

Final Consolidated City Council Meeting

Date: Tuesday, October 11, 2022

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 Rino Bortolin

Ward 4 – Councillor Chris Holt

Ward 5 – Councillor Ed Sleiman

Ward 6 – Councillor Jo-Anne Gignac

Ward 7 – Councillor Jeewen Gill

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

1.1.	In the event of the absence of the Mayor, Councillor Gill has been Appointed Acting Mayor for the month of October, 2022 in accordance with By-law 176-2018, as amended
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2. **CALL TO ORDER** - Playing of the National Anthem

READING OF LAND ACKNOWLEDGEMENT STATEMENT

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**

4. **ADOPTION OF THE MINUTES**

4.1	Minutes of the September 26, 2022 Regular City Council meeting (SCM 283/2022) <i>(previously distributed)</i>
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5. **NOTICE OF PROCLAMATIONS**

Proclamations

“Learning Disabilities Awareness Month” –October, 2022

“Disability Employment Awareness Month” – October, 2022

“Healthy Workplace Month” – October, 2022

“Ontario Cadets Week” – October 1 to October 7, 2022

“International Day of the Girl” – October 11, 2022

“Foster Parent Appreciation Week” – October 16 to October 22, 2022

“Child Care Worker and Early Childhood Educator Appreciation Day” – October 18, 2022

“Dress Purple Day” – Thursday, October 27, 2022

“Lung Cancer Awareness Month” – November, 2022

Illumination

“Light It Up’ Event for National Disability Employment Awareness Month” – October 20, 2022

Flag Raising Ceremony

“International Day of the Girl” – October 11, 2022

6. COMMITTEE OF THE WHOLE

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

7.1. Correspondence 7.1.1 through 7.1.5 **(CMC 15/2022)** *(previously distributed)*

8. CONSENT AGENDA

8.1. Appointment of Drainage Superintendent **(C 156/2022)**

CONSENT COMMITTEE REPORTS

8.2. Minutes of the Windsor Licensing Commission of its meeting held July 27, 2022 **(SCM 272/2022) & (SCM 243/2022)**

8.3. Minutes of the Vision Zero Stakeholder Group of its meeting held June 29, 2022 **(SCM 273/2022) & (SCM 246/2022)**

8.4. Essex-Windsor Solid Waste Authority (EWSWA) Minutes of the Regular Board Meeting held July 5, 2022 - City Wide **(SCM 274/2022) & (SCM 247/2022)**

8.5. Essex-Windsor Solid Waste Authority (EWSWA) Minutes of the Regular Board Meeting held August 10, 2022-City Wide **(SCM 275/2022) & (SCM 267/2022)**

8.6. Additional information for CQ 12-2019 in response to the Residential Parking Permit Policy-City Wide **(SCM 276/2022) & (S 74/2022)**

8.7. Victoria Avenue (Tecumseh Road West to Jackson Street) Traffic Calming-Ward 3 **(SCM 277/2022) & (S 110/2022)**

Clerk’s Note: Written submissions from Al Kruc and Renee & Michael Parent originally submitted to the September 28, 2022 Environment, Transportation & Public Safety Standing Committee *(previously distributed)*

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

10. **PRESENTATIONS AND DELEGATIONS**

- 10.1 Heritage Recognition Awards Video Presentation
a) Kristina Tang, Planner III – Heritage

DELEGATIONS (5 minute maximum)

- 11.3. Agreement Amendment for RFP 21-20 for the Municipal Class Environmental Assessment for Ojibway Parkway Wildlife Overpass– Ward 1 **(C 172/2022)**
Clerk’s Note: written submissions received from Mike Fisher, David Hanna, Debbie MacDonell, and Kevin MacDonell **(attached)**
LATE:
a) Patricia McGorman-area resident (Powerpoint)

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

- 11.1. Prince Road Sewer - Phase 9B Outlet to Detroit River - Amendment of Consulting Service Agreement - Ward 2 **(C 160/2022)**
- 11.2. Request for Proposal (RFP) 98-22 – Engineering Consulting Services for Cargo Road Extension (St. Etienne Blvd.) – Ward 9 **(C 169/2022)**

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. Report of the Striking Committee of its meeting held September 26, 2022 **(SCM 282/2022) (previously distributed)**

