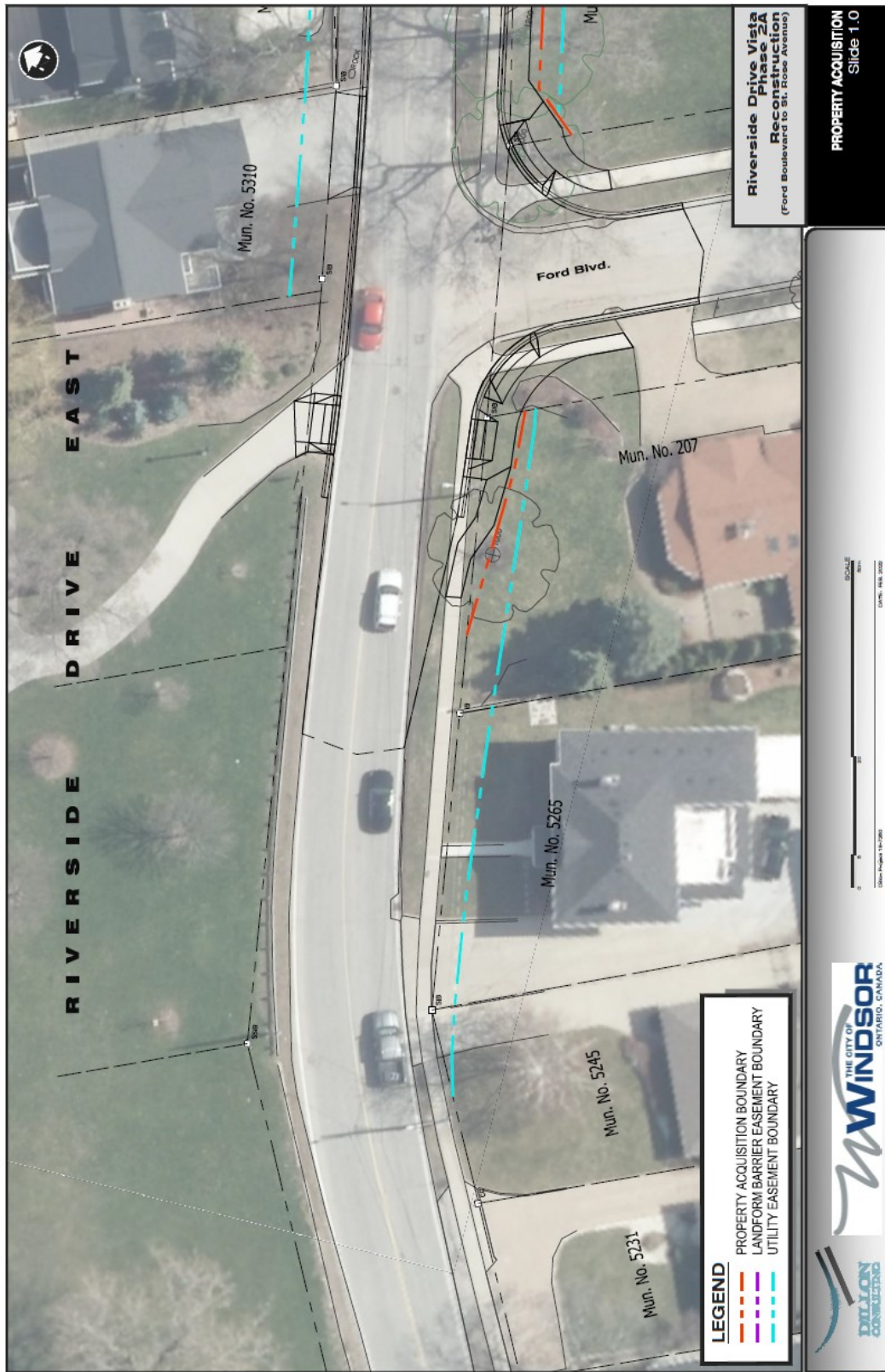
Appendix A

Municipal Address	Owner(s)	Land to be Expropriated	Type of Acquisition
5310 Riverside Drive East	Sandra and Alexander Anderson	A 36.8 m ² easement along the south boundary of Part of Block A on Registered Plan 823 being part of PIN 01052-0149, further described as Part 1 on Plan 12R-29100	Aerial Utility easement
5324 Riverside Drive East	Christine Davison	A 32.7 m ² easement along the south boundary of Part of Lot 113, Concession 1 being part of PIN 01052-0110, further described as Part 2 on Plan 12R-29100	Aerial Utility easement
5332 Riverside Drive East	Ranfeng Jiang	A 6.1 m ² easement along the south boundary of Part of Lot 113, Concession 1 being part of PIN 01052-0154, further described as Part 3 on Plan 12R-29100	Aerial Utility easement
5375 Riverside Drive East	Saverpierre Maggio and Marisa Palleschi	<p>A 33.5 m² fee simple acquisition along the northern boundary of Part of Lots 71 and 72 on Registered Plan 711 being part of PIN 01085-0321, further described as Part 4 on Plan 12R-29100</p> <p>A 38.5 m² easement from the property legally described as Part of Lots 71 and 72 on Registered Plan 711 being part of PIN 01085-0321, further described as Part 5 on Plan 12R-29100</p>	<p>Fee simple</p> <p>Underground gas easement and utility easement</p>
5363 Riverside Drive East	Mary Barrette	<p>A 30.5 m² fee simple acquisition along the northern boundary of Part of Lots 70 and 71 on Registered Plan 711 being part of PIN 01085-0321, further described as Part 7 on Plan 12R-29100</p> <p>A 32.2 m² easement from the property legally described as Part of Lots 70 and 71 on Registered Plan 711 being part of PIN 01085-0321, further described as Part 6 on Plan 12R-29100</p>	<p>Fee simple</p> <p>Underground gas easement and utility easement</p>
5343 Riverside Drive East	Nicole and Robert Kiborn	A 50.5 m ² fee simple acquisition along the northern boundary of Part of Lot 70 on Registered Plan 711 and Part of Lot 2 on	Fee simple

