CITY OF WINDSOR AGENDA 07/22/2024

Final Consolidated City Council Meeting Agenda

Date: Monday, July 22, 2024
Time: 10:00 o'clock a.m.

Location: Council Chambers, 1st Floor, Windsor City Hall

All members will have the option of participating in person in Council Chambers or electronically and will be counted towards quorum in accordance with Procedure Bylaw 98-2011 as amended, which allows for electronic meetings. The minutes will reflect this accordingly. Any delegations have the option to participate in person or electronically.

MEMBERS:

Mayor Drew Dilkens

Ward 1 – Councillor Fred Francis

Ward 2 - Councillor Fabio Costante

Ward 3 - Councillor Renaldo Agostino

Ward 4 - Councillor Mark McKenzie

Ward 5 - Councillor Ed Sleiman

Ward 6 - Councillor Jo-Anne Gignac

Ward 7 - Councillor Angelo Marignani

Ward 8 - Councillor Gary Kaschak

Ward 9 - Councillor Kieran McKenzie

Ward 10 - Councillor Jim Morrison

ORDER OF BUSINESS

Item # Item Description

1. ORDER OF BUSINESS

2. CALL TO ORDER - Playing of the National Anthem

READING OF LAND ACKNOWLEDGEMENT

We [I] would like to begin by acknowledging that the land on which we gather is the traditional territory of the Three Fires Confederacy of First Nations, which includes the Ojibwa, the Odawa, and the Potawatomi. The City of Windsor honours all First Nations, Inuit and Métis peoples and their valuable past and present contributions to this land.

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

4. ADOPTION OF THE MINUTES *(previously distributed)*

4.1. Adoption of the Windsor City Council minutes of its meeting held July 8, 2024 **(SCM 221/2024)**

4.2. Adoption of the Special Windsor City Council - Training Session minutes of its special meeting held July 10, 2024 **(SCM 222/2024)**

5. NOTICE OF PROCLAMATIONS

Proclamations

“Emancipation Day” – August 1, 2024

“Childhood Cancer Awareness Month” – September 2024

“Ovarian Cancer Awareness Month” – September 2024

Flag Raising Ceremony

“Windsor-Essex Pride Fest” – August 2, 2024

“Childhood Cancer Awareness Month” – September 3, 2024

“Macedonian Independence Day” – September 6, 2024

Illumination

"National Drowning Prevention Week" – July 22-26, 2024

"Childhood Cancer Awareness Month" – September 1-7, 2024

6. COMMITTEE OF THE WHOLE

7. COMMUNICATIONS INFORMATION PACKAGE (This includes both Correspondence and Communication Reports) *(previously distributed)*

7.1. Correspondence 7.1.1. through 7.1.5. **(CMC 11/2024)**
Clerk's Note: Item 7.1.6. – Correspondence Item

No.	Sender	Subject
7.1.6	Windsor-Essex Ontario Health Team	Response regarding Windsor City Council's Request for Information on Physician Recruitment Plans Locally Commissioner, Human & Health Services GP2024 Note & File

7.2. 2022 and 2023 Year End Risk Management Report - City Wide **(C 80/2024)**

7.3. 2025 Budget Process & Timeline - City Wide **(C 89/2024)**

7.4. Status Report on Implementation of Management Action Plans - 2023 Q4 **(C 90/2024)**

7.5. Recycling Collection Transition Update – City Wide **(C 86/2024)**

7.6. Response to CQ 27-2023 Regarding Parking Spaces at Ford Test Track – Ward 5 **(S 12/2024)**

7.7. Housing Accelerator Fund (HAF) Grant Intake #2 - City Wide **(CM 9/2024)**

8. CONSENT AGENDA *(previously distributed)*

8.1. Delegation of Authority Annual Report for the Period January 1, 2023 - December 31, 2023 (City Wide) **(C 81/2024)**

8.2. Properties Under Municipal Vesting Consideration - Wards 1, 4 and 7 **(C 85/2024)**

8.3. Atura Power College Avenue Bike Trail Adopt A Park Agreement – Ward 2 and Adopt-A-Park or Trail Policy Update - City Wide **(C 82/2024)**

8.4. Exemption from Sandwich Demolition Control By-law (DCB) 20-2007- 637 Brock Street (Ward 2) **(S 84/2024)**

8.5. Asset Retirement Obligations Policy **(C 78/2024)**

8.6. 2023 City of Windsor Consolidated Financial Statements - City Wide **(C 79/2024)**

