



**CITY OF WINDSOR MINUTES 7/22/2019**

**City Council Meeting**

Date: Monday, July 22, 2019

Time: 6:00 o'clock p.m.

**Members Present:**

**Mayor**

Mayor Dilkens

**Councillors**

Ward 1 - Councillor Francis

Ward 2 - Councillor Costante

Ward 3 - Councillor Bortolin

Ward 4 - Councillor Holt

Ward 5 - Councillor Sleiman

Ward 6 - Councillor Gignac

Ward 7 - Councillor Kusmierczyk

Ward 8 - Councillor Kaschak

Ward 9 - Councillor McKenzie

Ward 10 - Councillor Morrison

**1. ORDER OF BUSINESS**

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

Following the playing of the Canadian National Anthem, the Mayor calls the meeting to order at 6:00 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 8.11 being the report of the Coordinator of Social Planning entitled “Promoting Successful Tenancies Through Education with RentSmart Ontario in Windsor-Essex County” as his employer the Multicultural Council of Windsor and Essex County is one of the partner agencies that is involved in the RentSmart Community Educator training.

### **4. ADOPTION OF THE MINUTES**

#### **4.1. Adoption of the Windsor City Council meeting minutes held July 8, 2019**

Moved by: Councillor Holt  
Seconded by: Councillor Kaschak

That the minutes of the meeting of Council held July 8, 2019 **BE ADOPTED** as presented.  
Carried.

Report Number: SCM 247/2019

### **5. NOTICE OF PROCLAMATIONS**

“Hepatitis Awareness Week” – July 22-28, 2019

#### **Flag Raising:**

“Windsor Essex Pride Fest” – August 7, 2019

### **6. COMMITTEE OF THE WHOLE**

Moved by: Councillor Kusmierczyk  
Seconded by: Councillor McKenzie

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:
  - (i) **Report of Special In-Camera Meeting or other Committee as may be held prior to Council** (if scheduled); and
- (g) consideration of by-laws 88-2019 through 93-2019 (inclusive).  
 Carried.

## 7. COMMUNICATIONS INFORMATION PACKAGE

### 7.1. Correspondence Monday, July 22, 2019

Moved by: Councillor Morrison  
 Seconded by: Councillor Sleiman

Decision Number: CR359/2019

That the following Communication Items 7.1.1 through 7.1.8 inclusive as set forth in the Council Agenda **BE REFERRED** as noted:

No.	Sender	Subject
7.1.1	Association of Municipalities of Ontario (AMO)	Cannabis Policy Update: The Ontario Government has announced a second Alcohol and Gaming Commission of Ontario (AGCO) lottery to operate additional cannabis stores in the province.  City Solicitor Note & File MMA 2019
7.1.2	Enbridge Gas Inc.	Letter to the Mayor and Council to discuss how Enbridge Gas Inc. can help the City of Windsor, its residents, businesses and institutions reduce carbon emissions and save money.  City Engineer Note & File MU2019
7.1.3	City Planner/Executive Director	Application for Draft Plan of Subdivision/Condominium, VGA Investment Inc., Application to approve a Plan of Subdivision with 35 residential Units, Wyandotte St. E. & Florence Ave.  Note & File ZP/13552
7.1.4	City	Application for Zoning Amendment, Bettermade

No.	Sender	Subject
	Planner/Executive Director	Properties Inc., Application to amend Zoning By-law 8600 to allow a parking area, 980 Lillian Avenue and 614 Erie St. East  Note & File ZB/13551
7.1.5	City Planner/Executive Director	Application for Zoning Amendment, VGA Investment Inc., Application to amend Zoning By-law 8600 to allow single unit dwellings, semi detached dwellings as well as a block of parkland and a 20m site buffer area, Wyandotte St. E & Florence Ave.  Note & File ZB/13550
7.1.6	City Planner/Executive Director	Application for Official Planning Amendment, Frank Scarfone for the Corporation of the City of Windsor, Application to purpose a land swap to consolidate parkland holdings, 0 Florence Ave. & 0 Beverley Glen St.  Note & File ZO/13549
7.1.7	Committee of Adjustment/Consent Committee Authority	Applications to be heard by the Committee of Adjustment/Consent Authority, afternoon of Thursday July 25, 2019, 3:30 p.m., Room 204 2 <sup>nd</sup> Floor, 350 City Hall Square West  ZC2019 Note & File
7.1.8	The College of Physicians and Surgeons of Ontario	Nominate an Outstanding Ontario Physician in Your Community – The College of Physicians and Surgeons of Ontario Council Award  APR2019 Note & File

Carried.

Report Number: CMC 12/2019

### **7.3. Assumption Park - Shore Protection - Ward 2**

Moved by: Councillor Morrison

Seconded by: Councillor Sleiman

Decision Number: CR360/2019

That the report of the Manager, Parks Development dated July 5, 2019 entitled “Assumption Park-Shore Protection – Ward 2” **BE RECEIVED** for information.

Carried.

Report Number: CM 25/2019  
Clerk's File: SR2019

#### **7.4. 2020 Proposed Budget Process & Timeline-City Wide**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR361/2019

That the report of the Chief Financial Officer & City Treasurer dated July 4, 2019 regarding the 2020 Proposed Budget Process & Timeline **BE RECEIVED** for information.

Carried.

