



## CITY OF WINDSOR MINUTES 07/11/2022

### City Council Meeting

Date: Monday, July 11, 2022

Time: 4:00 o'clock p.m.

#### **Members Present:**

##### **Mayor**

Mayor Dilkens

##### **Councillors**

Ward 1 - Councillor Francis

Ward 3 - Councillor Bortolin

Ward 4 - Councillor Holt

Ward 5 - Councillor Sleiman

Ward 6 - Councillor Gignac

Ward 7 - Councillor Gill

Ward 8 - Councillor Kaschak

Ward 9 - Councillor McKenzie

Ward 10 - Councillor Morrison

##### **Councillor Regrets**

Ward 2 - Councillor Costante

**Clerk's Note:** Councillor Gignac, several members of Administration, and members of the public participated via video conference (Zoom), in accordance with Procedure By-law 98-2011 as amended, which allows for electronic participation

## **1. ORDER OF BUSINESS**

## **2. CALL TO ORDER**

Following the playing of the Canadian National Anthem and the Land Acknowledgement, the Mayor calls the meeting to order at 4:00 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 7.1.9 being a "Site Plan Control application by Europro Real Estate, File No. AMT-2022-1," as it relates to a family member and their employer.

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

### **4.1. Adoption of the Windsor City Council meeting minutes held June 13, 2022**

Moved by: Councillor Morrison  
Seconded by: Councillor Holt

That the minutes of the meeting of Council held June 13, 2022 **BE ADOPTED** as presented.  
Carried.

Report Number: SCM 171/2022

## **5. NOTICE OF PROCLAMATIONS**

### **Proclamations**

"Srebrenica Genocide Remembrance Day" – Monday, July 11, 2022

### **Flag Raising Ceremony**

"Eid" – Friday, July 22, 2022

### **Illumination**

"Eid" – Friday, July 22, 2022

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

Moved by: Councillor Gill  
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-laws 98-2022 through 106-2022 (inclusive).
- Carried.

## **7. COMMUNICATIONS INFORMATION PACKAGE**

### **7.1. Correspondence for July 11, 2022**

Moved by: Councillor Kaschak  
Seconded by: Councillor McKenzie

Decision Number: CR277/2022

That the following Communication Items 7.1.1 and 7.1.3 through 7.1.9 (inclusive) as set forth in the Council Agenda **BE REFERRED** as noted; and that Item 7.1.2 be dealt with as follows:  
Carried.

#### **7.1.2 Letter requesting that City Council consider Chief Laforet's participation in the St. Clair College Centre for the Arts 28<sup>th</sup> Annual Gourmet Food and Wine Gala**

Moved by: Councillor Francis  
Seconded by: Councillor Kaschak

Decision Number: CR278/2022

That Chief Laforet **BE PERMITTED** to participate in the St. Clair College Centre for the Arts 28<sup>th</sup> Annual Gourmet Food and Wine Gala on Friday, September 23, 2022 as requested in the correspondence from St. Clair College dated June 29, 2022.  
Carried.

**Minutes**  
**City Council**  
**July 11, 2022**

No.	Sender	Subject
7.1.1.	Enbridge Gas Inc.	<p>2021 Utility Earnings and Disposition of Deferral &amp; Variance Accounts - OEB Notice of Application</p> <p style="text-align: right;">Commissioner, Infrastructure Services            Commissioner, Corporate Services CFO/City            Treasurer            MU2022            Note &amp; File</p>
7.1.2.	St. Clair College	<p>Letter requesting that City Council consider Chief Laforet's participation in the 28<sup>th</sup> Annual Gourmet Food and Wine Gala</p> <p style="text-align: right;">COUNCIL DIRECTION REQUESTED, otherwise            Commissioner, Legal &amp; Legislative Services            Fire Chief            APR2022            Note &amp; File</p>
7.1.3.	City Planner/ Executive Director	<p>Application for Zoning Amendment, 2356976 Ontario Inc., 0 &amp; 845 Riverside Dr E and 856 &amp; 864 Chatham St E, Application to amend Zoning By-law 8600 to permit a 7-storey multiple dwelling residential rental units</p> <p style="text-align: right;">Z/14430            Note &amp; File</p>
7.1.4.	City Planner/ Executive Director	<p>Application for Zoning Amendment, VGA Investment Inc., 0 Wyandotte St E, Application to amend Zoning By-law 8600 to allow the construction of a 4-storey multiple residential dwelling with associated parking</p> <p style="text-align: right;">Z/14431            Note &amp; File</p>
7.1.5.	City Planner/ Executive Director	<p>Application for Zoning Amendment, Garret MacGillivray &amp; Kristen Cunningham, 1069 Shepherd St E, Application to amend Zoning By-law 8600 to permit a third dwelling unit in the basement within the existing building</p> <p style="text-align: right;">Z/14433            Note &amp; File</p>