		Registered Plan 823 being part of PIN 01085-0377, further described as Part 8 on Plan 12R-29100 A 42.2 m ² easement from the property legally described as Part of Lot 70 on Registered Plan 711 and Part of Lot 2 on Registered Plan 823 being part of PIN 01085-0377, further described as Part 9 on Plan 12R-29100	Underground gas easement and utility easement
5325 Riverside Drive East	David Black and Sandra Smith	A 60 m ² fee simple acquisition along the northern boundary of Part of Lots 1 and 2 on Registered Plan 823 being part of PIN 01085-0260, further described as Part 11 on Plan 12R-29100 A 34.4 m ² easement from the property legally described as Part of Lots 1 and 2 on Registered Plan 823 being part of PIN 01085-0260, further described as Part 10 on Plan 12R-29100	Fee simple Underground gas easement and utility easement
207 Ford Boulevard	Argentina and Gheorghe Colev	A 26.7 m ² fee simple acquisition along the northern boundary of Part of Lot 42 on Registered Plan 823 being part of PIN 01085-0245, further described as Part 12 on Plan 12R-29100 A 44 m ² easement from the property legally described as Part of Lot 42 on Registered Plan 823 being part of PIN 01085-0245, further described as Part 13 on Plan 12R-29100	Fee simple Underground gas easement and utility easement
5265 Riverside Drive East	Lisa and Michael Cafferty	A 44.7 m ² easement along the northern boundary of Part of Lot 43 on Registered Plan 823 being part of PIN 01085-0246, further described as Part 14 on Plan 12R-29100	Underground gas easement and utility easement
5245 Riverside Drive East	Harry Jhawer	A 5.5 m ² easement along the northern boundary of Part of Lot 1 on Registered Plan 1491 being part of PIN 01085-0001, further described as Part 15 on Plan 12R-29100	Underground gas easement and utility easement

Appendix B

5245 Riverside to 5310 Riverside



5324 Riverside to 5375 Riverside