Report Number: C 136/2019  
Clerk's File: AFB/13467

### **8. CONSENT AGENDA**

#### **8.1. Approval to Execute Hosting Agreements**

Moved by: Councillor Bortolin  
Seconded by: Councillor Costante

Decision Number: CR362/2019 That Council Resolution 427/2018, which authorizes the CAO to approve requests for funding by Tourism Windsor Essex Pelee Island (TWEPI) for projects or initiatives that primarily benefit tourism in the City of Windsor from the \$923,300, allocated to the Tourism Development Infrastructure and Program Reserve Fund **BE AMENDED** to include the following:

That, when approval for funding from the Tourism Development Infrastructure and Program Reserve Fund for bid funding has been granted and supported by the CAO, and when no significant additional funding resources are to be provided by the City as a result of hosting an event, and when the bid requires the City to execute an agreement, the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign the agreement or any related agreements or forms which may be required, satisfactory in form to the City Solicitor, in financial content to the City Treasurer and in technical content to the appropriate Corporate Leader or Executive Director; and further,

That the CAO and City Clerk **BE AUTHORIZED** to sign any related agreements and forms which may be required to host the FINA Diving Grand Prix events, Speedo Eastern Canadian Championship events, and the Hometown Hockey event, satisfactory in form to the City Solicitor, in financial content to the City Treasurer and in technical content to the Corporate Leader of Parks, Recreation & Culture and Facilities.  
Carried.

Report Number: C 125/2019  
Clerk's File: AT/13542

## **8.2. Banwell Road Capital Program - Ward 6**

Moved by: Councillor Bortolin  
Seconded by: Councillor Costante

Decision Number: CR385/2019

- I. That the following transfers and pre-commitments **BE APPROVED** for the Banwell from Tecumseh Road E to Mulberry Road project (7171077):
  - a. Transfer of \$522,168 in developer contributions from the New Infrastructure Development project (7035119)
  - b. Pre-Commitment of \$1,000,000 in 2020 Roads Development Charge funds in the Banwell Rd. Infrastructure Improvements project (ECP-002-10)
  - c. Pre-Commitment of \$1,000,000 in 2021 Roads Development Charge funds in the Banwell Rd. Infrastructure Improvements project (ECP-002-10)
  - d. Pre-Commitment of \$550,000 in 2022 Pay-As-You-Go funds in the Banwell Rd. Infrastructure Improvements project (ECP-002-10)
  - e. Pre-Commitment of \$1,000,000 in 2023 Roads Development Charge funds in the Banwell Rd. Infrastructure Improvements project (ECP-002-10)
- II. That \$500,000 in 2024 Pay-As-You-Go funding in the Banwell Rd. Infrastructure Improvements project (ECP-002-10) **BE APPROVED** as a Placeholder until January 1, 2020 at which time these funds become pre-committed and available for immediate use.
- III. That \$70,000 in 2023 Pay-As-You-Go funding, already pre-committed with CR4/2019, **BE TRANSFERRED** from the Banwell – Tecumseh / Mulberry Streetlights project (ECB-025-18) to the Banwell Rd. Infrastructure Improvements project (ECP-002-10).
- IV. That \$1,850,000 in 2024 Pay-As-You-Go funding, approved in principle as part of the 2019 Capital Budget in the Lauzon Parkway & County Road 42 Infrastructure Improvements project (EDG-001-11) **BE TRANSFERRED** to the Banwell Rd. Infrastructure Improvements project (ECP-002-10) and **BE APPROVED** as Placeholder until January 1, 2020 at which time it becomes pre-committed and available for immediate use.

- V. That \$1,850,000 in 2025 Pay-As-You-Go funding, approved in principle as part of the 2019 Capital Budget in the Banwell Rd. Infrastructure Improvements project (ECP-002-10) **BE TRANSFERRED** to the Lauzon Parkway & County Road 42 Infrastructure Improvements project (EDG-001-11).
- VI. That the installation of streetlights on Banwell Road from Tecumseh Road East to Mulberry Drive **PROCEED** as budgeted.
- VII. That City Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary That are related to the Tecumseh Road storm water study, the design of Banwell Road from Tecumseh Road East to Mulberry Road and the reconstruction of Banwell Road from Tecumseh Road East to Palmetto Street provided That the procurement(s) are within approved budget amounts, pursuant to the Purchasing By-Law 93-2012, and amendment thereto, satisfactory in financial content to the City Treasurer, and in technical content to the City Engineer; and
- VIII. That the results from the RFP and tender processes **BE REPORTED** to Council.  
Carried.

Report Number: C 132/2019  
Clerk's File: SW/13286

#### **8.4. EWSWA Annual Report - Essex Windsor Residential Waste Diversion 2018**

Moved by: Councillor Bortolin  
Seconded by: Councillor Costante

Decision Number: CR364/2019 ETPS 678

That the report of the Environment, Transportation and Public Safety Standing Committee entitled "EWSWA Annual Report- Essex Windsor Residential Waste Diversion 2018 Annual Report dated March 28, 2019" **BE APPROVED**.  
Carried.

Report Number: SCM 217/2019 SCM 179/2019  
Clerk's File:EI2019

#### **8.5. Transit Windsor Service Delivery Review Status Report**

Moved by: Councillor Bortolin  
Seconded by: Councillor Costante

Decision Number: CR365/2019 ETPS 679

That the Environment, Transportation and Public Safety Standing Committee, sitting as the Transit Windsor Board of Directors and City Council **RECEIVE FOR INFORMATION** the status report for the Transit Windsor Service Delivery Review.

Carried.

