

July 22, 2022

TO THE MAYOR AND MEMBERS OF COUNCIL:

A special meeting of Council will be held on **Monday, July 25, 2022, at 1:00 o'clock p.m., in Room 139, 350 City Hall Square.** Council will at the special meeting adopt a resolution to authorize Council to meet in closed session, and the resolution shall contain the general nature of the matters to be considered in the closed session. The resolution must be adopted by a majority of Council present during the open special meeting before the meeting may be closed.

The **regular meeting** of Council will be held on **Monday, July 25, 2022 at 4:00 o'clock p.m., in the Council Chambers, 350 City Hall Square.**

BY ORDER OF THE MAYOR.

Yours very truly,



Steve Vlachodimos

City Clerk

/bm

c.c. Chief Administrative Officer

Consolidated City Council Meeting Agenda

Date: Monday, July 25, 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
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1.	ORDER OF BUSINESS
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| 1.1. | In the event of the absence of the Mayor, Councillor Holt has been Appointed Acting Mayor for the month of July, 2022 in accordance with By-law 176-2018, as amended. |
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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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| 4.1. | Minutes of the July 11, 2022 Regular City Council Meeting (SCM 211/2022) (enclosed) |
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5.	NOTICE OF PROCLAMATIONS
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Proclamations

“Emancipation Day” – Monday, August 1, 2022

Flag Raising Ceremony

“Windsor-Essex Pride Fest” – Tuesday, August 2 to Tuesday, August 9, 2022

6.	COMMITTEE OF THE WHOLE
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7.	COMMUNICATIONS INFORMATION PACKAGE (This includes both Correspondence and Communication Reports)
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| 7.1. | Correspondence 7.1.1. through 7.1.4. (CMC 11/2022) (enclosed) |
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| 7.2. | 2021 Annual Investment Compliance Report - City Wide (C 118/2022) |
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- 7.3. Response to CR512/2018 - Zoning provisions for ancillary structures in other municipalities (City Wide) **(C 76/2022)**
8. **CONSENT AGENDA**
- 8.1. 2021 Consolidated Financial Statements - City Wide **(C 117/2022)**
Clerk's Note: Appendix for report C 177/2022 2021 Consolidated Financial Statements **(enclosed)**
- 8.2. Award of RFP# 92/2022 - Huron Lodge Caretaking - Ward 1 **(C 116/2022)**
- 8.3. Rezoning - 1731952 Ontario Limited - 987 and 1003 California Avenue - Z-024/21 [ZNG/6484] - Ward 2 **(SCM 189/2022) & (S 28/2022)**
- 8.5. Rezoning – City of Windsor - 542 Dougall – Z-042/21 - Ward 3 **(SCM 191/2022) & (S 68/2022)**
- 8.6. Zoning By-law Amendment Application for 2601 Lauzon Parkway, S/W CNR of Lauzon Parkway and Enterprise Way; Applicant: JBM Capital Inc.; File No. Z-005/22, ZNG/6660; Ward 8 **(SCM 192/2022) & (S 77/2022)**
- 8.7. Alley Closure between Spring Garden Road and Yorktown Avenue, and Partial Closure of Yorktown Avenue R.O.W. from Malden Road to east limit of said alley **(SCM 193/2022) & (S 75/2022)**
- 8.8. Repeal By-law 49-2020 and By-law 50-2020 and Close part of the north/south alley between Ontario Street and 825 Ford Boulevard Applicant/Owner: Donald and Julia Nelson File No.: SAA-5347 Ward 6 **(SCM 194/2022) & (S 79/2022)**
- 8.9. Minutes of the Housing & Homelessness Advisory Committee of its meeting held March 22, 2022 **(SCM 195/2022) & (SCM 114/2022)**
- 8.10. Minutes of the Diversity Committee of its meeting held March 16, 2022 **(SCM 196/2022) & (SCM 139/2022)**
- 8.11. Minutes of the Meeting of the Board of Directors, Willistead Manor Inc., held February 10, 2022 **(SCM 197/2022) & (SCM 163/2022)**
- 8.12. Minutes of the Meetings of the Executive Committee and Board of Directors, Willistead Manor Inc., held April 14, 2022 **(SCM 198/2022) & (SCM 164/2022)**
- 8.13. Minutes of the Meetings of the Executive Committee and Board of Directors, Willistead Manor Inc., held May 12, 2022 **(SCM 199/2022) & (SCM 165/2022)**
- 8.14. Report No. 115 of the Board of Directors, Willistead Manor Inc. (2021 Annual Report) **(SCM 200/2022) & (SCM 166/2022)**

8.15. Rent Supplement Program Expiries and Mitigation Update - City Wide (**SCM 201/2022**) & (**C 85/2022**)

8.16. Building Safer Communities Fund (BSCF) Update and Agreement Information (City Wide) (**SCM 202/2022**) & (**S 78/2022**)

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

10. **PRESENTATIONS AND DELEGATIONS**

PRESENTATION: (10-minute maximum)

11.2. Walkerville Theming and Districting Plan - Ward 4 (**C 88/2022**)

a) Adam Coates, Sr. Planner Urban Design and Nathan Flach, Senior Associate, Brook McIlroy (*via Zoom*)

DELEGATIONS: (5-minute maximum)

8.4. Rezoning – Mohammad Naserian & Sara Etemad-Rad - 940 Cousineau - Z-013/22 ZNG/6733 - Ward 1 (**SCM 190/2022**) & (**S 72/2022**)

a) Maureen Kelly, area resident (*via Zoom*)

b) Lucien Smuczer, area resident (*in person*)

b) Mohammad Naserian, applicant, available for questions (*via Zoom*)

c) Tracey Pillon-Abbs, Principal Planner, available for questions (*via Zoom*)

11.1. Reimagined Adie Knox Herman Recreation Complex Project Update and Next Steps - Ward 2 (**C 110/2022**)

a) Caroline Taylor, area resident (*in person*)

b) Giovanni Abati, Windsor resident (*in person*)

c) Peter Best, Windsor resident (advocate for persons with disabilities) (*via Zoom*)

Clerk's note: Yvonne Moore, submitting an email dated July 21, 2022, as a written submission (**attached**), Rev. Rosalind Mariconda, submitting an email dated July 21, 2022, as a written submission (**attached**), Sheila Hamm, submitting an email dated July 21, 2022, as a written submission (**attached**), Farzi Lefebvre, submitting an email dated July 21, 2022, as a written submission (**attached**), Aline Martin, submitting an email dated July 22, 2022 as a written submission (**attached**), Linda MacKenzie, Friends of Adie Knox, submitting an email dated July 22, 2022, as a written submission (**attached**), Colleen Cameron, submitting email dated July 20, 2022 as a written submission (**attached**)

11.6. Salary Market Review 2019 - 2020 - Non-Union and CAO/CLT- City Wide (**C 123/2022**)

a) Gayle Jones, President, Civic Association of Non-Union Employees (CANUE) (*via Zoom*)

b) David Petten, President, CUPE Local 543 (*via Zoom*)

11. **REGULAR BUSINESS ITEMS** (Non-Consent Items)
 - 11.3. 2023 Capital Budget Pre-Approval - City Wide (**C 119/2022**)
 - 11.4. Procurement Overages in a Council "Lame Duck" Situation - City Wide (**C 115/2022**)
 - 11.5. Grant Submissions in a Council "Lame" Duck Situation - City Wide (**C 111/2022**)
 - 11.7. Award of Tender 77-22 Arthur Road (Ontario St to VIA Railway) (**C 130/2022**)
(**enclosed**)

12. **CONSIDERATION OF COMMITTEE REPORTS**
 - (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) (**enclosed**)
 - 13.1. **By-law 107-2022** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR606/2020 dated December 7, 2020
 - 13.2. **By-law 108-2022** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR649/2002 dated July 22, 2002
 - 13.3. **By-law 109-2022** A BY-LAW TO AMEND BY-LAW NUMBER 208-2008, BEING A BY-LAW TO DELEGATE TO ADMINISTRATION THE AUTHORITY TO PROCESS, MAKE DECISIONS ON, AND TO EXECUTE AGREEMENTS FOR CERTAIN MATTERS authorized by CR336/2021 dated July 19, 2021
 - 13.4. **By-law 110-2022** A BY-LAW TO AMEND BY-LAW 11220 ADOPTED NOVEMBER 16, 1992, BEING A BY-LAW TO CLOSE AND STOP UP AND CONVEY THE NORTH/SOUTH ALLEY AND THE 3-FOOT RESERVE BETWEEN WESTMINSTER AND BUCKINGHAM, FROM RAYMOND TO THE C.N.R., AND THE EAST/WEST ALLEY NEXT NORTH OF THE C.N.R. FROM WESTMINSTER EASTERLY TO THE NORTH/SOUTH ALLEY NEXT EAST OF WESTMINSTER, R.P. 663 approved by CAO 146/2022 dated June 23, 2022
 - 13.5. **By-law 111-2022** A BY-LAW TO AUTHORIZE THE DELEGATION OF AUTHORITY TO APPROVE AGREEMENTS BETWEEN AUGUST 19, 2022 AND NOVEMBER 15, 2022 (THE "LAME DUCK PERIOD") FOR THE PURPOSE OF OBTAINING GRANTS (**See Item No. 11.5., Report C 111/2022**)
 - 13.6. **By-law 112-2022** A BY-LAW TO AUTHORIZE THE REALLOCATION OF FUNDING FROM OTHER CAPITAL PROJECTS, PRE-COMMITMENTS OF FUTURE FUNDING,

OR TRANSFERS OF FUNDING FROM RESERVE FUNDS BETWEEN AUGUST 19, 2022 AND NOVEMBER 15, 2022 (**See Item No. 11.4., Report C 115/2022**)

13.7. **By-law 113-2022** A BY-LAW TO FURTHER AMEND BY-LAW 98-2011 AS AMENDED, BEING A BY-LAW TO PROVIDE RULES GOVERNING THE PROCEEDINGS OF WINDSOR CITY COUNCIL MEETINGS AND ITS COMMITTEES AND THE CONDUCT OF ITS MEMBERS authorized by CR513/2021 dated November 15, 2021

13.8. **By-law 114-2022** A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 25th DAY OF JULY, 2022

14. **MOVE BACK INTO FORMAL SESSION**

15. **NOTICES OF MOTION**

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

By-laws 107-2022 through 114-2022 (inclusive)

17. **PETITIONS**

18. **QUESTION PERIOD**

19. **STATEMENTS BY MEMBERS**

20. **UPCOMING MEETINGS**

Windsor Accessibility Advisory Committee – **CANCELLED**
Tuesday, July 26, 2022
10:00 a.m., Zoom Video Conference

Windsor Licensing Commission
Wednesday, July 27, 2022
9:30 a.m., Zoom Video Conference

Environment, Transportation & Public Safety Standing Committee
Wednesday, July 27, 2022
4:30 p.m., Zoom/Hybrid Platform

Development & Heritage Standing Committee
Tuesday, August 2, 2022
4:30 p.m., Zoom/Hybrid Platform

Community Services Standing Committee
Wednesday, August 3, 2022
9:00 a.m., Zoom/Hybrid Platform

21. **ADJOURNMENT**

Item No. 4.1.



Committee Matters: SCM211/2022

Subject: Adoption of the Windsor City Council meeting minutes held July 11, 2022

City Council Meeting

Date: Monday, July 11, 2022

Time: 4:00 o'clock p.m.

Members Present:

Mayor

Mayor Dilkens

Councillors

Ward 1 - Councillor Francis

Ward 3 - Councillor Bortolin

Ward 4 - Councillor Holt

Ward 5 - Councillor Sleiman

Ward 6 - Councillor Gignac

Ward 7 - Councillor Gill

Ward 8 - Councillor Kaschak

Ward 9 - Councillor McKenzie

Ward 10 - Councillor Morrison

Councillor Regrets

Ward 2 - Councillor Costante

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

1. ORDER OF BUSINESS

2. CALL TO ORDER

Following the playing of the Canadian National Anthem and the Land Acknowledgement, the Mayor calls the meeting to order at 4:00 o'clock p.m.

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

Councillor Francis discloses an interest and abstains from voting on Item 7.1.9 being a "Site Plan Control application by Europro Real Estate, File No. AMT-2022-1," as it relates to a family member and their employer.

4. ADOPTION OF THE MINUTES

4.1. Adoption of the Windsor City Council meeting minutes held June 13, 2022

Moved by: Councillor Morrison
Seconded by: Councillor Holt

That the minutes of the meeting of Council held June 13, 2022 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 171/2022

5. NOTICE OF PROCLAMATIONS

Proclamations

"Srebrenica Genocide Remembrance Day" – Monday, July 11, 2022

Flag Raising Ceremony

"Eid" – Friday, July 22, 2022

Illumination

"Eid" – Friday, July 22, 2022

6. COMMITTEE OF THE WHOLE

Moved by: Councillor Gill
Seconded by: Councillor Holt

That Council do now rise and move into Committee of the Whole with the Mayor presiding for the purpose of dealing with:

- (a) communication items;
 - (b) consent agenda;
 - (c) hearing requests for deferrals, referrals and/or withdrawals of any items of business;
 - (d) hearing presentations and delegations;
 - (e) consideration of business items;
 - (f) consideration of Committee reports;
 - (g) Report of Special In-Camera Meeting or other Committee as may be held prior to Council (if scheduled); and
 - (h) consideration of by-laws 98-2022 through 106-2022 (inclusive).
- Carried.

7. COMMUNICATIONS INFORMATION PACKAGE

7.1. Correspondence for July 11, 2022

Moved by: Councillor Kaschak

Seconded by: Councillor McKenzie

Decision Number: CR277/2022

That the following Communication Items 7.1.1 and 7.1.3 through 7.1.9 (inclusive) as set forth in the Council Agenda **BE REFERRED** as noted; and that Item 7.1.2 be dealt with as follows:

Carried.

7.1.2 Letter requesting that City Council consider Chief Laforet's participation in the St. Clair College Centre for the Arts 28th Annual Gourmet Food and Wine Gala

Moved by: Councillor Francis

Seconded by: Councillor Kaschak

Decision Number: CR278/2022

That Chief Laforet **BE PERMITTED** to participate in the St. Clair College Centre for the Arts 28th Annual Gourmet Food and Wine Gala on Friday, September 23, 2022 as requested in the correspondence from St. Clair College dated June 29, 2022.

Carried.

Clerk's File: APR2022

Minutes
City Council
July 11, 2022

No.	Sender	Subject
7.1.1.	Enbridge Gas Inc.	<p>2021 Utility Earnings and Disposition of Deferral & Variance Accounts - OEB Notice of Application</p> <p style="text-align: right;">Commissioner, Infrastructure Services Commissioner, Corporate Services CFO/City Treasurer MU2022 Note & File</p>
7.1.2.	St. Clair College	<p>Letter requesting that City Council consider Chief Laforet's participation in the 28th Annual Gourmet Food and Wine Gala</p> <p style="text-align: right;">COUNCIL DIRECTION REQUESTED, otherwise Commissioner, Legal & Legislative Services Fire Chief APR2022 Note & File</p>
7.1.3.	City Planner/ Executive Director	<p>Application for Zoning Amendment, 2356976 Ontario Inc., 0 & 845 Riverside Dr E and 856 & 864 Chatham St E, Application to amend Zoning By-law 8600 to permit a 7-storey multiple dwelling residential rental units</p> <p style="text-align: right;">Z/14430 Note & File</p>
7.1.4.	City Planner/ Executive Director	<p>Application for Zoning Amendment, VGA Investment Inc., 0 Wyandotte St E, Application to amend Zoning By-law 8600 to allow the construction of a 4-storey multiple residential dwelling with associated parking</p> <p style="text-align: right;">Z/14431 Note & File</p>
7.1.5.	City Planner/ Executive Director	<p>Application for Zoning Amendment, Garret MacGillivray & Kristen Cunningham, 1069 Shepherd St E, Application to amend Zoning By-law 8600 to permit a third dwelling unit in the basement within the existing building</p> <p style="text-align: right;">Z/14433 Note & File</p>

Minutes
City Council
July 11, 2022

No.	Sender	Subject
7.1.6.	City Planner/ Executive Director	Application for Zoning Amendment, Farhi Holdings Corporation, Riverside Dr W (at Janette Ave), Application to amend Zoning By-law 8600 to allow for the development of a 28-storey multiple dwelling residential development. Z/14427 Note & File
7.1.7.	City Planner/ Executive Director	Application for Zoning Amendment and Official Plan Amendment, Passa Associates Architects, 3821 King St, Application to amend Zoning By-law 8600 to allow the development of three low profile residential apartment buildings Z/14428 Note & File
7.1.8.	City Planner/ Executive Director	Application for Zoning Amendment, HD Development Group, 1850 North Service Rd, Application to amend Zoning By-law 8600 to allow a site specific RD3.3 zoning for 5 6-storey buildings with 387 residential condominium units Z/14429 Note & File

Minutes
City Council
July 11, 2022

No.	Sender	Subject
7.1.9.	Manager of Urban Design	<p>Recent Site Plan Control (SPC) applications:</p> <ul style="list-style-type: none"> • J.P. Thomson Architects Ltd (Adam Wakulchik), 3064 Devon, warehouse addition • 4C Project Management (Randy Saccucci), 3063 Walker, second floor expansion to existing business office • Adrian Lai, 1153-1159 Riverside E, residential development – 8 unit multiple dwelling building • BairdAE/Farhi Holdings Corporation, 1530-1624 Lauzon Road, two multiple dwelling buildings – total of 302 dwelling units • Corporation of the City of Windsor, 1100 Riverside W, new building (Legacy Beacon) • Europro Real Estate (Jesse Nathanson), 7446 - 7780 Tecumseh Road E, Windsor Family Credit Union banking branch • Vijay Vasantgadkar, 1320 Tecumseh E, exterior and interior alterations and change of use from auto repair to health studio in an existing commercial building • Eddie Kadri, 1567 Ouellette, new commercial building (law office) • Architectural Design/BBPS Properties (Vincent Lip), 3260 Jefferson, expansion of the parking area for an existing warehouse • TILCAP RESIDENCE I INC. (Michael Kaye), 727 Sunset & 0 Patricia, 6-storey student residence consisting of 452 suites and dining hall • Corbett Land Strategies Inc. (Candice Hood) & Hind Barnieh, 4381 7th Concession, addition to existing self-storage building and construction of new self storage building <p style="text-align: right;">Z2022 Note & File</p>

Carried.

Councillor Francis discloses an interest and abstains from voting on Item 7.1.9.

Report Number: CMC 10/2022

7.2. Disposal of Surplus Goods Reporting Requirements - Purchasing Bylaw 93-2012 - City Wide

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: CR279/2022

That the report of the Purchasing Manager dated July 1, 2022 entitled "Disposal of Surplus Goods Reporting Requirements – Purchasing Bylaw 93-2012", **BE RECEIVED** for information.

Carried.

Report Number: CM 7/2022
Clerk's File: AI2022

7.3. Windsor Canada Utilities - 1st Quarter 2022 Financial Statements - City Wide

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

Decision Number: CR280/2022

That City Council **RECEIVE** for information, the Windsor Canada Utilities Ltd. 1st Quarter 2022 Financial Statements.