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No.	Sender	Subject
7.1.6.	City Planner/ Executive Director	Application for Zoning Amendment, Farhi Holdings Corporation, Riverside Dr W (at Janette Ave), Application to amend Zoning By-law 8600 to allow for the development of a 28-storey multiple dwelling residential development.  Z/14427 Note & File
7.1.7.	City Planner/ Executive Director	Application for Zoning Amendment and Official Plan Amendment, Passa Associates Architects, 3821 King St, Application to amend Zoning By-law 8600 to allow the development of three low profile residential apartment buildings  Z/14428 Note & File
7.1.8.	City Planner/ Executive Director	Application for Zoning Amendment, HD Development Group, 1850 North Service Rd, Application to amend Zoning By-law 8600 to allow a site specific RD3.3 zoning for 5 6-storey buildings with 387 residential condominium units  Z/14429 Note & File

No.	Sender	Subject
7.1.9.	Manager of Urban Design	<p>Recent Site Plan Control (SPC) applications:</p> <ul style="list-style-type: none"> <li>• J.P. Thomson Architects Ltd (Adam Wakulchik), 3064 Devon, warehouse addition</li> <li>• 4C Project Management (Randy Saccucci), 3063 Walker, second floor expansion to existing business office</li> <li>• Adrian Lai, 1153-1159 Riverside E, residential development – 8 unit multiple dwelling building</li> <li>• BairdAE/Farhi Holdings Corporation, 1530-1624 Lauzon Road, two multiple dwelling buildings – total of 302 dwelling units</li> <li>• Corporation of the City of Windsor, 1100 Riverside W, new building (Legacy Beacon)</li> <li>• Europro Real Estate (Jesse Nathanson), 7446 - 7780 Tecumseh Road E, Windsor Family Credit Union banking branch</li> <li>• Vijay Vasantgadkar, 1320 Tecumseh E, exterior and interior alterations and change of use from auto repair to health studio in an existing commercial building</li> <li>• Eddie Kadri, 1567 Ouellette, new commercial building (law office)</li> <li>• Architectural Design/BBPS Properties (Vincent Lip), 3260 Jefferson, expansion of the parking area for an existing warehouse</li> <li>• TILCAP RESIDENCE I INC. (Michael Kaye), 727 Sunset &amp; 0 Patricia, 6-storey student residence consisting of 452 suites and dining hall</li> <li>• Corbett Land Strategies Inc. (Candice Hood) &amp; Hind Barnieh, 4381 7th Concession, addition to existing self-storage building and construction of new self storage building</li> </ul> <p style="text-align: right;">Z2022 Note &amp; File</p>

Carried.

Councillor Francis discloses an interest and abstains from voting on Item 7.1.9.

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**7.2. Disposal of Surplus Goods Reporting Requirements - Purchasing Bylaw 93-2012 - City Wide**

Moved by: Councillor Kaschak  
Seconded by: Councillor McKenzie

Decision Number: CR279/2022

That the report of the Purchasing Manager dated July 1, 2022 entitled "Disposal of Surplus Goods Reporting Requirements – Purchasing Bylaw 93-2012", **BE RECEIVED** for information.

Carried.

Report Number: CM 7/2022  
Clerk's File: AI2022

**7.3. Windsor Canada Utilities - 1st Quarter 2022 Financial Statements - City Wide**

Moved by: Councillor Kaschak  
Seconded by: Councillor McKenzie

Decision Number: CR280/2022

That City Council **RECEIVE** for information, the Windsor Canada Utilities Ltd. 1<sup>st</sup> Quarter 2022 Financial Statements.

Carried.

Report Number: C 106/2022  
Clerk's File: MU2022

**7.4. Performance Appraisal Report (for period of January - December 2021) - City Wide**

Moved by: Councillor Francis  
Seconded by: Councillor McKenzie

Decision Number: CR281/2022

That the report by the Executive Director of Human Resources regarding Performance Appraisals for the period January to December 2021 **BE RECEIVED FOR INFORMATION**; and further,

That going forward, the annual report continue to **BE RECEIVED AND REVIEWED BY COUNCIL** as per current practice.

Carried.

Report Number: CM 8/2022  
Clerk's File: AS2022

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## **8. CONSENT AGENDA**

### **8.1. Response to Council Directive in Council Decision Number CR83/2022 Regarding the Repair and Improvement to the McKee Drain - Wards 1 and 2**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR282/2022

That the report from the Engineer III dated June 9, 2022, entitled "Response to Council Directive in Council Decision Number CR83/2022 Regarding the Repair and Improvement to the McKee Drain - Wards 1 and 2" **BE RECEIVED** for information.

Carried.