Report Number: SCM 218/2019 S 106/2019

Clerk's File: MT2019

### **8.7. Minutes of the Windsor Essex County Environment Committee of its meeting held April 25, 2019**

Moved by: Councillor Bortolin

Seconded by: Councillor Costante

Decision Number: CR367/2019 ETPS 681

That the minutes of the Windsor Essex County Environment Committee of its meeting held April 25, 2018 **BE RECEIVED** for information.

Carried.

Report Number: SCM 220/2019 SCM 157/2019

Clerk's File: MB2019

### **8.8. Report No. 5 of the Transit Windsor Advisory Committee - Request to increase meeting frequency in 2019**

Moved by: Councillor Bortolin

Seconded by: Councillor Costante

Decision Number: CR368/2019 ETPS 682

That report No. 5 of the Transit Windsor Advisory Committee – Request to increase meeting frequency in 2019 indicating:

That City Council **BE REQUESTED** to consider increasing the meeting frequency of the Transit Windsor Advisory Committee to allow for additional meetings in 2019, over and above the four regular meetings per year in order to provide Committee support and resources for the Service Delivery Review being undertaken by Transit Windsor,

**BE APPROVED.**

Carried.



## **8.9. Transit Windsor Route Changes for West End Transit Terminal - City Wide**

Moved by: Councillor Bortolin  
Seconded by: Councillor Costante

Decision Number: CR369/2019 ETPS 683

That the Environment, Transportation and Public Safety Standing Committee, acting as the Transit Windsor Board of Directors and City Council **APPROVE** the revised routing changes to service the new West End Transit Terminal as follows:

Transway 1C Westbound:  
Travel on existing route to Prince Road at Glenfield Street  
Right into West End Terminal  
End of Line

Transway 1C Eastbound:  
Leave West End Terminal  
Left on Prince Road  
Right on College Avenue  
Left on Felix Avenue  
Resume Existing Route

Crosstown 2 Westbound:  
Travelling on existing route to Prince Road at College Avenue  
Right into West End Terminal  
End of Line

Crosstown 2 Eastbound:  
Leave West End Terminal  
Left on Prince Road  
Right on Sandwich Street  
Resume Existing Route

Central 3 Westbound and Eastbound:  
No changes to the route in either direction other than it will be entering the West End terminal on Prince Road before continuing east on Prince Road.

South Windsor 7 Westbound:  
Travelling on existing route to Matchette Road at Prince Road

Right on Prince Road  
Right into West End Terminal

South Windsor 7 Eastbound:  
Leave West End Terminal  
Left on Prince Road  
Left on Matchette Road  
Resume Existing Route  
Carried.

Report Number: SCM 222/2019 S 105/2019  
Clerk's File: MT2019

### **8.10. Windsor Essex 2018 Annual Report to the Community on the 10 Year Housing and Homelessness Plan- City Wide**

Moved by: Councillor Bortolin  
Seconded by: Councillor Costante

Decision Number: CR370/2019 CSPS 48  
That the Windsor Essex 2018 Annual Report to the Community on the 10 year Housing and Homelessness Plan **BE RECEIVED** for information purposes.  
Carried.

Report Number: SCM 232/2019 S 114/2019  
Clerk's File: SS/4274

### **8.11. Promoting Successful Tenancies Through Education With RentSmart Ontario In Windsor-Essex County - City Wide**

Moved by: Councillor Bortolin  
Seconded by: Councillor Costante

Decision Number: CR371/2019 CSPS 49  
That the report by the Coordinator of Social Planning and Coordinator of Housing Administration & Development regarding the implementation of RentSmart Ontario **BE RECEIVED** for information.  
Carried.  
Councillor Francis discloses an interest and abstains from voting on this matter.

Report Number: SCM 233/2019 S 42/2019

**8.12. Reaching Home: Canada's Homeless Strategy, The Government of Canada's successor homelessness program to the Homelessness Partnering Strategy Effective April 1, 2019**

Moved by: Councillor Bortolin  
Seconded by: Councillor Costante

Decision Number: CR372/2019 CSPS 50

- a) That the report from the Executive Director of Housing and Children's Services regarding Reaching Home: Canada's Homelessness Strategy **BE RECEIVED**; and further,
- b) That Council **ENDORSE** the City of Windsor to continue to act as the Community Entity for federal homelessness initiatives; and further,
- c) That the Chief Administrative Officer and City Clerk or their designates **BE AUTHORIZED** to:
  - i. Execute and submit applications and related submissions and amendments to secure funding related to Reaching Home: Canada's Homelessness Strategy and any subsequent programs or program extensions, provided they are in a form satisfactory to the City Solicitor, satisfactory in financial content to the City Treasurer, and technical content to the Executive Director of Housing and Children's Services; and further,
  - ii. Execute the Funding Agreements and any related amendments and extensions between the City of Windsor as the Community Entity for Reaching Home: Canada's Homelessness Strategy including any current or subsequent programs and program extensions, and Employment and Social Development Canada, provided That the Funding Agreements and any related amendments and extensions are in a form satisfactory to the City Solicitor, satisfactory in financial content to the City Treasurer, and technical content to the Executive Director of Housing and Children's Services; and further,
  - iii. Execute the Mid-Year dialogue, annual work plan, signing officers form and any other documents required by Employment and Social Development Canada to remain in compliance with mandatory reporting requirements under Reaching Home: Canada's Homelessness Strategy provided they are in a form satisfactory to the City Solicitor, satisfactory in financial content to the City Treasurer, and in technical content to the Executive Director of Housing and Children's Services; and further,

