



CITY OF WINDSOR MINUTES 09/28/2020

City Council Meeting

Date: Monday, September 28, 2020

Time: 12:00 o'clock p.m.

Location: Council Chambers, 1st Floor, 350 City Hall Square West

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: Councillors Gignac, Francis, Holt and McKenzie 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 12:37 o'clock p.m.

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None disclosed.

4. ADOPTION OF THE MINUTES

4.1. Adoption of the Windsor City Council meeting minutes held September 14, 2020

Moved by: Councillor Morrison

Seconded by: Councillor Sleiman

That the minutes of the meeting of Council held September 14, 2020 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 278/2020

5. NOTICE OF PROCLAMATIONS

Flag Raising Ceremony

“Franco-Ontarian Day” – September 25, 2020

6. COMMITTEE OF THE WHOLE

Moved by: Councillor Bortolin

Seconded by: Councillor Costante

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;

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- (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 126-2020 through 143-2020 (inclusive).
- Carried.

7. COMMUNICATIONS INFORMATION PACKAGE

7.2. Response to CQ22-2020 Regarding Clothing Donation Bins - City Wide

Moved by: Councillor Bortolin
Seconded by: Councillor Costante

Decision Number: CR486/2020

That the report of the Corporate Policy Coordinator dated August 27, 2020 entitled "Response to CQ22-2020 Regarding Clothing Donation Bins – City Wide" **BE DEFERRED** to a future meeting to allow for delegations, and that Administration **BE DIRECTED** to provide as additional information licensing figures so that there's an estimate as to the cost of a license.

Carried.

Report Number: C 173/2020
Clerk's File: APM2020

7.1. Correspondence Monday, September 28, 2020

Moved by: Councillor Francis
Seconded by: Councillor Gignac

Decision Number: CR484/2020

That the following Communication Item 7.1.1 as set forth in the Council Agenda **BE REFERRED** as noted, and that Item 7.1.2 be dealt with as follows:

7.1.2. Please Slow Down – Lawn Sign Pilot Program

Moved by: Councillor Gignac
Seconded by: Councillor Francis

Decision Number: CR485/2020

That the correspondence from the Transportation Planning Senior Engineer dated September 23, 2020 regarding "Please Slow Down – Lawn Sign Pilot Program" **BE RECEIVED**, and further, that these signs **BE MADE AVAILABLE** to residents at no cost and to be distributed in bundles of 50 per ward.

Carried.

No.	Sender	Subject
7.1.1	Ontario Energy Board	<p>Notice of a public hearing to consider the application by Enbridge Gas Inc. for approval to dispose of amounts recorded in certain deferral and variance accounts and for approval of the amount of its 2019 earnings that it is required to share with customers. The deadline to become an intervenor is October 8, 2020</p> <p style="text-align: right;">City Engineer MU2020 Note & File</p>
7.1.2	Transportation Planning Senior Engineer	<p>Administration will be launching a pilot program of "Please Slow Down" lawn signs. These signs will be available for purchase at 1266 McDougall Ave., 2450 McDougall Ave., or by appointment at the Development Services counter on the 2nd floor of 350 City Hall Sq. W. 500 signs are available through this program. Feedback on this program will be used to inform the Traffic Calming Policy update and the Vision Zero Action Plan.</p> <p style="text-align: right;">City Engineer City Solicitor ST2020 Note & File</p>

Carried.

Report Number: CMC 16/2020

8. CONSENT AGENDA

8.1. Declaration of Improved Property Municipally Known as 1683 College Avenue Surplus and Authority to Offer for Sale-Ward 2

Moved by: Councillor Holt
 Seconded by: Councillor Kaschak

Decision Number: CR487/2020

- I. That the following City of Windsor (the "City") improved property **BE DECLARED** surplus:
 - Municipal address: **1683 College Avenue** – improved property situate on the southeast corner of College Avenue and Campbell Avenue

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- Legal Description: Lots 43 and 44, Part of Lot 42, Registered Plan 691 designated as Part 2 on plan 12R-28285
 - Approximate Lot size: Irregular
 - Approximate Lot area: 10,181 sq ft (945.9 m²)
 - Improvements: Mixed Use Commercial Building (herein the “**Subject Property**”); and,
- II. That the Manager of Real Estate Services **BE AUTHORIZED** to offer the vacant parcels of land identified in Recommendation I for sale on the Multiple Listing Service (“**MLS**”) at a price to be determined by the Manager of Real Estate Services commensurate with an independent appraisal; and,
- III. That the City Solicitor or designate **BE DIRECTED** to prepare a by-law to dedicate Part 1 on Plan 12R-28285 as part of the Campbell Avenue right-of-way.
- Carried.