Report Number: C 102/2022  
Clerk's File: SW/14303

### **8.3. Application for Municipal Borrowing from Ontario Infrastructure and Lands Corporation - Administrative Matters - City Wide**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR284/2022

Whereas City Council previously approved the capital cost of land acquisitions being Point East Development ("Land Acquisitions") to be financed through long-term borrowing by issue of debentures to Ontario Infrastructure and Lands Corporation (OILC), City Council **APPROVES** the following with respect to the financing of the Land Acquisitions:

That the Mayor and CFO/City Treasurer **BE AUTHORIZED** to **SECURE** the long-term borrowing through issue of debentures to OILC with the terms of such long-term borrowing being those which, in the opinion of the CFO/City Treasurer, best meet the requirements of the City; and further,

That the Mayor and CFO/City Treasurer **BE AUTHORIZED** to **EXECUTE** and **DELIVER** the Rate Offer Letter agreement provided by OILC on the financial terms satisfactory to the CFO/City Treasurer and satisfactory in form to the City Solicitor; and further,

That the Clerk and CFO/City Treasurer **BE AUTHORIZED** to **UNDERTAKE** and **EXECUTE** any and all documents and agreements as necessary to complete the long-term borrowing, satisfactory in legal form to the City Solicitor and financial/technical form to the City Treasurer; and further,

That the CFO/City Treasurer **BE INSTRUCTED** to report back to City Council the results of the long-term borrowing at the earliest opportunity following completion; and further,

That in the event Council is determined to be "Lame Duck" during the period commencing August 19, 2022 and ending November 14, 2022 the outgoing Council is **AUTHORIZED** to pass any by-



laws deemed to be necessary or appropriate in connection with the issuance of one or more debentures; and,

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

Report Number: C 105/2022  
Clerk's File: APM/14378

#### **8.4. Payment Card Data Security Policy - City Wide**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR285/2022

That City Council **APPROVE** the Payment Card Data Security Policy attached as Appendix A to this report; and,

That City Council **DIRECT** Administration to take the necessary actions to implement the Payment Card Data Security Policy and **TO ENSURE** this policy is communicated to all City Staff.  
Carried.

Report Number: C 57/2022  
Clerk's File: AL2022

#### **8.6. Essex-Windsor Solid Waste Authority Regular Board Meeting Minutes - April 5, 2022**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR287/2022 ETPS 895

That the minutes of the Essex-Windsor Solid Waste Authority (EWSWA) of its meeting held April 5, 2022 **BE RECEIVED**.

Carried.

Report Number: SCM 175/2022 & SCM 142/2022  
Clerk's File: MB2022

#### **8.7 Essex-Windsor Solid Waste Authority Annual Report - Essex-Windsor Residential Waste Diversion 2021**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR288/2022 ETPS 896

That the Essex-Windsor Solid Waste Authority (EWSWA) Annual Report – Essex-Windsor Residential Waste Diversion 2021 **BE APPROVED**.

Carried.

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Report Number: SCM 176/2022 & SCM 143/2022  
Clerk's File: MB2022

### **8.8 Minutes of the Windsor Bicycling Committee of its meeting held May 4, 2022**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR289/2022 ETPS 897

That the minutes of the Windsor Bicycling Committee (WBC) of its meeting held May 4, 2022 **BE RECEIVED**.

Carried.

Report Number: SCM 177/2022 & SCM 151/2022  
Clerk's File: MB2022

### **8.9 CQ24-2019 - Designating all BIA's as "Tourist Destinations" - City Wide**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR290/2022 ETPS 898

That the Trailblazing and Identification Sign Policy **BE ADOPTED** by Council as amended.

Carried.

Report Number: SCM 178/2022 & S 66/2022  
Clerk's File: MI2022

### **8.10 Fleet Documentation - City Wide**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR291/2022 ETPS 899

That City Council **APPROVE** the Fleet Division Mandate and the Fleet Use Policy as amended, attached in Appendix A and as outlined in the additional information memo dated July 6, 2022 and Appendix B; and,

That City Council **APPROVE** the Fleet Review Committee Charter as the corporate policy for the ongoing replacement of the Corporate, Parks and Fire First Response fleets as attached in Appendix C.

Carried.

Report Number: SCM 179/2022, S 67/2022 & AI 10/2022  
Clerk's File: SW2022

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**8.11 City of Windsor Traffic Pre-emption and Priority Project - Pre-Approval – City Wide**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR292/2022 ETPS 900

That City Council **APPROVE** the purchase of Transit Signal Priority (TSP), Emergency Vehicle Pre-emption (EVP), and subscriptions associated therewith, in the total amount of \$1,043,000 USD (exclusive of applicable taxes), to Kimley-Horn, in accordance with Purchasing By-Law 93-2012 and amendments thereto, with the funding to come from the sources identified in the financial section of this report; and,

That City Council **APPROVE** a pre-commitment of \$600,000 CDN in 2025 capital funding for immediate use, as identified in the Fire & Rescue Emergency Vehicle Pre-emption project FRS-004-22; and,

That City Council **APPROVE** a transfer of \$100,239 in additional funding from Project 7191009, Grant Matching and Inflationary Pressures, for the Fire & Rescue Emergency Vehicle Pre-emption project; and further,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign any agreement or applications necessary to implement Emergency Vehicle Pre-emption (EVP), Transit Signal Priority (TSP), and a Traction Gold subscription, satisfactory in legal form to the City Solicitor, in financial content to the Chief Financial Officer and City Treasurer, and in technical content to the City Engineer.