- d) That the Community Development and Health Services Commissioner or her designate **BE AUTHORIZED** to enter into an agreement to participate in initiatives related to the Canadian Alliance to End Homelessness Built for Zero – Canada Campaign; and further,
- e) That the Executive Director of Housing and Children’s Services **BE AUTHORIZED** to issue a Request for Proposal, as required, consistent with the municipal purchasing by-law and requirements established by Employment and Social Development Canada, under Reaching Home: Canada’s Homelessness Strategy to identify and select sub-projects to deliver program components to address local community needs at a cost not to exceed the funding allocation provided by the Federal government or as allocated in the approved City budget in each respective year; and further,
- f) That the Executive Director of Housing and Children’s Services **BE AUTHORIZED**, throughout the duration of Reaching Home: Canada’s Homelessness Strategy, to approve projects, allocate funds, withdraw, negotiate and re-allocate program funds, including re-allocation between the different program components and program recipients, agencies and organizations to maintain and ensure compliance with program rules and criteria, and/or to enable full take-up of program funds, and/or to address local community housing needs; and,
- g) That as the Community Entity for Reaching Home: Canada’s Homelessness Strategy, the Community Development and Health Services Commissioner or her designate **BE AUTHORIZED** to execute, sign, amend, and terminate agreements with Purchase of Service agencies on behalf of the City, provided such agreements and documents comply with the governing program requirements and are in a form satisfactory to the City Solicitor; satisfactory in financial content to the City Treasurer and satisfactory in technical content to the Executive Director of Housing and Children’s Services; and further,
- h) That for any agreements above \$1 million dollars, That in addition to the Community Development & Health Commissioner, the Chief Administrative Officer **BE REQUIRED** to sign as a secondary authority; and further,
- i) That the Executive Director of Housing and Children’s Services or designate **BE AUTHORIZED** to execute and submit to Employment and Social Development Canada any required claims, Forecast of Project Expenditure (FPE), Activity Reports and any other such forms or reports as required by Employment and Social Development Canada; and further,
- j) That the Executive Director of Housing and Children’s Services or designate **BE AUTHORIZED** to acquire resources and partner to deliver Reaching Home: Canada’s Homelessness Strategy and any affiliated programs, at a cost not to exceed the federal funds provided by Employment and Social Development Canada under Reaching Home: Canada’s Homelessness Strategy, or any amounts allocated to the programs in the approved City budget in each respective year.

Carried.

## **8.14. Ontario's Community Housing Renewal Strategy - City Wide**

Moved by: Councillor Bortolin

Seconded by: - Councillor Costante

Decision Number: CR376/2019 CSPS 52

- a) That this report from the Executive Director of Housing and Children's Services regarding Ontario's Community Housing Renewal Strategy covering from 2019-2020 to 2027-2028 **BE APPROVED**; and,
- b) That the Community Development and Health Commissioner or authorized designate **BE AUTHORIZED** to confirm to the Ministry of Municipal Affairs and Housing or any other Ministry as required That the Corporation of the City of Windsor will act as Service Manager to deliver Ontario's Community Housing Renewal Strategy funding allocations, programs, initiatives and any subsequent program extensions or releases as announced under Ontario's Community Housing Renewal Strategy, and,
- c) That City Council **ENDORSE** the City of Windsor to be a participating municipality in the programs and any subsequent housing programs, provided the cost of the programs do not exceed the funding received from the Federal and Provincial governments; and,
- d) That the Community Development and Health Commissioner or authorized designate **BE AUTHORIZED** to submit the Investment Plan, or any other required reports, to the Ministry of Municipal Affairs and Housing or any other Ministry as required outlining, among other things, how the Windsor Essex funding allocations will be utilized over the duration of Ontario's Community Housing Renewal Strategy programs or any subsequent housing program(s), extensions or releases as required; and,
- e) That the Executive Director of Housing and Children's Services or authorized designate **BE AUTHORIZED** to approve amendments to Ontario's Community Housing Renewal Strategy program Investment Plans, or any other program reports and submit the amended Plan to the Ministry of Municipal Affairs and Housing over the program duration; and,
- f) That the Chief Administrative Officer and the City Clerk or authorized designate (s) **BE AUTHORIZED** to execute the Administration Agreement to secure funding and deliver Ontario's Community Housing Renewal Strategy Programs and any subsequent housing programs, extensions or releases as required in Windsor Essex provided the Administration Agreement and documents are in a form satisfactory to the City Solicitor; satisfactory in financial content to the City Treasurer and satisfactory in technical content to the Executive Director of Housing and Children's Services; and,