Report Number: C 183/2020
Clerk’s File: APM2020

8.2. Applications for Tax Reductions under Sections 357/358 of the Ontario *Municipal Act, 2001* - City Wide

Moved by: Councillor Holt
Seconded by: Councillor Kaschak

Decision Number: CR488/2020

That City Council **ACCEPT** Administration’s recommendations with regards to approval of property tax relief for those applications for Tax Reduction, Cancellation and Refunds as outlined and included in Appendices A through D; and,

That City Council **SUPPORT** Administration’s recommendation to deny applications for Tax Reduction, Cancellation and Refund for the following properties:

- 444 Park W – Roll Number 37 39 040 080 05500 0000 for taxation year 2019;
 - 5484 Riverside Dr. E – Roll Number 37 39 060 050 00200 for taxation years 2017 & 2018;
- and,

That the CFO/City Treasurer (or designate) **BE AUTHORIZED** to amend the City’s Tax Master Collector’s Roll for the 2017 through 2019 taxation years in the amount of \$145,775.32 (including the education portion).

Carried.

Report Number: C 184/2020
Clerk’s File: AF2020

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8.3. Relief from Property Taxation 2019 - Extreme Poverty and/or Sickness - City Wide

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR489/2020

That City Council **ACCEPT** Administration's recommendation with regards to approval of twelve (12) applications for a total tax relief of \$22,053.31 (inclusive of education portion); and,

That City Council **SUPPORT** Administration's recommendation with regards to the denial of ten (10) applications for tax relief.

Carried.

Report Number: C 175/2020

Clerk's File: AF2020

8.4. Approval to Execute an Agreement Under Section 27 of the *Development Charge Act* - 1600 Lauzon Rd.

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR490/2020

That Administration **BE DIRECTED** to prepare an agreement(s) with Farhi Holdings Corporation pursuant to Section 27 of the *Development Charge Act* with regards to the payment of development charges (DCs) for the multiple dwelling buildings to be constructed on the site located at 1600 Lauzon Road; and,

That the agreement(s) contain the following specific terms and conditions:

- The agreement(s) will relate to the proposed seven (7) multiple dwelling residential buildings only;
- Amount of DCs payable for each building will be calculated as of the date of issuance of a building permit for each building;
- Payment of the DCs will be due in full on the date which is the earlier of:
 - When each building occupancy has reached 85% or
 - Delivery of the MPAC Notice of Assessment to the owner which includes new assessment for each residential rental building;
- Should there be a sale of the units or of the property or advanced offering of rental of the units prior to the DCs becoming due and payable, the DCs will immediately become due and payable;
- Agreement(s) cannot be assigned by the owner;
- Payment deferral will be secured by an irrevocable Letter of Credit issued to the City in an amount sufficient to cover both the DCs and estimated applicable interest;
- The Letter of Credit will also include an annual auto renewal clause;

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- The City will charge interest annually on the outstanding DCs which is calculated based upon the greater of:
 - Statistics Canada Building Construction Price Index Non-Residential (annual change as at 2nd Quarter) + 1% premium or
 - Bank of Canada Rate as at June 30th of each year plus one percent (1%);
- In the event that a Letter of Credit is not provided, the interest rate on the outstanding DCs will be the greater of:
 - Statistics Canada Building Construction Price Index Non-Residential (annual change as at 2nd Quarter) + 5% premium or
 - Bank of Canada Rate as at June 30th of each year plus five percent (5%);
- In the event of default in payment of the DCs, the outstanding amount can be added to the property taxes and collected in the same manner as property taxes;

and,

That City Council **AUTHORIZE** the Chief Administrative Officer and City Clerk to execute said agreement, acceptable in form to the City Solicitor, in technical content to the Chief Building Official, and in financial content to the Chief Financial Officer and City Treasurer.

