# CITY OF WINDSOR AGENDA 3/21/2022

Final Consolidated City Council Meeting Agenda

**Date:** Monday, March 21, 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 during a declared emergency. The minutes will reflect this accordingly. Any delegations will be participating electronically.

**MEMBERS:**
Mayor Drew Dilkens

Ward 1 – Councillor Fred Francis

Ward 2 – Councillor Fabio Costante

Ward 3 – Councillor Rino Bortolin

Ward 4 – Councillor Chris Holt

Ward 5 – Councillor Ed Sleiman

Ward 6 – Councillor Jo-Anne Gignac

Ward 7 – Councillor Jeewen Gill

Ward 8 – Councillor Gary Kaschak

Ward 9 – Councillor Kieran McKenzie

Ward 10 - Councillor Jim Morrison

**ORDER OF BUSINESS**

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

1.1. In the event of the absence of the Mayor, Councillor McKenzie has been Appointed Acting Mayor for the month of March, 2022 in accordance with By-law 176-2018, as amended.

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

READING OF LAND ACKNOWLEDGEMENT

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

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

4. **ADOPTION OF THE MINUTES**

4.1. Minutes of the Regular City Council meeting held February 28, 2022 (**SCM 80/2022**)

5. **NOTICE OF PROCLAMATIONS**

**Proclamations**
"Earth Hour" – Saturday, March 26, 2022 from 8:30 p.m. to 9:30 p.m.
"Trans Day of Visibility" – Thursday, March 31, 2022
"Sikh Heritage Month" – Friday, April 1 to Saturday, April 30, 2022
"Global Meetings Industry Day" – Thursday, April 7, 2022

**Flag Raising Ceremony**
"Trans Day of Visibility" – Monday, March 28 to Friday, April 1, 2022
"Vaisakhi Festival" – Wednesday, April 13 to Saturday, April 16, 2022

**Illumination**
"Global Meetings Industry Day" – Thursday, April 7, 2022
"Vaisakhi Festival" – Wednesday, April 13 to Saturday, April 16, 2022

6. **COMMITTEE OF THE WHOLE**

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

7.1. Correspondence 7.1.1. through 7.1.18. (**CMC 4/2022**)

7.2. 2021 Status Report regarding Cannabis Retail Store Applications Submitted to AGCO – City Wide (**C 25/2022**)

7.3. Mayor, Councillors and Appointees Statement of Remuneration and Expenses for 2021 (**C 36/2022**)

7.4. Council Question CQ 23-2019 - Payday Loan Establishments - City Wide (**C 187/2020**)
**Clerk's Note**: Administration providing additional information memo dated December 6, 2021. (**AI 21/2021**) (***previously distributed***)

8. **CONSENT AGENDA**

8.1. Ontario Regulation 406/2019 - Excess Soil Management on City Projects - City Wide (**C 37/2022**)

8.2. Purchase of One (1), Two Person Rear Loading High Density Refuse Truck for the Environmental Division to be utilized City Wide (**C 33/2022**)

8.3. Active Transportation Fund - Contribution program-Capital Projects (**C 35/2022**)

8.4. Funding Program for Improving Monitoring and Public Reporting of Sewage Overflows and Bypasses (**C 29/2022**)

8.5. Amendment of Council Resolution CR21/2020 - Ward 1 (**C 31/2022**)

8.6. Reimagined Adie Knox Herman Recreation Complex Project Update and Revised Concept Plan - Ward 2 (**C 38/2022**)
**Clerk's Note**: David Hanna, resident of Ward 3 submitting the ***attached*** late written submission dated March 20, 2022 as additional information.

CONSENT COMMITTEE REPORTS

8.7. Essex-Windsor Solid Waste Authority - Regular Board Meeting Minutes, November 2, 2021 (**SCM 56/2022**) (**SCM 17/2022**)

8.8. Minutes of the Windsor Bicycling Committee of its meeting held December 2, 2021 (**SCM 57/2022**) (**SCM 38/2022**)

8.10. West End Transit Terminal - Completion Report (Ward 2) (**SCM 59/2022**) (**S 8/2022**)

8.11. Transit Windsor Master Plan 2021 Update - Year 1 - City Wide (**SCM 60/2022**) (**S 10/2022**)

8.12. Transit Windsor 2021 Service Performance Update - City Wide (**SCM 61/2022**) (**S 12/2022**)

8.14. Draft Plan of Condominium with Exemption under Section 9(3) of the Condominium Act – 531 Pelissier Limited - 531 Pelissier Street– CDM 006-20 [CDM-6637]; Ward 3 (**SCM 70/2022**) (**S 26/2022**)