Carried.

Report Number: C 106/2022
Clerk's File: MU2022

7.4. Performance Appraisal Report (for period of January - December 2021) - City Wide

Moved by: Councillor Francis
Seconded by: Councillor McKenzie

Decision Number: CR281/2022

That the report by the Executive Director of Human Resources regarding Performance Appraisals for the period January to December 2021 **BE RECEIVED FOR INFORMATION**; and further,

That going forward, the annual report continue to **BE RECEIVED AND REVIEWED BY COUNCIL** as per current practice.

Carried.

Report Number: CM 8/2022
Clerk's File: AS2022

8. CONSENT AGENDA

8.1. Response to Council Directive in Council Decision Number CR83/2022 Regarding the Repair and Improvement to the McKee Drain - Wards 1 and 2

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR282/2022

That the report from the Engineer III dated June 9, 2022, entitled "Response to Council Directive in Council Decision Number CR83/2022 Regarding the Repair and Improvement to the McKee Drain - Wards 1 and 2" **BE RECEIVED** for information.

Carried.

Report Number: C 102/2022
Clerk's File: SW/14303

8.3. Application for Municipal Borrowing from Ontario Infrastructure and Lands Corporation - Administrative Matters - City Wide

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR284/2022

Whereas City Council previously approved the capital cost of land acquisitions being Point East Development ("Land Acquisitions") to be financed through long-term borrowing by issue of debentures to Ontario Infrastructure and Lands Corporation (OILC), City Council **APPROVES** the following with respect to the financing of the Land Acquisitions:

That the Mayor and CFO/City Treasurer **BE AUTHORIZED** to **SECURE** the long-term borrowing through issue of debentures to OILC with the terms of such long-term borrowing being those which, in the opinion of the CFO/City Treasurer, best meet the requirements of the City; and further,

That the Mayor and CFO/City Treasurer **BE AUTHORIZED** to **EXECUTE** and **DELIVER** the Rate Offer Letter agreement provided by OILC on the financial terms satisfactory to the CFO/City Treasurer and satisfactory in form to the City Solicitor; and further,

That the Clerk and CFO/City Treasurer **BE AUTHORIZED** to **UNDERTAKE** and **EXECUTE** any and all documents and agreements as necessary to complete the long-term borrowing, satisfactory in legal form to the City Solicitor and financial/technical form to the City Treasurer; and further,

That the CFO/City Treasurer **BE INSTRUCTED** to report back to City Council the results of the long-term borrowing at the earliest opportunity following completion; and further,

That in the event Council is determined to be "Lame Duck" during the period commencing August 19, 2022 and ending November 14, 2022 the outgoing Council is **AUTHORIZED** to pass any by-

laws deemed to be necessary or appropriate in connection with the issuance of one or more debentures; and,

That the City Solicitor **BE AUTHORIZED** to prepare all necessary by-laws.
Carried.

Report Number: C 105/2022
Clerk's File: APM/14378

8.4. Payment Card Data Security Policy - City Wide

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR285/2022

That City Council **APPROVE** the Payment Card Data Security Policy attached as Appendix A to this report; and,

That City Council **DIRECT** Administration to take the necessary actions to implement the Payment Card Data Security Policy and **TO ENSURE** this policy is communicated to all City Staff.
Carried.

Report Number: C 57/2022
Clerk's File: AL2022

8.6. Essex-Windsor Solid Waste Authority Regular Board Meeting Minutes - April 5, 2022

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR287/2022 ETPS 895

That the minutes of the Essex-Windsor Solid Waste Authority (EWSWA) of its meeting held April 5, 2022 **BE RECEIVED**.

Carried.

Report Number: SCM 175/2022 & SCM 142/2022
Clerk's File: MB2022

8.7 Essex-Windsor Solid Waste Authority Annual Report - Essex-Windsor Residential Waste Diversion 2021

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR288/2022 ETPS 896

That the Essex-Windsor Solid Waste Authority (EWSWA) Annual Report – Essex-Windsor Residential Waste Diversion 2021 **BE APPROVED**.

Carried.

Report Number: SCM 176/2022 & SCM 143/2022
Clerk's File: MB2022

8.8 Minutes of the Windsor Bicycling Committee of its meeting held May 4, 2022

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR289/2022 ETPS 897

That the minutes of the Windsor Bicycling Committee (WBC) of its meeting held May 4, 2022 **BE RECEIVED**.

Carried.

Report Number: SCM 177/2022 & SCM 151/2022
Clerk's File: MB2022

8.9 CQ24-2019 - Designating all BIA's as "Tourist Destinations" - City Wide

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR290/2022 ETPS 898

That the Trailblazing and Identification Sign Policy **BE ADOPTED** by Council as amended.

Carried.

Report Number: SCM 178/2022 & S 66/2022
Clerk's File: MI2022

8.10 Fleet Documentation - City Wide

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR291/2022 ETPS 899

That City Council **APPROVE** the Fleet Division Mandate and the Fleet Use Policy as amended, attached in Appendix A and as outlined in the additional information memo dated July 6, 2022 and Appendix B; and,

That City Council **APPROVE** the Fleet Review Committee Charter as the corporate policy for the ongoing replacement of the Corporate, Parks and Fire First Response fleets as attached in Appendix C.

Carried.

Report Number: SCM 179/2022, S 67/2022 & AI 10/2022
Clerk's File: SW2022

8.11 City of Windsor Traffic Pre-emption and Priority Project - Pre-Approval – City Wide

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR292/2022 ETPS 900

That City Council **APPROVE** the purchase of Transit Signal Priority (TSP), Emergency Vehicle Pre-emption (EVP), and subscriptions associated therewith, in the total amount of \$1,043,000 USD (exclusive of applicable taxes), to Kimley-Horn, in accordance with Purchasing By-Law 93-2012 and amendments thereto, with the funding to come from the sources identified in the financial section of this report; and,

That City Council **APPROVE** a pre-commitment of \$600,000 CDN in 2025 capital funding for immediate use, as identified in the Fire & Rescue Emergency Vehicle Pre-emption project FRS-004-22; and,

That City Council **APPROVE** a transfer of \$100,239 in additional funding from Project 7191009, Grant Matching and Inflationary Pressures, for the Fire & Rescue Emergency Vehicle Pre-emption project; and further,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign any agreement or applications necessary to implement Emergency Vehicle Pre-emption (EVP), Transit Signal Priority (TSP), and a Traction Gold subscription, satisfactory in legal form to the City Solicitor, in financial content to the Chief Financial Officer and City Treasurer, and in technical content to the City Engineer.

Carried.

Report Number: S 71/2022 & SCM 180/2022
Clerk's File: SW/13188

8.12 Tuition-Based ("SaintsPass") Bus Pass Program - Partnership with St. Clair College Student Representative Council - City Wide

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR293/2022 ETPS 901

That the Environment, Transportation and Public Safety Standing Committee, sitting as the Transit Windsor Board of Directors, and City Council:

- i. **AUTHORIZE** Transit Administration to develop a tuition-based bus pass program, called the "SaintsPass" for St. Clair College students; and,

- ii. **AUTHORIZE** Transit Administration to enter into a three-year Agreement (September 1, 2022 to August 31, 2025) with the St. Clair College Student Representative Council (SRC); and,
- iii. **AUTHORIZE** the Chief Administrative Officer and City Clerk of the City of Windsor to sign the resulting Agreement, satisfactory in form to the City Solicitor, in financial content to the City Treasurer, and in technical content to the Commissioner, Infrastructure Services, and the Executive Director of Transit Windsor.
Carried.

Report Number: SCM 181/2022 & S 52/2022
Clerk's File: MT/14417

8.13 Transit Windsor Route Infrastructure Planning & Design Guidelines - City Wide

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR294/2022 ETPS 902

That the Environment, Transportation and Public Safety Standing Committee, sitting as the Transit Windsor Board of Directors, and City Council **RECEIVE FOR INFORMATION** Transit Windsor's updated route infrastructure planning and design guidelines as shown in Appendix A.
Carried.

Report Number: SCM 182/2022 & S 69/2022
Clerk's File: MT2022

8.14 Town of Amherstburg - Transit Service Agreement - City Wide

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR295/2022 ETPS 903

That the Environment, Transportation and Public Safety Standing Committee, sitting as the Transit Windsor Board of Directors, and City Council **RECEIVE** for information the update regarding negotiations for transit service with the Corporation of The Town of Amherstburg; and,

That Transit Windsor **BE AUTHORIZED** to enter into a 2-year pilot agreement (2022-2024) with the Corporation of The Town of Amherstburg to provide a transit service route that connects the town's resident to services provided by Transit Windsor as detailed in the report; and,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign the resulting Agreement with the Corporation of The Town of Amherstburg, satisfactory in form to the Commissioner of Legal and Legislative Services, in financial content to the Commissioner of Corporate Services, and in technical content to the Commissioner of Infrastructure Services and the Executive Director of Transit Windsor.
Carried.

8.15 2022 Decommissioning of Transit Windsor Buses - City Wide

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR297/2022 ETPS 904

That the Environment, Transportation and Public Safety Standing Committee, sitting as the Transit Windsor Board of Directors, and City Council, in accordance with Section 151 of the Purchasing By-Law, **APPROVE** the decommissioning and disposal of surplus conventional transit bus numbers 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 438, 440, 441, 442, 443, 444, 555, 557, 558, 559, 562 and 564

Carried.

Report Number: SCM184/2022 & S 73/2022
Clerk's File: MT2022

8.16 Closure of part of southerly half of north/south alley between Brant Street and Wyandotte Street East, Ward 3

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR298/2022 DHSC 407

- I. That the 23.0 metre portion of the 6.1 metre wide north/south alley located on the north side of Wyandotte Street East, between the properties known municipally as 1900-1942 and 1958-1998 Wyandotte Street East, and shown on Drawing No. CC-1807 *attached* hereto as Appendix "A", **BE ASSUMED** for subsequent closure.

- II. That the 23.0 metre portion of the 6.1 metre wide north/south alley located on the north side of Wyandotte Street East, between the properties known municipally as 1900-1942 and 1958-1998 Wyandotte Street East, and shown on Drawing No. CC-1807 *attached* hereto as Appendix "A", **BE CLOSED AND CONVEYED** to the abutting property owner at 1958-1998 Wyandotte Street East and as necessary, in a manner deemed appropriate by the City Planner, subject to the following:
 - a) Easement, subject to there being accepted in the City's standard form and in accordance with the City's standard practice, be granted to:
 - Bell Canada to accommodate existing infrastructure;
 - EnWin to accommodate existing 120/240 volt and 120/208 volt hydro distribution pole line with guy wires;
 - MNSi. to accommodate aerial plant on existing utility poles;
 - Owner of the property known municipally as 1900-1942 Wyandotte Street East (legally described as Lots 7 & 9, Part of Lot 5 & Block F, Plan 211; PIN No.

01134-0118) to accommodate existing street level pedestrian entrance/exit from the easterly vacant mercantile unit (1942 Wyandotte Street East) in the commercial building “Imperial Building” onsite, and shown on Ground Floor Plan *attached* hereto as Appendix “F”, to the satisfaction of the Chief Building Official; and,

- The Corporation of the City of Windsor to accommodate existing circa 1905, 200.0 millimetre vitrified clay combined sewer and catch basin, to the satisfaction of the City Engineer.

- III. That the Applicant/Owner **OBTAIN** a Driveway Permit to remove the redundant curb cut on Wyandotte Street East and reinstate the curb and sidewalk to City of Windsor standards.
- IV. That the Applicant/Owner, **PRIOR TO** the closure and conveyance of the 23.0 metre (75.5 foot) portion of the 6.1 metre (20 feet) wide north/south alley located on the north side of Wyandotte Street East, between the properties known municipally as 1900-1942 and 1958-1998 Wyandotte Street East, and shown on Drawing No. CC-1807 *attached hereto as Appendix “A”*, **GRANT** an easement in favour of The Corporation of the City of Windsor, to allow its garbage collection vehicles unobstructed passage over the parking aisle in the northernmost 7.1 m of the property known municipally as 1958-1998 Wyandotte Street East (legally described as Lots 8 & 10, Block F, Plan 211; PIN No. 01134-0112), to the satisfaction of the City Engineer.
- V. That Conveyance Cost **BE SET** as follows:
- a. For alley abutting lands zoned CD2.1: \$10.00 per square foot, plus deed preparation fee and proportionate share of the survey costs as invoiced to The Corporation of the City of Windsor by an Ontario Land Surveyor.
- VI. That the City Planner **BE REQUESTED** to supply the appropriate legal description, in accordance with Drawing No. CC-1807, *attached* hereto as Appendix “A”.
- VII. That the City Solicitor **BE REQUESTED** to prepare the necessary by-law(s).
- VIII. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign all necessary documents approved as to form and content satisfactory to the City Solicitor.
- IX. That the matter **BE COMPLETED** electronically pursuant to By-law Number 366-2003.
- X. That the additional information memo from administration dated June 14, 2022 **BE RECEIVED** for information.

Carried.

Report Number: SCM 158/2022 S 58/2022
Clerk’s File: SAA2022

8.17 Zoning By-Law Amendments for 1646 to 1648 Drouillard Road; File Z-004/22 (ZNG/6659) Ward 7

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR299/2022 DHSC 398

That Zoning By-law 8600 **BE AMENDED** by adding the following site specific amendment to the existing Commercial District 2.2 (CD2.2) zoning category for the property known municipally as 1646 to 1648 Drouillard Road on Lot 20 and North Part Lot 21, Plan 719 (PIN 011260235), situated on the northeast side of Drouillard Road, by adding the following site specific provision to Section 20(1):

384. Northeast Side of Drouillard Road

For the lands comprising Lot 20 and North Part Lot 21, Plan 719 (PIN 011260235); a *multiple dwelling* shall be an additional permitted use; and the following provisions shall apply:

- a) Section 15.2.5.9 shall not apply.
- b) Section 15.2.5.15 shall not apply.
- c) The maximum number of *dwelling units* shall be 4.
[ZDM 7; ZNG/6659]; and,

That the owner of the property located at 1646 to 1648 Drouillard Road **BE REQUIRED** to provide elevation drawings as part of the Site Plan Review process to ensure that alterations will not be irreversible to the commercial storefront facing Drouillard Road and landscaping is provided when converting the existing commercial units to residential.

Carried.

Report Number: & SCM 168/2022 & S 46/2022
Clerk's File: Z/14314

8.18 Rezoning – Andi Shallvari - 716 Josephine Ave - Z-011/22 ZNG/6703 - Ward 2

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR300/2022 DHSC 401

That Zoning By-law 8600 **BE AMENDED** by changing the zoning of Part of Lot 24, Registered Plan 1148 and Part of Lot 17, Registered Plan 1042, (known municipally as 716 Josephine Avenue; Roll No. 050-300-01500) situated on the east side of Josephine Avenue, between Wyandotte Street West and Rooney Street by adding a site specific exception to Section 20(1) as follows:

443. EAST SIDE OF JOSEPHINE AVENUE, BETWEEN WYANDOTTE STREET WEST AND ROONEY STREET

For the lands comprising of Part of Lot 24, Registered Plan 1148 and Part of Lot 17, Registered Plan 1042, a *semi-detached dwelling* shall be an additional permitted use and the following additional provisions shall apply to a *semi-detached dwelling*:

- a) Lot Width – minimum 12.0 m
- b) Lot Area – minimum 371.0 m²
- c) Lot Coverage – maximum 48.0%
- d) Main Building Height – maximum 10.0 m
- e) Front Yard Depth - minimum 6.0 m
- f) Rear Yard Depth – minimum 2.70 m
- g) That the rear *wall* of the *main building* shall extend eastward from Josephine Avenue a maximum of 24.5 m
- h) Side Yard Width - minimum 1.20 m

[ZDM 3; ZNG/6703]

Carried.

Report Number: SCM 169/2022 & S 56/2022
Clerk's File: Z/14346

8.19 1478 Kildare Road, Cunningham Sheet Metal (formerly) - Heritage Permit Request (Ward 4)

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR301/2022 DHSC 403

- I. That a Heritage Permit at 1478 Kildare Road, Cunningham Sheet Metal (formerly), **BE GRANTED** for removal and replacement of the wood carriage-style shop doors.
- II. That the City Planner or designate **BE DELEGATED** the authority to approve any further proposed changes associated with the proposed scope of work for the shop doors restoration.

Carried.

Report Number: SCM 170/2022 & S 60/2022
Clerk's File: MBA/12747

11.2. Declaration of a Vacant Parcel of Land Municipally Known as 0 Rockwell Boulevard Surplus and Authority to Offer for Sale - Ward 10

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR303/2022

- I. That the following City of Windsor (the "**City**") remnant vacant parcel of land **BE DECLARED** surplus:

- Municipal address: **0 Rockwell Boulevard** – vacant land situate on the west side of Rockwell Boulevard, north of Labelle Street
- Legal Description: Part Lots 65 and 66 on Registered Plan 1353, further described as Part 3 on 12R-194
- Approximate Lot size: irregular
- Approximate Lot area: 1,938 sq ft (180 m²) (herein the “**Subject Parcel**”); and

II. That the Manager of Real Estate Services **BE AUTHORIZED** to offer the vacant parcel of land identified in Recommendation I for sale to the abutting property owner at 2723 Rockwell Boulevard at a price to be determined by the Manager of Real Estate Services, commensurate with an independent appraisal, as appropriate.
Carried.

Report Number: C 100/2022
Clerk's File: APM2022

9. REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS

11.1. Bernard Road Subdivision – NOC Development Inc. Cost Sharing/Oversizing/Servicing - Ward 5

Moved by: Councillor McKenzie
Seconded by: Councillor Kaschak

Decision Number: CR302/2022

That the report of the Development Engineer dated June 17, 2022 entitled “Bernard Road Subdivision – NOC Development Inc. Cost Sharing/Oversizing/Servicing – Ward 5” **BE DEFERRED** to the August 8, 2022 meeting of Council to allow for the applicant to meet with administration to discuss the client's share of servicing costs.

Carried.

Report Number: C 104/2022
Clerk's File: Z2022

10. PRESENTATIONS AND DELEGATIONS

8.2. Correcting the Spelling of Matchette Road to Matchett Road (Wards 1 and 2)

Al Matchett, Resident of LaSalle

Al Matchett resident of LaSalle appears before Council regarding the administrative report “Correcting the Spelling of Matchette Road to Matchett Road (Wards 1 and 2)” and provides a brief history of his family and his great great grandfather building Matchett Road; and concludes by suggesting that the name of the road be restored to Matchett as it was in 1913 when the man who built it passed away.

Moved by: Councillor Francis
Seconded by: Councillor McKenzie

Decision Number: CR283/2022

That City Council **APPROVE** correcting the spelling of Matchette Road to Matchett Road in honour of Alfred Matchett for whom the road was originally named; and,

That City Council **APPROVE** up to \$6,580 from the Budget Stabilization Reserve (BSR) to undertake the work, with internal City departments providing in-kind service, to the extent possible, before drawing on the BSR; and further,

That Administration **BE DIRECTED** to undertake the required internal and external communications and project work to update all signage as required to effect the name change as soon as possible; and,

That the Town of LaSalle **BE NOTIFIED** of the change and **BE REQUESTED** to enact the same change within their own boundary.

