



CITY OF WINDSOR MINUTES 06/15/2020

City Council Meeting

Date: Monday, June 15, 2020

Time: 1:00 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 - Vacant

Ward 8 - Councillor Kaschak

Ward 9 - Councillor McKenzie

Ward 10 - Councillor Morrison

Clerk's Note: The Mayor and all members of Council participated via video conference (Zoom), in accordance with Procedure By-law 98-2011 as amended, which allows for electronic participation during a declared emergency.

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1. ORDER OF BUSINESS

2. CALL TO ORDER

The Mayor calls the meeting to order at 1:22 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 11.3 being the report of the City Treasurer dated May 5, 2020 entitled "Application for Property Tax Relief Under Section 357 of the Ontario *Municipal Act, 2001*", as the subject program to provide hotel rooms for healthcare workers was started in part by the employer of a family member.

4. ADOPTION OF THE MINUTES

4.1. Adoption of the Windsor City Council meeting minutes held May 25, 2020

Moved by: Councillor Costante
Seconded by: Councillor Francis

That the minutes of the meeting of Council held May 25, 2020 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 179/2020

4.2. Adoption of the Windsor City Council meeting minutes held June 1, 2020

Moved by: Councillor Costante
Seconded by: Councillor Francis

That the minutes of the meeting of Council held June 1, 2020 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 180/2020

4.3. Adoption of the Special Meeting of Council minutes held June 3, 2020

Moved by: Councillor Costante
Seconded by: Councillor Francis

That the minutes of the Special Meeting of Council held June 3, 2020 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 181/2020

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5. NOTICE OF PROCLAMATIONS

None presented.

6. COMMITTEE OF THE WHOLE

Moved by: Councillor Gignac

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-law 82-2020 through 87-2020 (inclusive).

Carried.

7. COMMUNICATIONS INFORMATION PACKAGE

7.1. Correspondence Monday, June 15, 2020

Moved by: Councillor Kaschak

Seconded by: Councillor McKenzie

Decision Number: CR304/2020

That the following Communication Items 7.1.1, 7.1.2, and 7.1.5 through 7.1.7 inclusive as set forth in the Council Agenda **BE REFERRED** as noted, and that Items 7.1.3 and 7.1.4 be dealt with as follows:

7.1.3 Cancellation of this year's Doors Open Windsor event due to COVID-19 pandemic. Request to carry this year's City of Windsor funds to Doors Open Windsor event to be held in 2021.

Moved by: Councillor Holt

Seconded by: Councillor Bortolin

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Decision Number: CR306/2020

That the correspondence from Joanne Hoppe, Doors Open Windsor dated May 26, 2020 regarding “Doors Open Windsor Update and Request” **BE RECEIVED**; and further,

That the funding allocated by the City of Windsor as main sponsor for 2020 **BE HELD OVER** and **REALLOCATED** towards 2021 which will coincide with the 20th anniversary of Doors Open Ontario.

Carried.

Clerk’s File: MBA/7119

7.1.4 Administration requests that Council reconsider report S 20/2020, “Climate Change Adaptation Plan, Degrees of Change - City Wide,” rescind CR191/2020, and approve the Climate Change Adaptation Plan, Degrees of Change

Moved by: Councillor McKenzie

Seconded by: Councillor Costante

Decision Number: CR305/2020

That the memo from the Supervisor, Environmental Sustainability and Climate Change dated May 26, 2020 regarding “Report S 20/2020 Climate Change Adaptation Plan, Degrees of Change” **BE RECEIVED**; and further,

That Council **RESCIND** CR191/2020 in which Report S 20/2020 “Climate Change Adaptation Plan, Degrees of Change” was received for information; and further,

That Council **APPROVE** the Climate Change Adaptation Plan, Degrees of Change”.

Carried.