8.7. Physiotherapy Services for Huron Lodge - Ward 1 **(C 83/2024)**

8.8. Auditor General Status Update Report **(SCM 218/2024)**

CONSENT COMMITTEE REPORTS

8.9. Response to CQ 20-2024 Bulk Collection Program in BIAs **(SCM 202/2024) & (S 75/2024)**

8.11. Town of Amherstburg - Transit Service Agreement Renewal - City Wide **(SCM 204/2024) & (S 70/2024)**
Clerk's Note: P&C memo provided to Mayor and members of Council only ***(previously distributed)***

8.13. Request for Partial Demolition of Heritage Listed Property- 820 Monmouth Road, Terrace (Ward 4) **(SCM 207/2024) & (S 73/2024)**

8.14. Request for Partial Demolition of Heritage Listed Property - 886 Monmouth Road, Terrace (Ward 4) **(SCM 208/2024) & (S 78/2024)**

8.19. City of Windsor Community Improvement Plans-Extensions of Grant Approvals **(SCM 213/2024) & (S 74/2024)**

8.20. Application to Demolish Residential Dwelling Located at 2318 Westcott Road, which is Subject to Demolition Control By-law 131-2017 (Ward 5) **(SCM 214/2024) & (S 76/2024)**

8.21. Brownfield Redevelopment Community Improvement Plan (CIP) application submitted by Reigns 740 Inc. for 3495 Bloomfield Road (Ward 2) **(SCM 215/2024) & (S 77/2024)**

8.22. Sandwich Town CIP Application, 3495 Bloomfield Road; Owner: Reigns 740 Inc. (C/O: Sital Singh Garha); (Ward 2) **(SCM 216/2024) & (S 81/2024)**

9. REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS

10. PRESENTATIONS AND DELEGATIONS

PRESENTATIONS (10 Minutes)

10.1. Windsor Archaeological Management Plan Review (City-wide) **(SCM 182/2024) & (S 15/2024) & (SCM 183/2024) & (S 16/2024)**
Clerk's Note: Administration is providing the ***previously distributed*** additional information **(AI 13/2024)**; P&C memo provided to Mayor and members of Council only ***previously distributed***; and Natalya Garrod, RPP, MCIP, Caldwell First Nation submitting the ***previously distributed*** letter dated July 18, 2024, as a written submission.
a) Rob MacDonald, Managing Partner, Archaeological Services Inc. (in person) and Martin Cooper, Senior Associate, Archaeological Services Inc., available for questions (in person)
b) Natalya Garrod, RPP, MCIP, Caldwell First Nation (via Zoom)
c) Terrance Kennedy, area resident (in person)

DELEGATIONS (5 Minutes)

8.15. Official Plan Amendment to Facilitate Additional Changes to Streamline the Development Approval Process - City Wide **(SCM 209/2024) & (S 22/2024)**
Clerk's Note: Norman Lingard, Senior Consultant – Municipal Liaison Network Provisioning, Bell Canada providing the ***previously distributed*** email dated July 16, 2024, as a written submission
a) Jim Dyment, BES, Municipal Planning Consultants, available for questions (via Zoom)

8.16. Zoning By-law Amendment Application for 0 Turner Road, Z-014/24 [ZNG-7202], Ward 9 **(SCM 210/2024) & (S 79/2024)**
a) Tracey Pillon-Abbs, RPP Principal Planner, Pillon Abbs Inc. (via Zoom)

8.18. 3251 Riverside Drive East Culvert Relocation - Cost Sharing - Riverside Horizons Inc. - Ward 5 **(SCM 212/2024) & (S 80/2024)**
a) Ben Ouellette, Dillon Consulting Limited, available for questions (in person)

11.4. Municipal Class Environmental Assessment for the Ojibway Parkway Wildlife Crossing - Ward 1 **(C 87/2024)**
Clerk's Note: Mike Fisher, President, Friends of Ojibway Prairie providing the ***attached*** email dated July 22, 2024**,** as a written submission; and P&C memo provided to Mayor and members of Council only ***(previously distributed)***
Late
a) Nathan Hellinga, Project Manager, WSP E&I Canada Limited, available for questions (in person)

8.10. Response to CR183/2024-Petition from Residents on the Corner of Derek Street and Radcliff Avenue in Opposition to Implementation of Bus Route - City Wide **(SCM 203/2024) & (S 40/2024)**

Clerk's Note: Mark Sementilli, area resident providing the ***previously distributed*** report dated June 20, 2024, as a written submission.
a) Anne Dougall, area resident (in person)
b) Mark Sementilli, area resident (in person)