Carried.

Report Number: C 101/2022
Clerk’s File: SPL2022

8.5. Petition in Opposition to Sidewalk Installation on the West Side of Roxborough Blvd – Between Ojibway St. and Cleary St. (Ward 10)

Nick Vincelli, Area Resident

Nick Vincelli, area resident appears before Council and expresses concern regarding the recommendation in the administrative report entitled “Petition in Opposition to Sidewalk Installation on the West Side of Roxborough Blvd-Between Ojibway St. and Cleary St. (Ward 10)” and indicates that all of the residents on Roxborough on both sides of the road are opposed to the installation of sidewalks but are in favour of finishing the road surface and repairing any catch basins as necessary; and concludes by suggesting that several sections of the subdivision agreement have not been completed as per the timelines noted; sidewalks are not necessary to

encourage active transportation; landscaping on properties has been complete; and lessen the environmental impact by not installing the concrete sidewalks.

Dr. Nadeem Javed, area resident

Dr. Nadeem Javed, area resident appears before Council and expresses concern regarding the recommendation in the administrative report entitled “Petition in Opposition to Sidewalk Installation on the West Side of Roxborough Blvd-Between Ojibway St. and Cleary St. (Ward 10)” and provides information related to the adverse affect of concrete on the environment; all residents in the area are in opposition to the sidewalk installation; and concludes by suggesting that safety is not a concern in the area as it is a secluded street; provides information related to surrounding streets that currently do not have sidewalks; and requests that Council consider the environment and deny the request to install sidewalks or delay approval until absolutely necessary.

Moved by: Councillor Morrison
Seconded by: Councillor Holt

Decision Number: CR286/2022

That the petition received by City Council on May 30, 2022 (CR258/2022) regarding the 2200 block of Roxborough Boulevard **BE NOTED**; and,

That the Commissioner, Infrastructure Services **BE DIRECTED** to proceed to schedule the installation of a sidewalk on the west side of Roxborough Avenue sidewalk as specified in the registered subdivision agreement (Instrument Number CE309063); and further,

That the City Clerk **BE DIRECTED** to mail a copy of the Council Resolution and Administrative report to every property owner in the 2200 block of Roxborough Boulevard.
Carried.

Report Number: C 109/2022
Clerk’s File: SL2022

11. REGULAR BUSINESS ITEMS (Non-Consent Items)

11.3. Lanspeary Lions Outdoor Pool and Change Room Replacement - Ward 4

Moved by: Councillor Holt
Seconded by: Councillor Kaschak

Decision Number: CR304/2022

- I. That this report dated June 23, 2022 entitled "Lanspeary Lions Outdoor Pool and Change Room Replacement" **BE RECEIVED**; and,
- II. That City Council **PRE-COMMIT** \$2,000,000 of 2025 Service Sustainability funding from the Municipal Pool Refurbishment Program project, REC-003-07, in addition to \$1,000,000 of previously approved Capital budget dollars for the replacement of Lanspeary Lions Outdoor Pool (Phase 1); and,
- III. That Administration **BE DIRECTED** to proceed with public consultation with respect to the design for the replacement of Lanspeary Lions Outdoor Pool and Change Rooms; and,
- IV. That Administration **BE DIRECTED** to conduct a second round of public consultations regarding Lanspeary Park overall redevelopment in conjunction with the public pool consultation; and,
- V. That Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary that are related to the above project, provided that the procurement(s) are within approved budget amounts, pursuant to the Purchasing By-Law 93-2012 and amendments thereto; satisfactory in financial content to City Treasurer, and in technical content to the Executive Director of Recreation and Culture and Executive Director of Engineering; and,
- VI. 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 project, satisfactory in legal form to the City Solicitor, in technical content to the Executive Director of Recreation and Culture and Executive Director of Engineering, and in financial content to the City Treasurer.
Carried.

Report Number: C 107/2022
Clerk's File: SR2022

11.4. Proposed Expropriation of lands and easements on Riverside Drive East for the Riverside Vista Road Improvements, Phase 2A- Ward 6

Moved by: Councillor Gignac
Seconded by: Councillor Bortolin

Decision Number: CR296/2022

That the City Council of the City of Windsor sitting as an Expropriation Authority under the *Expropriations Act* **APPROVE** the taking of the lands as shown in Schedule "A" (excepting No. 2, Iris Brown property) in the City of Windsor for the Riverside Vista Road Improvements Phase 2A.
Carried.

Report Number: C 103/2022
Clerk's File: SW2022

12. CONSIDERATION OF COMMITTEE REPORTS

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

Moved by: Councillor Gignac
Seconded by: Councillor Gill

Decision Number: CR305/2022

That the report of the In-Camera meeting held July 11, 2022 **BE ADOPTED** as presented.
Carried.

Clerk's File: ACO2022

13. BY-LAWS (First and Second Reading)

Moved by: Councillor Holt
Seconded by: Councillor Kaschak

That the following By-laws No. 98-2022 through 106-2022 (inclusive) be introduced and read a first and second time:

98-2022 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR238/2022 dated May 30, 2022.

99-2022 A BY-LAW TO AMEND BY-LAW NUMBER 139-2013, BEING A BY-LAW TO DELEGATE AUTHORITY TO THE CITY PLANNER TO APPROVE AND PROCESS CERTAIN APPLICATIONS UNDER THE *PLANNING ACT* AND PERMITS UNDER THE *ONTARIO HERITAGE ACT* authorized by CR395/2021 dated September 27, 2021.

100-2022 A BY-LAW TO ADOPT AMENDMENT NO. 159 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR authorized by CR264/2022 dated June 13, 2022.

101-2022 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR264/2022 dated June 13, 2022.

102-2022 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR1175/95 dated October 16, 1995.

103-2022 A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS SANDWICH STREET, IN THE CITY OF WINDSOR authorized by CR76/2011 dated February 28, 2011.

104-2022 A BY-LAW TO ADOPT AMENDMENT NO. 152 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR authorized by CR265/2022 dated June 13, 2022.

105-2022 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR265/2022 dated June 13, 2022.

106-2022 A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 11th DAY OF JULY, 2022.

Carried.

14. MOVE BACK INTO FORMAL SESSION

Moved by: Councillor McKenzie

Seconded by: Councillor Morrison

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

- 1) Communication Items (as amended)
- 2) Consent Agenda (as amended)
- 3) Items Deferred
Items Referred
- 4) Consideration of the Balance of Business Items (as amended)
- 5) Committee Reports as presented
- 6) By-laws given first and second readings as presented

Carried.

15. NOTICES OF MOTION

None presented.

16. THIRD AND FINAL READING OF THE BY-LAWS

Moved by: Councillor Sleiman

Seconded by: Councillor Bortolin

That By-laws No. 98-2022 through 106-2022 having been read a first and second time be now read a third time and finally passed and that the Mayor and Clerk **BE AUTHORIZED** to sign and seal the same notwithstanding any contrary provision of the Council.

Carried.

17. PETITIONS

None presented.

18. QUESTION PERIOD

18.3. CQ 10-2022

Moved by: Councillor Gill
Seconded by: Councillor Holt

Decision Number: CR306/2022

That the following Council Question by Councillor McKenzie **BE APPROVED**, and that Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Question in the form of a written report, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

CQ 10-2022:

Assigned to Commissioner, Community Services:

That Administration report back to Council with a plan to increase tennis and pickleball courts across the City consistent with the Parks and Recreation Master Plan.

Carried.

Clerk's File: ACOQ2022 & SR2022

18.4. CQ 11-2022

Moved by: Councillor Gill
Seconded by: Councillor Francis

Decision Number: CR307/2022

That the following Council Question by Councillor Francis **BE APPROVED**, and that Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Question in the form of a written report, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

CQ 11-2022:

Assigned to Commissioner, Legal & Legislative Services:

That Administration report back to City Council regarding the feasibility of establishing a by-law that prohibits panhandling in residential, business, and tourism districts within the City of Windsor, including boulevards and pedestrian refuges.

Carried.

Councillors Bortolin and Holt voting nay.

Clerk's File: ACOQ2022 & ACL2022

21. ADJOURNMENT

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

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

Carried.

Accordingly, the meeting is adjourned at 5:16 o'clock p.m.

Mayor

City Clerk

SPECIAL MEETING OF COUNCIL – IN CAMERA
July 11, 2022

Meeting called to order at: 3:30 p.m.

Members in Attendance:

Mayor D. Dilkens
Councillor F. Francis
Councillor C. Holt
Councillor R. Bortolin
Councillor G. Kaschak
Councillor K. McKenzie
Councillor J. Morrison
Councillor E. Sleiman
Councillor J. Gill

Members in Attendance (electronically):

Councillor J. Gignac

Members Absent:

Councillor F. Costante

Also in attendance:

O. Colucci, Acting Chief Administrative Officer
D. Cercone, Acting Commissioner, Human and Health Services
C. Nepsy, Commissioner, Infrastructure Services
J. Guthrie, Acting Commissioner, Corporate Services CFO/City Treasurer
S. Askin-Hager, Commissioner, Legal and Legislative Services
R. Mensour, Commissioner, Community Services
J. Payne, Commissioner Economic Development and Innovation
S. Vlachodimos, City Clerk
M. DiDomenico, Project Administrator – Corporate Projects (Item 3)
C. Middaugh, Manager of Corporate Projects (Item 3)
F. Isabel Tunks, Executive Director of Engineering (Item 3)

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

<u>Item No.</u>	<u>Subject</u>	Section – Pursuant to Municipal Act, 2001, as amended
1.	Property matter – commence expropriation process	239(2)(c)
2.	Property matter – commence expropriation process	239(2)(c)
3.	Property matter – disposition of land	239(2)(c)

Motion Carried.

Declarations of Pecuniary Interest:

None declared.

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

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

Motion Carried.

Moved by Councillor Francis, seconded by Councillor Holt,
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held July 11, 2022 directly to Council for consideration at the next Regular Meeting.

1. That the recommendation contained in the in-camera report from the Lease Administrator, Manager of Real Estate Services, Commissioner, Legal and Legislative Services, Commissioner, Infrastructure Services and Commissioner, Corporate Services CFO/City Treasurer respecting a property matter – commence expropriation process **BE APPROVED.**

2. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, Commissioner, Legal and Legislative Services, Commissioner, Infrastructure Services and Commissioner, Corporate Services CFO/City Treasurer respecting a property matter – commence expropriation process **BE APPROVED**,

3. That the in-camera report from the Manager of Corporate Projects, Executive Director Engineering/Deputy City Engineer, Commissioner, Infrastructure Services, Commissioner, Economic Development and Innovation, Commissioner, Corporate Services CFO/City Treasurer and Commissioner, Legal and Legislative Services respecting a property matter – disposition of land **BE RECEIVED FOR INFORMATION**.

Motion Carried.

**Moved by Councillor Kaschak, seconded by Councillor Morrison,
That the special meeting of council held July 11, 2022 BE ADJOURNED.
(Time: 3:34 p.m.)**

Motion Carried.



Correspondence Report: CMC 11/2022

ATTACHMENTS

Subject: Correspondence for July 25, 2022

No.	Sender	Subject
7.1.1.	Director, Environmental Assessment Branch of the Ministry of the Environment, Conservation and Parks	Letter and Notice of Amendments outlining that the Class Environmental Assessment for Minor Transmission Facilities has been amended as part of the ministry's work on Environmental Assessment modernization. Commissioner, Infrastructure Services Commissioner, Economic Development & Innovation Commissioner, Community Services MU2022 GP2022 Note & File
7.1.2.	Ontario Land Tribunal	Najem v. Windsor (City) case heard June 14, 2022 by video hearing. Decision delivered by A. Cornacchia on July 14, 2022, Case No. OLT-22- 002517. Deputy City Solicitor, Legal Services & Real Estate City Planner Senior Legal Counsel Z2022 Note & File
7.1.3.	Manager of Environmental Quality, City of Windsor AND Dillon Consulting Limited	Notice of intention to apply non-potable groundwater site condition standards record of site condition (325 Devonshire Road). The City of Windsor has no objection to the application. Commissioner, Infrastructure Services EI/11165 Note & File

No.	Sender	Subject
7.1.4.	Committee of Adjustment	<p>Applications heard by the Committee of Adjustment/Consent Authority, Thursday, July 21 2022 at, 3:30 p.m., through Electronic Meeting Participation</p> <p style="text-align: right;">Z2022 Note & File</p>

From: EA Modernization (MECP) <EAModernization.MECP@ontario.ca>
Sent: Tuesday, July 12, 2022 12:10 PM
To: EA Modernization (MECP) <EAModernization.MECP@ontario.ca>
Cc: EA Modernization (MECP) <EAModernization.MECP@ontario.ca>; Cross, Annamaria (MECP) <Annamaria.Cross@ontario.ca>
Subject: Amendments to the Class Environmental Assessment for Minor Transmission Facilities

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.

Greetings,

On behalf of the Director of the Environmental Assessment Branch of the Ministry of the Environment, Conservation and Parks (ministry) please find an attached letter and Notice of Amendments outlining that the Class Environmental Assessment for Minor Transmission Facilities has been amended as part of the ministry's work on Environmental Assessment modernization.

Details of the approved amendments can be found in the letter, attached to this email and available on the Environmental Registry at the following link:
<https://ero.ontario.ca/notice/019-5346>.

If you have any questions, please contact the Environmental Assessment Modernization Team at EAModernization.MECP@ontario.ca.

Thank you,

EA Modernization Team

July 12, 2022

Greetings:

I am writing to let you know that the Class Environmental Assessment for Minor Transmission Facilities has been amended as part of the Ministry of the Environment, Conservation and Parks' work on Environmental Assessment modernization.

Over the past three years, we have been working to build a strong environmental assessment program that considers the input of local communities and focuses on projects that have the highest potential to impact the environment. This includes making changes to the class environmental assessments to ensure strong environmental oversight while reducing delays on infrastructure projects that matter most to Ontario communities.

In summer 2020, we proposed changes to eight class environmental assessments, including the Class Environmental Assessment for Minor Transmission Facilities. The intent of the proposed changes was to provide process improvements to enhance clarity and increase the efficiency and timeliness of the assessment for proposed projects that are subject to the Class Environmental Assessment for Minor Transmission Facilities.

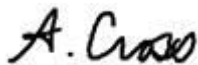
I wanted to thank all who have offered feedback on these changes, by submitting comments, participating in webinars and correspondence. We have considered all comments received during consultation, in addition to our own analysis and have made a decision on the changes to the Class Environmental Assessment for Minor Transmission Facilities. Detailed information on the approved changes can be found at <https://ero.ontario.ca/notice/019-5346>.

The changes provide routine and low-risk refurbishments to existing transmission lines and temporary transmission line projects, such as the replacement of damaged and aging wood poles, the opportunity for exemption from requiring an environmental assessment provided that an archaeological screening process is successfully completed. Changes also clarify that responding to an emergency is exempt from the requirements of an environmental assessment, consistent with other class environmental assessments. These changes will help get these projects started sooner so communities can benefit from reliable and cost-effective electricity services. We have also made administrative updates, such as incorporating recent legislative changes and clarifying terminology. The changes are effective immediately.

The updated process for the Class Environmental Assessment for Minor Transmission Facilities provides an appropriate mechanism for addressing impacts. Projects defined within a class environmental assessment require no further environmental approval under the *Environmental Assessment Act*, provided the proponent proceeds in accordance with the class environmental assessment process. The class environmental assessment process includes requirements for consultation, including consultation with Indigenous communities, consideration of potential environmental impacts and mitigation of any such impacts before a project proceeds. The proposed projects under a class environmental assessment are considered to be routine activities which have predictable environmental effects that can be readily managed and mitigated.

If you have any questions, please contact the Environmental Assessment Modernization Team at EAModernization.MECP@ontario.ca.

Sincerely,

A handwritten signature in black ink that reads "A. Cross". The signature is written in a cursive, slightly slanted style.

Annamaria Cross
Director, Environmental Assessment Modernization Branch
Ministry of the Environment, Conservation and Parks

ENVIRONMENTAL ASSESSMENT ACT

NOTICE OF AMENDMENTS

Hydro One Networks Inc.'s Class Environmental Assessment for Minor Transmission Facilities

RE: Amendments to the Class Environment Assessment for Minor Transmission Facilities

Proponent: Hydro One Networks Inc.

EA File No.: EA-03-03-02-02

Hydro One Networks Inc., as part of the Ministry of the Environment, Conservation and Parks' (ministry) environmental assessment modernization initiative, submitted amendments to its approved Class Environmental Assessment for Minor Transmission Facilities for a decision under the *Environmental Assessment Act* (EAA) by the Minister of the Environment, Conservation and Parks.

Section 15.4 of the EAA establishes the authority and process for making amendments to a class environmental assessment, including amendments made on the ministry's own initiative. To amend a class environmental assessment, the minister must be satisfied that the amendments are consistent with the purpose of the Act and the public interest.

The ministry consulted on the proposed amendments with Indigenous communities, members of the public, government agencies, and stakeholders. Following those consultations, the ministry has reviewed the proposed amendments and has recommended various amendments be made to the Class Environmental Assessment for Minor Transmission Facilities that address the feedback received on the consultations, potential impacts to the environment, and the purpose of the EAA. The ministry has also made various administrative amendments to update references to legislation, correct inaccuracies, and clarify text.

Having considered the amending procedures set out in section 15.4 of the EAA and the Class Environmental Assessment for Minor Transmission Facilities, the proposed amendments to the Class Environmental Assessment for Minor Transmission Facilities, the submissions on the proposed amendments and the purpose of the EAA and the public interest, I am hereby amending the Class Environmental Assessment for Minor Transmission Facilities, as attached.

REASONS

My reasons for amending the Class Environmental Assessment for Minor Transmission Facilities are as follows:

- (1) I am satisfied that adequate public notice of the proposed amendments has been provided and members of the public have had an opportunity to comment on the proposed amendments. The public, provincial government agencies, municipalities and all Indigenous communities in Ontario had an opportunity to submit comments to the ministry during the 45-day comment period provided for the proposed amendments from July 8, 2020, until August 22, 2020. The proposal was posted on the Ontario.ca website and the Environmental Registry of Ontario during this 45-day comment period
- (2) I am also satisfied that adequate consultation with proponents of projects that that may proceed pursuant to the Class Environmental Assessment for Minor Transmission Facilities has occurred, with an appropriate opportunity provided to proponents to review the proposed substantive amendments and to provide their comments.
- (3) The ministry has directly engaged with Indigenous communities on the proposed amendments, providing communities with information, an opportunity to attend webinar sessions or individualized meetings, an opportunity to comment and raise any concerns and has considered those comments and concerns. The Class Environmental Assessment for Minor Transmission Facilities processes provides a formal, recognized process for Indigenous communities to learn about projects and to be consulted on those projects both on an interests basis and in terms of potential impacts to existing Aboriginal and Treaty rights recognized and affirmed in section 35 of the *Constitution Act, 1982*. Additional information was provided in response to questions or concerns from Indigenous communities and concerns about the potential impact of proposed amendments on rights was considered by the ministry in their analysis and by me in my decision.
- (4) The ministry has responded to the concerns raised with respect to the proposed amendments, including proposing changes to amendments, and proposing a new screening process to address Indigenous community concerns related to archaeological resources.
- (5) The ministry has assessed the proposed amendments based on the low-risk criteria established by the ministry and has made its recommendations based on that analysis. The ministry has demonstrated that the final amendments recommended by the ministry are consistent with current legislative requirements and planning practices and will provide for a more effective planning process to deliver electricity transmission infrastructure and servicing in a more efficient and environmentally sustainable manner.
- (6) The administrative amendments proposed by the ministry are necessary and would correct errors in the class environmental assessment, update references to Acts, regulations, ministries, etc., would update the Class Environmental Assessment for Minor Transmission Facilities to be consistent with changes made to the EAA in 2019 and 2020 and/or are necessary to clarify the existing text of the class environmental assessment.

