CITY OF WINDSOR MINUTES 10/28/2024

City Council Meeting

Date: Monday, October 28, 2024
Time: 10:00 o'clock a.m.

Members Present:

Mayor
Mayor Drew Dilkens

Councillors

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

1. ORDER OF BUSINESS

2. CALL TO ORDER

Following the playing of the Canadian National Anthem and reading of the Land Acknowledgement, the Mayor calls the meeting to order at 10:00 o'clock a.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 minutes of its meeting held September 23, 2024.

Moved by: Councillor Fred Francis
Seconded by: Councillor Jo-Anne Gignac
That the minutes of the Meeting of Council held September 23, 2024 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 290/2024

4.2. Adoption of the Special Meeting of Windsor City Council minutes of its meeting held October 2, 2024

Moved by: Councillor Fred Francis
Seconded by: Councillor Jo-Anne Gignac
That the minutes of the Special Meeting of Council held October 2, 2024 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 304/2024

5. NOTICE OF PROCLAMATIONS

Proclamations
"Child Care Worker and Early Childhood Educator Appreciation Day" – October 24, 2024
"Dress Purple Day" – October 25, 2024

Flag Raising Ceremony
"Hungarian Heritage Month" – October 23, 2024
"Lebanese Heritage Month" – November 8, 2024

Illumination
"Hungarian Heritage Month" – October 23 – 30, 2024
"Annual Shine the Light Campaign" – November 1 – 7, 2024
"Remembrance Day" – November 8 – 12, 2024

6. COMMITTEE OF THE WHOLE

Moved by: Councillor Gary Kaschak
Seconded by: Councillor Angelo Marignani

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 153-2024 through 160-2024 (inclusive)
Carried.

7. COMMUNICATIONS INFORMATION PACKAGE

7.1. Correspondence for Monday, October 28, 2024

Moved by: Councillor Kieran McKenzie
Seconded by: Councillor Mark McKenzie

Decision Number: CR440/2024
That the following Communication Items 7.1.1 through 7.1.7 (inclusive) as set forth in the Council Agenda **BE REFERRED** as noted.

No.	Sender	Subject
7.1.1	Town of Tecumseh	Notice of Public Meeting for Proposed Zoning By-law Amendment regarding a parcel of land located south of County Road 22, east of Lesperance Road, within the Manning Road Secondary Plan Area City Solicitor City Planner Chief Building Official Commissioner, Community & Corporate Services Commissioner, Economic Development GM2024

No.	Sender	Subject
		Note & File
7.1.2	City Planner	Application for Zoning By-law Amendment, Anthony Palermo, 5172 Joy Road, to permit an accessory building with increased maximum height. Z/14861 Note & File
7.1.3	City Planner	Application for Official Plan Amendment and Zoning By-Law Amendment, 1722912 Ontario Ltd.- HD Development Group, 4088-4096 Sixth Concession Road. 1. To permit a multiple dwelling with a building height of 11.21m as additional permitted use. 2. To permit a multiple dwelling with 21 units as an additional permitted use and reductions in required parking and landscaped open space yard. Z/14862 & Z/14863 Note & File
7.1.4	City Planner	Application for Zoning By-law Amendment, Hausology Inc., 926-928 Giles Boulevard, to permit a multiple dwelling with six units. Z/14864 Note & File
7.1.5	City Planner	Application for Zoning By-law Amendment, Dardevco Inc,. 0 North Service Road, to permit self-storage units. Z/14865 Note & File
7.1.6	City Planner	Application for Zoning By-law Amendment, Marko Agbaba, 180 California Avenue, to permit a semi-detached dwelling with a reduction in the minimum lot width and rear yard setback, and an increase in maximum lot coverage and maximum gross floor area. Z/14866 Note & File
7.1.7	Committee of Adjustment	Applications to be heard by the Committee of Adjustment/Consent Authority on Thursday, October 31, 2024. Z2024 Note & File

Carried.

7.2. Windsor Canada Utilities Ltd. 2nd Quarter 2024 Financial Statements - City Wide

Moved by: Councillor Kieran McKenzie
Seconded by: Councillor Mark McKenzie

Decision Number: CR441/2024
That the report of the Deputy Treasurer - Taxation, Treasury & Financial Projects, dated October 7, 2024, entitled "Windsor Canada Utilities Ltd. 2nd Quarter 2024 Financial Statements – City Wide" **BE RECEIVED** for information.
Carried.