8.12. Zoning By-law Amendment Application for 0 Bernard Road, Z-011/24 [ZNG-7193], Ward 5 **(SCM 206/2024) & (S 65/2024)**
Clerk's Note: Erik Gerth, area resident providing the ***previously distributed*** letter as a written submission
a) Andi Shallavari, representing the property owner, available for questions (via Zoom)
b) Tracey Pillon-Abbs, RPP Principal Planner, Pillon Abbs Inc. (via Zoom)
c) Erik Gerth, area resident (in person) (Powerpoint)

11.8. International Charles Brooks Memorial Peace Fountain Replacement Project Update - Ward 6 **(C 60/2024)**
a) Richard St. Denis, President, Unifor Windsor Regional Environment Council (in person)

8.17. Approval of a Draft Plan of Subdivision and Zoning By-law Amendment for properties known as 4170 and 4190 Sixth Concession Rd; Applicant: 2863167 Ontario Inc.; File Nos. SDN-001/24 [SDN/7194] and Z-012/24 [ZNG/7195]; Ward 9 **(SCM 211/2024) & (S 71/2024)**
Clerk's Note: Osama Ragheb, area resident, submitting the ***previously distributed*** email dated July 15, 2024 as a written submission; Suzanne DeFroy, area resident, submitting the ***previously distributed*** letter as a written submission; Jagjeet Bal submitting the ***previously distributed*** email dated July 18, 2024 as a written submission; John & Donna Davis, area residents, submitting the ***previously distributed*** email dated July 18, 2024 as a written submission; Landon Eldridge, area resident, submitting the ***attached*** email dated July 19, 2024 as a written submission; Ahmad Masri, area resident, submitting the ***attached*** email dated July 21, 2024 as a written submission
a) Bryan Pearce, Principal Planner and Shurjeel Tunio, Lead Engineer, Baird, Architecture Engineering and Pawan Khichi, property owner, Avani Homes, available for questions (via Zoom)
b) Osama Ragheb, area resident (via Zoom)
c) Abdul Naboulsi, area resident (via Zoom)
d) Suzanne DeFroy, area resident (in person) (Powerpoint)
e) Vladimir Drobnjakovic, area resident (in person)
f) Brian KUKTHA, area resident (in person)
g) Slavisa Simovic, area resident (in person)
h) Kevin Dunne, area resident (in person)
i) Daniela Fraley, area resident (in person)
Late
j) Chris Kosmidis, area resident (via Zoom)
k) Daniel Bussey, area resident (in person)

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

11.1. Response to CQ 4-2024 – Options for Modernizing Parking Operations – City Wide **(SCM 165/2024) & (S 46/2024)**
Clerk's Note: Administration is providing the ***previously distributed*** additional information **(AI 14/2024);** Ettore Bonato, President Ottawa Street BIA providing the ***previously distributed*** letter dated July 16, 2024 as a written submission; and P&C memo provided to Mayor and members of Council only ***(previously distributed)***

11.2. 2024 Evaluation of the Homelessness & Housing Help Hub (H4) **(S 82/2024)**

11.3. Capital Variance Report - March 31, 2024 - City Wide **(C 69/2024)**

11.5. Banwell Road/E.C. Row Expressway Interchange and Corridor Improvements **(C 91/2024)**

11.6. Tender No. 150-23: Professional and protective services – Citywide **(C 21/2024)**

11.7. Proposed Expropriation of Part of 2191 Dominion Boulevard for Dominion Boulevard / Ojibway Street Intersection Improvements - Ward 10 **(C 84/2024)**
Clerk's Note: This item must remain as a regular business item.

12. CONSIDERATION OF COMMITTEE REPORTS *(previously distributed)*

12.1. (i) Report of the Special In-Camera meeting or other Committee as may be held prior to Council (if scheduled)

12.2. Report of the Special Meeting of Council In Camera of its meeting held July 8, 2024 **(SCM 224/2024)**

12.3. Minutes of the Windsor Accessibility Advisory Committee of its meeting held May 14, 2024 **(SCM 193/2024)**

12.4. Report of the Striking Committee In Camera of its meeting held July 8, 2024 **(SCM 225/204)**

12.5. Report of the Striking Committee of its meeting held July 8, 2024 **(SCM 226/2024)**

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

13.1. **By-law 121-2024** A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS MCDOUGALL STREET IN THE CITY OF WINDSOR, authorized by CR76/2011, dated February 28, 2011***.***

13.2. **By-law 122-2024** A BY-LAW TO EXPROPRIATE PART OF THE LANDS KNOWN MUNICIPALLY AS 2191 DOMINION BOULEVARD See Item 11.6***.***

13.3. **By-law 123-2024** A BY-LAW TO ADOPT AMENDMENT NO. 186 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR, authorized by CR287/2024, dated July 8, 2024.