Carried.

Report Number: C 165/2020

Clerk's File: AF/13915

8.5. Proposed Disposition of Real Estate Property by the Greater Essex County District School Board - City Wide

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR491/2020

That City Council **AUTHORIZE** the Executive Director of Housing and Children's Services to decline the offer to purchase the former Harrow District High School as communicated by the Greater Essex County District School Board; and further,

That the Commissioner of Community Development and Health Services **BE AUTHORIZED** to decline any offers of real estate property in Essex County made by any school board as required under Regulation 444/98 of the *Education Act*, and further,

That City Council **AUTHORIZE** that any offers of real estate property within City of Windsor boundaries **BE DIRECTED** to the Real Estate Division for disposition according to the established process; and further,

That, should the Commissioner of Community Development and Health Services wish to consider the offer of any properties offered by any school boards in accordance with the *Education Act*, that such offers **BE BROUGHT TO COUNCIL** for consideration and direction.

Carried.

Report Number: C 185/2020

Clerk's File: ME2020

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8.6. Minutes of the Housing & Homelessness Advisory Committee of its meeting held June 23, 2020

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR492/2020 CSPS 114

That the minutes of the Housing & Homelessness Advisory Committee of its meeting held June 23, 2020 **BE RECEIVED**.

Carried.

Report Number: SCM 266/2020 & SCM 227/2020

Clerk's File: MB2020

8.7. Minutes of the Diversity Committee of its meeting held July 7, 2020

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR493/2020 CSPS 115

That the minutes of the Diversity Committee of its meeting held July 7, 2020 **BE RECEIVED**.

Carried.

Report Number: SCM 267/2020 & SCM 239/2020

Clerk's File: MB2020

8.8. Report No. 5 of the Diversity Committee - Request for the Diversity Committee to be included in future panel discussions regarding "racism has no place in our society"

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR494/2020 CSPS 116

That Report No. 5 of the Diversity Committee indicating:

That the Office of the Mayor and Windsor Police Services BE REQUESTED to ensure that the Diversity Committee BE INCLUDED in all future panel discussions regarding "racism has no place in our society".

BE APPROVED.

Carried.

Report Number: SCM 268/2020 & SCM 240/2020

Clerk's File: MB2020

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8.9. Report No. 6 of the Diversity Committee - Request to review the hiring practices of the City of Windsor

Moved by: Councillor Holt

Seconded by: Councillor Kaschak

Decision Number: CR495/2020 CSPS 117

That Report No. 6 of the Diversity Committee indicating:

That the Diversity Committee as part of the Diversity & Inclusion Plan, REQUESTS to review the hiring practices of the City of Windsor to ensure there are no barriers to employment.

BE APPROVED; and,

That Administration **BE REQUESTED** to provide a presentation related to hiring practices to the Diversity Committee at an upcoming meeting; and,

That the presentation **BE FORWARDED** to the Community Services and Parks Standing Committee.

Carried.

Report Number: SCM 269/2020 & SCM 241/2020

Clerk's File: MB2020

9. REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS

None requested.

10. PRESENTATIONS AND DELEGATIONS

Maestro Robert Franz, Windsor Symphony Orchestra (WSO)

Maestro Robert Franz, Windsor Symphony Orchestra (WSO), appears before Council to provide an overview of the WSO's response to COVID-19 in the form of a new Digital Concert Series, a new Education Series, and a new Kid's Concert Series.

13.17. A BY-LAW TO AMEND BY-LAW 123-2020 RESPECTING TEMPORARY REGULATIONS REQUIRING THE WEARING OF MASKS OR OTHER FACE COVERINGS WITHIN ENCLOSED PUBLIC SPACES; AND

11.2. Confirm and Ratify – Extension of By-law pertaining to the wearing of non-medical face coverings-City Wide

Greg Aldous, Resident

Greg Aldous, resident, appears before Council to speak in opposition to the proposed extension of the by-law pertaining to the wearing of non-medical face coverings, stating that if one were to look at the chronology of events, there was conflicting advice about the merits of wearing a mask.