Report Number: C 125/2024
Clerk's File: MU2024

7.3. Housing Enabling Core Servicing and Water Systems Funding Update - Citywide

Moved by: Councillor Kieran McKenzie
Seconded by: Councillor Mark McKenzie

Decision Number: CR442/2024
That the report of the Asset Coordinator dated October 11, 2024 entitled "Housing Enabling Core Servicing and Water Systems Funding Update – Citywide" **BE RECEIVED** for information.
Carried.

Report Number: C 129/2024
Clerk's File: SW/14743 & SW/14226

7.4. Engineering/Architectural Consultants Engaged via Roster – January 1 2024 to June 30, 2024 "City Wide"

Moved by: Councillor Kieran McKenzie
Seconded by: Councillor Mark McKenzie

Decision Number: CR443/2024
That the report of the Manager of Purchasing & Risk Management dated July 23, 2024 entitled "Engineering/Architectural Consultants Engaged via Roster – January 1 2024 to June 30, 2024 City Wide" **BE RECEIVED** for information in compliance with section 163 of Bylaw 93-2012 (the "Purchasing Bylaw").
Carried.

Report Number: CM 10/2024
Clerk's File: SW/13041

7.5. IT Deliverable Providers Engaged via Roster – January 1 2024 to June 30, 2024 "City Wide"

Moved by: Councillor Kieran McKenzie
Seconded by: Councillor Mark McKenzie

Decision Number: CR444/2024
That the report of the Manager of Purchasing and Risk Management dated July 23, 2024 entitled "IT Deliverable Providers Engaged via Roster – January 1 2024 to June 30, 2024 City Wide" **BE RECEIVED** for information in compliance with section 163 of Bylaw 93-2012 (the "Purchasing Bylaw").
Carried.

Report Number: CM 11/2024
Clerk's File: AL2024

8. CONSENT AGENDA

8.1. Confirm & Ratify Report--Road Rehabilitation Project Addition, Chrysler Centre – Ward 5

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR445/2024
That the results of the email poll to members of Council, conducted by the City Clerk on October 7, 2024, **BE CONFIRMED AND RATIFIED**:

> That Council **APPROVE** the addition of the east side of Chrysler Centre (Tecumseh to Grand Marais) to the 2024 Road Rehabilitation Project plan; and,
>
> Whereas on February 2, 2024, the 2024 Capital Budget was deemed approved via Mayoral Decision MD05-2024 and subsequently City Council **SUPPORTS** an expenditure of $2,500,000 to be used for the purpose of partial road rehabilitation on the east side of Chrysler Centre (Tecumseh to Grand Marais); and,
>
> That the City Treasurer **BE DIRECTED** to transfer $2,500,000 in surplus funds remaining in the 2022 Road Rehabilitation Project ID 7221001 to the 2024 Road Rehabilitation Project ID 7241000 to fund such works; and,
>
> That Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary that are related to the Chrysler Centre road rehabilitation 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 the City Treasurer, in legal form to the City Solicitor; and in technical content to the City Engineer; and,

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 for the Chrysler Centre road rehabilitation project, satisfactory in financial content to the City Treasurer, in legal form to the City Solicitor; and in technical content to the City Engineer; and,

That the Purchasing Manager **BE AUTHORIZED** to issue Purchase Orders as may be required to effect the recommendation noted above, subject to all specification being satisfactory in financial content to the City Treasurer, and in technical content to the City Engineer; and,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute any amendment(s) as may be required, provided that the amendment(s) are within approved budget amounts, satisfactory in financial content to the City Treasurer, in legal form to the City Solicitor; and in technical content to the City Engineer; and,

That the Purchasing Manager **BE AUTHORIZED** to issue Purchase Orders for any amendment(s) as may be required, provided that the amendment(s) are within approved budget amounts, satisfactory in financial content to the City Treasurer, and in technical content to the City Engineer; and,

That Administration **BE AUTHORIZED** to issue any change order(s) for any amendment(s) as may be required, if the amendment(s) are within approved budget amounts, satisfactory in financial content to the City Treasurer, and in technical content to the City Engineer.