- (7) The ministry, based on its analysis of the proposed amendments, concluded that the amendments recommended for approval are consistent with the purpose of the EAA and would be in the public interest and based on my reasons set out above, I concur with this conclusion.

Notice of my decision to amend the class environmental assessment will be posted on the registry under the *Environmental Bill of Rights, 1993* before the amendments come into effect, as required by the *Environmental Assessment Act*, providing public notice of the changes made to the Class Environmental Assessment.

Dated the 12th day of July 2022 at TORONTO.



Minister of the Environment, Conservation and Parks
777 Bay Street
College Park 5th Floor
Toronto, Ontario
M7A 2J3

Ontario Land Tribunal
Tribunal ontarien de l'aménagement
du territoire



ISSUE DATE: July 14, 2022 **CASE NO(S).:** OLT-22-002517

PROCEEDING COMMENCED UNDER section 53(19) of the *Planning Act, R.S.O. 1990, c. P. 13, as amended.*

Applicant/Appellant	Faten Najem
Subject:	Consent
Description:	to sever the lot and reduce the severed lot width and size in order to construct one new residential detached dwelling
Reference Number:	B-043/21
Property Address:	2140 Cabana Road W
Municipality/UT:	Windsor/Essex
OLT Case No:	OLT-22-002517
OLT Lead Case No:	OLT-22-002517
OLT Case Name:	Najem v. Windsor (City)

PROCEEDING COMMENCED UNDER section 45(12) of the *Planning Act, R.S.O. 1990, c. P. 13, as amended.*

Subject:	Minor Variance
Reference Number:	A071-21
Property Address:	2140 Cabana Road W
Municipality/UT:	Windsor/Essex
OLT Case No:	OLT-22-002518
OLT Lead Case No:	OLT-22-002517

Heard: June 14, 2022 by video hearing

APPEARANCES:

Parties

City of Windsor (“City”)

Faten Najem (“Applicant” or
“Appellant”)

Counsel

Alexandra Hartley

William Good

DECISION DELIVERED BY A. CORNACCHIA AND ORDER OF THE TRIBUNAL

1. BACKGROUND

[1] This is an appeal of the decisions of City's Committee of Adjustment ("Committee") denying a consent application and refusing to authorize a minor variance application for the property municipally known as 2140 Cabana Road West ("Subject Property").

[2] The Subject Property located in the City of Windsor is designated as Residential in the City's Official Plan ("OP"). It is zoned Residential (RD1.4) in the Zoning By-law No. 8600 ("ZB")

[3] The Applicant applied for a consent to sever the Subject Property into two parcels depicted in Appendix A as the Retained Parcel ("Retained Parcel") and the Severed Parcel ("Severed Parcel"). The Retained Parcel will comply in all respects to the ZB and the residence that is currently on the property will remain on the Retained Parcel. The Severed Parcel does not comply with the minimum lot width and lot area requirements of the ZB. The Severed Parcel contains an accessory building which will be demolished to make way for a new single-family dwelling.

[4] The Applicant also filed a minor variance application for authorization to reduce the minimum lot width requirements of the ZB from 18 m to 13.0 m and the minimum lot area requirements of the ZB from 540.0m² to 520.1 m² for the Severed Parcel to permit the construction of a new single-family dwelling.

[5] After reviewing both applications, the City's planning department prepared reports recommending against the approval of the consent application and authorization of the Minor Variance application ("Municipality Planning Report") and the Committee denied the applications. The Applicant appealed the Committee decisions. Prior to the hearing, the City and the Applicant entered into a settlement agreement and both parties now support the appeals.

2. HEARING AND WITNESSES

[6] At the hearing, no issues with notice were identified and no status requests were made. Rita Jabbour was called by the Applicant (“Applicant’s Planner”) and properly qualified as expert witness in the field of land use planning. The Tribunal found her evidence to be credible and she answered all questions posed by the Tribunal and in examination clearly.

3. APPEAL AND APPLICABLE TESTS

[7] This appeal is a hearing *de novo* of the consent and minor variance applications. The Tribunal is required to hear the evidence presented and make its decision using the criteria required by the *Planning Act* (“Act”). The Tribunal must have regard to the decision of the Committee but is not bound by it.

[8] Dealing first with the minor variance application, the Tribunal is required to review it based on the requirements of s. 45(1) of the Act. To be authorized by the Tribunal, the variance must maintain the intent and purpose of both the OP and the ZB, be minor in nature and desirable for the development of the property.

[9] The Applicant’s Planner’s evidence was that the minor variance application for a reduction in the minimum lot area by 20 square metres and a reduction of the minimum lot width by 5 metres for the Severed Parcel was supported for the following reasons.

[10] The variances maintain the intent and purpose of the OP. It creates a new infill residential lot for a single-family dwelling as permitted by the residential designation for the Subject Property. City’s planning report which persuaded the Committee to deny the minor variance application referenced section 8.7.2.3 of the OP that sets out guidance for infill development:

- 8.7.2.3 Council will ensure that proposed development within an established neighbourhood is designed to function as an integral and complementary part of that area's existing development pattern by having regard for:
- (h) the pattern, scale and character of existing development.

[11] The Applicant's Planner was of the view that this provision was misconstrued in the City's Planning report to mean that the lot size and of the Severed Parcel needs to be the same or very similar to those in the area. She was of the view that this an inappropriate interpretation of this provision. The complementary standard in 8.7.2.3 only relates to the proposed building or proposed development. In other words, the proposed building to be placed on the infill lot must be complementary to the existing development in the surrounding area.

[12] The lot size is only relevant if it results in a residential building which is out of character with the surrounding area. In the planner's view, the fact that any building constructed can meet all other zoning standards is evidence that the built form will meet the requirements of the OP for being complementary. It was her opinion that the proposed building on the proposed Severed Parcel will in fact be complementary to the area.

[13] The planning evidence was that the variances maintain the intent and purpose of the ZB since the residential zoning by-law allows for a single-family dwelling as proposed. The dimensions of the Severed Parcel will accommodate a single-family dwelling that will comply with all other zoning standards other than lot area and lot width.

[14] The variances are minor in nature and desirable since there would be no anticipated adverse impacts on neighbouring properties and will result in additional housing in a market where it is required. The proposed Severed Parcel will provide adequate space for a dwelling that complies with all required setbacks and appropriate on-site parking. Any drainage issues can be addressed with an appropriate drainage plan approved by the City through the building permit process.

[15] The Tribunal accepts the Applicant Planner's evidence and finds that the minor variance application should be allowed since it complies with s. 45(1) of the Act.

4. CONSENT APPLICATION- SECTION 51(24) OF THE PLANNING ACT

[16] The Tribunal is required to review the consent application based on the requirements of s. 51 (24) of the Act. There are a range of factors under this section which are relevant to the analysis of the Tribunal. The planning evidence identified that:

1. The proposed development is consistent with the PPS since it promotes the addition of residential uses in an area supported by existing municipal infrastructure.
2. The proposed severance is not premature since the lot to be created will be serviced by public services that are currently available including water, sewage roads and hydro.
3. The proposed lot conforms to the OP for the reasons explained with respect to the minor variance application.
4. The Severed Parcel is suitable for housing due to its residential zoning
5. The lot will be of a rectangular shape and meet all other zoning requirements.
6. There are no natural heritage or archeological features requiring protection.
7. There are sufficient municipal services, utilities and schools to accommodate the requirements of the residents of a new single-family dwelling.

[17] Numerous conditions were proposed in connection with the consent application outlined in Appendix B. The planning evidence confirmed that they are all reasonable and typical when creating a new lot by severance.

[18] In summary, the consent application meets the requirements of section 51(24) and will be allowed by the Tribunal subject to the conditions identified in Appendix B.

THE TRIBUNAL ORDERS THAT the appeals are allowed and:

- (1) The Appeal under s. 45(12) of the *Planning Act* is allowed and the variances to Zoning By-law 8600 are authorized; and
- (2) The Appeal under s. 53(19) of the *Planning Act* is allowed and provisional consent for the severance shown in the sketch in Appendix A is to be given, subject to the conditions set out in Appendix B;

“A. Cornacchia”

A. CORNACCHIA
MEMBER

Ontario Land Tribunal

Website: olt.gov.on.ca Telephone: 416-212-6349 Toll Free: 1-866-448-2248

The Conservation Review Board, the Environmental Review Tribunal, the Local Planning Appeal Tribunal and the Mining and Lands Tribunal are amalgamated and continued as the Ontario Land Tribunal (“Tribunal”). Any reference to the preceding tribunals or the former Ontario Municipal Board is deemed to be a reference to the Tribunal.

APPENDIX A



Appendix B

CONDITIONS

- 1) The Owner shall obtain a demolition permit from the Chief Building Official and demolish the existing garage located on the lands to be severed.
- 2) Prior to the issuance of a construction permit the Owner shall submit a site servicing plan showing connections for the municipal servicing of the retained and severed lands to the satisfaction of the Chief Building Official and the City Engineer.
- 3) Prior to the issuance of a construction permit the Owner shall obtain permits to carry out the driveway and right of way work described in Appendix "B" of the Planning Report for Consent made available to the City of Windsor Committee of Adjustment at its meeting date of November 18, 2021.
- 4) This decision will expire two years from the date the Ontario Land Tribunal issues its order.

From: Webb, Kevin <KWebb@citywindsor.ca>
Sent: Friday, July 08, 2022 12:41 PM
To: 'Baillargeon, Jean-Paul' <jpbailargeon@dillon.ca>
Cc: Ciacelli, Anna <aciacelli@citywindsor.ca>; Fitzsimmons, Susan <Fitzsis@citywindsor.ca>; clerks <clerks@citywindsor.ca>; Taryn Azzopardi <tazzopardi@dillon.ca>
Subject: RE: Letter of Notice of Non-Potable Standards - 325 Devonshire Road, Windsor

Good afternoon Jean-Paul and Taryn,
In response to your attached correspondence, The City of Windsor has no objection to the use of the Ontario Regulation 153/04 Non-Groundwater Condition Standard for the subject property 325 Devonshire Rd, Windsor, Ontario for a Record of Site Condition.
There is no objection with the application of these standards for this property.
Kind regards,
Kevin Webb | Manager Environmental Quality



Office of the Commissioner of Infrastructure Services | Pollution Control
4155 Ojibway Parkway | Windsor ON | N9C 4A5
Office: 519 253 7217 ext 3330
Cell: 519 791 7844
kwebb@citywindsor.ca
www.citywindsor.ca

From: tazzopardi@dillon.ca <tazzopardi@dillon.ca> **On Behalf Of** Baillargeon, Jean-Paul
Sent: Friday, July 8, 2022 12:21 PM
To: Webb, Kevin <KWebb@citywindsor.ca>
Cc: Ciacelli, Anna <aciacelli@citywindsor.ca>; Fitzsimmons, Susan <Fitzsis@citywindsor.ca>; clerks <clerks@citywindsor.ca>; Taryn Azzopardi <tazzopardi@dillon.ca>
Subject: Re: Letter of Notice of Non-Potable Standards - 325 Devonshire Road, Windsor

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.

Hi Kevin,

We are working to submit this RSC now. Our statement from the City for use of non-potable standards needs to be less than a year old, and unfortunately it looks like your correspondence with JP was last May.

Would be able to restate that there is no objection?

Thanks in advance,
Taryn

On Fri, May 14, 2021 at 10:26 AM Webb, Kevin <KWebb@citywindsor.ca> wrote:

Good morning,

In response to your attached correspondence, The City of Windsor has no objection to the use of the Ontario Regulation 153/04 Non-Groundwater Condition Standard for the subject property 325 Devonshire Rd, Windsor, Ontario for a Record of Site Condition.

There is no objection with the application of these standards for this property.

Kind regards,

Kevin Webb

Manager Environmental Quality



Office of the City Engineer / Pollution Control

4155 Ojibway Parkway / Windsor ON / N9C 4A5

Office: 519 253 7217 ext 3330

Cell: 519 791 7844

kwebb@citywindsor.ca

www.citywindsor.ca

From: Baillargeon, Jean-Paul <jpbailargeon@dillon.ca>

Sent: Friday, May 14, 2021 8:56 AM

To: clerks <clerks@citywindsor.ca>

Subject: Letter of Notice of Non-Potable Standards - 325 Devonshire Road, Windsor

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.

Please see the attached letter request for the attention of Kevin Webb, Manager Environmental Quality.

We are requesting that a response be provided to this letter as soon as possible to support a Record of Site Condition (RSC) application for the property with the Ministry of the Environment, Conservation and Parks.

If you have any questions or comments, please let me know.

Thanks,

Jean-Paul Baillargeon
Associate
Dillon Consulting Limited
3200 Deziel Drive Suite 608
Windsor, Ontario, N8W 5K8
T - 519.948.4243 ext. 3251
F - 519.948.5054
M - 519.818.2550
JPBaillargeon@dillon.ca
www.dillon.ca

This message is directed in confidence solely to the person(s) named above and may contain privileged, confidential or private information which is not to be disclosed. If you are not the addressee or an authorized representative thereof, please contact the undersigned and then destroy this message.



May 14, 2021

The Corporation of the City of Windsor
4155 Ojibway Parkway
Windsor, Ontario
N9C 4C3

Attention: Mr. Kevin Webb
Manager Environmental Quality

*Notice of Intention to Apply Non-Potable Groundwater Site Condition Standards
Record of Site Condition – 325 Devonshire Road, Windsor*

Dillon Consulting Limited has been retained to obtain a Record of Site Condition for the property located at 325 Devonshire Road, Windsor, Ontario (see property boundary below).



We intend to apply Table 3 Full Depth Generic Site Condition Standards in a Non-Potable Ground Water Condition to the property under O.Reg. 153/04 – Record of Site Condition – Part XV.1 of the Environmental Protection Act. Please confirm there is no objection with the application of these standards for this property.

Yours sincerely,
DILLON CONSULTING LIMITED

J.P. Baillargeon, P.Eng., QP_{ESA}
Project Manager
Our file: 18-8727

3200 Deziel Drive
Suite 608
Windsor, Ontario
Canada
N8W 5K8
Telephone:
519.948.5000
Fax:
519.948.5054

Dillon Consulting
Limited

COMMITTEE OF ADJUSTMENT/CONSENT AUTHORITY AGENDA RECORD

PLEASE BE ADVISED THIS MEETING WILL BE CONDUCTED ELECTRONICALLY.

The following applications are scheduled to be heard by the Committee of Adjustment/Consent Authority on the afternoon of Thursday July 21, 2022, and in the order stated below. Persons wishing to provide comments to the Committee of Adjustment on the item contained herein are strongly encouraged to submit their comments in writing, by email to Jessica Watson, Secretary-Treasurer via email - COAdjustment@citywindsor.ca no later than July 20, 2022.

ITEM	TIME	FILE #	APPLICANT	LOCATION	REQUEST
1	3:30 PM	A-047/22	LUIS MORENO, DIANA CUETO	1363 PARTINGTON AVE.	RELIEF: Creation of a new accessory building exceeding maximum accessory building lot coverage
2	3:30 PM	B-035/22	MORRISH SOLUTIONS INC	333 EUGENIE ST E	CONSENT: Create a new Lot
3	3:30 PM	A-048/22	ROBERT SMITH	96 SHEPHERD ST E	RELIEF: Creation of a detached additional dwelling unit exceeding maximum lot coverage/maximum lot coverage for accessory building and reduced parking rate.
4	3:30 PM	A-049/22	MATTHEW EARISH, BRIANNE EARISH	2309 CHILVER RD	RELIEF: Construction of a residential addition with reduced minimum rear yard setback
5	3:30 PM	B-036/22	JAMEEL HYE, NIDA JAMEEL	1595 DROUILLARD RD	CONSENT: Create a new Lot
6	3:30 PM	A-050/22	L K METAL PRODUCTS CO LTD	1595 LINCOLN RD	RELIEF: Industrial addition with minimum side yard setback
7	3:30 PM	A-054/22	33 TIMBERS INC.	202 RANDOLPH PL	RELIEF: Accommodating conversion of existing Single Unit Dwelling into a semi-detached dwelling
8	3:30 PM	A-051/22	WINVALCO LIMITED	1235 ST LUKE RD	RELIEF: : Create a new lot with reduced minimum landscape open space yard (severed lot) and parking rate (retained lot)
9	3:30 PM	B-037/22	WINVALCO LIMITED	1235 ST LUKE RD	CONSENT: Create a new Lot
10	3:30 PM	B-038/22	2515985 ONTARIO INC	2415 DIVISION RD	CONSENT: Lot addition
11	3:30 PM	B-039/22	2515985 ONTARIO INC	2415 DIVISION RD	CONSENT: Create a new Lot
12	3:30 PM	A-052/22	MARKO AGBABA, SANJA AGBABA	1026-1028 CALIFORNIA AVE	RELIEF: Construction of a single unit dwelling with reduced lot width and lot area
13	3:30 PM	A-053/22	MARKO AGBABA, SANJA AGBABA	1026-1028 CALIFORNIA AVE	RELIEF: Construction of a single unit dwelling with reduced lot width and lot area

14	3:30 PM	B-040/22	MANOR WINDSOR REALTY LTD	3276 WALKER RD	CONSENT: Create a new Lot
15	3:30 PM	B-041/22	YONAN ISMAIL	11283 TIMBER BAY CRES S	CONSENT: Create a new Lot
16	3:30 PM	B-042/22	JASMEEN DHILLION	1555 TOTTEN ST	CONSENT: Create a new Lot
17	3:30 PM	A-056/22	ROBERT PETLEY	1594 HALL AVE	RELIEF: Creation of a detached garage exceeding maximum lot coverage and minimum side lot line separation
18	3:30 PM	B-044/22	UNIVERSITY OF WINDSOR	0, 660 PATRICIA RD & 727-747 SUNSET AVE	CONSENT: Create a new Lot
19	3:30 PM	B-045/22	UNIVERSITY OF WINDSOR	0, 660 PATRICIA RD & 727-747 SUNSET AVE	CONSENT: Create an easement for parking, municipal servicing and reciprocal access
20	3:30 PM	B-043/22	UNIVERSITY OF WINDSOR	0, 660 PATRICIA RD & 727-747 SUNSET AVE	CONSENT: Create a Lease in Excess of 21 years
21	3:30 PM	B-046/22	HELEN TASCONA, LOUIS VAUPOTIC	631-641 RIVERSIDE DR E	CONSENT: Create a new Lot
22	3:30 PM	B-047/22	HELEN TASCONA, LOUIS VAUPOTIC	631-641 RIVERSIDE DR E	CONSENT: Lot Addition
23	3:30 PM	A-055/22	MOHAMAD HABIB	1300 GRAND MARAIS RD E	RELIEF: Creation of a new undersized lot for Single Unit Dwelling with minimum lot width, and side yards on retained and severed Lots.
24	3:30 PM	B-060/22	MOHAMAD HABIB	1300 GRAND MARAIS RD E	CONSENT: Create a new Lot
25	3:30 PM	B-048/22 TO B-059/22	SOUTH WINDSOR PROPERTIES INC.	0 ROSELAND CRES S 0 ROSLEAND CRES W (VACANT LOT NEXT SOUTH OF 3950 DOUGALL AVE)	CONSENT: Establishing 2 separate Parts on a Reference Plan, known as Part 1 (Property A) and Part 2 (Property B) to include 12 new Lots.