Clerk’s File: EI/10822

No.	Sender	Subject
7.1.1	Ministry of Transportation	Federal approval granted under the Investing in Canada Infrastructure Program (ICIP). Federal and provincial funding contributions approved for three transit projects: Construction of Dougall Ave., including bikelanes and sidewalks; Sidewalk Rehabilitation & Active Transportation Improvements; and Cabana Corridor Improvements Phase 3 & 4. City Engineer Executive Director of Transit Windsor City Treasurer Senior Manager of Communications GP2020 Note & File

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No.	Sender	Subject
7.1.2	S&P Global Ratings	Research Update: City of Windsor Ratings Affirmed At "AA"; Outlook Remains Stable City Treasurer MH/13786 and AF2020 Note & File
7.1.3	Doors Open Windsor	Cancellation of this year's Doors Open Windsor event due to COVID-19 pandemic. Request to carry this year's City of Windsor funds to Doors Open Windsor event to be held in 2021. City Treasurer MBA/7119 COUNCIL DIRECTION REQUESTED, otherwise Note & File
7.1.4	Supervisor, Environmental Sustainability and Climate Change	Administration requests that Council reconsider report S 20/2020, "Climate Change Adaptation Plan, Degrees of Change - City Wide," rescind CR191/2020, and approve the Climate Change Adaptation Plan, Degrees of Change. City Clerk City Engineer EI/10822 COUNCIL DIRECTION REQUESTED, otherwise Note & File
7.1.5	Manager of Urban Design	Site Plan Approval, Teddy Pierre Daher, 2650 Temple Dr., Proposed manufacturing & warehouse building ZS/13828 Note & File
7.1.6	Committee of Adjustment/Consent Authority	Applications heard by the Committee of Adjustment/Consent Authority, Thursday, June 11, 2020, 3:30 p.m., through Electronic Meeting Participation ZC2020 Note & File

No.	Sender	Subject
7.1.7	Alcohol and Gaming Commission of Ontario (AGCO)	Additional information regarding recent amendments to Regulation 719 of the <i>Liquor Licence Act</i> that support liquor sale licensees in temporarily extending their patios and provide additional flexibility for the location of tied houses City Clerk/License Commissioner GP2020 Note & File

Carried.

Report Number: CMC 10/2020

7.2. 2019 Provincial Offences (POA) Annual Report- City Wide

Moved by: Councillor Kaschak
 Seconded by: Councillor McKenzie

Decision Number: CR307/2020

That the report of the City Solicitor dated March 24, 2020 regarding the 2019 Windsor/Essex Provincial Offences (POA) Annual Report **BE RECEIVED FOR INFORMATION.**

Carried.

Report Number: CM 19/2020
 Clerk's File: AL2020

7.3. Response to CQ14-2020 Regarding Timelines for the University Avenue and Victoria Avenue Environmental Assessment and University Avenue West and Wyandotte Street West Community Improvement Plan; Wards 2, 3

Moved by: Councillor Kaschak
 Seconded by: Councillor McKenzie

Decision Number: CR308/2020

That the report of the Planner III - Special Projects and Transportation Planning Senior Engineer dated June 2, 2020 entitled "Response to CQ14-2020 Regarding Timelines for the University Avenue and Victoria Avenue Environmental Assessment and University Avenue West and Wyandotte Street West Community Improvement Plan; Wards 2, 3" **BE RECEIVED** for information.

Carried.

Report Number: C 116/2020
 Clerk's File: Z/10320

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8. CONSENT AGENDA

8.2. 2020 Decommissioning of Transit Windsor Buses - City Wid

Moved by: Councillor Morrison

Seconded by: Councillor Sleiman

Decision Number: CR310/2020 ETPS 765

That the Environment, Transportation and Public Safety Standing Committee, sitting as the Transit Windsor Board of Directors, and City Council **APPROVE** the decommissioning of conventional transit bus numbers 556, 560, 561, 563, 670, 671, 672, 673, 674, 675, 676, 677, 681, 682, 683 and 684.

Carried.

Report Number: SCM 178/2020 & S 70/2020

Clerk's File: MT/13708

11.1. 2020 Business Improvement Area Budget and Levy Approvals - Additional Information - Wards 2,3,4,5 & 6

Moved by: Councillor Morrison

Seconded by: Councillor Sleiman

Decision Number: CR311/2020

That the report of the Deputy Treasurer, Taxation & Financial Projects dated May 29, 2020 entitled "2020 Business Improvement Area Budget and Levy Approvals - Additional Information - Wards 2,3,4,5 & 6" **BE RECEIVED** for information; and,

That City Council **APPROVE** the 2020 Budget Submission and related levy request in the amount of \$94,000 of the Wyandotte Towne Centre Business Improvement Area; and,

That City Council **APPROVE** the 2020 Business Improvement Area rate of 0.00376947 for the Wyandotte Towne Centre Business Improvement Area; and,

That the City Solicitor **INCLUDE** the Wyandotte Towne Centre Business Improvement Area levy and rate as part of the 2020 Business Improvement Area By-law.