Carried.

Report Number: S 71/2022 & SCM 180/2022  
Clerk's File: SW/13188

**8.12 Tuition-Based ("SaintsPass") Bus Pass Program - Partnership with St. Clair College Student Representative Council - City Wide**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR293/2022 ETPS 901

That the Environment, Transportation and Public Safety Standing Committee, sitting as the Transit Windsor Board of Directors, and City Council:

- i. **AUTHORIZE** Transit Administration to develop a tuition-based bus pass program, called the "SaintsPass" for St. Clair College students; and,

- ii. **AUTHORIZE** Transit Administration to enter into a three-year Agreement (September 1, 2022 to August 31, 2025) with the St. Clair College Student Representative Council (SRC); and,
- iii. **AUTHORIZE** the Chief Administrative Officer and City Clerk of the City of Windsor to sign the resulting Agreement, satisfactory in form to the City Solicitor, in financial content to the City Treasurer, and in technical content to the Commissioner, Infrastructure Services, and the Executive Director of Transit Windsor.  
Carried.

Report Number: SCM 181/2022 & S 52/2022  
Clerk's File: MT/14417

### **8.13 Transit Windsor Route Infrastructure Planning & Design Guidelines - City Wide**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR294/2022 ETPS 902

That the Environment, Transportation and Public Safety Standing Committee, sitting as the Transit Windsor Board of Directors, and City Council **RECEIVE FOR INFORMATION** Transit Windsor's updated route infrastructure planning and design guidelines as shown in Appendix A.  
Carried.

Report Number: SCM 182/2022 & S 69/2022  
Clerk's File: MT2022

### **8.14 Town of Amherstburg - Transit Service Agreement - City Wide**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR295/2022 ETPS 903

That the Environment, Transportation and Public Safety Standing Committee, sitting as the Transit Windsor Board of Directors, and City Council **RECEIVE** for information the update regarding negotiations for transit service with the Corporation of The Town of Amherstburg; and,

That Transit Windsor **BE AUTHORIZED** to enter into a 2-year pilot agreement (2022-2024) with the Corporation of The Town of Amherstburg to provide a transit service route that connects the town's resident to services provided by Transit Windsor as detailed in the report; and,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign the resulting Agreement with the Corporation of The Town of Amherstburg, satisfactory in form to the Commissioner of Legal and Legislative Services, in financial content to the Commissioner of Corporate Services, and in technical content to the Commissioner of Infrastructure Services and the Executive Director of Transit Windsor.  
Carried.

### **8.15 2022 Decommissioning of Transit Windsor Buses - City Wide**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR297/2022 ETPS 904

That the Environment, Transportation and Public Safety Standing Committee, sitting as the Transit Windsor Board of Directors, and City Council, in accordance with Section 151 of the Purchasing By-Law, **APPROVE** the decommissioning and disposal of surplus conventional transit bus numbers 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 438, 440, 441, 442, 443, 444, 555, 557, 558, 559, 562 and 564

Carried.

Report Number: SCM184/2022 & S 73/2022  
Clerk's File: MT2022

### **8.16 Closure of part of southerly half of north/south alley between Brant Street and Wyandotte Street East, Ward 3**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR298/2022 DHSC 407

- I. That the 23.0 metre portion of the 6.1 metre wide north/south alley located on the north side of Wyandotte Street East, between the properties known municipally as 1900-1942 and 1958-1998 Wyandotte Street East, and shown on Drawing No. CC-1807 *attached* hereto as Appendix "A", **BE ASSUMED** for subsequent closure.
  
- II. That the 23.0 metre portion of the 6.1 metre wide north/south alley located on the north side of Wyandotte Street East, between the properties known municipally as 1900-1942 and 1958-1998 Wyandotte Street East, and shown on Drawing No. CC-1807 *attached* hereto as Appendix "A", **BE CLOSED AND CONVEYED** to the abutting property owner at 1958-1998 Wyandotte Street East and as necessary, in a manner deemed appropriate by the City Planner, subject to the following:
  - a) Easement, subject to there being accepted in the City's standard form and in accordance with the City's standard practice, be granted to:
    - Bell Canada to accommodate existing infrastructure;
    - EnWin to accommodate existing 120/240 volt and 120/208 volt hydro distribution pole line with guy wires;
    - MNSi. to accommodate aerial plant on existing utility poles;
    - Owner of the property known municipally as 1900-1942 Wyandotte Street East (legally described as Lots 7 & 9, Part of Lot 5 & Block F, Plan 211; PIN No.