If a person or public body that files an appeal of a decision of the Committee of Adjustment in respect of the proposed consent does not make written submissions to the Committee of Adjustment before it gives or refuses to give a provisional consent, the Local Planning Appeal Tribunal may dismiss the appeal. **Note: To access the Agenda Record and Comments for the upcoming meeting, as well as the Minutes from the previous meeting, please visit our website at: www.citywindsor.ca . Choose the Residents tab, then select Planning and click on Committee of Adjustment.**



Subject: Award of Tender: 77-22 - Arthur Road Rehabilitation - Ontario Street to VIA Railway (Ward 5)

Reference:

Date to Council: July 25, 2022

Author: Sarah Meneses

Engineer II

(519) 255-6100 ext. 6336

smeneses@citywindsor.ca

Design - Engineering

Report Date: 2022-07-20

Clerk's File #: SW/14444

To: Mayor and Members of City Council

Recommendation:

- I. THAT the following low tender **BE ACCEPTED**:

TENDERER: SheaRock Construction Group Inc.
TENDER NO: 77-22
TOTAL TENDER PRICE: \$1,590,000.00 (excluding HST)
ACCOUNT CHARGED: 007-5410-9998-02942-7221051

And,

THAT the CAO and City Clerk **EXECUTE** an agreement with the low bidder, SheaRock Construction Group Inc., in the amount of \$1,590,000.00 plus tax, with said contract being satisfactory in form to the Commissioner of Legal & Legislative Services, satisfactory in technical content to the Commissioner of Infrastructure Services, and in financial content to the Commissioner of Corporate Services CFO/City Treasurer; and,

- II. THAT City Council **APPROVE** a transfer of \$282,062.00 in funding from Francois-Seminole to Alice St project (ID 7181006) and \$268,000.00 in funding from WFCU Parking Lot Addition project (7204001) to Arthur Rd – Ontario St S Via Rail project (ID 7221051) as detailed in the financial matters section.

Executive Summary:

N/A

Background:

City Council has previously approved funding for a total of \$1,135,745.00 for the Arthur Road Rehabilitation project (7221051) through CR65/2022 (report S 159/2021). This total budget amount included both City funding of \$794,125.00 and external funding estimated at \$341,620.00.

CR65/2022 further authorized the City to enter into a servicing/cost sharing agreement with 1318805 Ontario Limited (the Developer, also known as Dior Homes) for the proportionate share of infrastructure needed to service MB#'s 909 to 957 Arthur Road based on actual tendered construction costs. The proportionate share was determined to be 24% of mainline sanitary and storm sewers and road rehabilitation costs plus 100% of the cost of individual sanitary laterals, storm laterals and water services for the subject properties. The Developer must pay 50% of these costs upon closing of the tender with the balance prior to the issuance of construction permits for lots 909, 915, 921, 927, 933, 939, 945, 951 and 957 Arthur Road.

Discussion:

The tendering process for Arthur Road was carried out per the Purchasing By-Law 93-2012. Tender 77-22 closed July 15, 2022. The following is the summary of bids received.

1	SheaRock Construction Group Inc.	\$1,590,000.00
2	D'Amore Construction (2000) Ltd.	\$1,798,000.00
3	Sterling Ridge Infrastructure Inc.	\$1,989,883.00
4	Sherway Contracting (Windsor) Limited	\$2,139,555.00

The tenders were reviewed by City Administration and no arithmetic errors were found. SheaRock Construction Group Inc. is the low bidder.

Costs have increased significantly since CR65/2022 as discussed in the Financial Matters section of this report. The Developer is aware of these increases as they relate to the cost sharing agreement and their contribution to the project and is in agreement with the recommendations of this report.

Following approval of this report and execution of the servicing/cost sharing agreement approved through CR65/2022, the Developer will be invoiced for 50% of their estimated costs, as determined through tender 77-22 and will be required to pay within 30 days of receipt of the invoice, after which interest charges will apply. The remainder of the Developer's contribution will be obtained prior to the issuance of building permits for the lots, based on final construction quantities.

Risk Analysis:

Associated risks to the Corporation, resulting from the undertaking of this project, include risks typical of construction projects, such as bodily injury, property damage,

and matters arising from violations of the Occupational Health and Safety Act. These risks are to be transferred to the successful proponents through the contract that the City and SheaRock Construction Group Inc. enter into for Arthur Road. As part of this contract with SheaRock Construction Group Inc. there are sufficient insurances in place to cover the Corporation for the potential damage and claims that might arise from their work during or after construction in the maintenance period.

Additionally, there is a high risk that the construction schedule will be impacted due to supply chain issues. Administration has an expedited purchase order process that will be issued following approval of project funding, at which point, we can confirm delivery date.

The existing infrastructure on Arthur Road is not sufficient to support the proposed development of the lots owned by the Developer. As such, there is a risk associated with not approving the recommendations of this report that the development will not proceed.

Climate Change Mitigation:

Construction of the project will result in greenhouse gas emissions that are accounted for within the annual community greenhouse gas emissions inventory. It is anticipated that construction emissions in general will be offset by the improved drivability and functionality of the new roadway over time.

Climate Change Adaptation:

N/A

Financial Matters:

The low bidder was SheaRock Construction Group Inc. with a total tender amount of \$1,590,000.00 plus tax. Windsor Utilities Commission portion of the cost is \$377,380.00 plus tax. The City's net construction cost is \$1,212,620.00 plus tax. Based on the low tender for Arthur Road, the estimated project budget and funds estimated to be required are as follows.

EXPENSES	
Low Tender – SheaRock Construction Group Inc. (including Contingency, excluding Watermain)	\$1,212,620.00
Low Tender Watermain Construction Cost – SheaRock Construction Group Inc. (covered by Windsor Utilities Commission)	\$377,380.00
Engineering – pre and post tendering (including design, survey, inspection, geomatics, CCTV and	\$333,500.00

Geotechnical/Environmental Investigation)	
Non-Recoverable HST	\$34,984.00
Surface Asphalt 2023 (Estimated)	\$50,000.00
Miscellaneous (Advertising, Legal Searches, financing charges etc.)	\$30,000.00
GROSS ESTIMATED PROJECT COSTS	\$2,038,484.00
REVENUE	
Previously Approved Funding (CR65/2022)	\$794,125.00
Recoveries from Windsor Utilities Commission	\$355,780.00
Dior Homes – Cost Sharing Agreement with City of Windsor (final to be based on actual costs)	\$316,917.00
Dior Homes – Share of Enwin – Watermain Work (final to be based on actual costs)	\$21,600.00
Additional Funding Required - Transfer from Francois-Seminole to Alice St project (ID 7181006)	\$282,062.00
Additional Funding Required - Transfer from WFCU Parking Lot Addition project (7204001)	\$268,000.00
TOTAL REVENUE	\$2,038,484.00

A total of \$550,062.00 in additional funding is required to complete this project, as shown in the revenue section above.

The cost of construction for this project is significantly higher than what was estimated due to ongoing supply chain issues, increased cost of materials, including concrete, plastic pipe, wiring, increased cost of fuel, as well as the additional costs associated with the new excess soil management regulations.

In order to identify an appropriate funding source for the additional funding requirements, Administration reviewed various capital projects and identified surplus funds in the Francois-Seminole to Alice St project (ID 7181006) and WFCU Parking Lot Addition project (7204001) projects.

The Francois project (7181006) is complete and is ready to be closed. The project has a surplus of \$282,062.00 resulting from favourable pricing. Administration is recommending this project be closed with the surplus funds transferred to Arthur Rd – Ontario St S Via Rail project (ID 7221051) to mitigate the current shortfall of funding.

The remaining funding of \$268,000.00 required is recommended to come from anticipated surplus currently in the WFCU Parking Lot Addition project (7204001). The project has a current surplus of approximately \$477,000.00 which is sufficient funding to complete the work.

It should be noted that mitigating measures, strategies and approaches to address the inflationary costs being experienced in capital projects is expected to be further explored and considered in the development of the 2023 Capital Budget. The transfer of the funds as noted in this report is necessary at this time in order to allow for the timely execution of Tender 77-22, so as to manage the noted risk as identified within this report.

Based on the above recommendations, there will be sufficient funds in 7221051 to carry out the project.

Consultations:

- Carrie McCrindle – Financial Planning Administrator
- Linda Mancina – Financial Planning Administrator
- Michael Dennis – Financial Manager of Asset Planning
- Tony Ardovini – Deputy Treasurer Financial Planning
- Alex Vucinic – Purchasing Manager
- Patrick Winters – Development Engineer

Conclusion:

Administration recommends the transfer of these funds to Project ID 7221051 and award of Tender 77-22 to the low bidder SheaRock Construction Group Inc.

Planning Act Matters:

N/A

Approvals:

Name	Title
Stacey McGuire	Manager of Development
France Isabelle-Tunks	Executive Director of Engineering/Deputy City Engineer
Chris Nepszy	Commissioner, Infrastructure Services

Name	Title
Shelby Askin Hager	Commissioner, Legal and Legislative Services
Joe Mancina	Commissioner, Corporate Services CFO/City Treasurer
Onorio Colucci	Chief Administrative Officer

Notifications:

Name	Address	Email
Rio Aiello – 1318805 Ontario Limited/Dior Homes		build@diorhomes.ca

Appendices:

BY-LAW NUMBER 107-2022

A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW"

Passed the 25th day of July, 2022.

WHEREAS it is deemed expedient to further amend By-law Number 8600 of the Council of The Corporation of the City of Windsor, cited as the "City of Windsor Zoning By-law" passed the 31st day of March, 1986, as heretofore amended:

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

1. By-law Number 8600 is further amended by changing the District Maps or parts thereof of the said by-law and made part thereof, so that the zoning district symbol of the lands therein and hereinafter described shall be changed from that shown in Column 5 hereof to that shown in Column 6 hereof:

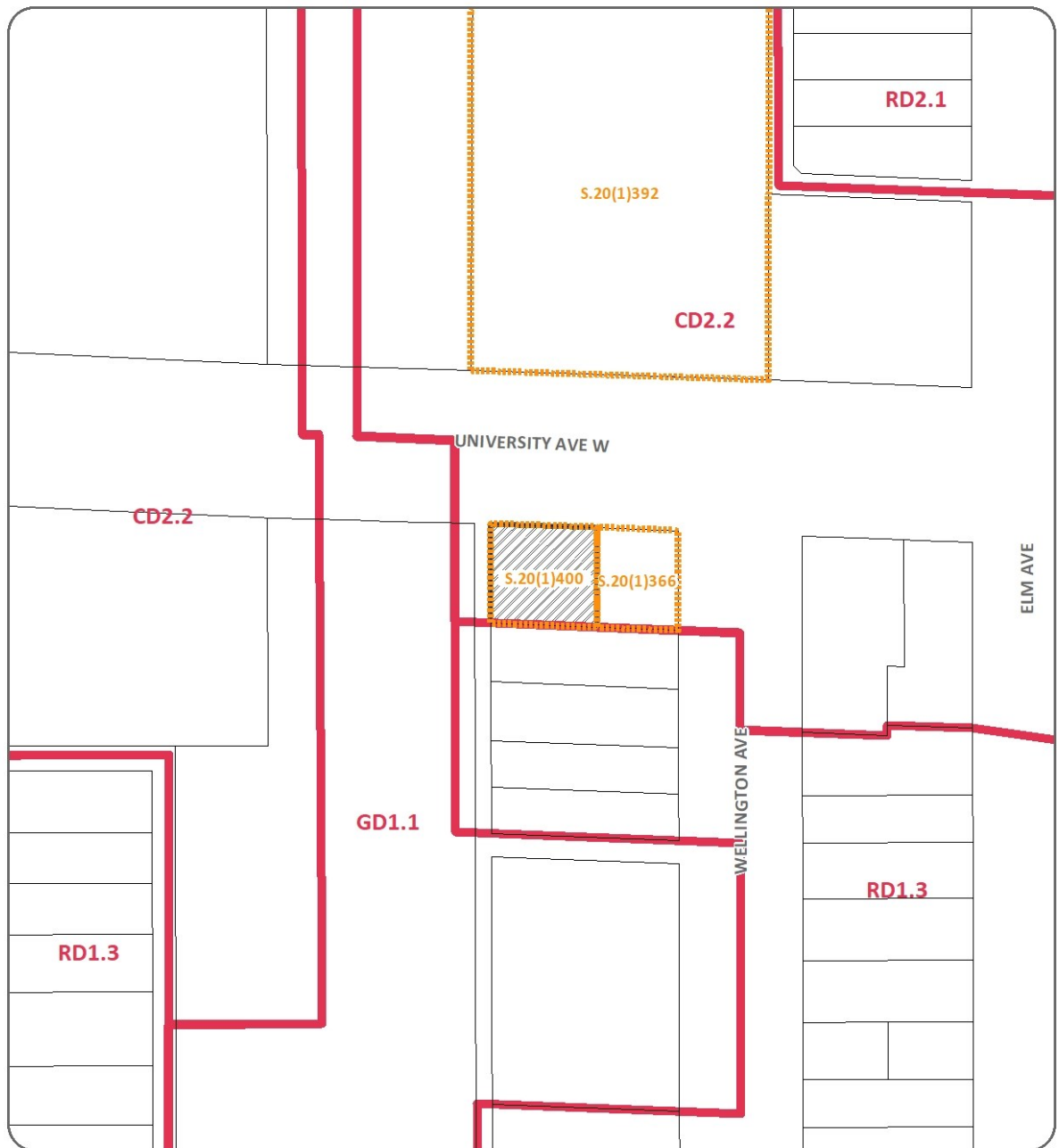
1. Item Number	2. Zoning District Map Part	3. Lands Affected	4. Official Plan Amendment Number	5. Zoning Symbol	6. New Zoning Symbol
1	3	Plan 683 West Part Lot 1 ROW; Over South Part Lot 9 (South side of University Ave West, West of Wellington Avenue) as shown on Schedule 'A' of this by-law.	137	S.20(1) H400	S.20(1)4 00

2. That Schedule 'A', attached hereto, is hereby declared to form part of this amending by-law.

DREW DILKENS, MAYOR

CITY CLERK

First Reading - July 25, 2022
 Second Reading - July 25, 2022
 Third Reading - July 25, 2022

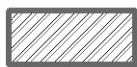


PART OF ZONING DISTRICT MAP 3

N.T.S.

H-REMOVAL

Applicant: 8596140 Canada Inc



SUBJECT LANDS TO BE ZONED S.20(1)400

PLANNING & BUILDING DEPARTMENT



DATE : FEBRUARY 2022
FILE NO. : H-004/21, HRM/6467

THIS IS SCHEDULE 'A' TO BY-LAW 107-2022

MAYOR _____

CLERK _____

BY-LAW NUMBER 108-2022

A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW"

Passed the 25th day of July, 2022.

WHEREAS it is deemed expedient to further amend By-law Number 8600 of the Council of The Corporation of the City of Windsor, cited as the "City of Windsor Zoning By-law" passed the 31st day of March, 1986, as heretofore amended:

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

1. By-law Number 8600 is further amended by changing the District Maps or parts thereof of the said by-law and made part thereof, so that the zoning district symbol of the lands therein and hereinafter described shall be changed from that shown in Column 5 hereof to that shown in Column 6 hereof:

1. Item Number	2. Zoning District Map Part	3. Lands Affected	4. Official Plan Amendment Number	5. Zoning Symbol	6. New Zoning Symbol
1	4	Lot 27 & Part of Closed Alley, Registered Plan 948 (known municipally as 0 Daytona Avenue; Roll No. 080-650-10200, situated on the northeast corner of the intersection of Daytona Avenue and Manitoba Street)	N/A	HRD2.2	RD2.2

DREW DILKENS, MAYOR

CITY CLERK

First Reading - July 25, 2022
Second Reading - July 25, 2022
Third Reading - July 25, 2022

BY-LAW NUMBER 109-2022

A BY-LAW TO AMEND BY-LAW NUMBER 208-2008, BEING A BY-LAW TO DELEGATE TO ADMINISTRATION THE AUTHORITY TO PROCESS, MAKE DECISIONS ON, AND TO EXECUTE AGREEMENTS FOR CERTAIN MATTERS.

Passed the 25th day of July, 2022.

WHEREAS By-law Number 208-2008 was passed by the Council of The Corporation of the City of Windsor on December 1, 2008;

AND WHEREAS By-law Number 208-2008 has been amended from time to time;

AND WHEREAS it is deemed expedient to further amend said By-law Number 208-2008 of The Corporation of the City of Windsor;

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

1. **THAT** By-law Number 208-2008 be further amended by adding the following section to Section 3. Council further delegates to the Administration of the City of Windsor the authority to process, decide upon and execute agreements for the following matters subject to the favourable recommendation of the responsible executive director:

“3.46 Authority for the Chief Administrative Officer to execute contracts for the provision of Flu Vaccination Clinics, satisfactory in legal form to the City Solicitor, in technical content to the Executive Director of Human Resources, and in financial Content to the Chief Financial Officer and City Treasurer.”

2. This by-law shall come into force and take effect on the day of the final passing thereof.

DREW DILKENS, MAYOR

CITY CLERK

First Reading - July 25, 2022
Second Reading - July 25, 2022
Third Reading - July 25, 2022

BY-LAW NUMBER 110-2022

A BY-LAW TO AMEND BY-LAW 11220 ADOPTED NOVEMBER 16, 1992, BEING A BY-LAW TO CLOSE AND STOP UP AND CONVEY THE NORTH/SOUTH ALLEY AND THE 3-FOOT RESERVE BETWEEN WESTMINSTER AND BUCKINGHAM, FROM RAYMOND TO THE C.N.R., AND THE EAST/WEST ALLEY NEXT NORTH OF THE C.N.R. FROM WESTMINSTER EASTERLY TO THE NORTH/SOUTH ALLEY NEXT EAST OF WESTMINSTER, R.P. 663

Passed the 25th day of July, 2022.