Carried.

Report Number: C 109/2020

Clerk's File: AFB/13467

11.2. 2020 Business Improvement Area Budget and Levy Approvals - Wards 2,3,4,5 7 6

Moved by: Councillor Morrison

Seconded by: Councillor Sleiman

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Decision Number: CR312/2020

That City Council **APPROVE** the 2020 Budget submissions and related levy requests for the Downtown Windsor, Via Italia (Erie Street), Olde Riverside Town Centre, Olde Sandwich Towne, Walkerville District, Ottawa Street, Pillette Village and Ford City BIAs (Appendices attached) as outlined in Table 1; and,

That City Council **APPROVE** the 2020 Business Improvement Area Rates as presented in Table 1; and,

That City Council **AUTHORIZE** that a Streetscaping reserve be established by the Pilette Village BIA under section 417 of the *Ontario Municipal Act, 2001* for the purpose of supporting a proposed project; and,

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

Carried.

Report Number: C 86/2020

Clerk's File: AFB/13467

9. REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS

11.3. Application for Property Tax Relief Under Section 357 of the Ontario *Municipal Act, 2001* - Ward 3

Moved by: Councillor Bortolin

Seconded by: Councillor Costante

Decision Number: CR313/2020

That the report of the City Treasurer dated May 5, 2020 entitled "Application for Property Tax Relief Under Section 357 of the *Ontario Municipal Act, 2001*" **BE DEFERRED** until such time as the corresponding in camera report on this matter is dealt with by Council.

Carried.

Councillor Francis discloses an interest and abstains from voting on this matter.

Report Number: C 88/2020

Clerk's File: AF2020

11.7. Waterfront Celestial Beacon – Home to Street Car 351

Moved by: Councillor Gignac

Seconded by: Councillor Francis

That the report of the Manager of Parks Development and Project Administrator – Engineering, dated November 25, 2019 entitled "Waterfront Celestial Beacon – Home to Street Car 351" **BE DEFERRED** pending the ability to analyze the financial ramifications of the Covid-19 pandemic on the Corporation of the City of Windsor.

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

Aye votes: Councillors Gignac and Francis.

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

Absent: None.

Abstain: None.

Report Number: C 197/2020

Clerk's File: SR/13823

11.5. E-Scooters in Parks -City Wide

Moved by: Councillor Francis

Seconded by: Councillor Gignac

Decision Number: CR315/2020

That the report of the Manager – Parks Development, dated April 1, 2020 entitled “E-Scooters in Parks” **BE DEFERRED** until the spring of 2021 as a pilot project for 2020 would be limited due to the Covid-19 pandemic.

Carried.

Councillor McKenzie voting nay.

Report Number: C 68/2020

Clerk's File: SW/13715

10. PRESENTATIONS AND DELEGATIONS

11.7. Waterfront Celestial Beacon – Home to Street Car 351

Jan Wilson, Corporate Leader, Parks, Facilities, Recreation & Culture

Jan Wilson, Corporate Leader, Parks, Facilities, Recreation & Culture appears before Council to provide an overview of the Waterfront Celestial Beacon – Home to Street Car 351, including the history of the Celestial Beacon, the Central Riverfront Implementation Plan, the location plan, conceptual designs, design considerations, site lines and views, green design elements, energy efficiency, survey results and partnerships.

Dan Amicone, Architecttura, Consultant

Dan Amicone, Architecttura, Consultant, appears before Council and is available for questions regarding the Waterfront Celestial Beacon – Home to Street Car 351.