Darryl Burrell, Resident

Darryl Burrell, resident, appears before Council to speak in opposition to the proposed extension of the by-law pertaining to the wearing of non-medical face coverings, suggesting that there are numerous studies that indicate masks actually provide added risks and concludes by stating that the proposed by-law extension is an abuse of power.

Catherine Diodati, Resident

Catherine Diodati, resident, appears before Council to speak in opposition to the proposed extension of the by-law pertaining to the wearing of non-medical face coverings, suggesting that businesses, the job market and inter-personal relationships have all suffered and that extending the mask by-law would be a divisive mandate.

Tammy Oosterbaan, Resident

Tammy Oosterbaan, resident, appears before Council to speak in opposition to the proposed extension of the by-law pertaining to the wearing of non-medical face coverings, suggesting that the virus is not resulting in death to those under the age of 19 and that oxygen is needed for the human body.

Yana Sizonenko, Resident

Yana Sizonenko, resident, appears before Council to speak in opposition to the proposed extension of the by-law pertaining to the wearing of non-medical face coverings, stating that there are studies that show masks do not prevent transmittal and that political and public health officials are making bad decisions and should be relying on concrete evidence as opposed to fear and pressure tactics.

Mary Peters, Resident

Mary Peters, resident, appears before Council to speak in opposition to the proposed extension of the by-law pertaining to the wearing of non-medical face coverings, suggesting that there has been a mental impact on the current situation and children are suffering and need the comfort of a solid future.

Jenny Kell, Resident

Jenny Kell, resident, appears before Council to speak in opposition to the proposed extension of the by-law pertaining to the wearing of non-medical face coverings, asking what current studies support this extension and concludes by stressing the need for exemptions.

Currie Soullierre, Resident

Currie Soullierre, resident, appears before Council to speak in opposition to the proposed extension of the by-law pertaining to the wearing of non-medical face coverings, stating that everyone should be able to make their own informed choice, and suggests that there is a lack of evidence that masks decrease the spread of the virus and reminds everyone that this “treatment” must be accompanied by “consent of treatment”.

Catherine Carter, Resident

Catherine Carter, resident, appears before Council to speak in opposition to the proposed extension of the by-law pertaining to the wearing of non-medical face coverings, stating that the proposed by-law extension is a draconian measure with lack of proper consultation and that its adoption would further jeopardize already struggling businesses and concludes by asking that politicians show neutrality rather than divide.

Derek Soullierre, Resident

Derek Soullierre, resident, appears before Council to speak in opposition to the proposed extension of the by-law pertaining to the wearing of non-medical face coverings, suggesting that this is a violation of the Charter of Rights and Freedoms and reminds everyone that the subject by-law has expired and should remain as such.

Moved by: Councillor Costante
Seconded by: Councillor Sleiman

Decision Number: CR497/2020

That the results of the email poll conducted by the Deputy City Clerk on September 24, 2020, **BE CONFIRMED AND RATIFIED:**

That by-law 123-2020 pertaining to the wearing of Non-Medical Face Coverings **BE AMENDED** as follows:

Delete:

This By-law shall come into force immediately upon the passing thereof, and is deemed to be no longer in effect and revoked at 12:01 a.m. on September 28, 2020, unless extended by City Council.

Insert:

This By-law shall come into force immediately upon the passing thereof, and shall remain in effect until revoked by City Council when it is deemed to be no longer necessary to address the risks of COVID19.

Carried.