01134-0118) to accommodate existing street level pedestrian entrance/exit from the easterly vacant mercantile unit (1942 Wyandotte Street East) in the commercial building “Imperial Building” onsite, and shown on Ground Floor Plan *attached* hereto as Appendix “F”, to the satisfaction of the Chief Building Official; and,

- The Corporation of the City of Windsor to accommodate existing circa 1905, 200.0 millimetre vitrified clay combined sewer and catch basin, to the satisfaction of the City Engineer.

- III. That the Applicant/Owner **OBTAIN** a Driveway Permit to remove the redundant curb cut on Wyandotte Street East and reinstate the curb and sidewalk to City of Windsor standards.
- IV. That the Applicant/Owner, **PRIOR TO** the closure and conveyance of the 23.0 metre (75.5 foot) portion of the 6.1 metre (20 feet) wide north/south alley located on the north side of Wyandotte Street East, between the properties known municipally as 1900-1942 and 1958-1998 Wyandotte Street East, and shown on Drawing No. CC-1807 *attached hereto as Appendix “A”*, **GRANT** an easement in favour of The Corporation of the City of Windsor, to allow its garbage collection vehicles unobstructed passage over the parking aisle in the northernmost 7.1 m of the property known municipally as 1958-1998 Wyandotte Street East (legally described as Lots 8 & 10, Block F, Plan 211; PIN No. 01134-0112), to the satisfaction of the City Engineer.
- V. That Conveyance Cost **BE SET** as follows:
- a. For alley abutting lands zoned CD2.1: \$10.00 per square foot, plus deed preparation fee and proportionate share of the survey costs as invoiced to The Corporation of the City of Windsor by an Ontario Land Surveyor.
- VI. That the City Planner **BE REQUESTED** to supply the appropriate legal description, in accordance with Drawing No. CC-1807, *attached* hereto as Appendix “A”.
- VII. That the City Solicitor **BE REQUESTED** to prepare the necessary by-law(s).
- VIII. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign all necessary documents approved as to form and content satisfactory to the City Solicitor.
- IX. That the matter **BE COMPLETED** electronically pursuant to By-law Number 366-2003.
- X. That the additional information memo from administration dated June 14, 2022 **BE RECEIVED** for information.

Carried.

Report Number: SCM 158/2022 S 58/2022  
Clerk’s File: SAA2022

**8.17 Zoning By-Law Amendments for 1646 to 1648 Drouillard Road; File Z-004/22 (ZNG/6659) Ward 7**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR299/2022 DHSC 398

That Zoning By-law 8600 **BE AMENDED** by adding the following site specific amendment to the existing Commercial District 2.2 (CD2.2) zoning category for the property known municipally as 1646 to 1648 Drouillard Road on Lot 20 and North Part Lot 21, Plan 719 (PIN 011260235), situated on the northeast side of Drouillard Road, by adding the following site specific provision to Section 20(1):

**384. Northeast Side of Drouillard Road**

For the lands comprising Lot 20 and North Part Lot 21, Plan 719 (PIN 011260235); a *multiple dwelling* shall be an additional permitted use; and the following provisions shall apply:

- a) Section 15.2.5.9 shall not apply.
- b) Section 15.2.5.15 shall not apply.
- c) The maximum number of *dwelling units* shall be 4.  
[ZDM 7; ZNG/6659]; and,

That the owner of the property located at 1646 to 1648 Drouillard Road **BE REQUIRED** to provide elevation drawings as part of the Site Plan Review process to ensure that alterations will not be irreversible to the commercial storefront facing Drouillard Road and landscaping is provided when converting the existing commercial units to residential.

Carried.

Report Number: & SCM 168/2022 & S 46/2022  
Clerk's File: Z/14314

**8.18 Rezoning – Andi Shallvari - 716 Josephine Ave - Z-011/22 ZNG/6703 - Ward 2**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR300/2022 DHSC 401

That Zoning By-law 8600 **BE AMENDED** by changing the zoning of Part of Lot 24, Registered Plan 1148 and Part of Lot 17, Registered Plan 1042, (known municipally as 716 Josephine Avenue; Roll No. 050-300-01500) situated on the east side of Josephine Avenue, between Wyandotte Street West and Rooney Street by adding a site specific exception to Section 20(1) as follows:

**443. EAST SIDE OF JOSEPHINE AVENUE, BETWEEN WYANDOTTE STREET WEST AND ROONEY STREET**

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For the lands comprising of Part of Lot 24, Registered Plan 1148 and Part of Lot 17, Registered Plan 1042, a *semi-detached dwelling* shall be an additional permitted use and the following additional provisions shall apply to a *semi-detached dwelling*:

- a) Lot Width – minimum 12.0 m
- b) Lot Area – minimum 371.0 m<sup>2</sup>
- c) Lot Coverage – maximum 48.0%
- d) Main Building Height – maximum 10.0 m
- e) Front Yard Depth - minimum 6.0 m
- f) Rear Yard Depth – minimum 2.70 m
- g) That the rear *wall* of the *main building* shall extend eastward from Josephine Avenue a maximum of 24.5 m
- h) Side Yard Width - minimum 1.20 m

[ZDM 3; ZNG/6703]

Carried.