13.4. **By-law 124-2024** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR287/2024, dated July 8, 2024.

13.5. **By-law 125-2024** A BY-LAW TO AMEND BY-LAW 162-2023, BEING A BYLAW TO CLOSE, STOP UP AND CONVEY THE 4.57 METRE EAST/WEST ALLEY SOUTH OF CONTINENTAL AND WEST OF THE E.C. ROW EXPRESSWAY WESTBOUND ONRAMP AT HURON CHURCH ROAD AND THE 20.12 METRE HUDSON AVENUE RIGHT-OF-WAY, EAST OF FOURTH STREET AND WEST OF THE E.C. ROW EXPRESSWAY WESTBOUND ONRAMP AT HURON CHURCH ROAD, CITY OF WINDSOR, authorized by CAO 123-2024, dated June 19, 2024.

13.6. **By-law 126-2024** A BY-LAW TO APPOINT WIRA VENDRASCO CITY SOLICITOR FOR THE CORPORATION OF THE CITY OF WINDSOR, authorized by MD-20-2024, dated July 15, 2024.

13.7. **By-law 127-2024** A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 22ND DAY OF JULY, 2024.

14. MOVE BACK INTO FORMAL SESSION

15. NOTICES OF MOTION

16. THIRD AND FINAL READING OF THE BY-LAWS

By-law 121-2024 through 127-2024 inclusive

17. PETITIONS

18. QUESTION PERIOD

19. STATEMENTS BY MEMBERS

20. UPCOMING MEETINGS

Community Public Art Working Group
Wednesday, July 24, 2024
5:00 p.m., Room 140, 350 City Hall Square West

Development Charges Task Force
Monday, July 29, 2024
11:00 a.m., Room 204, 350 City Hall Square West

Environment & Climate Change Advisory Committee
Tuesday, July 30, 2024
5:00 p.m., via Zoom video conference

Environment, Transportation & Public Safety Standing Committee
Wednesday, July 31, 2024
4:30 p.m., Council Chambers

Environment, Transportation & Public Safety Standing Committee
Sitting as the Transit Windsor Board of Directors
Wednesday, July 31, 2024
Immediately following the meeting of the Environment, Transportation & Public Safety Standing Committee, Council Chambers

Development & Heritage Standing Committee
Tuesday, August 6, 2024
4:30 p.m., Council Chambers

Active Transportation Expert Panel
Thursday, August 22, 2024
2:30 p.m., Room 140, 350 City Hall Square West

Windsor Licensing Commission
Wednesday, August 28, 2024
9:30 a.m., Council Chambers

Development & Heritage Standing Committee
Tuesday, September 3, 2024
4:30 p.m., Council Chambers

Community Services Standing Committee
Wednesday, September 4, 2024
9:00 a.m., Council Chambers

City Council Meeting
Monday, September 9, 2024
10:00 a.m., Council Chambers

21. ADJOURNMENT

Subject: FW: Written Submission : July 22 Item 11.4 Ojibway Parkway Wildlife Crossing Ward 1

From: Friends Of Ojibway Prairie Ojibway Prairie Complex <friendsofojibway@gmail.com>
Sent: Monday, July 22, 2024 1:25 AM
To: clerks <clerks@citywindsor.ca>; Francis, Fred <ffrancis@citywindsor.ca>
Cc: Marignani, Angelo <amarignani@citywindsor.ca>; Mckenzie, Kieran <kmckenzie@citywindsor.ca>
Subject: Written Submission : July 22 Item 11.4 Ojibway Parkway Wildlife Crossing Ward 1

Written Submission re: July 22 Meeting of Council

Item 11.4 Ojibway Parkway Wildlife Crossing Ward 1

To: His worship, Mayor Drew Dilkens & Members of Council

Good Day Your Worship and Members of Council,

I am writing to you on behalf of The Friends of Ojibway Prairie to voice our support for the Ojibway Parkway Wildlife Crossing. Connectivity between the natural areas that make up the Ojibway Prairie Complex is crucial for wildlife, including the many species at risk that make their home within the ecosystem. We strongly support the Ojibway Prairie Wildlife Crossing as a solution that provides much needed connectivity between Black Oak Heritage Park, Ojibway Shores and the rest of the Ojibway Prairie Complex.