8.15. Draft Plan of Condominium with Exemption under Section 9(3) of the Condominium Act – Farhi Holdings Corporation 8607, 8649, 8675 and 8699 McHugh Street– CDM 005-20 [CDM-6636]; Ward 6 (**SCM 71/2022**) (**S 25/2022**)

8.17. OPA & Rezoning – 1741078 Ontario Inc & 115664 Ontario Inc – 4845 Walker Road - OPA 155 OPA/6592 Z-040/21 ZNG/6591 – Ward 9 (**SCM 73/2022**) (**S 23/2022**)

8.19. Amendment to Sign By-law 250-04 for 1200-1220 University Avenue, File No. SGN_002-21 - Ward #3 (**SCM 65/2022**) (**S 4/2022**)

8.20. Brownfield Community Improvement Plan (CIP) application submitted by Mikhail Holdings Limited on behalf of the Property Owner (1174478 Ontario Ltd) for 2970 College Avenue (Ward 2) (**SCM 66/2022**) (**S 18/2022**)

8.21. Sandwich Town CIP Application, 357-359 Indian Road; Owners Cam Crowder and Sean Lavin (Owners of GBI Holding Company) (**SCM 67/2022**) (**S 20/2022**)

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

## 10. PRESENTATIONS AND DELEGATIONS

**PRESENTATION** (10-minute maximum)

10.1. Essex Region Conservation Authority (ERCA) 2022 Draft Budget with 2021 Annual Report and Transition Plan (**SCM 77/2022**)
a) Tania Jobin, Chair; Kieran McKenzie, Vice Chair; Tim Byrne, CAO/Secretary-Treasurer; and Shelley McMullen, CFO/Director of Finance & Corporate Services, ERCA

**DELEGATIONS**: (5-minute maximum)

8.18. 986 Ouellette Ave, Masonic Temple - Heritage Alteration Permit, Community Heritage Fund & Commercial/Mixed Use Building Facade Improvement Program Request (Ward 3) (**SCM 68/2022**) (**S 19/2022**)
a) Cameron Adamson, BMTA-Committee Chair (available for questions)

8.9. Kildare Road (Ottawa to Tecumseh) Traffic Calming & Bikeway - Ward 4 (**SCM 58/2022**) (**S 9/2022**)
a) Mary Lou and Bob Taylor, area residents
b) David Ducharme, area resident
c) Sharon Mack, area resident

8.13. Official Plan Amendment and Zoning By-law Amendment for 11646 Tecumseh Rd. E.; Applicant: Maple Leaf Homes Ltd.; File Nos. OPA 143 [OPA/6324]; Z-005/21 [ZNG/6323]; Ward 7 (**SCM 69/2022**) (**S 2/2022**)
**Clerk's Note**: Administration providing additional information memo dated February 22, 2022. (**AI 4/2022**) (***previously distributed***)
a) Tracey Pillon-Abbs, Planner representing applicant
b) Tony Chau, Senior Project Manager, ADA-Architect (available for questions)

8.16. Rezoning - 2811035 Ontario Inc – 1913, 1925 & 1949 Devonshire Court - Z-034/21 ZNG/6571 - Ward 4 (**SCM 72/2022**) (**S 22/2022**)
**Clerk's Note**: Written submissions from Jessica Berwick and David Kassab (***previously distributed***).
a) Tracey Pillon-Abbs, Planner representing applicant (available for questions)
b) Tony Chau, Senior Project Manager, ADA-Architect (available for questions)
c) Jerry Kavanaugh, Owner/Manager, ADA-Architect (available for questions)
d) Raymond and Charlotte Colautti, area residents
e) Johanna Papador, area resident
f) Antonio Buttice, area resident
g) Abby Piche and Andrew Smith, Realtor
h) Roger and Jennifer Bastiaan, area residents
i) Patricia McConville, area resident
j) Rod and Paula Rankin, area residents
k) David Kassab, area resident
l) Jessica Green, area resident
m) Andy Furlong, area resident
n) Kendal McKinney, area resident
o) Dr. George Grayson, area resident

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

11.1. Windsor Public Library - Facility Plan Implementation and Temporary Relocation of Main Branch - Project Completion Report - City Wide (**C104/2021**) (***Council direction requested***)
**Clerk's Note**: Administration providing additional information memos dated January 13, 2022 and February 18, 2022. (**AI 3/2022**) (**AI 5/2022**) (***previously distributed***)