WHEREAS it is deemed expedient to amend By-law 11220 passed the 16th day of November, 1992;

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

1. That By-law 11220 be amended as follows:
 - (a) by deleting the following wording under section 2.(i) to the By-law:

The east/west alley providing frontage to property on Westminster to be conveyed at the price of \$500.00 per front foot;
 - (b) by inserting the following wording under section 2.(i) to the By-law:

The east/west alley providing frontage to property on Westminster Boulevard to be conveyed at the price of \$1.00 plus deed preparation fee.
2. This by-law shall come into force and take effect on the day upon which it is registered in the Land Registry Office for the County of Essex (No.12).

DREW DILKENS, MAYOR

CITY CLERK

First Reading - July 25, 2022
Second Reading - July 25, 2022
Third Reading - July 25, 2022

SCHEDULE "A"

PT 3 FOOT RESERVE PL 663 SANDWICH EAST; PT ALLEY PL 663 SANDWICH EAST CLOSED BY R1221578 AMENDED BY R1246548 ABUTTING LT 126 PL 663 EXCEPT R1268142 S/T R1221578; WINDSOR

Being all of PIN 01584-0017 (LT)

City of Windsor
County of Essex

BY-LAW NUMBER 111-2022

A BY-LAW TO AUTHORIZE THE DELEGATION OF AUTHORITY TO
APPROVE AGREEMENTS
BETWEEN AUGUST 19, 2022 AND NOVEMBER 15, 2022
(THE "LAME DUCK PERIOD")
FOR THE PURPOSE OF OBTAINING GRANTS

Passed the 25th day of July, 2022.

WHEREAS by the combined effect of subsections 275(1) and 275 (3) (d) of the *Municipal Act, 2001, S.O. 2001, c.25*, as amended, (the "Act"), if one of the triggering events identified in subsection 275(1) of the Act comes about and Council becomes a "Lame Duck Council", the Council of a municipality shall not make any expenditures or incur any other liability which exceeds \$50,000 after the first day during the election for a new Council to the date of the new Council taking office following the election;

AND WHEREAS subsection 275(6) of the Act provides that the above identified provisions do not prevent any person or body exercising any authority of a municipality that is delegated to the person or body prior to nomination day for the election of the new council;

AND WHEREAS the Council of The Corporation of the City of Windsor deems it expedient to provide authority to apply for grants, commit funding for any matching component of any grants, and execute any agreements associated with any grant awarded to The Corporation of the City of Windsor during the time period referenced above, subject to approval by the Chief Administrative Office, as required;

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

1. During the time period commencing on August 19, 2022 and ending on November 15, 2022, the submission by The Corporation of the City of Windsor to any grant is hereby approved.
2. During the time period commencing on August 19, 2022 and ending on November 15, 2022, the funding commitment by The Corporation of the City of Windsor for any matching component of any grant, provided approval for the same has been obtained under Delegation of Authority by the Chief Administrative Officer, is hereby approved.
3. During the time period commencing on August 19, 2022 and ending on November 15, 2022, The Corporation of the City of Windsor is hereby authorized to enter into any agreement with any organization associated with any grant which is awarded to The Corporation of the City of Windsor.
4. During the time period commencing on August 19, 2022 and ending on November 15, 2022, the Chief Administrative Officer and Clerk are hereby authorized to execute any agreement on behalf of The Corporation of the City of Windsor with any organization associated with any grant which is awarded to The Corporation of the City of Windsor.

5. Paragraphs 1 through 4, above, shall only take effect if the Council of The Corporation of the City of Windsor becomes a Lame Duck Council by virtue of any of the events described in s. 275(1) of the Act.
6. This by-law shall come into force and take effect after the final passing thereof.

DREW DILKENS, MAYOR

CITY CLERK

First Reading - July 25, 2022
Second Reading - July 25, 2022
Third Reading - July 25, 2022

BY-LAW NUMBER 112-2022

A BY-LAW TO AUTHORIZE THE REALLOCATION OF FUNDING FROM OTHER CAPITAL PROJECTS, PRE-COMMITMENTS OF FUTURE FUNDING, OR TRANSFERS OF FUNDING FROM RESERVE FUNDS BETWEEN AUGUST 19, 2022 AND NOVEMBER 15, 2022

Passed the 25th day of July, 2022.

WHEREAS Section 275(3)(d) of the *Municipal Act, 2001, S.O. 2001, c.25* provides that the Council of a municipality shall not make any expenditures or incur any other liability which exceeds \$50,000 after the first day during the election for a new Council on which it can be determined the new Council that will take office following the election will include less than three-quarters of the members of the outgoing Council;

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

1. During the time period commencing on August 19, 2022 and ending on November 15, 2022, in instances where increases to the budget are required due to a change in the requirement of scope of work resulting from unforeseen circumstances, market volatility and / or rising inflation, the Chief Administrative Officer be delegated the authority to reallocate funding from other capital projects, pre-commitments of future funding, or transfers of funding from reserve funds by the lesser of 30 per cent of the total approved capital project budget or \$1,000,000.
2. During the time period commencing on August 19, 2022 and ending on November 15, 2022, the Chief Administrative Officer and the Commissioner responsible for the applicable capital works be authorized, on a case by case basis, to assess and approve requests for contract increases and amendments, or revisions, to offset impacts resulting from market volatility and / or rising inflation, without a corresponding change in the requirement or scope of work, where approval of such requests are deemed to be appropriate and reasonably necessary to carry on the business of the City, subject to the applicable Council approved capital project budget and any transfer of funds thereto as may be approved by the Chief Administrative Officer.
3. During the time period commencing on August 19, 2022 and ending on November 15, 2022, where it is necessary in the public interest in order to facilitate a Purchase exceeding \$50,000, that the Chief Administrative Officer, where permitted by law, be authorized to award all RFXs otherwise requiring Council approval under the Purchasing By-law, provided that the Purchase Price (as defined in the Purchasing By-law), does not exceed the lesser of 30 per cent of the total approved Council approved capital project budget or \$1,000,000, and that any conflicting provisions in the Purchasing By-law be waived.
4. During the time period commencing on August 19, 2022 and ending on November 15, 2022, where it is necessary in the public interest in order to facilitate a contract renewal or extension exceeding \$50,000, that the Chief Administrative Officer, where permitted by law, be authorized to renew or extend a Contract, otherwise requiring Council approval under the Purchasing By-law, where the dollar amount does not exceed the lesser of 30 per cent of the total Council approved capital project budget or \$1,000,000, and that any conflicting provisions in the Purchasing By-law be waived.

5. During the time period commencing on August 19, 2022 and ending on November 15, 2022, where it is necessary in the public interest in order to facilitate a contract amendment or revision, that the Chief Administrative Officer, where permitted by law, be authorized to amend or revise a Contract, otherwise requiring Council approval under the Purchasing By-law, provided that there is no significant change in the scope of work, and the amendment is less than the lesser of 30 per cent of the total Council approved capital project budget or \$1,000,000, and that any conflicting provisions in the Purchasing By-law be waived.
6. This by-law shall come into force and take effect after the final passing thereof.

DREW DILKENS, MAYOR

CITY CLERK

First Reading - July 25, 2022
Second Reading - July 25, 2022
Third Reading - July 25, 2022

BY-LAW NUMBER 113-2022

A BY-LAW TO FURTHER AMEND BY-LAW 98-2011 AS AMENDED, BEING A BY-LAW TO PROVIDE RULES GOVERNING THE PROCEEDINGS OF WINDSOR CITY COUNCIL MEETINGS AND ITS COMMITTEES AND THE CONDUCT OF ITS MEMBERS

Passed the 25th day of July, 2022.

WHEREAS By-law Number 98-2011, being a by-law to provide rules governing the proceedings of Windsor city council meetings and its committees and the conduct of its members, was passed on the 7th day of June, 2011.

AND WHEREAS it is deemed expedient to further amend By-law Number 98-2011.

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

By-law 98-2011, as amended, be further amended as follows:

1. Part 1 – Interpretation/Definition, be amended by deleting “Planning Standing Committee” and substituting the following:

“Development and Heritage Standing Committee means a Standing Committee of Council comprised of five (5) members of Council and members at large as appointed by Council from time to time. This Committee shall be deemed the Statutory Meeting required for matters under the *Planning Act*.”

2. Section 3.1 Inaugural Meeting, be amended by deleting clauses a) and b) and substituting the following:

“a) The first meeting in a new term of Council shall be held on November 15, or shortly thereafter, but not later than December 16 in each election year.

b) The location and time of the inaugural meeting shall be determined by the resolution of the outgoing Council.”

3. Section 3.2 Regular Meetings and Standing Committee Meetings, be amended by deleting clauses a) though l) inclusive and substituting the following:

“a) All regular meetings of the Council and Standing Committees of Council shall be held in Council Chambers of Windsor City Hall at 350 City Hall Square, or at such other place within the City of Windsor as the Chair may from time to time determine.

Date and Time of Regular Meetings, Standing Committee Meetings and Committees of Council

b) Council meetings shall be held twice monthly throughout the year, on the second and fourth Monday of the month unless otherwise indicated and shall be held according to the approved schedule. A meeting calendar will be presented to Council for approval by the Clerk in November of each year detailing the dates for all Regular Council and Standing Committees of Council.

c) In the event the Monday designated for holding a Regular Council or Standing Committee meeting falls on a public or civic holiday or on a day when City Hall is closed for business, Council shall

consider meeting at the designated hour on the first day following which is not a public or civic holiday.

- d) All regular meetings of Council shall commence at 6:00 o'clock p.m., or as approved by council.
- e) The Development and Heritage Standing Committee shall meet on the first Monday of every month commencing at 4:30 o'clock p.m., or as approved by Council.
- f) Community Services and Parks Standing Committee shall meet on the first Wednesday of every month commencing at 9:00 o'clock a.m., or as approved by Council.
- g) The Environment, Transportation and Public Safety Committee shall meet on the fourth Wednesday of every month commencing at 4:30 o'clock p.m., or as approved by Council.
- h) Advisory Committee of Council are to meet quarterly unless otherwise required, and subject to the approval of the City Clerk. The Windsor Essex County Environmental Committee, a joint City or Windsor/County of Essex Committee, is not restricted to quarterly meetings.

Notice of Meetings

- i) The Clerk Shall cause to be delivered to the address provided notices/agendas for each regular meeting and Standing Committee of Council, for all members of Council and Committee members, as the case may be. The notice/agenda of these meetings shall be provided not less than 72 hours before the hour appointed for holding of such meeting. At the same time the Clerk shall also distribute a copy of the notice/agenda to the chief Administrative Officer and to the heads of all civic departments. Notices/agendas shall also be made available to the general public by any or all of the following means:
 - Posting to the web;
 - Mail delivery;
 - Facsimile transmission;
 - Electronic mail;"

- 4. This by-law comes into force and effect on the date of the final passage hereof.

DREW DILKENS, MAYOR

CITY CLERK

First Reading - July 25, 2022
Second Reading - July 25, 2022
Third Reading - July 25, 2022

BY-LAW NUMBER 114-2022

A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 25th DAY OF JULY, 2022

Passed the 25th day of July, 2022.

WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Windsor at this meeting be confirmed and adopted by by-law;

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

1. The action of the Council of The Corporation of the City of Windsor in respect to each recommendation contained in the Report/Reports of the Committees and the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of The City of Windsor at this special meeting is hereby adopted and confirmed as if all such proceedings were expressly in this by-law.
2. The Mayor and the proper officials of The Corporation of the City of Windsor are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Windsor referred to in the preceding section hereof.
3. The Mayor and the City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Windsor.

DREW DILKENS, MAYOR

CITY CLERK

First Reading - July 25, 2022
Second Reading - July 25, 2022
Third Reading - July 25, 2022

July 25, 2022
Meeting of City Council
Item No. 8.1. - Appendix

The Corporation of the City of Windsor

Audit Findings Report
for the year ended
December 31, 2021

KPMG LLP

July 25, 2022

kpmg.ca/audit

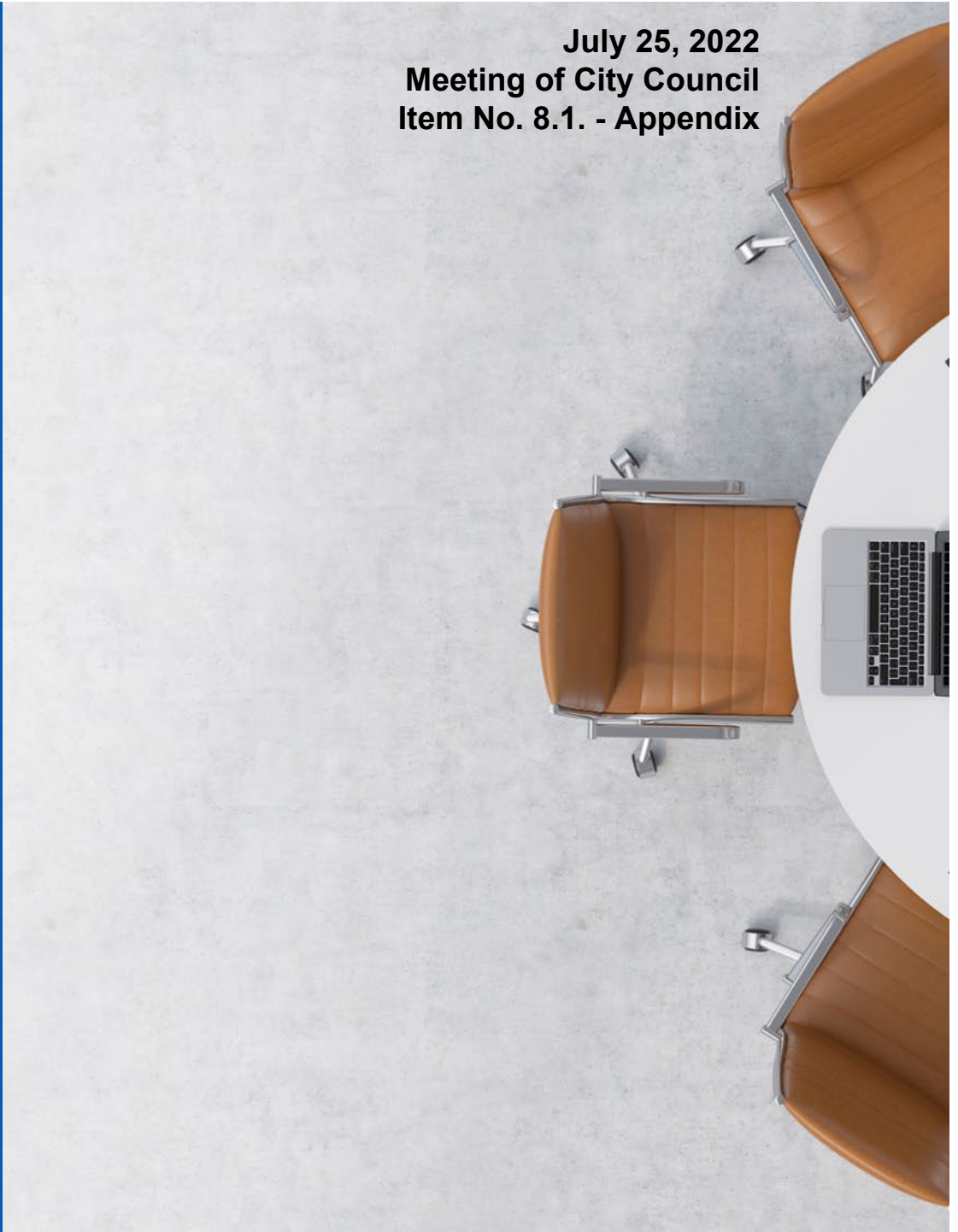


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Audit Quality: How do we deliver audit quality?

Quality essentially means doing the right thing and remains our highest priority. Our **Global Quality Framework** outlines how we deliver quality and how every partner and staff member contributes to its delivery.

‘**Perform quality engagements**’ sits at the core along with our commitment to continually monitor and remediate to fulfil on our quality drivers.

Our **quality value drivers** are the cornerstones to our approach underpinned by the **supporting drivers** and give clear direction to encourage the right behaviours in delivering audit quality.

We define ‘**audit quality**’ as being the outcome when:

- audits are **executed consistently**, in line with the requirements and intent of **applicable professional standards** within a strong **system of quality controls**; and
- all of our related activities are undertaken in an environment of the utmost level of **objectivity, independence, ethics, and integrity**.



Visit our [Resources](#) page for more information.

Doing the right thing. Always.

Audit highlights

Purpose of this report¹

The purpose of this Audit Findings Report is to assist you, as a member of Council, in your review of the results of our audit of the consolidated financial statements as at and for the period ended December 31, 2021. This Audit Findings Report builds on the Audit Plan we presented to Council.

Status of the audit

As of July 20, 2022, we have completed the audit of the financial statements, with the exception of certain remaining procedures, which include amongst others:

- Completing our discussions with Council
- Obtaining evidence of Council's approval of the financial statements
- Receipt of legal letter responses
- Obtaining substantive testing samples from management

We will update Council on significant matters, if any, arising from the completion of the audit, including the completion of the above procedures

Our auditors' report, a draft of which is provided alongside the draft financial statements, will be dated upon the completion of any remaining procedures.

Going concern

No matters to report.

Significant risks and other significant matters

Refer to page 6 for our response and significant findings for the following significant risks and other significant matters:

- Fraud risk from revenue recognition and management override of controls
- Critical accounting estimates: employee future benefits and contingencies

¹ This report to Council is intended solely for the information and use of Management and Council and should not be used for any other purpose or any other party. KPMG shall have no responsibility or liability for loss or damages or claims, if any, to or by any third party as this report has not been prepared for, and is not intended for, and should not be used by, any third party or for any other purpose.

Uncorrected audit misstatements

No matters to report.

Control deficiencies

We did not identify any control deficiencies that we determined to be significant deficiencies in internal control over financial reporting. A significant deficiency in internal control is a deficiency, or combination of deficiencies, in internal control that, in the auditor's professional judgment, is of sufficient importance to merit the attention of those charged with governance.

Significant accounting policies and practices

There have been no initial selections of, or changes to, significant accounting policies and practices to bring to your attention.

Audit risks and results

We highlight our significant findings in respect of **significant financial reporting risks** as identified in our discussion with you in the Audit Plan, as well as any additional significant financial reporting risks identified.

Significant financial reporting risk	New or changed?	Estimate?
Risk of material misstatement due to fraud resulting from fraudulent revenue recognition	No	No
Risk of material misstatement due to fraud resulting from management override of controls	No	No

Our response

- We rebutted this risk during the planning phase of our audit, as the Corporation’s performance is not measured based on revenue or earnings.
- As the risk is not rebuttable, our audit methodology incorporated the required procedures in professional standards to address this risk. These procedures included testing of journal entries and other adjustments, performing a retrospective review of estimates and evaluating the business rationale of significant unusual transactions, as well as other procedures as considered appropriate by us.
- KPMG reviewed a sample of expense reports for the Mayor, his staff, Council and the Corporate Leadership Team. We reviewed the policies of the Corporation and ensured that the expense reports adhered to the policies and were appropriately authorized and supported.