We would like to thank City Council and the project team for acting on community feedback and doing the necessary additional work to develop a preferred solution for an ecological overpass that spans both Ojibway Parkway and the Essex Terminal Railway. We appreciated the helpful efforts of the project team during the consultation process to explain why the preferred solution is the best approach to maximize the movement of a variety of species through this corridor while minimizing any negative risks to habitat or human safety.

Thank you as always for your support of the Ojibway Prairie Complex.

Sincerely,

Mike Fisher
President

The Friends Of Ojibway Prairie
friendsofojibway@gmail.com
(519) 966-5852 | https://www.friendsofojibwayprairie.com/
Connect with us online: twitter.com/FoopOjibway | facebook.com/Friends-Of-Ojibway-Prairie

If you wish to be removed from the members' mailing list please reply with the subject line 'remove from mailing list'

-----Original Message-----
From: Landon Eldridge
Sent: Friday, July 19, 2024 3:12 PM
To: clerks <clerks@citywindsor.ca>
Subject: 4170-4190 6 th Concession File # SDN-001/24, Z-012/24

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

July 19, 2024

To whom it may concern:

We are against the proposed amendments of the construction on Sixth Concession and they should stay as low profile residential as stated on RD 1 zoning category as it does not allow townhouse dwellings.

We reside on Ducharme Street for five years. We purchased this home because it was a nice quiet neighbourhood.

When they started to work on Provincial Road the traffic increased tremendously. We have school children from a nearby school who walk down these streets every nice morning and the traffic is very heavy during shift changes. Also the drivers do not adhere to traffic rules (blow through stop signs, speeding and other traffic violations.)

Other things to consider:
1. The volume of cars between two constructions sites proposed with the prospect of another 170 cars plus(3930-3950 and 4170-4190 6th Concession) and this is not considering the construction site on North Talbot Road (1095-1185).

2. Water pressure and volume

3. Sewage and ditches or floods

4. Garbage pick-ups changes coming in the near future (animals, rats and smells).

5. Other change under consideration of 991 Morand(6 more cars), 3903 Kathleen.

Would you not agree theses changes will impact this neighbourhood. Just because Ontario Bill 63 says built more house does not mean we should alter older neighborhoods by changing zoning laws to appease developers. Just because the Federal Government threatens loss of money for not doing what they want, THEY DO NOT LIVE HERE AND THEY DO NOT LIVE WITH THE CONSEQUENCES OF THESES DECISIONS.

YOU VOTED ON A MADE IN WINDSOR SOLUTION. The citizens in this neighborhood do not want these changes because we do not live in Toronto.

Sincerely,

Landon and Patricia Eldridge

P.S. We also wanted to be known that we sent e-mails to the mayor and all the councillors about this matter before and all e-mails were bounced back. PLEASE LET THEM KNOW THAT WE REJECT THESE CHANGES.

Sent from my iPad

From: Ahmad Obadah Al Masri
Sent: Sunday, July 21, 2024 10:52 PM
To: clerks <clerks@citywindsor.ca>
Subject: Re: Notice of Council Meeting - Item 8.17 - Approval of a Draft Plan of Subdivision and Zoning By-law Amendment for properties known as 4170 and 4190 Sixth Concession Rd; Applicant: 2863167 Ontario Inc.; File Nos. SDN-001/24 [SDN/7194] and Z-012/24 [ZNG/7

Dear's,

As you requested, my concerns:

I will keep this letter as it relates to the residential houses who run directly along the west side of 6th concession, across from the proposed development. I/we are confident you will (if not already) have received comments from those on the east of 6th conc.

As residents on Barton Cres., we are all concerned for many reasons regarding this development plan. The following is a brief summary of some.

A- We are concerned about the visible sight lines the future tenets in the new development will have into our yards.
We have become accustomed to the privacy that we have had and are very concerned about this. I purposely purchased my home intentionally because of this.
Currently, no eyes are able to overlook our backyards.
Again, this is not just an issue for me, this is one of the topics spoken about with all residents on Barton cres.
There is not much information on the initial graphic sent out, nor during our meeting regarding any possible solutions to this issue.

B- Traffic concerns. Safety, volume, etc.
C- Possible reduction of home property values.
D- Over saturation of schools.

This is a short, quick concerns list. Many more issues still need to be addressed.

Regards,
Ahmad