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

- 13.1. **By-law 142-2022 A BY-LAW TO APPOINT A DRAINAGE SUPERINTENDENT FOR THE CORPORATION OF THE CITY OF WINDSOR PURSUANT TO THE DRAINAGE ACT, R.S.O. 1990, IN THE CITY OF WINDSOR, See Item 8.1**

- 13.2. **By-law 143-2022** A BY-LAW TO AMEND BY-LAW NUMBER 25-2018 BEING A BY-LAW TO DESIGNATE THE LEGAL BOUNDARIES OF THE CITY OF WINDSOR AS A COMMUNITY IMPROVEMENT PROJECT AREA, authorized by CR383/2022, adopted September 6, 2022
- 13.3. **By-law 144-2022** A BY-LAW TO AMEND BY-LAW NUMBER 26-2018 BEING A BY-LAW TO ADOPT A COMMUNITY IMPROVEMENT PLAN FOR THE CITY OF WINDSOR BUILDING FACADE IMPROVEMENT PROGRAM AND URBAN DESIGN GUIDELINES FOR MAIN STREETS COMMUNITY IMPROVEMENT PROJECT AREA, authorized by CR383/2022, adopted September 6, 2022
- 13.4. **By-law 145-2022** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 9148 BEING A BY-LAW TO REGULATE TRAFFIC WITHIN THE LIMITS OF THE CITY OF WINDSOR, authorized by CAO 253/2022, approved October 6, 2022
- 13.5. **By-law 146-2022** A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE ELEVENTH DAY OF OCTOBER, 2022
14. **MOVE BACK INTO FORMAL SESSION**
15. **NOTICES OF MOTION**
16. **THIRD AND FINAL READING OF THE BY-LAWS**
By-laws 142-2022 through 146-2022 (**inclusive**)
17. **PETITIONS**
18. **QUESTION PERIOD**
 - 18.1. Summary of Outstanding Council Questions as of October 11, 2022 (**SCM 281 /2022**) (**previously distributed**)
 - 18.2. Summary of Council Directives as of October 11, 2022 (**SCM 280/2022**) (**previously distributed**)

19. **STATEMENTS BY MEMBERS**

20. **UPCOMING MEETINGS**

WCU Joint Ad Hoc Nominating Committee
Monday, October 17, 2022
9:00 a.m.

Windsor Utilities Commission Governance Committee
Monday, October 17, 2022
11:00 a.m.

Environment, Transportation & Public Safety Standing Committee (CANCELLED)
Wednesday, October 19, 2022

ENWIN Utilities Ltd. Governance & HR Committee
Wednesday, October 26, 2022
9:00 a.m.

Windsor Utilities Commission Governance Committee
Wednesday, October 26, 2022
11:00 a.m.

Windsor Accessibility Advisory Committee
Tuesday, November 1, 2022
10:00 a.m. (via Zoom video conference)

21. **ADJOURNMENT**

From: Mike Fisher
Sent: October 10, 2022 3:48 PM
To: clerks <clerks@citywindsor.ca>
Cc: Julie Roesel
Subject: Support for Item 11.3 – Agreement Amendment for RFP 21-20

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello Office of the City Clerk,

Please find below a submission from the Friends of Ojibway Prairie in support of the amendment in Item 11.3 for the council meeting of October 11, 2022. The submission is from FOOP President Bill Roesel (copied on this email). We recognize that this is a late submission but hope you will consider it for inclusion. We only just became aware that this item would be going before council. Thank you for your consideration. - Mike Fisher

Dear City of Windsor Council,

I am writing on behalf of the Friends of Ojibway Prairie to express our support for administration's recommendation to amend the environmental assessment agreement with WSP E&I Canada Limited to include the study of an option to extend the proposed Ojibway Parkway Wildlife Overpass over the ETR train tracks. Connectivity between the natural areas that make up the Ojibway Prairie Complex is crucial for wildlife, including the many species at risk that make their habitat within the ecosystem. We strongly support working toward a solution that provides the best connectivity between Black Oak Heritage Park, Ojibway Shores and the rest of the Ojibway Prairie Complex.