- g) That the Executive Director of Housing and Children's Services **BE AUTHORIZED** to execute, submit applications and make the necessary submissions to secure funding and deliver Ontario's Community Housing Renewal Strategy Programs and any subsequent housing programs, extensions or releases as required; and,
- h) That the Executive Director of Housing and Children's Services **BE AUTHORIZED** to acquire at the appropriate time, additional resources and partner or agency support to deliver components of Ontario's Community Housing Renewal Strategy programs at a cost not to exceed the funding allocation provided by the Federal and Provincial governments related to the program; and,
- i) That the City Treasurer **BE AUTHORIZED** to set the property tax rate, as required, equivalent to the single residential rate for units receiving funding under the Rental Housing capital component of the Ontario's Community Housing Renewal Strategy Program located in the City of Windsor; and,
- j) That the Executive Director of Housing and Children's Services **BE AUTHORIZED**, throughout the duration of the Ontario's Community Housing Renewal Strategy programs, to approve projects, allocate funds, withdraw, negotiate and re-allocate program funds, including re-allocation between the different program components and program recipients, agencies and organizations to maintain and ensure compliance with program rules and criteria and/or to enable full take-up of program funds and/or to address local community housing needs; and,
- k) That the Community Development and Health Commissioner **BE AUTHORIZED** to execute the necessary agreements and documents related to Ontario's Community Housing Renewal Strategy provided such agreements and documents comply with the program and are in a form satisfactory to the City Solicitor; satisfactory in financial content to the City Treasurer and satisfactory in technical content to the Executive Director of Housing and Children's Services. For any agreements above, \$1 million dollars, That in addition to the Community Development and Health Commissioner, the Chief Administrative officer be required to sign as a secondary authority; and
- l) That the Chief Administrative Officer and the City Clerk or authorized designate (s) **BE AUTHORIZED** to execute the necessary agreements and documents related to the establishment and maintenance of any required Ontario's Community Housing Renewal Strategy programs Revolving Loan Fund(s) and any subsequent housing programs, extensions or releases as required in Windsor Essex provided further the Administration Agreement and documents are in a form satisfactory to the City Solicitor; satisfactory in financial content to the Chief Treasurer and satisfactory in technical content to the Executive Director of Housing and Children's Services; and,

- m) That the Executive Director of Housing and Children's Services **BE AUTHORIZED**, at the appropriate time to partner with an delivery agent identified and authorized by the Executive Director of Housing and Children's Services or designate to deliver the Rent Assistance component of Ontario's Community Housing Renewal Strategy at a cost not to exceed the funding allocation provided by the Federal and Provincial governments related to the program; and,
- n) That the Executive Director of Housing and Children's Services **BE AUTHORIZED** to issue a Request for Proposal consistent with the municipal purchasing by-law and hire a qualified consultant That will identify strategies for the long term sustainability of the portfolio in the 2019-20 and 2020-21 year of Phase I under the Community Housing Renewal Strategy Program at a cost not to exceed the funding allocation provided by the Federal and Provincial governments related to the program; and,
- o) That the Executive Director of Housing and Children's Services **BE AUTHORIZED** to apply for, leverage, and allocate funding under Ontario's Community Housing Renewal Strategy programs, initiatives and any subsequent program extensions or releases as announced to support regeneration activities in Windsor Essex; provided they are consistent with the municipal purchasing by-law at a cost not to exceed the in year approved municipal budget.

Carried.

Report Number: SCM 236/2019 S 113/2019  
Clerk's File: SS/4274

### **11.1. CONFIRM AND RATIFY REPORT Petitioning of the Harbour Master to Forward a Request to the Ministry of Transportation**

Moved by: Councillor Bortolin  
Seconded by: Councillor Costante

Decision Number: CR381/2019

That the results of the email poll conducted by the Deputy City Clerk on July 9, 2019 approving the following **BE CONFIRMED AND RATIFIED**:

That Windsor City Council **PETITION** the Harbour Master - Windsor Port Authority, to **FORWARD** a request to the Ministry of Transportation to undertake the following:

- That the Minister provide a temporary restriction prohibiting the operation of any motorized vessel within 30m of the City of Windsor waterfront, except when docking; and further,
- That the Minister provide for enforcement capabilities under the Port Authorities Operations Regulations (SOR/2000-55) of the *Canada Marine Act*.

Carried.

Report Number: C 139/2019  
Clerk's File: MT2019

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

### **7.2 Front Yard Parking at 1850 Gladstone Avenue, One Year Follow Up – Ward 4**

Moved by: Councillor Sleiman  
Seconded by: Councillor Francis

Decision Number: CR377/2019

1. That the response to CR 163/2018 and CQ 39-2017 **BE RECEIVED** for information.
2. That consideration of this issue **BE DEFERRED** to the August 26, 2019 Council Meeting so that appropriate notice can be given to interested parties.

Carried.

Report Number: C 135/2019  
Clerk's File: ST2019

### **10.1 Active Transportation Master Plan – City Wide**

Moved by: Councillor McKenzie  
Seconded by: Councillor Holt

That the report of the Chief Building Official dated July 8, 2019 entitled "Active Transportation Master Plan" BE REFERRED to the August 28, 2019 Environment, Transportation and Public Safety Standing Committee Meeting.

The motion is **put and lost**.

Aye votes: Councillor McKenzie and Holt

Nay votes: Councillors Costante, Gignac, Morrison, Kusmierczyk, Sleiman, Francis, Kaschak and Bortolin.

Report Number: C 137/2019  
Clerk's File: MB/5331

## **10. PRESENTATIONS AND DELEGATIONS (5 Minute maximum per delegate)**



## **10.1. Active Transportation Master Plan**

### **Brian Patterson, Principal and Urban Transportation Specialist, Urban Systems Ltd.**

Brian Patterson, Principal and Urban Transportation Specialist, Urban Systems Ltd. appears before City Council and provides a brief overview of the Active Transportation Master Plan including information regarding the plan overview, project process and public engagement. Mr. Patterson adds that through the public engagement process a vision and five goal statements were developed including targets to ensure the program is attainable. The project themes are reviewed, which involve strategies and actions that correspond with the five goal statements. A brief highlight of the proposed sidewalk network and bicycle network is provided. Mr. Patterson adds that the starting point of achieving the vision includes implementation priorities. Cost estimates for the program are provided: \$150 million in new capital costs, additional funding in operations and maintenance, \$6 million/yr for priority projects. Mr. Patterson indicates that grant opportunities are possible and adds that a monitoring strategy will be in place which measures the success and progress of the plan.