Report Number: C 190/2020
Clerk's File: MH/13786

11. REGULAR BUSINESS ITEMS (Non-Consent Items)

11.1. Ojibway Sewer Rehabilitation

Moved by: Councillor Bortolin
Seconded by: Councillor Morrison

Decision Number: CR496/2020

That the City Council **APPROVE** a pre-commitment of 2023 funding in the amount of \$3,000,000 from the Ojibway Sanitary Sewer Rehabilitation project (ECP- 036-07) for immediate use; and,

That the City Council **AUTHORIZE** the Chief Administrative Officer to approve the use of additional sewer surcharge funding, including the redirection of any other project surpluses, in order to ensure work required to sustain and/or permanently repair the Ojibway sanitary trunk sewer is able to be executed through Delegation of Authority; and,

That Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary that are related to the Ojibway Sanitary Sewer Rehabilitation project (ECP- 036-07) 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 City Engineer; and further,

That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to take any such action required to effect the recommendations(s) noted above and sign any required documentation for the Ojibway Sanitary Sewer Rehabilitation project (ECP- 036-07) project, satisfactory in legal form to the City Solicitor, in technical content to City Engineer and in financial content to the City Treasurer.

Carried.

Report Number: C 186/2020
Clerk's File: SW/13887

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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 Sleiman
Seconded by: Councillor Bortolin

Decision Number: CR483/2020

That the report of the In Camera meeting held September 28, 2020 **BE ADOPTED** as presented.
Carried.

Clerk's File: ACO2020

13. BY-LAWS (First and Second Reading)

Moved by: Councillor Costante
Seconded by: Councillor Francis

That the following By-laws No. 126-2020 through 143-2020 (inclusive) be introduced and read a first and second time:

126-2020 A BY-LAW TO AMEND BY-LAW 55-2019, AS AMENDED BY BY-LAW 86-2020, BEING A BY-LAW 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 CAO207/2020 approved September 3, 2020.

127-2020 A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS CRAWFORD AVENUE AND OAK AVENUE, IN THE CITY OF Windsor, authorized by CR76/2011 dated February 28, 2011.

128-2020 A BY-LAW TO AMEND BY-LAW NUMBER 208-2008, BEING A BY-LAW TO DELEGATE TO ADMINISTRATION THE AUTHORITY TO PROCESS, MAKE DECISIONS ON, AND TO EXECUTE AGREEMENTS FOR CERTAIN MATTERS, authorized by CR213/2020 dated May 4, 2020.

129-2020 A BY-LAW TO ASSUME PERIWINKLE CRESCENT BEING STREETS SHOWN ON PLAN OF SUBDIVISION 12M-506 KNOWN AS PERIWINKLE CRESCENT AND THE MUNICIPAL SERVICES LOCATED THEREIN, IN THE CITY OF Windsor, authorized by M98-2012 dated February 21, 2012.

130-2020 A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 6.00 METRE NORTH/SOUTH ALLEY LOCATED SOUTH OF ALGONQUIN STREET, NORTH OF TOTTEN

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STREET, EAST OF BETTS STREET AND WEST OF ST. CLAIR AVENUE, CITY OF WINDSOR, authorized by CR458/2019 dated September 9, 2019.

131-2020 A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 6.00 METRE NORTH/SOUTH ALLEY LOCATED SOUTH OF ALGONQUIN STREET, NORTH OF TOTTEN STREET, EAST OF BETTS STREET AND WEST OF ST. CLAIR AVENUE, CITY OF WINDSOR, authorized by CR458/2019 dated September 9, 2019.

132-2020 A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 4.27 METRE NORTH/SOUTH ALLEY LOCATED SOUTH OF SYDNEY AVENUE, NORTH OF SEYMOUR BOULEVARD, WEST OF WALKER ROAD AND EAST OF TURNER ROAD, CITY OF WINDSOR, authorized by CR507/2019 dated October 7, 2019.

133-2020 A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.27 METRE NORTH/SOUTH ALLEY LOCATED SOUTH OF SYDNEY AVENUE, NORTH OF SEYMOUR BOULEVARD, WEST OF WALKER ROAD AND EAST OF TURNER ROAD, CITY OF WINDSOR, authorized by CR507/2019 dated October 7, 2019.

134-2020 A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 4.57 METRE EAST/WEST ALLEY LOCATED SOUTH OF ARMANDA STREET, NORTH OF WENTWORTH STREET, EAST OF WERNER AVENUE AND WEST OF MIDDLESEX STREET, CITY OF WINDSOR, authorized by CR19/2020 dated January 6, 2020.