Report Number: SCM 169/2022 & S 56/2022  
Clerk's File: Z/14346

### **8.19 1478 Kildare Road, Cunningham Sheet Metal (formerly) - Heritage Permit Request (Ward 4)**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR301/2022 DHSC 403

- I. That a Heritage Permit at 1478 Kildare Road, Cunningham Sheet Metal (formerly), **BE GRANTED** for removal and replacement of the wood carriage-style shop doors.
- II. That the City Planner or designate **BE DELEGATED** the authority to approve any further proposed changes associated with the proposed scope of work for the shop doors restoration.

Carried.

Report Number: SCM 170/2022 & S 60/2022  
Clerk's File: MBA/12747

### **11.2. Declaration of a Vacant Parcel of Land Municipally Known as 0 Rockwell Boulevard Surplus and Authority to Offer for Sale - Ward 10**

Moved by: Councillor Morrison  
Seconded by: Councillor Sleiman

Decision Number: CR303/2022

- I. That the following City of Windsor (the "**City**") remnant vacant parcel of land **BE DECLARED** surplus:



- Municipal address: **0 Rockwell Boulevard** – vacant land situate on the west side of Rockwell Boulevard, north of Labelle Street
- Legal Description: Part Lots 65 and 66 on Registered Plan 1353, further described as Part 3 on 12R-194
- Approximate Lot size: irregular
- Approximate Lot area: 1,938 sq ft (180 m<sup>2</sup>) (herein the “**Subject Parcel**”); and

II. That the Manager of Real Estate Services **BE AUTHORIZED** to offer the vacant parcel of land identified in Recommendation I for sale to the abutting property owner at 2723 Rockwell Boulevard at a price to be determined by the Manager of Real Estate Services, commensurate with an independent appraisal, as appropriate.  
Carried.

Report Number: C 100/2022  
Clerk’s File: APM2022

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

### **11.1. Bernard Road Subdivision – NOC Development Inc. Cost Sharing/Oversizing/Servicing - Ward 5**

Moved by: Councillor McKenzie  
Seconded by: Councillor Kaschak

Decision Number: CR302/2022

That the report of the Development Engineer dated June 17, 2022 entitled “Bernard Road Subdivision – NOC Development Inc. Cost Sharing/Oversizing/Servicing – Ward 5” **BE DEFERRED** to the August 8, 2022 meeting of Council to allow for the applicant to meet with administration to discuss the client’s share of servicing costs.

Carried.

Report Number: C 104/2022  
Clerk’s File: Z2022

## **10. PRESENTATIONS AND DELEGATIONS**

**8.2. Correcting the Spelling of Matchette Road to Matchett Road (Wards 1 and 2)**

**Al Matchett, Resident of LaSalle**

Al Matchett resident of LaSalle appears before Council regarding the administrative report “Correcting the Spelling of Matchette Road to Matchett Road (Wards 1 and 2)” and provides a brief history of his family and his great great grandfather building Matchett Road; and concludes by suggesting that the name of the road be restored to Matchett as it was in 1913 when the man who built it passed away.

Moved by: Councillor Francis  
Seconded by: Councillor McKenzie

Decision Number: CR283/2022

That City Council **APPROVE** correcting the spelling of Matchette Road to Matchett Road in honour of Alfred Matchett for whom the road was originally named; and,

That City Council **APPROVE** up to \$6,580 from the Budget Stabilization Reserve (BSR) to undertake the work, with internal City departments providing in-kind service, to the extent possible, before drawing on the BSR; and further,

That Administration **BE DIRECTED** to undertake the required internal and external communications and project work to update all signage as required to effect the name change as soon as possible; and,

That the Town of LaSalle **BE NOTIFIED** of the change and **BE REQUESTED** to enact the same change within their own boundary.

Carried.

Report Number: C 101/2022  
Clerk’s File: SPL2022

**8.5. Petition in Opposition to Sidewalk Installation on the West Side of Roxborough Blvd – Between Ojibway St. and Cleary St. (Ward 10)**

**Nick Vincelli, Area Resident**

Nick Vincelli, area resident appears before Council and expresses concern regarding the recommendation in the administrative report entitled “Petition in Opposition to Sidewalk Installation on the West Side of Roxborough Blvd-Between Ojibway St. and Cleary St. (Ward 10)” and indicates that all of the residents on Roxborough on both sides of the road are opposed to the installation of sidewalks but are in favour of finishing the road surface and repairing any catch basins as necessary; and concludes by suggesting that several sections of the subdivision agreement have not been completed as per the timelines noted; sidewalks are not necessary to

encourage active transportation; landscaping on properties has been complete; and lessen the environmental impact by not installing the concrete sidewalks.