Carried.

Report Number: C 131/2024 & C 118/2024
Clerk's File: SW2024

8.2. Confirm & Ratify Report-Lauzon Parkway Reconstruction - Noise Bylaw Exemption - Ward 8

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR446/2024
That the results of the email poll to members of Council, conducted by the City Clerk on October 15, 2024, **BE CONFIRMED AND RATIFIED**:

That the following exemption request to the provisions of the Noise By-law 6716 (as amended), **BE GRANTED** to permit for the operation of construction equipment required to complete the Lauzon Parkway concrete pavement from Hawthorne Drive to Cantelon Drive.

a. Specific exemption request:

Construction activities during the noise by-law prohibited time between 8:00 p.m. through 6:00 a.m. to complete construction of concrete pavement on Lauzon Parkway.

b. Scope of Exemption:

The completion of concrete pavement on Lauzon Parkway from Hawthorne Drive to Cantelon Drive.

c. Duration of Exemption:

The request is tentatively scheduled for the period from October 21 to December 13 (once Council approval is granted) with the option of renewal to be approved by the CAO through Delegation of Authority report. There will be a total of 4–5 night shifts with no more than 2 night shifts occurring consecutively during this time period.

Carried.

Report Number: C 132/2024 & C 127/2024
Clerk's File: SW/14805 & SW/14226

8.3. RFP No.70-24, Little River Pollution Control Plant (LRPCP) Bio-solids Odour Control System - Award - City Wide

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR447/2024
Whereas in the opinion of the CFO/City Treasurer and the City Council, the proposed lease financing agreement will not materially impact the debt and financial obligation limit of the City of Windsor, and its risks, in combination with all the other lease financing agreements of that category entered into or proposed to be entered into this year by The Corporation of the City of Windsor, will not result in a material impact for the community be it resolved:

That **APPROVAL BE GIVEN** for a lease financing agreement between The Corporation of the City of Windsor and USP Technologies Inc. to lease a hydrogen peroxide storage & dosage system at the facility known as the Little River Pollution Control Plant (LRPCP), located at 9400 Little River Road, in accordance with the following terms:

BASIC TERMS:

a) Lease Term: 60 months
b) Monthly Lease Cost: $1,950 per month, (plus HST); lease renewal options (after the 5 yrs) are subject to an NPV analysis at that time to ensure the depreciated asset values are considered in formulating any future lease extension monthly costs beyond 5 years
c) One-Time Mobilization Fee: $19,000 (plus HST);
d) Renewal Option(s): Available one year extensions on an evergreen basis;
e) CPI Factor: Starting with the third anniversary of the successful hydrogen peroxide dosing system startup (Years 4 & 5), the chemical unit and monthly lease cost will be updated

annually using the change of the CPI index for all-items, monthly, percentage change, not seasonally adjusted for Canada posted by Statistics Canada; and,

That Council **ACCEPT** USP Technologies Inc. proposal of up to a maximum of $497,798.20, excluding HST, as the total all-inclusive cost for five (5) years' hydrogen peroxide bio-solids odour control services at the Little River Pollution Control Plant (LRPCP); and,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign an agreement with USP Technologies Inc. reflective of the terms set out in RFP 70-24 for a period of Five (5) YEARS with the option for renewal for one year extensions on an evergreen basis, satisfactory in form to the City Solicitor, in technical content to the City Engineer, and financial content to the City Treasurer; and,

That the City Treasurer **BE AUTHORIZED** to transfer an amount up to $100,000 from the Pollution Control Reserve (Fund 208) to project 7211027 LRPCP – Dewatering Odour Control for the construction of the tank foundation.
Carried.