135-2020 A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.57 METRE EAST/WEST ALLEY LOCATED SOUTH OF ARMANDA STREET, NORTH OF WENTWORTH STREET, EAST OF WERNER AVENUE AND WEST OF MIDDLESEX STREET, CITY OF WINDSOR, authorized by CR19/2020 dated January 6, 2020.

136-2020 A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 3.78 METRE NORTH/SOUTH ALLEY LOCATED SOUTH OF RICHMOND STREET, EAST OF DROUILLARD ROAD AND WEST OF HENRY FORD CENTRE DRIVE, CITY OF WINDSOR, authorized by CR16/2020 dated January 6, 2020.

137-2020 A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 3.78 METRE NORTH/SOUTH ALLEY LOCATED SOUTH OF RICHMOND STREET, EAST OF DROUILLARD ROAD AND WEST OF HENRY FORD CENTRE DRIVE, CITY OF WINDSOR, authorized by CR16/2020 dated January 6, 2020.

138-2020 A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 6.21 METRE EAST/WEST ALLEY LOCATED SOUTH OF TECUMSEH ROAD EAST, WEST OF PRINCESS AVENUE AND EAST OF NORMAN AVENUE, CITY OF WINDSOR, authorized by CR18/2020 dated January 6, 2020.

139-2020 A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 6.21 METRE EAST/WEST ALLEY LOCATED SOUTH OF TECUMSEH ROAD EAST, WEST OF PRINCESS AVENUE AND

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EAST OF NORMAN AVENUE, CITY OF WINDSOR, authorized by CR18/2020 dated January 6, 2020.

140-2020 A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 9-2019 BEING A BY-LAW TO ESTABLISH STANDARDS FOR THE MAINTENANCE AND OCCUPANCY OF ALL PROPERTY IN THE CITY OF WINDSOR, authorized by CR431/2020 dated August 24, 2020.

141-2020 A BY-LAW TO AMEND BY-LAW NUMBER 392-2002, BEING A BY-LAW TO ESTABLISH AND REQUIRE PAYMENT OF FEES AND CHARGES, authorized by CR431/2020 dated August 24, 2020.

142-2020 A BY-LAW TO AMEND BY-LAW 123-2020 RESPECTING TEMPORARY REGULATIONS REQUIRING THE WEARING OF MASKS OR OTHER FACE COVERINGS WITHIN ENCLOSED PUBLIC SPACES, **See Item 11.2.**

143-2020 A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 28TH DAY OF SEPTEMBER, 2020.

Carried.

14. MOVE BACK INTO FORMAL SESSION

Moved by: Councillor Gignac

Seconded by: Councillor Holt

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

Carried.

15. NOTICES OF MOTION

None presented.

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16. THIRD AND FINAL READING OF THE BY-LAWS

Moved by: Councillor Kaschak
Seconded by: Councillor McKenzie

That the By-laws No. 126-2020 through 143-2020 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

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR498/2020

That the petition presented by Councillor Gignac from the residents of the Gates of Glengarda located at 4955 and 5055 Riverside Drive East asking the City of Windsor to construct curbs on the south side of Riverside Drive East between 4789 (The Pinnacle) and 5125 (Canterbury Place) in order to provide an element of protection for pedestrians walking along the sidewalk **BE RECEIVED** by the Clerk and the Clerk **BE DIRECTED** to forward the petition to the City Engineer for the purpose of an examination of the requested works or undertakings.
Carried.

Clerk's File: ACO/13690

Moved by: Councillor Morrison
Seconded by: Councillor Sleiman

Decision Number: CR499/2020

That the petition presented by Councillor Costante from frequent users of the Adie Knox Recreation Centre pool requesting the City of Windsor to re-open the pool as soon as possible **BE RECEIVED** by the Clerk and the Clerk **BE DIRECTED** to forward the petition to the Commissioner – Parks, Recreation, Culture and Corporate Facilities (PRCCF) for the purpose of an examination of the requested works or undertakings.
Carried.