Significant findings

- No issues noted.
- No exceptions were noted in our testing.
- All expenses were appropriately authorized, supported and in compliance with the Corporation’s policies.

Audit risks and results (continued)

Significant financial reporting risk	New or changed?	Estimate?
Post-Employment Benefits	No	Yes

Our response

- The liability for employee future benefits recognized on the consolidated statement of financial position at December 31, 2021 is comprised of accrued post-employment and post-retirement benefits, such as health, dental, life insurance and long-term disability, accrual for Workplace Safety and Insurance costs (“WSIB”) given that the Corporation is a schedule 2 employer and must finance its own costs, vacation and vested overtime liability and accrued vested sick leave (see note 5 to the consolidated financial statements for more details).
- The most recent valuation of the Corporation’s post-retirement benefit and sick leave gratuity plans by the Corporation’s actuary, Actuarial Solutions Inc., was performed as at August 1, 2019. An extrapolation of the December 31, 2021 fiscal year benefit expense was performed by the actuaries.
- The accrued benefit obligation for post-retirement and post-employment benefits, representing the present value of the cost of these benefits earned and funded in future periods amounted to \$650 million (2020 - \$707 million). Unamortized net actuarial losses representing the difference between the accrued benefit obligation and the liability amounted to \$79 million (2020 - \$164 million). These actuarial losses represent changes in the value of the accrued benefit obligation due to differences in the Plan’s experience compared to expectation (i.e. changes in claims costs) and changes in actuarial assumptions (i.e. change in the discount rate) incorporated in the underlying calculations. These changes are amortized into the liability recognized on the consolidated statement of financial position over the estimated remaining service life of the respective employee groups or 13.3 years.
- The liability for employee future benefits is unfunded. Benefits are funded on a pay-as-you-go basis. As a result, the Accumulated Surplus, disclosed in detail in note 8(a) to the consolidated financial statements, includes disclosure of the amounts to be recovered in future years relating to the Corporation’s liability for future employee benefits.
- KPMG evaluated the reasonableness of the discount rate used in the current year calculation. The discount rate used by the Corporation was 2.75% at December 31, 2021 and 2.20% at December 31, 2020. The discount rates used are consistent with those used by other public sector entities.
- The most recent valuation of the Corporation’s WSIB Benefits by Nexus Actuarial Consultants was performed as at December 1, 2020. An extrapolation of the December 31, 2021 fiscal year benefit expense was performed by the actuary.
- The Actuary’s analysis determined a total obligation of \$79.6 million (2019 - \$76.6 million).
- The Corporation maintains \$3.0 million in reserves, including deposits at WSIB, to offset this obligation.
- KPMG performed audit procedures on the underlying data that was used as the basis for calculating the obligations, including employee data and assumptions.

Significant findings

- No issues noted, all Post Employment Benefit obligations were recorded correctly and the underlying data was found to be accurate and complete.

Audit risks and results (continued)

Significant financial reporting risk	New or changed?	Estimate?
Liability for landfill post closure costs	No	Yes

Our response

- The liability for landfill post closure costs as at December 31, 2021 is comprised of the Corporation's proportionate share of closure and post closure costs associated with the Regional Landfill of \$9.1 million (2020 - \$9.5 million) and the Corporation's share of post closure costs associated with Landfill #3 of \$8.6 million (2020 - \$9.6 million).
- We have evaluated the assumptions in support of the liability for closure and post closure costs including the annual payment, discount rate and inflation rate.
- We have reviewed note 6 to the consolidated financial statements and ensured that the disclosure satisfies the requirements of PSAB, Section 3270, Solid Waste Landfill Closure and Post-Closure Liability.

Significant findings

- We did not identify any misstatements during the course of our audit procedures over the liability for landfill post closure costs..

Audit risks and results (continued)

Significant financial reporting risk	New or changed?	Estimate?
Revenue recognition with respect to funding received from Federal and Provincial governments.	No	No

Our response

- The City receives funding from the Federal and Provincial governments under a variety of programs, including programs with specific revenue recognition criteria.
- This can result in potential financial reporting issues with respect to the amount of revenue recognized and the treatment of unearned funds at year-end (deferral vs. payable).
- Our procedures included:
 - Reviewing management’s calculation of revenues that are conditional in nature, including Safe Restart COVID-19 funding. For all significant conditional revenue sources, we reviewed the supporting documentation that demonstrated the revenues recognition criteria have been achieved.
 - Assessing management’s treatment of unearned revenues. For significant balances, we further inquired with management regarding their determination of whether these balances represented deferred revenues or payable balances.
 - Reviewing the prior year’s unearned revenue accounts, to ensure that amounts have been recognized to revenue where the appropriate criteria have been met.

Significant findings

- No issues noted, all revenue was recognized appropriately in accordance with Public Sector Accounting Standards.

Audit risks and results (continued)

Significant financial reporting risk	New or changed?	Estimate?
Valuation of property taxes and outstanding property tax appeals	No	Yes, where amounts are deemed uncollectible

Our response

- The total allowance for doubtful accounts is comprised of trade and other receivables (2021 - \$2.5 million; 2020 - \$2.7 million), property taxes and payments in lieu of taxes (2021 - \$2.2 million; 2020 - \$1.6 million) and vacancy and charity rebates (2021 - \$nil; 2020 - \$2.2 million). Per Council decision on May 3, 2021, the Vacancy Rebate Program has been discontinued.
- Net property tax reductions resulting from settlement on certain property tax appeals and other adjustments during the year amounted to \$8.1 million (2019 – \$7.2 million).
- The Corporation's tax appeals reserve of \$14.5 million (2020 - \$12.3 million) can be utilized if required, to mitigate risk associated with uncertainties that exist surrounding future property tax adjustments.
- Additionally, the Corporation has available certain reserve funds to further mitigate its credit risk. The working capital reserve fund has a balance available of \$33.8 million (2020 - \$27.7 million) and the budget stabilization reserve fund has a balance available of \$17.7 million (2020 - \$14.1 million) as at December 31, 2021.
- Our procedures included:
 - Review of management's evaluation of properties with significant outstanding tax balances, including any environmentally sensitive properties, and assessing the reasonableness of the valuation allowance.
 - Obtaining an understanding of the outstanding property tax appeals through review of Council reports and discussion with management and ensuring such appeals are recognized in the consolidated financial statements in accordance with the Corporation's accounting policies.
 - Reviewing subsequent appeal settlements to ensure the Corporation's accounting at year-end is appropriate.

Significant findings

- No issues noted.

Audit risks and results (continued)

Significant financial reporting risk	New or changed?	Estimate?
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Accounting for tangible capital assets, specifically the determination as to whether an item constitutes a betterment or an expense.

No

No

Our response

- Our procedures included:
 - Performing substantive testing over recorded capital expenditures, where we reviewed source documentation for a sample of capital expenditures to determine if amounts were recorded at the correct amount and appropriately recognized as a capital expenditure.
 - Performing substantive testing over repairs and maintenance expenditure accounts, which involved reviewing a sample of source documentation to determine any instances where an item should have been capitalized rather than expensed.
 - Reviewing management’s presentation and disclosure of capital assets and deferred revenues.

Significant findings

- No issues noted, all capital transactions were appropriately recognized.

Audit risks and results (continued)

Significant financial reporting risk	New or changed?	Estimate?
Contingent liabilities arising from ongoing legal claims	No	Yes, where claims are open and unsettled

Our response

- Our procedures included:
 - Obtaining management's assessment of ongoing legal claims in order to understand ongoing cases.
 - Discussing status of ongoing cases with internal legal counsel where required.
 - Sending inquiry letters to external counsel to obtain their evaluation of ongoing cases.
 - Review of Council minutes for the 2021 year and 2022 year, up to the date of our Auditor's Report.

Significant findings

- Based on our discussions with management and external counsel, we requested the City accrue an additional \$15.0 million in respect of the Spring Garden lands. Refer to the management representation letter for the entry that was recorded by management.
- No additional issues noted within the recognition, disclosure and presentation of contingent liabilities.

Audit risks and results (continued)

We highlight our significant findings in respect of **areas of focus** as identified in our discussion with you in the Audit Plan, as well as any additional areas of focus identified.

Other areas of focus	New or changed?	Estimate?
Enwin Group, Windsor Utilities Commission, Windsor Public Library Board, Windsor-Essex Community Housing Corporation, Essex-Windsor Solid Waste Authority, Windsor Detroit Tunnel Group and Your Quick Gateway (Windsor) Inc. as part of our group audit.	No	No

Our response

- Our procedures included:
 - Statutory audit of component financial statements

Significant findings

- No issues noted, an unmodified opinion was provided to all component financial statements.

Uncorrected and corrected audit misstatements

Audit misstatements include presentation and disclosure misstatements, including omissions.

Uncorrected audit misstatements

We did not identify misstatements that remain uncorrected.

Corrected audit misstatements

The management representation letter includes all misstatements identified as a result of the audit, communicated to management and subsequently corrected in the financial statements.

Control deficiencies

Consideration of internal control over financial reporting

A significant deficiency in internal control over financial reporting is a deficiency, or combination of deficiencies, in internal control that, in the auditor's professional judgment, is of sufficient importance to merit the attention of those charged with governance.

In planning and performing our audit, we considered ICFR relevant to the Entity's preparation of the financial statements in order to design audit procedures that are appropriate in the circumstances for the purpose of expressing an opinion on the financial statements, but not for the purpose of expressing an opinion on ICFR.

Our understanding of internal control over financial reporting was for the limited purpose described above and was not designed to identify all control deficiencies that might be significant deficiencies. The matters being reported are limited to those deficiencies that we have identified during the audit that we have concluded are of sufficient importance to merit being reported to those charged with governance.

Our awareness of control deficiencies varies with each audit and is influenced by the nature, timing, and extent of audit procedures performed, as well as other factors. Had we performed more extensive procedures on internal control over financial reporting, we might have identified more significant deficiencies to be reported or concluded that some of the reported significant deficiencies need not, in fact, have been reported.

Significant deficiencies in internal control over financial reporting

No issues were noted throughout our audit.

Financial statement presentation and disclosure

Misstatements, including omissions, if any, related to presentation and disclosure items are in the management representation letter.

We also highlight the following:

Financial statement presentation - form, arrangement, and content	Nothing to report.
Concerns regarding application of new accounting pronouncements	Nothing to report.
Significant qualitative aspects of financial statement presentation and disclosure	Nothing to report.

Significant accounting policies and practices



Initial selections

Nothing to report.



Changes

Nothing to report.



Future Implementation

See Appendix 3 for detailed discussion over upcoming standards, including:

- **Asset Retirement Obligations** (PS 3280 *Asset Retirement Obligations*)
 - **Revenues** (PS 3400 *Revenue*)
 - **Financial instruments and foreign currency translation** (PS3450 *Financial Instruments*, PS2601 *Foreign Currency Translation*, PS1201 *Financial Statement Presentation* and PS3041 *Portfolio Investments*)
 - **Employee Future Benefits** (PS3250 *Retirement Benefits* and PS3255 *Post-Employment Benefits, Compensated Absences and Termination Benefits*)
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Appendices

Content

Appendix 1: Other required communications

Appendix 2: Management representation letter(s)

Appendix 3: Current developments

Appendix 4: Upcoming changes to auditing standards

Appendix 5: Audit and assurance insights

Appendix 6: Environmental, Social and Governance



Appendix 1: Other required communications

Audit Quality in Canada

The reports available through the following links were published by the Canadian Public Accountability Board to inform audit committees and other stakeholders about the results of quality inspections conducted over the past year:

- [CPAB Audit Quality Insights Report: 2021 Interim Inspections Results](#)
- [CPAB Audit Quality Insights Report: 2020 Annual Inspections Results](#)

Appendix 2: Management representation letter

KPMG LLP
618 Greenwood Centre
3200 Deziel Drive
Windsor, Ontario N8W 5K8
Canada

July 25, 2022

We are writing at your request to confirm our understanding that your audit was for the purpose of expressing an opinion on the consolidated financial statements (hereinafter referred to as "financial statements") of The Corporation of the City of Windsor ("the Entity") as at and for the period ended December 31, 2021.

GENERAL:

We confirm that the representations we make in this letter are in accordance with the definitions as set out in **Attachment I** to this letter.

We also confirm that, to the best of our knowledge and belief, having made such inquiries as we considered necessary for the purpose of appropriately informing ourselves:

RESPONSIBILITIES:

- 1) We have fulfilled our responsibilities, as set out in the terms of the engagement letter dated September 20, 2017, including for:
 - a) the preparation and fair presentation of the financial statements and believe that these financial statements have been prepared and present fairly in accordance with the relevant financial reporting framework.
 - b) providing you with all information of which we are aware that is relevant to the preparation of the financial statements ("relevant information"), such as financial records, documentation and other matters, including:
 - the names of all related parties and information regarding all relationships and transactions with related parties;
 - the complete minutes of meetings, or summaries of actions of recent meetings for which minutes have not yet been prepared, of shareholders, board of directors and committees of the board of directors that may affect the financial statements. All significant actions are included in summaries.
 - c) providing you with unrestricted access to such relevant information.
 - d) providing you with complete responses to all enquiries made by you during the engagement.
 - e) providing you with additional information that you may request from us for the purpose of the engagement.
 - f) providing you with unrestricted access to persons within the Entity from whom you determined it

necessary to obtain audit evidence.

- g) such internal control as we determined is necessary to enable the preparation of financial statements that are free from material misstatement, whether due to fraud or error. We also acknowledge and understand that we are responsible for the design, implementation and maintenance of internal control to prevent and detect fraud.
- h) ensuring that all transactions have been recorded in the accounting records and are reflected in the financial statements.
- i) ensuring that internal auditors providing direct assistance to you, if any, were instructed to follow your instructions and that we, and others within the entity, did not intervene in the work the internal auditors performed for you.

INTERNAL CONTROL OVER FINANCIAL REPORTING:

- 2) We have communicated to you all deficiencies in the design and implementation or maintenance of internal control over financial reporting of which we are aware.

FRAUD & NON-COMPLIANCE WITH LAWS AND REGULATIONS:

- 3) We have disclosed to you:
 - a) the results of our assessment of the risk that the financial statements may be materially misstated as a result of fraud.
 - b) all information in relation to fraud or suspected fraud that we are aware of that involves:
 - management;
 - employees who have significant roles in internal control over financial reporting; or
 - otherswhere such fraud or suspected fraud could have a material effect on the financial statements.
 - c) all information in relation to allegations of fraud, or suspected fraud, affecting the financial statements, communicated by employees, former employees, analysts, regulators, or others.
 - d) all known instances of non-compliance or suspected non-compliance with laws and regulations, including all aspects of contractual agreements, whose effects should be considered when preparing financial statements.
 - e) all known actual or possible litigation and claims whose effects should be considered when preparing the financial statements.

SUBSEQUENT EVENTS:

- 4) All events subsequent to the date of the financial statements and for which the relevant financial reporting framework requires adjustment or disclosure in the financial statements have been adjusted or disclosed.

RELATED PARTIES:

- 5) We have disclosed to you the identity of the Entity's related parties.
- 6) We have disclosed to you all the related party relationships and transactions/balances of which we are aware.
- 7) All related party relationships and transactions/balances have been appropriately accounted for and

disclosed in accordance with the relevant financial reporting framework.

ESTIMATES:

- 8) The methods, the data and the significant assumptions used in making accounting estimates, and their related disclosures are appropriate to achieve recognition, measurement or disclosure that is reasonable in the context of the applicable financial reporting framework.

GOING CONCERN:

- 9) We have provided you with all information relevant to the use of the going concern assumption in the financial statements.

MISSTATEMENTS:

- 10) We approve the corrected misstatements identified by you during the audit described in Attachment II.

NON-SEC REGISTRANTS OR NON-REPORTING ISSUERS:

- 11) We confirm that the Entity is not a Canadian reporting issuer (as defined under any applicable Canadian securities act) and is not a United States Securities and Exchange Commission ("SEC") Issuer (as defined by the Sarbanes-Oxley Act of 2002).
- 12) We also confirm that the financial statements of the Entity will not be included in the group financial statements of a Canadian reporting issuer audited by KPMG or an SEC Issuer audited by any member of the KPMG organization.

Yours very truly,

By: Mr. Onorio Colucci, Chief Administrative Officer

By: Mr. Joe Mancina, Chief Financial Officer and City Treasurer

Attachment I – Definitions

MATERIALITY

Certain representations in this letter are described as being limited to matters that are material.

Information is material if omitting, misstating or obscuring it could reasonably be expected to influence the economic decisions of users taken on the basis of the financial statements.

Judgments about materiality are made in light of surrounding circumstances, and are affected by perception of the needs of, or the characteristics of, the users of the financial statements and, the size or nature of a misstatement, or a combination of both while also considering the entity's own circumstances.

FRAUD & ERROR

Fraudulent financial reporting involves intentional misstatements including omissions of amounts or disclosures in financial statements to deceive financial statement users.

Misappropriation of assets involves the theft of an entity's assets. It is often accompanied by false or misleading records or documents in order to conceal the fact that the assets are missing or have been pledged without proper authorization.

An error is an unintentional misstatement in financial statements, including the omission of an amount or a disclosure.

DRAFT

Appendix II - Summary of Corrected Audit Misstatements
 The Corporation of the City of Windsor
 December 31, 2021

Amounts in

ID	Description of misstatement	Type of misstatement	Accounts	Debit	(Credit)	Statement of Operations Effect - Debit (Credit)	Statement of Financial Position Effect - Debit (Credit)				Statement of Cash Flows Effect - Increase (Decrease)			
						Statement of Operations Debit (Credit)	Financial Assets	Financial Liabilities	Non-Financial Assets	Accumulated Surplus	Operating Activities	Capital Activities	Investing Activities	Financing Activities
Corrected misstatements - Final														
1	To accrue the potential exposure associated with the expropriated Spring Garden lands.	Factual	Tangible capital assets - Land	15,000	-	-	-	-	15,000	-	-	(15,000)	-	-
			Accounts payable and accrued liabilities	-	(15,000)	-	-	(15,000)	-	-	15,000	-	-	-
Total effect of corrected audit misstatements - Final						-	-	(15,000)	15,000	-	15,000	(15,000)	-	-

DRAFT

Appendix 3: Current developments

Public Sector Accounting Standards

Standard	Summary and implications
Asset Retirement Obligations	<ul style="list-style-type: none">– The new standard is effective for fiscal years beginning on or after April 1, 2022.– The new standard addresses the recognition, measurement, presentation and disclosure of legal obligations associated with retirement of tangible capital assets in productive use. Retirement costs will be recognized as an integral cost of owning and operating tangible capital assets. PSAB currently contains no specific guidance in this area.– The ARO standard will require the public sector entity to record a liability related to future costs of any legal obligations to be incurred upon retirement of any controlled tangible capital assets (“TCA”). The amount of the initial liability will be added to the historical cost of the asset and amortized over its useful life.– As a result of the new standard, the public sector entity will have to:<ul style="list-style-type: none">• Consider how the additional liability will impact net debt, as a new liability will be recognized with no corresponding increase in a financial asset;• Carefully review legal agreements, senior government directives and legislation in relation to all controlled TCA to determine if any legal obligations exist with respect to asset retirements;• Begin considering the potential effects on the organization as soon as possible to coordinate with resources outside the finance department to identify AROs and obtain information to estimate the value of potential AROs to avoid unexpected issues.
Revenue	<ul style="list-style-type: none">– The new standard is effective for fiscal years beginning on or after April 1, 2023. The effective date was deferred by one year due to COVID-19.– The new standard establishes a single framework to categorize revenues to enhance the consistency of revenue recognition and its measurement.– The standard notes that in the case of revenues arising from an exchange transaction, a public sector entity must ensure the recognition of revenue aligns with the satisfaction of related performance obligations.– The standard notes that unilateral revenues arise when no performance obligations are present, and recognition occurs when there is authority to record the revenue and an event has happened that gives the public sector entity the right to the revenue.