Report Number: C 93/2024
Clerk's File: SW/1484

8.4. 2024/2025 Municipally Significant Event Status - Ward 6

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR448/2024
That the request from Windsor Thai Boxing & Fitness for approval of designation as 'municipally significant' for the purpose of applying for their Special Occasions Permit – Public Event **BE APPROVED** by City Council subject to the terms and conditions of the Special Event Agreement with the City; and further,

That City Council **APPROVE** the following proposed significant event dates for 2024 and 2025:
Friday December 6, 2024:

- King Striking Series (WFCU Centre Banquet Hall) - Amateur Kickboxing Event hosted by Windsor Thai Boxing & Fitness

Saturday February 6, 2025:

- King Striking Series (WFCU Centre Banquet Hall) - Amateur Kickboxing Event hosted by Windsor Thai Boxing & Fitness

Saturday May 24, 2025:

- King Striking Series (WFCU Centre Banquet Hall) - Amateur Kickboxing Event hosted by Windsor Thai Boxing & Fitness

Saturday September 20, 2025:

- King Striking Series (WFCU Centre Banquet Hall) - Amateur Kickboxing Event hosted by Windsor Thai Boxing & Fitness

Saturday December 6, 2025:

- King Striking Series (WFCU Centre Banquet Hall) - Amateur Kickboxing Event hosted by Windsor Thai Boxing & Fitness

Carried.

Report Number: C 124/2024
Clerk's File: SR2024

8.6. Minutes of the Environment & Climate Change Advisory Committee of its meeting held July 30, 2024

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR449/2024 ETPS 1022
That the minutes of the Environment & Climate Change Advisory Committee meeting held July 30, 2024 **BE RECEIVED**.
Carried.

Report Number: SCM 293/2024 & SCM 256/2024
Clerk's File: MB2024

8.7. Minutes of the Windsor Licensing Commission of its meeting held August 28, 2024

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR450/2024 ETPS 1023
That the minutes of the Windsor Licensing Commission meeting held August 28, 2024 **BE RECEIVED**.
Carried.

Report Number: SCM 294/2024 & SCM 260/2024
Clerk's File: MB2024

8.8. Report No. 157 of the Windsor Licensing Commission - Request to eliminate age limits for wheelchair accessible taxicabs

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR451/2024 ETPS 1024
That Report No. 157 of the Windsor Licensing Commission indicating:

That the Windsor Licensing Commission RECEIVE the report of the Deputy Licence Commissioner entitled “Response to Request to Eliminate Age Limits for Wheelchair Accessible Taxicabs and Reduced Licence Fees"; and,

That the Windsor Licensing Commission RECOMMEND to City Council, an increase of the current ten-year vehicle age limit to a twelve-year vehicle age limit for licensed Wheelchair Accessible Taxicabs; and,

That the Windsor Licensing Commission RECOMMEND to City Council, that Public Vehicle By-law 150-2018 BE AMENDED to reflect the changes made to the maximum age limit for licensed Wheelchair Accessible Taxicabs; and further,

That upon City Council’s decision, all late fees incurred for this year would BE WAIVED upon registration of any remaining wheelchair accessible taxicabs that are owned and operated by Canadian Checker Cab.

BE APPROVED.
Carried.

Report Number: SCM 295/2024 & SCM 259/2024
Clerk’s File: MB2024

8.9. Fire Master Plan

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR452/2024 ETPS 1025
That City Council **ADOPT** the FIRE MASTER PLAN (Appendix A) including the Windsor Fire & Rescue Service (WFRS) suggestions for implementation (Appendix B); and further,

Whereas on February 2, 2024, the 2024 10-year capital budget was approved via Mayoral Decision MD05-2024 which included items suggested for implementation in the Fire Master Plan, be it further resolved:

That the City Treasurer **BE DIRECTED** to bring forward additional funding requests in future operating and capital budgets development processes for consideration over the 10 to 15-life cycle of the Fire Master Plan; and further,

That the City Solicitor **BE DIRECTED** to amend and update the Fire Services Establishing and Regulating By-Law to reflect services provided by Windsor Fire & Rescue.
Carried.

Report Number: SCM297/2024 & C 112/2024
Clerk’s File: SF/14852

8.10. Update to Windsor/Essex Region Stormwater Manual & Response to CR195/2022 Flood Risk Monitoring and Mitigation Measures and Programs - City Wide

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR453/2024 ETPS 1026

I. That the report of the Water & Wastewater Engineer dated September 5, 2024 entitled "Update to Windsor/Essex Region Stormwater Manual & Response to CR195/2022 Flood Risk Monitoring and Mitigation Measures and Programs - City Wide" **BE RECEIVED** for information; and,

II. That the Windsor/Essex Region Stormwater Manual update (v2, Amendment No. 1, dated: June 12, 2024) **BE RECEIVED**; and

III. That City Council **ADOPT** the Manual as part of the standards for the design and review of stormwater infrastructure within the City.