Moved by: Councillor Costante

Seconded by: Councillor Bortolin

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Decision Number: CR317/2020

- I) That City Council **APPROVE** the design of the building and the terraces for the Celestial Beacon prepared by Architectura Inc. as the new home for Streetcar No. 351 located on the waterfront North of Riverside drive at the foot of Askin Avenue in Assumption Park North as attached under APPENDIX C; along with the following:
- That the patio terrace footprint **BE REDUCED** to under 10,000 square feet; and,
 - That administration **BE DIRECTED** to work with the architects and the designers to try to naturalize and landscape as much of the paved footprint as possible, while maintaining accessibility and functionality; and,
 - That spruce trees **BE PLANTED** and spread out in a responsible way so as not to further obstruct views; and further,
 - That the height of the street car enclosure **BE LOWERED** to as much as practical while taking into account ERCA's considerations and public safety.
- II) That City Council **DIRECT** the Manager of Park Development to apply for an amendment to Zoning By-law 8600 for any portion of the building (Celestial Beacon) that extends above the crown of the pavement within Riverside Drive; and,
- III) That the City Planner **BE DELEGATED** the authority to approve the Site Plan Control Application and **BE AUTHORIZED** to approve minor changes to the design to allow for the construction of a permanent building (Celestial Beacon) to house Streetcar No. 351; and,
- IV) That City Council **AUTHORIZE** the Chief Administrative Officer to submit a grant application for the Celestial Beacon /Streetcar Museum project to the Canada Cultural Spaces Fund requesting \$3,032,066 in grant funding; and,
- V) That City Council **APPROVE** the following recommendations upon receiving confirmation that the City's grant application submission has been received by the grant provider for their review and consideration:
- a) That Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary that are related to the Celestial Beacon /Streetcar Museum 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 to Corporate Leader of Parks, Recreation & Culture and Facilities and City Engineer; and further,
 - b) 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 Celestial Beacon /Streetcar Museum project, satisfactory in legal form to the City Solicitor, in technical content to Corporate Leader of Parks, Recreation & Culture and Facilities and City Engineer and in financial content to the City Treasurer; and further,

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- c) That the Purchasing Manager **BE AUTHORIZED** to issue Purchase Orders as may be required to effect the recommendation noted above, subject to all specification being satisfactory in technical content to the Corporate Leader of Parks, Recreation & Culture and Facilities and City Engineer; in financial content to the City Treasurer.
- VI) That City Council **APPROVE** a total budget of \$7,000,000 (net City Cost of \$3,967,934) for the Celestial Beacon project, to **BE FUNDED** as follows:
- Canada Cultural Spaces Grant Funding of \$3,032,066
 - \$2,000,000 already approved by Council through CR B30/2019 as part of the Central Riverfront Improvement project; and,
 - Pre-commitments of \$300,000 in each of 2022 and 2024 Pay-As-You-Go funding from the Grant Matching and Inflationary Pressures project, FIN-001-19; and,
 - Pre-commitments of \$954,000 in 2023 Pay-As-You-Go funding and \$413,934 in 2024 Pay-As-You-Go funding from the Central Riverfront Park Improvements project PFO-001-14; and,
- VII) That City Council **APPROVE** additional funding in the amount of \$3,032,066 as follows in the event the Canada Spaces grant should not be successful:
- Pre-commitment of \$632,066 in 2024 Pay-As-You-Go funding from the Central Riverfront Park Improvements project PFO-001-14; and,
 - \$1,350,000 from the PYG funding reserve; and,
 - \$1,050,000 in placeholder funding for Paul Martin Building (CAO-001-16) be directed to the Celestial Beacon Streetcar project and that those funds be deemed pre-committed for immediate use on January 1, 2021 when it is within the required 5-year timeframe.
- VIII) That, if the City's Canada Cultural Spaces Fund application is successful and the \$3,032,066 in requested grant funding is approved in whole or in any part:
- a) The Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute any agreements, declarations or approvals required resulting from receiving grant funding approval subject to such documents being satisfactory in technical content to the City Engineer as well as the Corporate Leader, Parks and Recreation & Culture and Facilities, in financial content to the City Treasurer, and in Legal form to the City Solicitor; and,
- b) The Chief Administrative Officer **BE AUTHORIZED** to delegate signing of all claims, progress reports and applicable schedules and other such documents as may be required as part of the request for payment to the Senior Manager of Engineering or designate, subject to financial content approval from the area's Financial Planning Administrator or their manager.