### **Lori Newton, Executive Director, Bike Windsor Essex**

Lori Newton, Executive Director, Bike Windsor Essex appears before Council in support of the overall Active Transportation Master Plan and expresses concern with timelines related to the implementation of the entire plan; and concludes by suggesting that Council consider increasing enforcement as many cyclists are being injured on City of Windsor streets.

### **Ernie Lamont, resident of Ward 8**

Ernie Lamont, resident of Ward 8 appears before Council regarding the administrative report Active Transportation Master Plan and expresses concern with the new transit service to the County; and concludes by suggesting that advertising opportunities be utilized to offset rider costs.

Moved by: Councillor McKenzie

Seconded by: Councillor Holt

Decision Number: CR378/2019

- I. That City Council **RECEIVE** the Active Transportation Master Plan Final Report subject to inclusion of FCM's required wording for grant funding acknowledgement:

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The preparation of this [plan/study/capital project] was carried out with assistance from the Government of Canada and the Federation of Canadian

Municipalities. Notwithstanding this support, the views expressed are the personal views of the authors, and the Federation of Canadian Municipalities and the Government of Canada accept no responsibility for them.”

- II. That Council **APPROVE** the key principles around implementation of the Active Transportation Master Plan; and,
- III. That the implementation plan for the Active Transportation Master Plan **BE REFERRED** to the 2020 budget for Council’s consideration;
- IV. That administration **REPORT BACK** to Council during the 2020 budget deliberations with a policy/framework with respect to sponsorship to bring in additional revenues to fund some of the elements outlined in the report specifically paths and trails, current or new.

Carried.

At the request of Mayor Dilkens, a recorded vote is taken.

Aye votes: Councillors Costante, Gignac, Morrison, Mckenzie, Holt, Kusmierczyk, Sleiman, Francis, Kaschak, Bortolin and Mayor Dilkens.

Nay votes: None.

Absent: None.

Abstain: None.

Moved by: Councillor McKenzie

Seconded by: Councillor Holt

Decision Number: CR379/2019

That Administration **BE REQUESTED** to report back on the concept of renaming the Windsor Bicycling Committee (WBC) to the Active Transportation Committee including information on a new mandate and terms of reference to reflect the change.

Carried.

Moved by: Councillor McKenzie

Seconded by: Councillor Holt

Decision Number: CR380/2019

That City Council **APPROVE** the Hiring of an Active Transportation Coordinator; and,

That the position **BE FUNDED** from a first charge to the 2020 Operating Budget.  
Carried.

At the request of Mayor Dilkens, a recorded vote is taken.

Aye votes: Councillors Costante, Morrison McKenzie Holt, Kaschak and Bortolin.

Nay votes: Councillors Gignac, Kusmierczyk, Sleiman, Francis and Mayor Dilkens.

Absent: None.

Abstain: None.

Report Number: C 137/2019

Clerk's File: MB/5331

### **8.13. Provincial Funding Reduction Under the Community Homelessness Prevention Initiative (CHPI), 2019 - 2020 City Wide**

**Brian Hogan, Windsor & District Labour Council and Mark VanderVoort, representing Windsor District Labour Council**

Brian Hogan, Windsor & District Labour Council and Mark VanderVoort, representing Windsor District Labour Council appear before Council and commend Council, administration and the stakeholders for their service, and request that Council continue to fund the services on an interim basis through gap funding as there will be significant costs to the community if they are discontinued; and conclude by suggesting that an increase in homelessness will adversely affect Windsor's image and negatively impact tourism.

**Leigh Vachon, Executive Director Victoria Manor Supportive Housing**

Leigh Vachon, Executive Director Victoria Manor Supportive Housing appears before Council regarding the administrative report Provincial Funding Reduction Under the Community Homelessness Prevention Initiative (CHPI) 2019 and is available for questions.

**Tamara Kowalska, Coordinator of Resident Engagement and Resource Development, The Initiative: Glengarry Neighbourhood Renewal**

Tamara Kowalska, Coordinator of Resident Engagement and Resource Development, The Initiative: Glengarry Neighbourhood Renewal appears before Council regarding the administrative report Provincial Funding Reduction Under the Community Homelessness Prevention Initiative

(CHPI) 2019 and requests that Council provides bridge funding for the Provincial funding reduction and concludes by suggesting that homelessness is a visible problem and it is driving business away from the community.

**Jessie Simonetti, 2<sup>nd</sup> Vice President, CUPE Local 543**

Jessie Simonetti, 2<sup>nd</sup> Vice President, CUPE Local 543 appears before Council regarding the administrative report Provincial Funding Reduction Under the Community Homelessness Prevention Initiative (CHPI) 2019 and acknowledges the request of administration to petition upper levels of government; and concludes by suggesting that City Council continue to provide the services by bridging the funding and that these initiatives have helped some to move into permanent housing and find stable employment.

**Mike Turnbull, Food Rescue Program Manager, Unemployed Help Centre of Windsor Inc.**

Mike Turnbull, Food Rescue Program Manager, Unemployed Help Centre of Windsor Inc. appears before Council regarding the administrative report Provincial Funding Reduction Under the Community Homelessness Prevention Initiative (CHPI) 2019 and indicates that the reduction of funding will have negative effects on the community and those in need including not obtaining the support they need to acquire permanent housing, utility bill assistance, loss of home, difficulty paying rent, deterioration of health or loss of life; and concludes by urging Council to provide the funding to keep the existing programs.