Carried.

Report Number: SCM 298/2024 & S 114/2024
Clerk's File: SW2024 & SW/13822

8.11. Matchett Road and Malden Road Ecopassage Review Study

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR454/2024 ETPS 1027
That the report of the Policy Analyst, Transportation Planning dated September 8, 2024 entitled "Matchett Road and Malden Road Ecopassage Review Study – Ward 1," **BE RECEIVED** for information.
Carried.

Report Number: SCM 299/2024 & S 115/2024
Clerk's File: SR2024

8.12. Minutes of the Community Public Art Working Group of its meeting held July 24, 2024

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR455/2024 CSSC 258
That the minutes of the Community Public Art Working Group meeting held July 24, 2024 **BE RECEIVED**.
Carried.

Report Number: SCM 300/2024 & SCM 254/2024
Clerk's File: MB2024

8.13. Response to CQ 19-2024 - Reaching Home Funding & Warming Bus - City Wide

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR456/2024 CSSC 259
That this report of the Manager - Homelessness & Housing Support dated September 12, 2024 entitled "Response to CQ 19-2024 - Reaching Home Funding & Warming Bus - City Wide" **BE RECEIVED** for information; and,

That Administration **BE DIRECTED** to lobby the Provincial and Federal governments for any available funding opportunities; and,

That Administration **BE DIRECTED** to approach local philanthropy groups to determine whether any potential funding partnerships can be explored.
Carried.

Report Number: SCM 301/2024 & S 127/2024
Clerk's File: MD/14771

8.15. Zoning By-law Amendment Application for 4461 Wyandotte Street East, Z-023/24 [ZNG-7221], Ward 5

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR457/2024 DHSC 658

I. That Zoning By-law 8600 **BE AMENDED** for the lands located on the south side of Wyandotte Street East between Jos Janisse Avenue and Ellrose Avenue, described as Lot 27, Plan 1492, PIN No. 01097-1316 LT, by adding a site specific provision to permit *One Semi-Detached Dwelling*, subject to the following additional regulations:

513. SOUTH SIDE OF WYANDOTTE STREET EAST BETWEEN JOS JANISSE AVENUE AND ELLROSE AVENUE

(1) For the lands comprising of Lot 27, Plan 1492, PIN No. 01097-1316 LT, a *Semi-Detached Dwelling* shall be subject to the following additional provisions:

1. Notwithstanding Section 11.2.5.2.1, the minimum lot width shall be 13.7 metres.
2. Notwithstanding Section 11.2.5.2.10, the maximum gross floor area for a main building shall be 851.6 m^2.

[ZDM 10; ZNG/7221]

II. That the holding (H) symbol **SHALL APPLY** to the lands located on the south side of Wyandotte Street East between Jos Janisse Avenue and Ellrose Avenue, described as Lot 27, Plan 1492, PIN No. 01097-1316 LT and that Zoning By-law 8600 **BE FURTHER AMENDED** by adding the following clause to Section 95.20:

(11) a) Gratuitously convey to the Corporation of the City of Windsor, a 1.50-metre-wide strip of land along the Wyandotte Street East frontage of the subject lands to the satisfaction of the City Engineer.

b) Submission of a Revised Stormwater Management Plan in accordance with the Windsor Essex Region Stormwater Management Standards Manual to the satisfaction of the City Engineer.

[ZDM 10; ZNG/7221]

Carried.

Report Number: SCM 305/2024 & S 113/2024
Clerk's File: Z/14832

8.16. Zoning By-Law Amendment Z001-24 (ZNG/7164) - Alta Nota Construction – 0 Windsor Ave & 1140 Goyeau St, Ward 3

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR458/2024 DHSC 659

I. That Zoning By-law 8600 **BE AMENDED** by changing the zoning of Lots 46 to 51, Plan 447 (identified as Lot 1A on Appendix A to Report S 131/2024 and known municipally as 0 Windsor Avenue) from Commercial District 1.5 (CD1.5) to Commercial District 1.7 (CD1.7).