Carried.

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

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

Nay votes: Councillors Gignac and Francis.

Absent: None.

Abstain: None.

Report Number: C 197/2019

Clerk's File: SR/13823

11. REGULAR BUSINESS ITEMS (Non-Consent Items)

8.1. Capital Budget Recommended Guidelines

Moved by: Councillor McKenzie

Seconded by: Councillor Francis

Decision Number: CR309/2020

That given the financial impacts of the COVID 19 pandemic and the current uncertainty surrounding senior level government funding to assist municipalities that City Council **ENDORSE** the guidelines outlined in this report for the balance of 2020 as a framework when considering capital funding and projects; and,

That in order to facilitate the maximization of available funding and to increase the City's ability to leverage grant funding, City Council **AUTHORIZE** the CAO to exchange funding sources between capital projects that do not change the total approved funding or impact the timing of capital projects.

Carried.

Report Number: C 104/2020

Clerk's File: MH/13786, AFB/13467, & GP2020

11.4. Windsor-Canada Utilities Ltd. – Annual General Meeting – City Wide

Moved by: Councillor Gignac

Seconded by: Councillor Francis

Decision Number: CR314/2020

- I. That Council, acting as the shareholder for Windsor Canada Utilities Ltd. ("WCUL") **APPROVE** the resolutions presented by WCUL; and,
- II. That the Mayor **BE AUTHORIZED** to execute the shareholder's resolutions on behalf of The Corporation of the City of Windsor, in accordance with Council direction, with respect to all matters presented herein by WCUL for the year 2019.

Carried.

11.6. Disaster Mitigation Adaptation Fund (DMAF) 3 - Targeted Intake - City Wide

Moved by: Councillor Gignac
Seconded by: Councillor Costante

Decision Number: CR316/2020

That in order to undertake a major project aimed at reducing the likelihood of future flooding, City Council approve the following recommendations:

1. THAT City Council **APPROVE** the Chief Administrative Officer to submit an Application for the project identified in Appendix A – DMAF Special Intake C145 2019, to the Disaster Mitigation and Adaptation Fund (DMAF) 'Targeting Success' program, subject to the documents being satisfactory in technical content by the City Engineer and financial content by the City Treasurer; and,
2. THAT City Council **SUPPORT** the matching funding for the City's portion of the project, as \$5,000,000 each year from 2020 to 2030 from the Sewer Master Plan Implementation Project (ENG-002-19); and,
3. THAT in the event the City receives written confirmation of the Grant funding being awarded to the City, then City Council **APPROVES** the following:
 - a) That City Council **APPROVE** the use of funding identified in the Sewer Master Plan Implementation Project (ENG-002-19) as the City's matching portion for the DMAF grant, with funding specifically identified as follows:
 1. \$5,000,000 in 2020 funding and;
 2. **PRECOMMITMENT** of \$5,000,000 each year from 2021 to 2024 so that these funds are available for immediate use; and,
 3. Placeholder funding of \$5,000,000 each year from 2025 to 2030 be **APPROVED** and that once funding for each year is within 5 years it **BE DEEMED** precommitted and available for immediate use.
 - b) That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute any agreements, declarations or approvals required resulting from receiving grant funding approval for the DMAF program and being satisfactory in technical content to the City Engineer, in financial content to the City Treasurer, and in form to the City Solicitor; and,
 - c) The Chief Administrative Officer **BE AUTHORIZED** to delegate signing of all claims and applicable schedules and other such documents required as part of the

request for payment to the City Engineer or designate, subject to financial content approval from the area's Financial Planning Administrator or their manager; and,

- d) That Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary that are related to the DMAF Targeting Success 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 to City Engineer; and further;
- e) 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 DMAF Targeting Success project, satisfactory in legal form to the City Solicitor, in technical content to City Engineer and in financial content to the City Treasurer; and further;
- f) That the Purchasing Manager **BE AUTHORIZED** to issue Purchase Orders as may be required to affect the recommendation noted above, subject to all specification being satisfactory in technical content to the City Engineer; in financial content to the City Treasurer