Standard	Summary and implications
Financial Instruments and Foreign Currency Translation	<ul style="list-style-type: none"> – The accounting standards, PS3450 <i>Financial Instruments</i>, PS2601 <i>Foreign Currency Translation</i>, PS1201 <i>Financial Statement Presentation</i> and PS3041 <i>Portfolio Investments</i> are effective for fiscal years commencing on or after April 1, 2022. The effective date was deferred by one year due to COVID-19. – Equity instruments quoted in an active market and free-standing derivatives are to be carried at fair value. All other financial instruments, including bonds, can be carried at cost or fair value depending on the public sector entity's choice and this choice must be made on initial recognition of the financial instrument and is irrevocable. – Hedge accounting is not permitted. – A new statement, the Statement of Remeasurement Gains and Losses, will be included in the financial statements. Unrealized gains and losses incurred on fair value accounted financial instruments will be presented in this statement. Realized gains and losses will continue to be presented in the statement of operations. – In July 2020, PSAB approved federal government narrow-scope amendments to PS3450 <i>Financial Instruments</i> which will be included in the Handbook in the fall of 2020. Based on stakeholder feedback, PSAB is considering other narrow-scope amendments related to the presentation and foreign currency requirements in PS3450 <i>Financial Instruments</i>. The exposure drafts were released in summer 2020 with a 90-day comment period.
Employee Future Benefit Obligations	<ul style="list-style-type: none"> – PSAB has initiated a review of sections PS3250 <i>Retirement Benefits</i> and PS3255 <i>Post-Employment Benefits, Compensated Absences and Termination Benefits</i>. In July 2020, PSAB approved a revised project plan. – PSAB intends to use principles from International Public Sector Accounting Standard 39 <i>Employee Benefits</i> as a starting point to develop the Canadian standard. – Given the complexity of issues involved and potential implications of any changes that may arise from the review of the existing guidance, PSAB will implement a multi-release strategy for the new standards. The first standard will provide foundational guidance. Subsequent standards will provide additional guidance on current and emerging issues. – PSAB released an exposure draft on proposed section PS3251, Employee Benefits in July 2021. Comments to PSAB on the proposed section are due by November 25, 2021. Proposed Section PS 3251 would apply to fiscal years beginning on or after April 1, 2026 and should be applied retroactively. Earlier adoption is permitted. The proposed PS3251 would replace existing Section PS 3250 and Section PS 3255. This proposed section would result in organizations recognizing the impact of revaluations of the net defined benefit liability (asset) immediately on the statement of financial position. Organizations would also assess the funding status of their post-employment benefit plans to determine the appropriate rate for discounting post-employment benefit obligations.

Standard	Summary and implications
Public Private Partnerships (“P3”)	<ul style="list-style-type: none"> – PSAB has introduced Section PS3160, which includes new requirements for the recognition, measurement and classification of infrastructure procured through a public private partnership. The standard has an effective date of April 1, 2023, and may be applied retroactively or prospectively. – The standard notes that recognition of infrastructure by the public sector entity would occur when it controls the purpose and use of the infrastructure, when it controls access and the price, if any, charged for use, and it controls any significant interest accumulated in the infrastructure when the P3 ends. – The public sector entity recognizes a liability when it needs to pay cash or non-cash consideration to the private sector partner for the infrastructure. – The infrastructure would be valued at cost, which represents fair value at the date of recognition with a liability of the same amount if one exists. Cost would be measured in reference to the public private partnership process and agreement, or by discounting the expected cash flows by a discount rate that reflects the time value of money and risks specific to the project.
Concepts Underlying Financial Performance	<ul style="list-style-type: none"> – PSAB is in the process of reviewing the conceptual framework that provides the core concepts and objectives underlying Canadian public sector accounting standards. – PSAB released four exposure drafts in early 2021 for the proposed conceptual framework and proposed revised reporting model, and their related consequential amendments. The Board is in the process of considering stakeholder comments received. – PSAB is proposing a revised, ten chapter conceptual framework intended to replace PS 1000 <i>Financial Statement Concepts</i> and PS 1100 <i>Financial Statement Objectives</i>. The revised conceptual framework would be defined and elaborate on the characteristics of public sector entities and their financial reporting objectives. Additional information would be provided about financial statement objectives, qualitative characteristics and elements. General recognition and measurement criteria, and presentation concepts would be introduced. – In addition, PSAB is proposing: <ul style="list-style-type: none"> • Relocation of the net debt indicator to its own statement and the statement of net financial assets/liabilities, with the calculation of net debt refined to ensure its original meaning is retained. • Separating liabilities into financial liabilities and non-financial liabilities. • Restructuring the statement of financial position to present non-financial assets before liabilities. • Changes to common terminology used in the financial statements, including re-naming accumulated surplus (deficit) to net assets (liabilities). • Removal of the statement of rereasurement gains (losses) with the information instead included on a new statement called the statement of changes in net assets (liabilities). This new statement would present the changes in each component of net assets (liabilities), including a new component called “accumulated other”. • A new provision whereby an entity can use an amended budget in certain circumstances. • Inclusion of disclosures related to risks and uncertainties that could affect the entity’s financial position.

Standard	Summary and implications
Purchased Intangibles	<ul style="list-style-type: none"> – In October 2019, PSAB approved a proposal to allow public sector entities to recognize intangibles purchased through an exchange transaction. Practitioners are expected to use the definition of an asset, the general recognition criteria and the GAAP hierarchy to account for purchased intangibles. – PSAB has approved Public Sector Guideline 8 which allows recognition of intangibles purchased through an exchange transaction. Narrow-scope amendments were made to Section PS 1000 Financial statement concepts to remove prohibition on recognition of intangibles purchased through exchange transactions and PS 1201 Financial statement presentation to remove the requirement to disclose that purchased intangibles are not recognized. – The effective date is April 1, 2023 with early adoption permitted. Application may be retroactive or prospective.
Government Not-for-Profit Strategy	<ul style="list-style-type: none"> – PSAB is in the process of reviewing its strategy for government not-for-profit (“GNFP”) organizations. PSAB intends to understand GNFPs’ fiscal and regulatory environment, and stakeholders’ financial reporting needs. – PSAB released a second consultation paper in January 2021 which summarizes the feedback received to the first consultation paper. It also describes options for the GNFP strategy and the decision-making criteria used to evaluate the options. PSAB recommends incorporating the PS4200 series with potential customizations into PSAS. This means reviewing the existing PS4200 series to determine if they should be retained and added to PSAS. Incorporating the updated or amended PS4200 series standards in PSAS would make the guidance available to any public sector entity. Accounting and/or reporting customizations may be permitted if PSAB determines there are substantive and distinct accountabilities that warrant modification from PSAS. – PSAB is in the process of considering stakeholder comments.
2022 – 2027 Strategic Plan	<ul style="list-style-type: none"> – PSAB’s Draft 2022 – 2027 Strategic Plan was issued for public comment in May 2021. Comments were requested for October 6, 2021. – The Strategic Plan sets out broad strategic objectives that help guide PSAB in achieving its public interest mandate over a multi-year period, and determining standard-setting priorities – The Strategic Plan emphasizes four key priorities: – Develop relevant and high-quality accounting standards - Continue to develop relevant and high-quality accounting standards in line with PSAB’s due process, including implementation of the international strategy (focused on adapting International Public Sector Accounting Standards for new standards) and completion of the Conceptual Framework and Reporting Model project. – Enhance and strengthen relationships with stakeholders - Includes increased engagement with Indigenous Governments and exploring the use of customized reporting. – Enhance and strengthen relationships with other standard setters – In addition to continued collaboration with other standard setters, this emphasizes strengthened relationship with the IPSASB. – Support forward-looking accounting and reporting initiatives – Supporting and encouraging ESG reporting, and consideration of the development of ESG reporting guidance for the Canadian public sector.

Appendix 4: Upcoming changes to auditing standards

The following changes to auditing standards applicable to our 2022 audit are listed below.

Standard	Key observations
Revised CAS 315, <i>Identifying and Assessing the Risks of Material Misstatement</i>	<p>Revised CAS 315, <i>Identifying and Assessing the Risks of Material Misstatement</i> has been released and is effective for audits of financial statements for periods beginning on or after December 15, 2021.</p> <p>The standard has been significantly revised, reorganized and enhanced to require a more robust risk identification and assessment in order to promote better responses to the identified risks. Key changes include:</p> <ul style="list-style-type: none">— Enhanced requirements relating to exercising professional skepticism— Distinguishing the nature of, and clarifying the extent of, work needed for indirect and direct controls— Clarification of which controls need to be identified for the purpose of evaluating the design and implementation of controls— Introduction of scalability— Incorporation of considerations for using automated tools and techniques— New and revised concepts and definitions related to identification and assessment of risk— Strengthened documentation requirements <p>CPA Canada plans to publish a Client Briefing document in early 2022 to help you better understand the changes you can expect on your 2022 audit.</p>

Appendix 5: Audit and assurance insights

Our latest thinking on the issues that matter most to audit committees, Boards and Management.

Featured insight	Summary
<u>KPMG Audit & Assurance Insights</u>	Curated research and insights for audit committees and boards
<u>COVID-19 Financial Reporting Resource Centre</u>	Resource centre on the financial reporting impacts of coronavirus
<u>Board Leadership - Audit committee insights</u>	The KPMG in Canada Board Leadership Centre (BLC) engages with directors, board members and business leaders to discuss timely and relevant boardroom challenges and deliver practical thought leadership on risk and strategy, talent and technology, globalization and regulatory issues, financial reporting, and more.
<u>Current Developments</u>	Series of quarterly publications for Canadian businesses including Spotlight on IFRS, Canadian Securities & Auditing Matters and US Outlook.
<u>The ESG journey: Lessons from the boardroom and C-suite (kpmg.us)</u>	To build on our work in ESG, strategy and the long view, the Board Leadership Center interviewed directors and officers of major corporations, including Morgan Stanley, Tyson Foods, Ford Motor, Microsoft, Mars, and Whirlpool, among others.
<u>ESG, strategy, and the long view (kpmg.us)</u>	To help boards understand and shape the total impact of the company's strategy and operations externally—on the environment, the company's consumers and employees, the communities in which it operates, and other stakeholders—and internally, on the company's performance, this paper presents a five-part framework.
<u>Inclusion and diversity practices</u>	Getting started on the inclusion and diversity journey. Unique inclusion and diversity considerations for boards.

Appendix 6: Environmental, Social and Governance

Environmental, Social and Governance (ESG) has revolutionized how organizations in all sectors and markets are delivering their services. ESG refers to a framework to integrate environmental, social, governance risks and opportunities into an entity's strategy to build long-term sustainability and value creation. KPMG's 2021 CEO Outlook highlighted that 30% of CEO's are planning to invest more than 10% of their revenues towards becoming more sustainable. Stakeholder expectations have changed significantly — ESG is no longer a nice-to-have, or an initiative that can be pursued independent of an entity's other objectives. In the not-for-profit sector, access to funding and competitiveness for donations may soon be distinguished by entities who have embraced ESG, and those who have lagged.

To be successful, ESG needs to become an integral component of an entity's strategy, and all facets of its operations. Entities need to transform how performance is measured. ESG is also shaping financial reporting requirements. In addition to substantial investments to support sustainability and climate change, the Government of Canada's Budget 2021 announced a commitment to engage with the provinces and territories on adoption of climate disclosures consistent with the Task Force on Climate-related Financial Disclosures (TCFD). Canada's Crown corporations are presently working to adopt the TCFD standards. Leading not-for-profit organizations are also looking at adopting the TCFD requirements on a voluntary basis.

KPMG shares your passion for ESG. Recently, KPMG launched a transformative ESG global strategy to embed ESG in every one of the services we provide, the learning and development of our professionals, and commits the firm to achieve net-zero carbon emissions by 2030. Globally, KPMG is investing over \$1.5 billion over the next three years to accelerate global solutions for environmental, social and governance issues. Our sustainability and impact service offerings cover the full range of requirements, from strategy setting, to impact measurement, decarbonization, reporting and assurance. The time is now to begin a discussion on your entity's ESG journey.

Contact us to discuss how KPMG can advise you on your ESG journey!



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KPMG member firms around the world have 227,000 professionals, in 146 countries.



July 25, 2022
City Council Meeting
Item 11.1 – Written Submission

From: Yvonne Moore
Sent: July 20, 2022 10:01 AM
To: clerks <clerks@citywindsor.ca>
Subject: Adie Knox Pool

I sure hope that council reconsiders the closing of Adie Knox Pool. Many seniors and low income people cannot get to the other pools and since water is the only thing that does not hurt their joints, keeping the pool open will help them stay healthier in their body and their mind after 2 years of staying home. Exercise is better than ending up at hospital with mental health issues and falls because their neighbourhood pool has been closed. This is a small building and easy for people with mobility problems to move around and have easy access.

If it were your mother and you knew how much it means to her to keep it open ... then it would be a no brainer... think with your heart in this decision ...not politics.

Thank you in advance for your time as I know you have lots on your agenda. Have a fabulous day ! Yvonne

July 25, 2022
City Council Meeting
Item 11.1 – Written Submission

-----Original Message-----

From: Rev. Rosalind Mariconda

Sent: July 20, 2022 7:24 PM

To: clerks <clerks@citywindsor.ca>

Subject: ADIE KNOX

It is unconscionable to deprive us of the only therapy pool in this city. I trust that one person will realize the gravity of such a deprivation. It has all been said.

What remains is action based on integrity of purpose and responding to the citizens.

July 25, 2022
City Council Meeting
Item 11.1 – Written Submission

From: Sheila Hamm
Sent: July 20, 2022 9:11 PM
To: clerks <clerks@citywindsor.ca>
Subject: Adie Knox Pool

Hello, as a resident of Windsor, I'm asking that this administration seriously consider the reopening of Adie Knox pool. The citizens of Windsor deserve this so please do right by us and reopen it.

Sheila Hamm

July 25, 2022
City Council Meeting
Item 11.1 – Written Submission

From: Colleen Cameron
Sent: July 20, 2022 9:03 PM
To: clerks <clerks@citywindsor.ca>
Subject: Adie Knox Pool

Please vote against the motion to move forward to re-apply for funding regarding Adie Knox Pool.

The seniors really need their pool and especially Therapy pool to help with arthritis. Plus, lots of parking, in a safe area.

Life After 50 is across the street

Thank you

Colleen

July 25, 2022
City Council Meeting
Item 11.1 – Written Submission

From: farzi lefebvre
Sent: July 21, 2022 9:10 AM
To: clerks <clerks@citywindsor.ca>
Subject: ADIE Knox pool

I as a resident of the Windsor west and as frequent user of Adie Knox pool and as tax payer would want our beloved pool to reopen this is not a plea but it's our right and we will stand united until we get our pool back

July 25, 2022
City Council Meeting
Item 11.1 – Written Submission

From: A M
Sent: July 21, 2022 5:38 PM
To: clerks <clerks@citywindsor.ca>
Cc: Francis, Fred <ffrancis@citywindsor.ca>
Subject: in regards to Adie Knox reimaging plan

To be discussed Mon. Jul. 25

Due to the needs of seniors, the disabled and the disadvantaged in the core area, there has been a major public outcry post the mandate given to the consultant, to reimagine Adie Knox without the swimming pool and therapy pool.

The Lancer Centre will not be able to duplicate the service provided to the community, that Adie Knox has done.

This will be an election issue.

I urge the council to reconsider the plan and not move forward with it in its present state.

Aline Martin

July 25, 2022
City Council Meeting
Item 11.1 – Written Submission

From: Linda MacKenzie
Sent: July 22, 2022 9:41 AM
To: clerks <clerks@citywindsor.ca>
Subject: Agenda Item 11.1 for July 25, 2002
Importance: High

Dear Mayor and Councillors,

I understand that the quest to close the pools at the Adie Knox Herman Complex has been a long haul, and those of you who have remained unwavering in the plan truly believe it to be the right path for Ward 2 and the City as a whole. However, I also know that once someone makes a decision, it is human nature to collect evidence to solely support that decision, rather than objectively or scientifically collect information from all sources that may include opinions varying from the goal. That is what has happened here. One person had a vision and convinced several others of that vision and the group proceeded to implement a plan to support that vision.

Anyone can create a report that concludes the desired outcome by avoiding true stakeholders, only asking key or closed questions, omitting specific information, and focussing on a single direction. I suggest that this has occurred repeatedly over the last several years vis-a-vis the issue of Adie Knox. As an example, has Council or City Administration asked the opinion of the Windsor Accessibility Advisory Committee? What was their recommendation? I believe that if a referendum had taken place solely on the question of whether or not the Re-Imagining of Adie Knox should include the existing pools, the majority vote would have shown the desire of the people of Windsor to keep the swimming pool and therapy pool at Adie Knox open and build around it.

Throughout this process, and especially over the last few years, those in favour of keeping the pool at Adie Knox have been dismissed as 'a few hundred people in the West End'. This is not true. Last summer, Friends of Adie Knox hand delivered over 10,000 flyers and newsletters all over the City, in most Wards. In that process of going door-to-door, our volunteers fielded consistent feedback supporting keeping the pool open: it didn't matter whether or not they actually used the pool. Public opinion has been and continues to be that the City should build onto the existing amenities.

We were told by the Mayor that Adie Knox pool would remain open until the public was able to swim and the new Lancer pool, yet under the guise of not having returned to pre-pandemic

complement, both Adie Knox and Gino Marcus remain closed. I find this hard to believe. When will Council understand that most people want their local services maintained?

Friends of Adie Knox wishes to be placed on record that:

1. We believe it is financially possible to refurbish and maintain the swimming and therapy pool at Adie Knox as well as the other existing local Windsor pools.
2. We would like to see the results of all of the Feasibility Studies that have been made, including the last, rushed, online survey wherein there were no questions addressing the pool, yet many respondents included "Keep our pool open" in the comments.
3. We would like one Councillor (supported by others) to ask for reconsideration on the motion passed in June 2021.

Friends of Adie Knox will not give up. This will become an election issue.

Sincerely,

Linda MacKenzie
Friends of Adie Knox