Sincerely,

Bill Roesel

President, Friends of Ojibway Prairie

Item 11.3
Written Submission
October 11, 2022
City Council Meeting

From: david hanna

Sent: October 9, 2022 6:11 PM

To: clerks <clerks@citywindsor.ca>; Costante, Fabio <fcostante@citywindsor.ca>; Holt, Chris <cholt@citywindsor.ca>; Bortolin, Rino <rbortolin@citywindsor.ca>; Morrison, Jim <jmorrison@citywindsor.ca>; Kaschak, Gary <gkaschak@citywindsor.ca>; Mckenzie, Kieran <kmckenzie@citywindsor.ca>; Gill, Jeewen <JGill@citywindsor.ca>; Morrison, Jim <jmorrison@citywindsor.ca>; Sleiman, Ed <esleiman@citywindsor.ca>

Cc: david hanna

Subject: Request to be written Delegation to: Item No. 11.3 'Ojibway Parkway Wildlife Parkway Overpass Extension

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Hello

Request to have my written Delegation added to:

Item No. 11.3 "Agreement Amendment for RFP 21-20 for the Municipal Class Environmental Assessment for Ojibway Parkway Wildlife Overpass - Ward 1", for the Tuesday October 11, 2022 meeting of Windsor City Council.

I would like to ***state my support for Item No. 11.3.*** As this item allows for existing Federal Government, Parks Canada Ojibway National Urban Park study Federal money to be directed towards completing a more detailed research study for a proposed extension of the Ojibway Parkway Wildlife Crossing - to extend further across the ETR Railyard.

This extension of the Ojibway Parkway Wildlife Overpass Crossing is what the Public has emphatically spoken for in the last few years. I began the public awareness campaign to deficiencies in the original design proposed for new 'Ojibway Parkway Wildlife Crossing' - as it first stood to cross over only the Ojibway Parkway, dumping wildlife onto the busy ETR Railyard. As we all know, the existing automobile crossing over the Ojibway Parkway connecting the Herb Gray Parkway to the new Canadian Customs Plaza of the Gordie Howe International Bridge is still much longer and wider than the proposed Ojibway Parkway Wildlife Crossing and presently crosses over the ETR Rail line. Our rare, local wildlife and nationally recognized species deserve the same protection and added habitat biodiversity linkage advantage of a Wildlife Crossing that *extends over both the Ojibway Parkway and the ETR Rail Yard.*

The Federal Government's ongoing 'Ojibway National Urban Park' (OUNP) process (which the City of Windsor is a partner) and local Federal MP Brian Masse's Private Member's Bill relative to the creation of the new Ojibway National Urban Park have allowed this proposed Ojibway Parkway Wildlife Crossing (sponsored in part and initiated by WDBA / BNA Community Benefits Funds emanating from public input) to now see the Ojibway Wildlife Crossing potentially done right from the start. Saving more expensive future costs had it been extended separately in the future. It would be a disservice and embarrassment to the proposed Ojibway National Urban

Park to not consider a fully extended Ojibway Parkway Wildlife crossing over the ETR Rail yards as much as it would actually increase fence funnelled wildlife mortality onto the rail tracks if the Wildlife Crossing extension is not added. Let common sense prevail and thus allow for future wildlife enhancement and preservation of species. Move this forward now for both present and future generations.

Windsor-Essex already has the largest Wildlife Crossing in North America over the Herb Gray Parkway. That particular existing Wildlife Crossing over the Herb Gray Parkway already achieves great linkage at the eastern portion of the proposed new Ojibway National Urban Park. That Herb Gray Parkway Wildlife Crossing achievement was fought for by the general public and even lead by former Windsor Mayor Eddie Francis with the City of Windsor's then proposed 'Greenlink' proposal (this being the main element of Greenlink which was actually achieved). The Pedestrian / Cyclist Trails on the new Gordie Howe Bridge would not have occurred had the public not been involved and heard. The same with so many of the WDBA / BNA Community Benefits that emanate largely from the Windsor Essex Community Benefits Coalition Steering Committee. A Coalition of which I and numerous local residents, Bicycle Windsor Essex and various international Cyclist and Trail groups and many others participated in for so long.

A proper, extended Wildlife Crossing over the Ojibway Parkway (idea initiated at WDBA Citizen Focus Groups years ago in which I and many others participated) will serve to complete the linkage from Ojibway Nature Park to the Black Oaks Park to the soon to be officially added 'Ojibway Shores Park' and the Detroit Riverfront (thus comprising and linking a large portion of the proposed new Ojibway National Urban Park).