4. THAT City Council **RECEIVE** this report as the response to CQ 13-2020
Carried.

Report Number: C 112/2020
Clerk's File: SW/13822 & AF2020

11.8. Confirm & Ratify Report - Application for a Cannabis Retail Store Authorization at 315 Ouellette Ave - Ward 3

Moved by: Councillor Bortolin
Seconded by: Councillor Morrison

Decision Number: CR318/2020

That the results of the email poll conducted by the Deputy City Clerk on May 29, 2020 approving the following recommendation **BE CONFIRMED AND RATIFIED**:

THAT City Council **RECEIVE** the collected comments as requested through CR534/2019 for information; and,

THAT City Council **SUPPORT** the Retail Cannabis Application requested by 'Cloud 29' regarding the site located at 315 Ouellette Ave; and,

THAT City Council **DIRECT** the Chief Administrative Officer to **RETURN** their decision along with this report and Appendices A and B to the Alcohol and Gaming Commission

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of Ontario for consideration regarding the Retail Cannabis Application and for delivery to the Applicant, no later than May 30, 2020.

Carried.

Clerk's Note: Councillors Francis, Gignac, and Sleiman, and Mayor Dilkens voted in opposition to the actual application put forward in the email poll.

Report Number: C 115/2020

Clerk's File: GP/13047

11.10. Confirm & Ratify Report-Application for a Cannabis Retail Store Authorization at 1550 Huron Church Road - Ward 10

Moved by: Councillor Bortolin

Seconded by: Councillor Morrison

Decision Number: CR319/2020

That the results of the email poll conducted by the Deputy City Clerk on June 5, 2020 approving the following recommendation **BE CONFIRMED AND RATIFIED:**

THAT City Council **RECEIVE** the collected comments as requested through CR534/2019 for information; and,

THAT City Council **SUPPORT** the Retail Cannabis Application requested by 'SPIRITLEAF 1550 HURON CHURCH ROAD' regarding the site located at 1550 Huron Church Road; and,

THAT City Council **DIRECT** the Chief Administrative Officer to **RETURN** their decision along with this report and Appendices A and B to the Alcohol and Gaming Commission of Ontario for consideration regarding the Retail Cannabis Application and for delivery to the Applicant, "SPIRITLEAF 1550 HURON CHURCH ROAD", no later than June 10, 2020.

Carried.

Clerk's Note: Mayor Dilkens voted in opposition to the actual application put forward in the email poll.

Report Number: C 121/2020

Clerk's File: GP/13047

11.11. Confirm & Ratify Report - Application for a Cannabis Retail Store Authorization at 1326 Ottawa Street - Ward 4

Moved by: Councillor Bortolin

Seconded by: Councillor Morrison

Decision Number: CR320/2020

That the results of the email poll conducted by the Deputy City Clerk on June 10, 2020 approving the following recommendation **BE CONFIRMED AND RATIFIED:**

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THAT City Council **RECEIVE** the collected comments as requested through CR534/2019 for information; and,

THAT City Council **SUPPORT** the Retail Cannabis Application requested by 'Uptown Hempire' regarding the site located at 1326 Ottawa Street Unit 1A; and,

THAT City Council **DIRECT** the Chief Administrative Officer to **RETURN** their decision along with this report and Appendices A and B to the Alcohol and Gaming Commission of Ontario for consideration regarding the Retail Cannabis Application and for delivery to the Applicant, no later than June 13, 2020.

Carried.

Report Number: C 122/2020
Clerk's File: GP/13047

11.9. Application for a Cannabis Retail Store Authorization for 4050 Walker Road, Unit 300 - Ward 9

Moved by: Councillor Bortolin
Seconded by: Councillor Kaschak

Decision Number: CR303/2020

That City Council **RECEIVE** the collected comments as requested through CR543/2019 for information; and,

That City Council **SUPPORT** the Retail Cannabis Application requested by 'THE WE STORE 4050 WALKER ROAD, UNIT 300' regarding the site located at 4050 Walker Road, Unit 300; and,

That City Council **DIRECT** the Chief Administrative Officer to **RETURN** their decision along with this report and Appendices A and B to the Alcohol and Gaming Commission of Ontario for consideration regarding the Retail Cannabis Application and for delivery to the Applicant, 'THE WE STORE 4050 WALKER ROAD, UNIT 300' regarding the site located at 4050 Walker Road, Unit 300', no later than June 16, 2020.