Clerk's File: ACO/13690

18. QUESTION PERIOD

18.1. CQ 29-2020

Moved by: Councillor Bortolin
Seconded by: Councillor Costante

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Decision Number: CR500/2020

That the following Council Question by Councillor Kaschak **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 29-2020:

Assigned to Commissioner Parks, Recreation, Culture & Facilities

Asks that Administration prepare a report on an option to move the only City curling operation to one of the indoor City rinks/arenas. As the City is the provider of all other ice facilities in the community, an amalgamation/consolidation would make sense for the City to be the keeper curling as well. We have already seen this work efficiently when Curling Canada hosted the National Curling Event at the WFCU Arena a number of years ago. I ask that due to time constraints and a potentially abbreviated upcoming curling season, that Council be provided this report by the October 19, 2020 Council Meeting please.

Carried.

Clerk's File: SR2020

21. ADJOURNMENT

Moved by: Councillor Francis

Seconded by: Councillor Gignac

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 2:04 o'clock p.m.

Mayor

City Clerk

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Adopted by Council at its meeting held September 28, 2020 (CR483/2020)
VC/bm

SPECIAL MEETING OF COUNCIL – IN CAMERA September 28, 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: 9:31 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
R. Mensour, Executive Director Recreation & Culture (Item 1)
D. Paladino, Deputy City Solicitor (Item 3)
M. Ryan, Manager of Provincial Offences (Item 3)
C. Middaugh, Project Administrator (Item 3)
T. Hunt, City Planner (Item 2)

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

<u>Item No.</u>	<u>Subject</u>	Section – Pursuant to Municipal Act, 2001, as amended
1.	Personal matter – labour relations/plan	239(2)(d)(k)
2.	Property matter – disposition of land	239(2)(c)
3.	Property matter – relocation plan	239(2)(c)(k)
4.	Property matter – acquisition of land – verbal report	239(2)(c)
5.	Personal matter – about an identifiable individual – confirm and ratify e-mail poll	239(2)(b)

Motion Carried.

Declarations of Pecuniary Interest:

None declared.

Discussion on the items of business. (Items 1, 2, 3, 5 and 4)

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

Motion Carried.

****SEE NOTE BELOW**

Moved by Councillor McKenzie, 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 September 28, 2020 directly to Council for consideration at the next Regular Meeting.

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1. That the recommendation contained in the in-camera report from the Executive Director of Recreation & Culture, Corporate Leader, Parks, Facilities, Recreation and Culture, City Solicitor and Corporate Leader Economic Development and Public Safety and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a personal matter – labour relations/plan **BE APPROVED, AS AMENDED.**
2. That the recommendation contained in the in-camera report from the City Solicitor and Corporate Leader Economic Development and Public Safety, Manager of Real Estate Services, Executive Director of Planning and Development Services, Corporate Leader, Parks, Facilities, Recreation and Culture and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property matter – disposition of land **BE APPROVED, AS AMENDED.**
3. That the recommendation contained in the in-camera report from the Manager of Provincial Offences, Deputy City Solicitor, City Solicitor and Corporate Leader Economic Development and Public Safety, Corporate Leader, Parks, Facilities, Recreation and Culture, 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 – relocation plan **BE APPROVED, AS AMENDED.**
4. That the confidential verbal report from the Community Development and Health Commissioner and Corporate Leader Social Development, Health, Recreation and Culture respecting a property matter – acquisition of land **BE RECEIVED**, and further Administration **PROCEED** on the verbal direction of Council.
5. That the recommendation contained in the in-camera report from the City Clerk/Licence Commissioner and Corporate Leader Public Engagement and Human Resources respecting a personal matter about an identifiable individual – confirm and ratify e-mail poll **BE APPROVED.**

Councillor McKenzie voting nay.

Motion Carried.

**Moved by Councillor Bortolin, seconded by Councillor Holt,
That the special meeting of council held September 28, 2020 BE ADJOURNED.
(Time: 12:02 p.m.)**

Motion Carried.

****CLERK'S NOTE: The transmittal motion and final votes were held in the open session of Council on September 28, 2020.**