

Minutes
Special Meeting of Council
City of Windsor

Monday, November 28, 2016
6:17 o'clock p.m.

Members Present:

Mayor

Mayor Dilkens

Councillors

Ward 10 - Councillor Borrelli

Ward 3 - Councillor Bortolin

Ward 2 - Councillor Elliott

Ward 1 - Councillor Francis

Ward 6 - Councillor Gignac

Ward 4 - Councillor Holt

Ward 7 - Councillor Kusmierczyk

Ward 8 - Councillor Marra

Ward 9 - Councillor Payne

Ward 5 - Councillor Sleiman

1. ORDER OF BUSINESS

2. CALL TO ORDER

Mayor Dilkens calls the special meeting of Council to order at 6:17 o'clock p.m.

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None disclosed.

4. COMMITTEE OF THE WHOLE

Moved by: Councillor Francis

Seconded by: Councillor Gignac

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

- a) hearing presentations and delegations;
- b) consideration of business items;
- c) **Report of Special In-Camera Meeting or other Committee as may be held prior to Council** (if scheduled); and
- d) consideration of By-law 181-2016.

Carried.

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5. REQUESTS FOR DEFERRALS, REFERRALS OR WITHDRAWALS

None requested.

NOTICE OF MOTION

Moved by: Councillor Francis

Seconded by: Councillor Sleiman

Decision Number: CR734/2016

That the portion of the in camera resolution of Council dated November 7, 2016 directing Administration to take the required actions to convert the ground floor commercial units in the Pelissier Street to parking space, and the further direction to give the existing tenants six months' notice to vacate **BE RESCINDED**.

Carried.

6. PRESENTATIONS AND DELEGATIONS

7.1 Pelissier Street Parking Garage - Ward 3

Caitlin Malloy-Marcon, representing MKSK Studios, Landscape Architecture/Urban Design/Planning

Caitlin Malloy-Marcon, representing MKSK Studios, Landscape Architecture/Urban Design/Planning appears before Council regarding the administrative report Pelissier Street Parking Garage and provides a brief outline of her background and concludes by suggesting that creating an active storefront level would be a benefit for the City and result in potentially more business to the downtown core.

Mark Boscarior, Downtown Windsor business owner of 251-271 Ouellette Avenue and 37-39 Chatham Street East and owner of SnackBar-B-Q Restaurant

Mark Boscarior, Downtown Windsor business owner of 251-271 Ouellette Avenue and 37-39 Chatham Street East and owner of SnackBar-B-Q Restaurant appears before Council regarding the administrative report Pelissier Street Parking Garage and provides some background on his involvement in the downtown in different capacities and suggests that creating and planning for the future will increase demand in retail with the potential for new developments and concludes by suggesting that more communication between the downtown business owners and the City is necessary.

Stephen Pitman, representing Bike Windsor Essex

Stephen Pitman, representing Bike Windsor Essex appears before Council regarding the administrative report Pelissier Street Parking Garage and concludes by suggesting he is lending support for those who share a vision of a vibrant downtown and expresses concern should the decision is made to convert the retail space into parking.

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Larry Horwitz and Daniel Ableser, representing the Downtown Windsor BIA, Mr. Mendes, Business Owner

Larry Horwitz and Daniel Ableser, representing the Downtown Windsor BIA and Mr. Mendes, business owner, appear before Council regarding the administrative report Pelissier Street Parking Garage and suggests that retail and commercial usage at the location would have a positive effect on existing tenants in the area as well as the potential for new development and/or more investment in the downtown, and conclude by suggesting that Council allow for the opportunity to renegotiate with the potential client.

Bob Williams, representing Royal Windsor Terrace, Victoria Park Place and Windsor Pride Community Centre

Bob Williams, representing Royal Windsor Terrace, Victoria Park Place and Windsor Pride Community Centre appears before Council regarding the administrative report Pelissier Street Parking Garage and indicates that he understands the business case of the City but is in favour of keeping the retail space instead of converting it to parking.

Jackie Lassaline, Principal Planner, Lassaline Planning

Jackie Lassaline, Principal Planner, Lassaline Planning appears before Council regarding the administrative report Pelissier Street Parking Garage and indicates that downtown Windsor has seen rejuvenation in the past little while and the activities that bring people downtown and concludes by suggesting that the municipalities health is determined by their downtown core.

Sarah Cipkar, Community Development Coordinator, Downtown Windsor Community Collaborative

Sarah Cipkar, Community Development Coordinator, Downtown Windsor Community Collaborative appears before Council regarding the administrative report Pelissier Street Parking Garage indicating that the City's walkability makes it a better place to live and concludes by suggesting that a more vibrant downtown ensures that people will invest in the City's economy.

Bill Kachmaryk, resident of Ward 6

Bill Kachmaryk, resident of Ward 6 appears before Council expressing concern regarding the administrative report Pelissier Street Parking Garage and concludes by suggesting that introducing parking into the commercial space may bring public safety challenges to the area.