Carried.

Report Number: C 113/2020
Clerk's File: GP/13047

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 Francis
Seconded by: Councillor Gignac

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Decision Number: CR321/2020

That the report of the In Camera meeting held June 15, 2020 **BE ADOPTED** as presented.

Carried.

Clerk's File: ACO2020

13. BY-LAWS (First and Second Reading)

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

That the following By-laws No. 82-2020 through 87-2020 (inclusive) be introduced and read a first and second time:

82-2020 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 9023 BEING A BY-LAW TO REGULATE VEHICULAR PARKING WITHIN THE LIMITS OF THE CITY OF WINDSOR ON MUNICIPAL STREETS, MUNICIPAL PARKING LOTS AND PRIVATE PROPERTIES, authorized by CAO118/2020, dated May 11, 2020.

83-2020 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 9023 BEING A BY-LAW TO REGULATE VEHICULAR PARKING WITHIN THE LIMITS OF THE CITY OF WINDSOR ON MUNICIPAL STREETS, MUNICIPAL PARKING LOTS AND PRIVATE PROPERTIES, authorized by CAO128/2020, dated May 13, 2020.

84-2020 A BY-LAW TO AMEND BY-LAW NUMBER 6716, BEING A BY-LAW RESPECTING THE EMISSION OF SOUNDS, authorized by CR171/2020, dated May 4, 2020.

85-2020 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR280/2020, dated June 1, 2020.

86-2020 A BY-LAW TO AMEND BY-LAW 55-2019 BEING A BYLAW TO CLOSE, STOP UP AND CONVEY THE 10.06 METRES WIDE PRINCESS AVENUE RIGHT-OF-WAY LOCATED EAST OF NORMAN ROAD AND WEST OF WESTMINSTER BOULEVARD, NORTH OF TECUMSEH ROAD EAST AND SOUTH OF EMPRESS STREET; CITY OF WINDSOR, authorized by CAO96/2020, dated April 15, 2020.

87-2020 A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 15TH DAY OF JUNE, 2020.

Carried.

14. MOVE BACK INTO FORMAL SESSION

Moved by: Councillor McKenzie

Seconded by: Councillor Morrison

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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
- Carried.

15. NOTICES OF MOTION

Moved by: Councillor Gignac

Seconded by: Councillor Sleiman

Decision Number: CR322/2020

That Rule 13.9 of the Procedure By-Law regarding business not already before Council **BE WAIVED** to permit the introduction of a motion for consideration by Council without prior notice regarding the need to establish reduced speed limits in the Detroit River.

Carried.

Clerk's File: GF2020

Moved by: Councillor Gignac

Seconded by: Councillor Bortolin

Decision Number: CR323/2020

WHEREAS Transport Canada serves as the designated authority for marine safety, recreational boating, commercial vessels, compliance and enforcement; and,

WHEREAS Transport Canada is the designated authority to approach to reduce the speed limits on the Detroit River; and,

WHEREAS the current freighter speed limit is at 10.4 knots which is still a concern given the current water levels; and

WHEREAS the current limits for private vessels vary but nonetheless still pose a concern with a need to reduce and minimize any wake; and,

WHEREAS a number of boats participated in the Detroit River on Saturday, June 13, 2020 in the "Make America Great Again" boat parade to mark the United States President's 74th birthday, which proceeded on the U.S. side of Lake St. Clair from MacRay Harbor Marina in Harrison

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Township, Michigan up to the front of the GM Renaissance Center in Detroit, Michigan before returning back to the Marina; and,

WHEREAS several riverfront properties along Windsor, Ontario's shoreline suffered damage along this Canadian shore due to the boat parade;

THEREFORE BE IT RESOLVED that Windsor City council **PETITION** Transport Canada to establish reduced speed limits on the Detroit River as soon as possible.

Carried.

Clerk's File: GF2020

Moved by: Councillor Holt

Seconded by: Councillor Costante

Decision Number: CR324/2020

That Rule 13.9 of the Procedure By-Law regarding business not already before Council **BE WAIVED** to permit the introduction of a motion for consideration by Council without prior notice regarding temporary extended patio construction in restaurants.

Carried.