This is the time and opportunity to do things better. This amendment to the Municipal EA study allows for this and opens potential opportunity for additional new Federal funding to complete it. Any potential new assistive Federal Funding towards constructing the proposed Ojibway Parkway Wildlife Crossing's would not come to construct a truncated crossing version. That would be an embarrassment to Canada and Windsor and deter the intent and potential of the proposed new Ojibway National Urban Park. It is essential to see the job done properly and thoroughly from the start and consider the extended Ojibway Wildlife Crossing over the ETR Rail yard. It is also the Federal Government that regulates Canada's Railways and can serve to entice and insist that ETR comply as a willing partner. ETR should be proud to be a partner in such compelling and necessary endeavor as furthering the proper creation of an important element in a truly functional and great new Ojibway National Urban Park.

Regards,

David Hanna
Ward 3 resident

Figure 8-4: Alternative 2 - Wildlife Overpass (4-Span Bridge) – Plan View



Figure 8-5: Alternative 2 - Wildlife Overpass (4-Span Bridge) – Profile View



Figure 8-6: Precast Concrete Box Girders for 4-Span Bridge (Alternative 2)

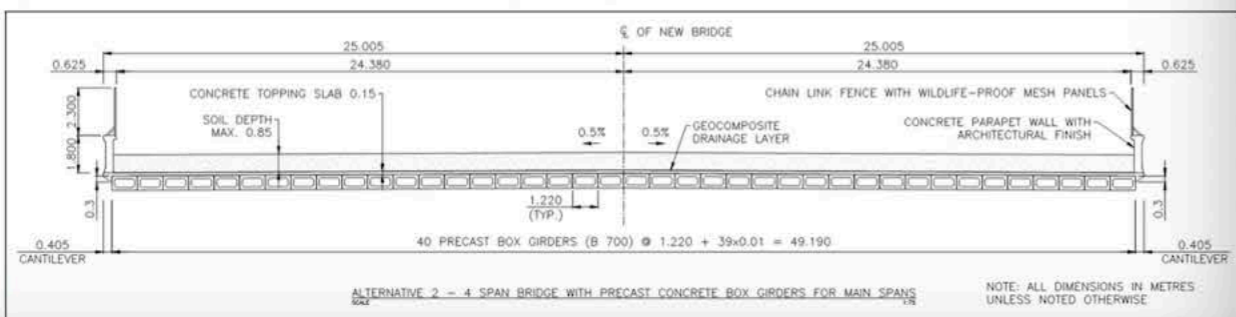


Figure 9-4: Conceptual Rendering for Wildlife Crossing Over ETR Tracks – Plan View