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Rhys Trenhaile, resident of Ward 2

Rhys Trenhaile, resident of Ward 2 appears before Council regarding the administrative report Pelissier Street Parking Garage and concludes by suggesting that a renovation of the property prior to offering it to the public may be required and adds that the time frame which was provided for the listing may have not been long enough in duration to receive more offers.

Mayor Dilkens leaves the meeting at 7:43 o'clock p.m., and Councillor Marra assumes the Chair.

Mayor Dilkens returns to the meeting at 7:45 o'clock p.m., and Councillor Marra returns to her seat at the Council table.

Moved by: Councillor Bortolin

Moved by: Councillor Holt

That Council DIRECT administration to retain the ground floor of the Pelissier street parking garage as retail space; and,

That Administration BE DIRECTED to retain a real estate agent to market the space on Council's behalf; and,

That offers for the space and options for negotiations BE BROUGHT back to Council for decision.

At the request of Councillor Holt, a **recorded vote** is taken.

The motion is **put** and **lost**.

RESULTS OF RECORDED VOTE:

In Favour: Councillors Holt, Kusmierczyk, Marra, and Bortolin

Opposed: Councillor Elliott, Sleiman, Francis, Payne, Borrelli, Gignac, and Mayor Dilkens.

Absent: None.

Abstain: None.

Moved by: Councillor Francis

Seconded by: Councillor Gignac

Decision Number: CR735/2016

That Council **DIRECT** administration to take the required actions to convert the ground floor commercial units in the Pelissier Street Parking garage to parking spaces; and,

That Administration **BE DIRECTED** to provide the existing tenants six months notice to vacate the space.

Carried.

At the request of Councillor Francis a **recorded vote** is taken.

RESULTS OF RECORDED VOTE:

In Favour: Councillor Elliott, Sleiman, Francis, Payne, Borrelli, Gignac, and Mayor Dilkens.

Opposed: Councillors Holt, Kusmierczyk, Marra, and Bortolin.

Absent: None.

Abstain: None.

Report Number: S 209/2016
Clerk's File: APM/12685 7.1

7. REGULAR BUSINESS ITEMS

8. BY-LAWS (First and Second Readings)

Moved by: Councillor Marra

Seconded by: Councillor Payne

That the following By-law No. 181-2016 be introduced and read a first and second time:

181-2016 A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE TWENTY-EIGHTH DAY OF NOVEMBER, 2016

Carried.

9. MOVE BACK INTO FORMAL SESSION

Moved by: Councillor Sleiman

Seconded by: Councillor Borrelli

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

- 1) Consideration of business items listed on the Agenda (as presented)
- 2) By-laws given first and second readings (as presented)
- 3) **Report of Special In-Camera Meeting or other Committee as may be held prior to Council** (if scheduled)

Carried.

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10. THIRD AND FINAL READING OF THE BY-LAWS By-Law 181-2016

Moved by: Councillor Bortolin
Seconded by: Councillor Elliott

That By-Law 181-2016 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.

11. ADJOURNMENT

Moved by: Councillor Francis
Seconded by: Councillor Gignac

That this Special 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 10:27 o'clock p.m.

Mayor

City Clerk

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Adopted by Council at its meeting held November 28, 2016 (CR775/2016)

VC/bm

SPECIAL MEETING OF COUNCIL – IN CAMERA November 28, 2016

Meeting called to order at: 5:30 p.m.

Members in Attendance:

Mayor D. Dilkens
Councillor F. Francis
Councillor J. Elliott
Councillor C. Holt
Councillor R. Bortolin
Councillor B. Marra (arrives at 5:35 p.m.)
Councillor J. Gignac
Councillor P. Borrelli
Councillor H. Payne
Councillor E. Sleiman
Councillor I. Kusmierczyk

Also in attendance:

O. Colucci, Chief Administrative Officer
V. Critchley, City Clerk/Licence Commissioner and Corporate Leader
Public Engagement and Human Resources

**Verbal Motion is presented by Councillor Sleiman, seconded by Councillor Elliott,
That Rule 3.3(c) of the *Procedure By-law, 98-2011*, BE WAIVED to allow for the
Mayor to call a special meeting without 24 hours notice.**

Motion Carried.

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

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<u>Item No.</u>	<u>Subject</u>	<u>Section – Pursuant to Municipal Act, 2001, as amended</u>
1.	Personal matter – about identifiable individuals	2 3 9 (2) (b)

Motion Carried.

Declarations of Pecuniary Interest:

None declared.

Discussion on the items of business. (Item 1)

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

Motion Carried.

Moved by Councillor Gignac, seconded by Councillor Borrelli,
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held November 28, 2016 directly to Council for consideration at the next Regular Meeting.

1. That the recommendation contained in the in-camera report from the Chief Administrative Officer respecting a personal matter about identifiable individuals **BE APPROVED.**

Motion Carried.

Moved by Councillor Elliott, seconded by Councillor Francis,
That the special meeting of council held November 28, 2016 BE ADJOURNED.

(Time: 5:54 p.m.)

Motion Carried.