Clerk's File: ACLB2020

Moved by: Councillor Holt

Seconded by: Councillor Sleiman

Decision Number: CR325/2020

In an further effort to support restaurants during the economic recovery from Covid-19 and to promote proper physical distancing, City Council **APPROVES** the following:

1. Request Administration to review and consult with the Walkerville BIA and the Appended List (11 venues) of restaurants who wish undertake, at no additional cost to the City of Windsor, temporary extended patio construction.
2. Request Administration to document the opportunities and challenges associated with temporary extended patio construction, and outline potential mitigation measures required to enable the construction and installation of temporary extended patios.
3. Request Administration have this report in the hands of council in time to conduct an email poll by June 26 at the latest; and further,
4. That the above be considered a pilot project and that it also be replicated in other BIAs where possible if it is successful; and further,

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5. That this also be given consideration for applicability to restaurants/businesses that are not in BIA's, in which case these establishments are to work through their ward Councillors, and that this opportunity be communicated by the City of Windsor.

Carried.

Clerk's File: MH/13786 & ACLB2020

16. THIRD AND FINAL READING OF THE BY-LAWS

Moved by: Councillor Sleiman
Seconded by: Councillor Bortolin

That the By-laws No. 82-2020 through 87-2020 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

None registered.

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 4:56 o'clock p.m.

Mayor

City Clerk

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Adopted by Council at its meeting held June 15, 2020 (CR321/2020)
VC/bm

**SPECIAL MEETING OF COUNCIL – IN CAMERA
June 15, 2020**

Members participating via electronic participation in accordance with Procedure By-law #98-2011 as amended, which allows for electronic participation during a declared emergency.

Meeting called to order at: 11:30 a.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

Also in attendance:

O. Colucci, Chief Administrative Officer
J. Payne, Community Development and Health Commissioner and
Corporate Leader Social Development, Health, Recreation and Culture
M. Winterton, City Engineer and Corporate Leader Environmental Protection and
Transportation
V. 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
A. Teliszewsky, Mayor's Chief of Staff
S. Laforet, Fire Chief (Items 3 & 4)

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Verbal Motion is presented by Councillor McKenzie, seconded by Councillor Sleiman, that Rule 3.3 (c) of the *Procedure By-law, 98-2011*, BE WAIVED to add the following Agenda item:

4. Property/legal matter – lease amendment

Motion Carried.

Verbal Motion is presented by Councillor Francis, seconded by Councillor Sleiman, to move in Camera for discussion of the following item(s), adding Item 4:

<u>Item No.</u>	<u>Subject</u>	Section – Pursuant to Municipal Act, 2001, as amended
1.	Property matter – expropriation	239(2)(c)
2.	Property matter – lease of land	239(2)(c)
3.	Personal matter – labour relations/plan	239(2)(d)(k)
4.	Property/legal matter – lease amendment – verbal report – ADDED at meeting	239(2)(c)(f)

Motion Carried.

Declarations of Pecuniary Interest:

None

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

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

Motion Carried.

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****SEE NOTE BELOW**

**Moved by Councillor Sleiman, seconded by Councillor Francis,
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held June 15, 2020 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, 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 – expropriation **BE APPROVED**.

2. That the recommendation contained in the in-camera report from the Senior Economic Development Officer, City Engineer and Corporate Leader Environmental Protection and Transportation, City Planner, 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 – lease of land **BE APPROVED**.

3. That the confidential presentation from the City Solicitor and Corporate Leader Economic Development and Public Safety respecting a personal matter – labour relations/plan **BE RECEIVED** and further that Administration **BE AUTHORIZED TO PROCEED** on the verbal direction of Council.

4. That the confidential verbal report of the Community Development and Health Commissioner and Corporate Leader Social Development, Health, Recreation and Culture respecting a property/legal matter – lease amendment **BE RECEIVED** and that the matter **BE DEFERRED**.

Motion Carried.

**Moved by Councillor Gignac, seconded by Councillor Morrison,
That the special meeting of council held June 15, 2020 BE ADJOURNED.
(Time: 1:00 p.m.)**

Motion Carried.

****CLERK'S NOTE: The transmittal motion and final votes were held in the open session of Council on June 15, 2020.**