**Dr. Nadeem Javed, area resident**

Dr. Nadeem Javed, area resident appears before Council and expresses concern regarding the recommendation in the administrative report entitled “Petition in Opposition to Sidewalk Installation on the West Side of Roxborough Blvd-Between Ojibway St. and Cleary St. (Ward 10)” and provides information related to the adverse affect of concrete on the environment; all residents in the area are in opposition to the sidewalk installation; and concludes by suggesting that safety is not a concern in the area as it is a secluded street; provides information related to surrounding streets that currently do not have sidewalks; and requests that Council consider the environment and deny the request to install sidewalks or delay approval until absolutely necessary.

Moved by: Councillor Morrison  
Seconded by: Councillor Holt

Decision Number: CR286/2022

That the petition received by City Council on May 30, 2022 (CR258/2022) regarding the 2200 block of Roxborough Boulevard **BE NOTED**; and,

That the Commissioner, Infrastructure Services **BE DIRECTED** to proceed to schedule the installation of a sidewalk on the west side of Roxborough Avenue sidewalk as specified in the registered subdivision agreement (Instrument Number CE309063); and further,

That the City Clerk **BE DIRECTED** to mail a copy of the Council Resolution and Administrative report to every property owner in the 2200 block of Roxborough Boulevard.  
Carried.

Report Number: C 109/2022  
Clerk’s File: SL2022

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

**11.3. Lanspeary Lions Outdoor Pool and Change Room Replacement - Ward 4**

Moved by: Councillor Holt  
Seconded by: Councillor Kaschak

Decision Number: CR304/2022

- I. That this report dated June 23, 2022 entitled "Lanspeary Lions Outdoor Pool and Change Room Replacement" **BE RECEIVED**; and,
- II. That City Council **PRE-COMMIT** \$2,000,000 of 2025 Service Sustainability funding from the Municipal Pool Refurbishment Program project, REC-003-07, in addition to \$1,000,000 of previously approved Capital budget dollars for the replacement of Lanspeary Lions Outdoor Pool (Phase 1); and,
- III. That Administration **BE DIRECTED** to proceed with public consultation with respect to the design for the replacement of Lanspeary Lions Outdoor Pool and Change Rooms; and,
- IV. That Administration **BE DIRECTED** to conduct a second round of public consultations regarding Lanspeary Park overall redevelopment in conjunction with the public pool consultation; and,
- V. That Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary that are related to the above 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 Executive Director of Recreation and Culture and Executive Director of Engineering; and,
- VI. 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 project, satisfactory in legal form to the City Solicitor, in technical content to the Executive Director of Recreation and Culture and Executive Director of Engineering, and in financial content to the City Treasurer.  
Carried.

Report Number: C 107/2022  
Clerk's File: SR2022

#### **11.4. Proposed Expropriation of lands and easements on Riverside Drive East for the Riverside Vista Road Improvements, Phase 2A- Ward 6**

Moved by: Councillor Gignac  
Seconded by: Councillor Bortolin

Decision Number: CR296/2022

That the City Council of the City of Windsor sitting as an Expropriation Authority under the *Expropriations Act* **APPROVE** the taking of the lands as shown in Schedule "A" (excepting No. 2, Iris Brown property) in the City of Windsor for the Riverside Vista Road Improvements Phase 2A.  
Carried.

Report Number: C 103/2022  
Clerk's File: SW2022

## **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 Gignac  
Seconded by: Councillor Gill

Decision Number: CR305/2022

That the report of the In-Camera meeting held July 11, 2022 **BE ADOPTED** as presented.  
Carried.

Clerk's File: ACO2022

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

Moved by: Councillor Holt  
Seconded by: Councillor Kaschak

That the following By-laws No. 98-2022 through 106-2022 (inclusive) be introduced and read a first and second time:

**98-2022** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR238/2022 dated May 30, 2022.

**99-2022** A BY-LAW TO AMEND BY-LAW NUMBER 139-2013, BEING A BY-LAW TO DELEGATE AUTHORITY TO THE CITY PLANNER TO APPROVE AND PROCESS CERTAIN APPLICATIONS UNDER THE *PLANNING ACT* AND PERMITS UNDER THE *ONTARIO HERITAGE ACT* authorized by CR395/2021 dated September 27, 2021.

**100-2022** A BY-LAW TO ADOPT AMENDMENT NO. 159 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR authorized by CR264/2022 dated June 13, 2022.