Moved by: Councillor McKenzie  
Seconded by: Councillor Bortolin

Decision Number: CR373/2019 CSPA 51

That the report of the Manager of Homelessness and Housing Support dated June 13, 2019 entitled Provincial Funding Reduction Under the Community Homelessness Prevention Initiative (CHPI), 2019-2020 **BE RECEIVED** for information; and further,

That City Council **BE REQUESTED** to continue to petition the federal and provincial levels of government for increased, adequate and sustainable funding for both housing and homelessness programs and that quantifies the outcome in the community that will result due to current funding levels from the Province; and,

That Administration **BE REQUESTED** to obtain letters of support from our regional partners; and,

That a copy of the correspondence and the letters of support **BE FORWARDED** to the Association of Municipalities of Ontario (AMO) and the Federation of Canadian Municipalities (FCM).  
Carried.

**Minutes**  
**City Council**  
**Monday, July 22, 2019**

Page 21 of 29

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

Aye votes: Councillors Costante, Gignac, Morrison, McKenzie, Holt, Kusmierczyk, Sleiman, Francis, Kaschak, Bortolin and Mayor Dilkens.

Nay votes: none

Absent: None.

Abstain: None.

Moved by: Councillor McKenzie

Seconded by: Councillor Bortolin

Decision Number: CR374/2019 CSPS 51

That given the recent announcement of the deferral of \$537,495 of Provincial flow through funds, funding programs delivered through the Community Homelessness Prevention Initiative (CHPI) That City Council **PROVIDE** one time bridge funding to finance the programs delivered through the Community Homelessness Prevention Initiative (CHPI) to an upset limit of \$537,495 through the City's Budget Stabilization Reserve Fund (BSR) for 2019.

Carried.

At the request of Councillor Francis, a recorded vote is taken on this matter.

Aye votes: Councillors Costante, Morrison, McKenzie, Holt, Kusmierczyk, Kaschak and Bortolin.

Nay votes: Councillors Gignac, Sleiman, Francis, and Mayor Dilkens.

Abstain: None.

Absent: None.

Moved by: Councillor McKenzie

Seconded by: Councillor Bortolin

Decision Number: CR375/2019 CSPS 51

That County Council **BE REQUESTED** to match their portion of the funding that has been cut as per normal cost sharing agreements.

Carried.

At the request of Councillor Francis, a recorded vote is taken on this matter.

Aye votes: Councillors Costante, Morrison, McKenzie, Holt and Kaschak, and Bortolin.

Nay votes: Councillors Gignac, Kusmierczyk, Sleiman, Francis and Mayor Dilkens.

Abstain: None.

Absent: None.

Report Number: SCM 235/2019 S 112/2019

Clerk's File: SS/4274

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

### **8.3. Council Question 3-2019 regarding infill development incentives in the Downtown CIP and development workshops, Ward 3**

Moved by: Councillor Bortolin  
Seconded by: Councillor McKenzie

Decision Number: CR363/2019 DHSC 58

That the report of the Planner III – Special Projects, dated May 21, 2019 entitled “Council Question 3-2019 regarding infill development incentives in the Downtown CIP and development workshops, Ward 3” **BE RECEIVED** for information; and,

That the quote provided by Incremental Development Alliance to undertake Small Development Training and Technical Assistance for the City of Windsor in the amount of \$60,000 USD **BE APPROVED** as per Appendix A in the additional information memo; and,

That the funding **BE PROVIDED** from the City Centre Community Development Planning Fund (Project #7011022).

Carried.

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

Aye votes: Councillors Costante, Morrison, McKenzie, Holt, Sleiman, Kaschak, and Bortolin.

Nay votes: Councillors Gignac, Kusmierczyk, Francis, and Mayor Dilkens.

Absent: None.

Abstain: None.

Report Number: SCM 208/2019 S 100/2019

Clerk's File: SPL/10759

### **8.6. Report No. 102 of the Windsor Essex County Environment Committee - ERCA to provide comment regarding 2013 tree planting on airport lands**

Moved by: Councillor McKenzie  
Seconded by: Councillor Holt

Decision Number: CR366/2019 ETPS 680 That Report No. 102 of the Windsor Essex County Environment Committee – ERCA to provide comment regarding 2013 tree planting on airport lands indicating:

That Administration from the Essex Region Conservation Authority (ERCA) BE REQUESTED to provide a formal submission and/or for a representative to attend a future meeting of the Windsor Essex County Environment Committee to provide their position on the 2013 tree planting on the airport lands and on further actions if deemed necessary,

**BE APPROVED.**

Carried.

Report Number: SCM 219/2019 SCM 153/2019  
Clerk's File: MB2019

## **12. CONSIDERATION OF COMMITTEE REPORTS**

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

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR382/2019

That the report of the In Camera meeting held July 22, 2019 **BE ADOPTED** as presented.

Carried.

Clerk's File: ACO2019

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

Moved by: Councillor Kusmierczyk

Seconded by: Councillor McKenzie

That the following By-laws No. 88-2019 through 93-2019 (inclusive) be introduced and read a first and second time:

**88-2019** A BY-LAW TO PROVIDE FOR THE IMPOSITION OF SPECIAL CHARGES UPON PRESCRIBED BUSINESS PROPERTY CLASSES OF RATEABLE PROPERTY WITHIN IMPROVEMENT AREAS FOR THE YEAR 2019, authorized by CR302/2019, adopted June 17, 2019.