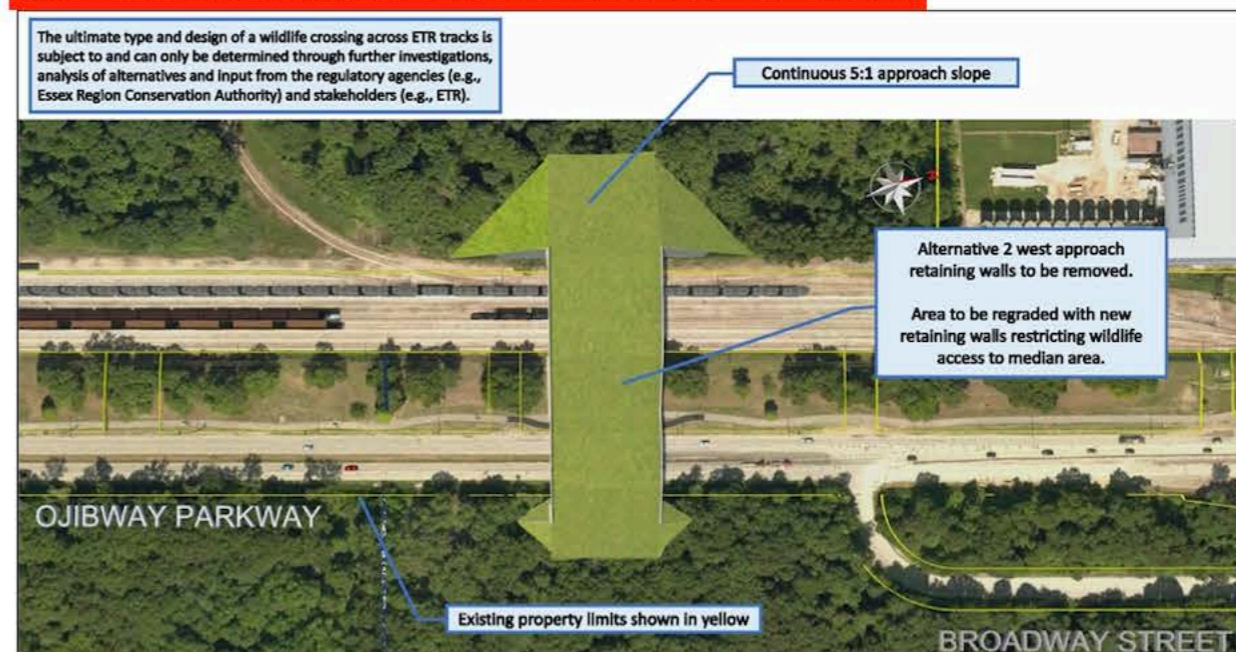
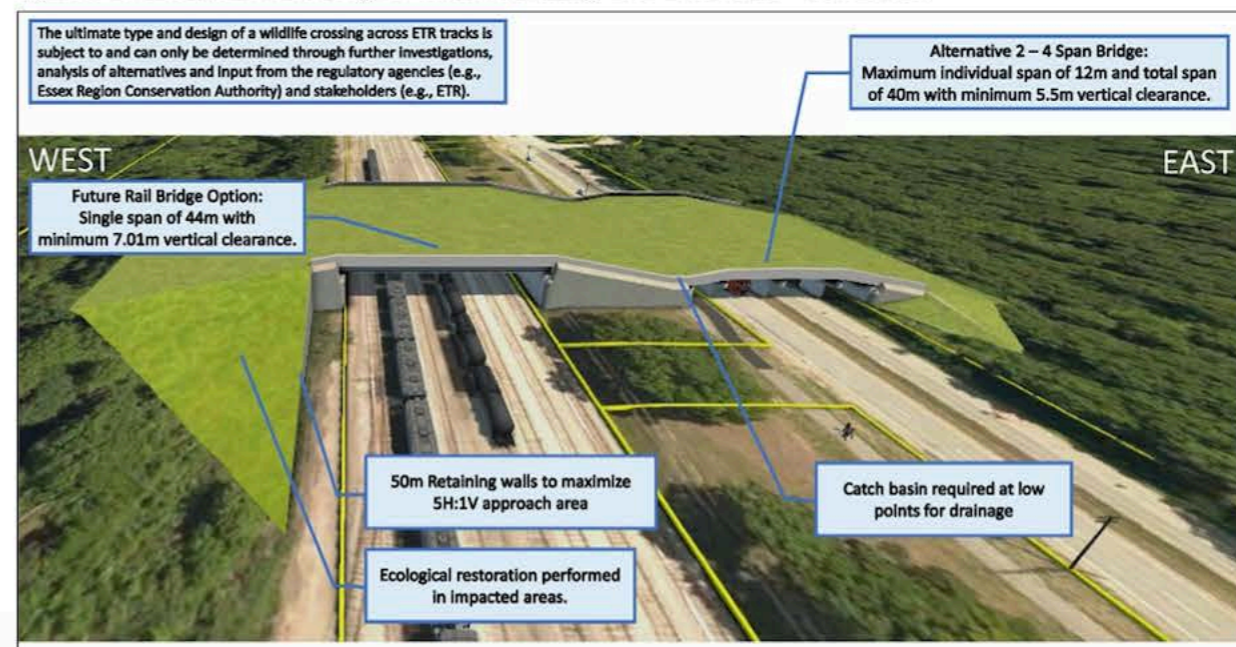


Figure 9-5: Conceptual Rendering for Wildlife Crossing Over ETR Tracks – Profile View



**Item 11.3
Written Submission
October 11, 2022
City Council Meeting**

From: Debbie MacDonell
Sent: October 9, 2022 5:17 PM
To: clerks <clerks@citywindsor.ca>
Subject: Ojibway animal overpass

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I am in support of the amendment 11.3, that says widening the animal overpass is a good move. It should have always gone over the tracks and will be a great benefit to wildlife and the Ojibway prairies

**Item 11.3
Written Submission
October 11, 2022
City Council Meeting**

From: Kevin MacDonell
Sent: October 9, 2022 7:52 PM
To: clerks <clerks@citywindsor.ca>
Subject: Ojibway Parkway Wildlife Overpass

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I am in agreement that Amendment 11.3 for the Ojibway Wildlife Overpass should be accepted.