**101-2022** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR264/2022 dated June 13, 2022.

**102-2022** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR1175/95 dated October 16, 1995.

**103-2022** A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS SANDWICH STREET, IN THE CITY OF WINDSOR authorized by CR76/2011 dated February 28, 2011.

**104-2022** A BY-LAW TO ADOPT AMENDMENT NO. 152 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR authorized by CR265/2022 dated June 13, 2022.

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**105-2022** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW" authorized by CR265/2022 dated June 13, 2022.

**106-2022** A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 11th DAY OF JULY, 2022.

Carried.

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

Moved by: Councillor McKenzie

Seconded by: Councillor Morrison

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 as presented

Carried.

## **15. NOTICES OF MOTION**

None presented.

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

Moved by: Councillor Sleiman

Seconded by: Councillor Bortolin

That By-laws No. 98-2022 through 106-2022 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**

### **18.3. CQ 10-2022**

Moved by: Councillor Gill  
Seconded by: Councillor Holt

Decision Number: CR306/2022

That the following Council Question by Councillor McKenzie **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 10-2022:

#### **Assigned to Commissioner, Community Services:**

That Administration report back to Council with a plan to increase tennis and pickleball courts across the City consistent with the Parks and Recreation Master Plan.

Carried.

Clerk's File: ACOQ2022 & SR2022

### **18.4. CQ 11-2022**

Moved by: Councillor Gill  
Seconded by: Councillor Francis

Decision Number: CR307/2022

That the following Council Question by Councillor Francis **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 11-2022:

#### **Assigned to Commissioner, Legal & Legislative Services:**

That Administration report back to City Council regarding the feasibility of establishing a by-law that prohibits panhandling in residential, business, and tourism districts within the City of Windsor, including boulevards and pedestrian refuges.

Carried.

Councillors Bortolin and Holt voting nay.

Clerk's File: ACOQ2022 & ACL2022

**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 5:16 o'clock p.m.

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Mayor

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City Clerk



**SPECIAL MEETING OF COUNCIL – IN CAMERA**  
**July 11, 2022**

**Meeting called to order at: 3:30 p.m.**

**Members in Attendance:**

Mayor D. Dilkens  
Councillor F. Francis  
Councillor C. Holt  
Councillor R. Bortolin  
Councillor G. Kaschak  
Councillor K. McKenzie  
Councillor J. Morrison  
Councillor E. Sleiman  
Councillor J. Gill

**Members in Attendance (electronically):**

Councillor J. Gignac

**Members Absent:**

Councillor F. Costante

**Also in attendance:**

O. Colucci, Acting Chief Administrative Officer  
D. Cercone, Acting Commissioner, Human and Health Services  
C. Nepsy, Commissioner, Infrastructure Services  
J. Guthrie, Acting Commissioner, Corporate Services CFO/City Treasurer  
S. Askin-Hager, Commissioner, Legal and Legislative Services  
R. Mensour, Commissioner, Community Services  
J. Payne, Commissioner Economic Development and Innovation  
S. Vlachodimos, City Clerk  
M. DiDomenico, Project Administrator – Corporate Projects (Item 3)  
C. Middaugh, Manager of Corporate Projects (Item 3)  
F. Isabel Tunks, Executive Director of Engineering (Item 3)

Verbal Motion is presented by Councillor McKenzie, 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.	Property matter – commence expropriation process	239(2)(c)
2.	Property matter – commence expropriation process	239(2)(c)
3.	Property matter – disposition of land	239(2)(c)

**Motion Carried.**

**Declarations of Pecuniary Interest:**

None declared.

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

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

**Motion Carried.**

Moved by Councillor Francis, seconded by Councillor Holt,  
**THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held July 11, 2022 directly to Council for consideration at the next Regular Meeting.**

1. That the recommendation contained in the in-camera report from the Lease Administrator, Manager of Real Estate Services, Commissioner, Legal and Legislative Services, Commissioner, Infrastructure Services and Commissioner, Corporate Services CFO/City Treasurer respecting a property matter – commence expropriation process **BE APPROVED.**

2. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, Commissioner, Legal and Legislative Services, Commissioner, Infrastructure Services and Commissioner, Corporate Services CFO/City Treasurer respecting a property matter – commence expropriation process **BE APPROVED**,

3. That the in-camera report from the Manager of Corporate Projects, Executive Director Engineering/Deputy City Engineer, Commissioner, Infrastructure Services, Commissioner, Economic Development and Innovation, Commissioner, Corporate Services CFO/City Treasurer and Commissioner, Legal and Legislative Services respecting a property matter – disposition of land **BE RECEIVED FOR INFORMATION**.

**Motion Carried.**

**Moved by Councillor Kaschak, seconded by Councillor Morrison,  
That the special meeting of council held July 11, 2022 BE ADJOURNED.  
(Time: 3:34 p.m.)**

**Motion Carried.**