**89-2019** A BY-LAW TO AUTHORIZE THE CONSTRUCTION OF STREET LIGHTING ON MATTHEW BRADY BOULEVARD FROM TRANBY AVENUE TO CUL-DE-SAC, IN THE CITY OF WINDSOR, AS A LOCAL IMPROVEMENT, authorized by CR304/2019, adopted June 17, 2019.

**90-2019** A BY-LAW TO END THE APPLICATION OF PART IX OF THE MUNICIPAL ACT, 2001 "LIMITATION ON TAXES FOR CERTAIN PROPERTY", authorized by CR302/2019, adopted June 17, 2019.

**91-2019** A BY-LAW TO FIX THE TAX RATES AND TO PROVIDE FOR THE LEVY AND COLLECTION OF PROPERTY TAXES FOR THIS YEAR, authorized by CR302/2019, adopted June 17, 2019.

**92-2019** A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS LAUZON ROAD, IN THE CITY OF WINDSOR, authorized by CR76/2011, adopted February 28, 2011.

**93-2019** A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE TWENTY SECOND DAY OF JULY, 2019.

## **14. MOVE BACK INTO FORMAL SESSION**

Moved by: Councillor Morrison

Seconded by: Councillor Sleiman

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 presented)
  - 2) Consent Agenda (as amended)
  - 3) Items Deferred (as amended)  
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 Bortolin  
Seconded by: Councillor Costante

That the By-laws No. 88-2019 through 93-2019 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**

### **18.1 CQ 19-2019**

Moved by: Councillor Holt  
Seconded by: Councillor Kaschak

Decision Number: CR383/2019

That the following Council Question by Councillor Gignac **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 19-2019:

#### **Assigned to City Solicitor**

Asks is it possible to pass a by law that permits the City to engage in flood abatement activities on private property at full cost recovery and if so, That Administration bring forward a draft by law for Council consideration.

Carried.

Clerk's File: SW2019

### **18.2 CQ20-2019**

**Minutes**  
**City Council**  
**Monday, July 22, 2019**

Moved by: Councillor Holt  
Seconded by: Councillor Kaschak

Decision Number: CR384/2019

That the following Council Question by Councillor Costante **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 20-2019:

**Assigned to City Planner**

Asks That administration report back on inclusionary zoning and how it could be applied to the City of Windsor.

Carried.

Clerk's File: Z2019

## 21. ADJOURNMENT

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 10:31 o'clock p.m.

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Mayor

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City Clerk

Adopted by Council at its meeting held July 22, 2019(CR 382/2019)  
VC/bm

**SPECIAL MEETING OF COUNCIL – IN CAMERA**  
**July 22, 2019**

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

**Members in Attendance:**

Mayor D. Dilkens  
Councillor F. Francis  
Councillor F. Costante  
Councillor C. Holt  
Councillor R. Bortolin  
Councillor G. Kaschak  
Councillor J. Gignac  
Councillor K. McKenzie  
Councillor J. Morrison  
Councillor E. Sleiman  
Councillor I. Kusmierczyk

**Also in attendance:**

O. Colucci, Chief Administrative Officer  
M. Winterton, City Engineer and Corporate Leader Environmental Protection and Transportation  
I. Critchley, City Clerk/Licence Commissioner and Corporate Leader Public Engagement and Human Resources  
J. Mancina, Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology  
S. Askin-Hager, City Solicitor and Corporate Leader Economic Development and Public Safety  
J. Wilson, Corporate Leader, Parks, Facilities, Recreation and Culture  
C. Brown, CEO for YQG and WDTTC/Corporate Leader of Transportation Services  
P. Brode, Senior Legal Counsel (Item 4)

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

<u>Item No.</u>	<u>Subject</u>	<u>Section – Pursuant to Municipal Act, 2001, as amended</u>
1.	Property matter – sale of land	2 3 9 ( 2 ) ( c )
2.	Property matter – sale of land	2 3 9 ( 2 ) ( c )
3.	Property matter – sale of land	2 3 9 ( 2 ) ( c )
4.	Legal matter – litigation settlement	2 3 9 ( 2 ) ( e )

**Motion Carried.**

**Declarations of Pecuniary Interest:**

None declared.

**Discussion on the items of business. (Items 1, 2, 3 and 4)**

Verbal Motion is presented by Councillor Kaschak, seconded by Councillor Bortolin, to move back into public session.

**Motion Carried.**

Moved by Councillor Gignac, seconded by Councillor Costante, THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held July 22, 2019 directly to Council for consideration at the next Regular Meeting.

1. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Solicitor and Corporate Leader Economic Development and Public Safety and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property matter – sale of land **BE APPROVED.**

# Minutes

## City Council

Monday, July 22, 2019

Page 29 of 29

2. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Solicitor and Corporate Leader Economic Development and Public Safety, City Engineer and Corporate Leader Environmental Protection and Transportation and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property matter – sale of land **BE APPROVED**.

3. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Solicitor and Corporate Leader Economic Development and Public Safety, City Engineer and Corporate Leader Environmental Protection and Transportation and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property matter – sale of land **BE APPROVED**.

4. That the recommendation contained in the in-camera report from Senior Legal Counsel, City Solicitor and Corporate Leader Economic Development and Public Safety, City Engineer and Corporate Leader Environmental Protection and Transportation and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a legal matter – litigation settlement **BE APPROVED**.

**Motion Carried.**

**Moved by Councillor Francis, seconded by Councillor Sleiman,  
That the special meeting of council held July 22, 2019 BE ADJOURNED.**

**(Time: 5:34 p.m.)**

**Motion Carried.**