11.2. Declaration of Improved Property Municipally Known as 1153 Ottawa Street Surplus and Authority to Offer for Sale - Ward 4 (**C 34/2022**)

11.3. Amendment of Council Resolution CR256/2011 to Update Sale Price - Ward 3 (**C 40/2022**)

11.4. Revocation of Mask By-law 123/2020 (**C 44/2022**)

12. **CONSIDERATION OF COMMITTEE REPORTS**

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

12.2. Report of the Striking Committee of its meeting held January 31, 2022 (**SCM 62/2022**)

12.3. Minutes of the Council Compensation Review Committee of its meeting held October 14, 2021 (**SCM 63/2022**)

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

13.1. **By-law 51-2022** A BY-LAW TO DESIGNATE THE LANDS AND PREMISES SITUATE WITHIN THE CITY OF WINDSOR, MUNICIPALLY KNOWN AS 436 ASKIN AVENUE, TO BE OF CULTURAL HERITAGE VALUE OR INTEREST UNDER THE PROVISIONS OF THE ONTARIO HERITAGE ACT, R.S.O. 1990, CHAPTER O.18, AS AMENDED authorized by CR553/2020 dated November 9, 2020

13.2. **By-law 52-2022** A BY-LAW TO AUTHORIZE THE EXECUTION OF AGREEMENTS RELATED TO THE IMPROVING MONITORING AND PUBLIC REPORTING OF SEWAGE OVERFLOWS AND BYPASSES PROGRAM BETWEEN THE CORPORATION OF THE CITY OF WINDSOR AND HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO, REPRESENTED BY THE MINISTER OF THE ENVIRONMENT, CONSERVATION AND PARKS **(See Item No. 8.4., Report C 29/2022)**

13.3. **By-law 53-2022** A BY-LAW TO PROVIDE THAT PART-LOT CONTROL SHALL NOT APPLY TO CERTAIN LAND THAT IS WITHIN REGISTERED PLAN 1196 IN THE CITY OF WINDSOR authorized by By-law 139-2013 dated August 26, 2013

13.4. **By-law 54-2022** A BY-LAW TO REVOKE BY-LAW NUMBER 123-2020, BEING A BY-LAW TO IMPOSE TEMPORARY REGULATIONS REQUIRING THE WEARING OF MASKS OR OTHER FACE COVERINGS WITHIN ENCLOSED PUBLIC SPACES **(See Item No. 11.4., C 44/2022)**

13.5. **By-law 55-2022** BY-LAW TO AMEND BY-LAW 20-2022, BEING A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.88 METRE WIDE NORTH/SOUTH ALLEY LOCATED EAST OF MARENTETTE AVENUE, ABUTTING THE WEST SIDE OF 840 WYANDOTTE STREET EAST, FROM WYANDOTTE STREET EAST TO BRANT STREET, CITY OF WINDSOR authorized by CR611/2020 dated December 7, 2020

13.6. **By-law 56-2022** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR 85/2022 dated February 28, 2022

13.7. **By-law 57-2022** A BY-LAW TO AMEND INTERIM CONTROL BY-LAW 103-2020 SO THAT THE PROVISIONS OF BY-LAW 103-2020 SHALL NOT APPLY TO CERTAIN LANDS authorized by CR 84/2022 dated February 28, 2022

13.8. **By-law 58-2022** A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 21st DAY OF MARCH, 2022

## 14. MOVE BACK INTO FORMAL SESSION

## 15. NOTICES OF MOTION

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

By-laws 51-2022 through 58-2022 (inclusive)

## 17. PETITIONS

## 18. QUESTION PERIOD

18.1. Summary of Outstanding Council Questions as of March 15, 2022 (**SCM 76/2022**)

18.2. Summary of Outstanding Council Directives as of March 21, 2022 (**SCM 79/2022**)

## 19. STATEMENTS BY MEMBERS

## 20. UPCOMING MEETINGS

Housing & Homelessness Advisory Committee
Tuesday, March 22, 2022
10:00 a.m., Zoom video conference

Environment, Transportation & Public Safety Standing Committee
Wednesday, March 30, 2022
4:30 p.m., Hybrid

International Relations Committee
Thursday, March 31, 2022
3:30 p.m., Zoom video conference

Development & Heritage Standing Committee
Monday, April 4, 2022
4:30 p.m., Hybrid

Community Services Standing Committee
Wednesday, April 6, 2022
9:00 a.m., Hybrid

21. **ADJOURNMENT**