II. That Zoning By-law 8600 **BE FURTHER AMENDED** by changing the zoning of Lot 183 and Part of Lot 182, Plan 1303 (identified as Lot 1B on Appendix A to Report S 131/2024 and known municipally as 1140 Goyeau Street) from Commercial District 1.5 (CD1.5) to Residential District 3.3 (RD3.3).

III. That Zoning By-law 8600 **BE FURTHER AMENDED** by deleting and replacing Section 20(1)52 as follows:

52. EAST SIDE OF GOYEAU STREET AND WEST SIDE OF WINDSOR AVENUE, NORTH OF GILES BOULEVARD EAST

A. For the lands comprising of LOT 46 TO LOT 51, PLAN 447 for an existing parking area, the following additional provisions shall apply:

1) Section 25.5.10.3 shall not apply.

2) Section 25.5.20 shall not apply.

3) Section 25.5.40.6 and 25.5.40.7 shall not apply.

4) Notwithstanding Section 25.5.50, the minimum *parking aisle* width shall be as existing.

B. For the lands comprising of LOT 183 & PT LOT 182, PLAN 1303, the following additional provisions shall apply:

1)	Lot Area – minimum	1,728 m^2
2)	Lot Coverage – maximum	43.5%
3)	Main Building height – maximum	24.0 m
4)	Landscaped Open Space Yard – minimum	28%

5) Section 12.3.5.13 shall not apply

6) All required *parking spaces* (excluding accessible parking spaces and *loading spaces*) shall be located entirely on LOT 46 TO LOT 51, PLAN 447.

7) Notwithstanding Section 25.5.20.1.6, where a *building* is located on the same *lot* as the *parking area*, for that portion of a *building* wall not containing a *habitable room window* within 4.0 m of the *ground*, the minimum parking area separation from that portion of the *building* wall shall be 3.1 m.

(ZDM 7)

IV. That, when Site Plan Control is applicable:

A. Prior to the submission of an application for site plan approval, at the discretion of the City Planner, Deputy City Planner, or Site Plan Approval Officer:

1) Those documents submitted in support of the application for amendment to the Zoning By-law 8600 **BE UPDATED** to reflect the site plan for which approval is being sought, and any comments from municipal departments and external agencies included in Appendix E to Report S 131/2024.

B. The Site Plan Approval Officer **BE DIRECTED** to incorporate the following, subject to any updated information, into an approved site plan and an executed and registered site plan agreement:

1) Vibration Impact Assessment as requested by the City of Windsor Heritage Planner in Appendix E to Report S 131/2024.

2) Requirements of the City of Windsor – Engineering Department (subject to the approval of the City Engineer), City of Windsor – Parks Development, in Appendix E of Report S 131/2024.

C. The Site Plan Approval Officer **CONSIDER** all other comments contained in Appendix E of Report S 131/2024 and all recommendations in the documents submitted in support of the application for an amendment to Zoning By-law 8600.

Carried.

Report Number: SCM 306/2024 & S 131/2024
Clerk's File: Z/14850

8.17. Economic Revitalization Community Improvement Plan (CIP) application submitted by Agri-Box Inc. for 3324 Marentette Avenue (Ward 9)

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR459/2024 DHSC 661

I. That the request made by Agri-Box Inc. to participate in the Small Business Investment Grant Program **BE APPROVED** for 100% of the municipal portion of the tax increment resulting from the proposed development of eligible uses located at 3324 Marentette Avenue for up to 10 years or until 100% of the eligible costs are repaid pursuant to the City of Windsor Economic Revitalization Community Improvement Plan.

II. That Administration **BE DIRECTED** to prepare an agreement between the City and Agri-Box Inc. to implement the Small Business Investment Grant Program in accordance with all applicable policies, requirements, and provisions contained within the Economic Revitalization Community Improvement Plan to the satisfaction of the City Planner for content, the City Solicitor as to form, and the City Treasurer as to financial content.

III. That the CAO and City Clerk **BE AUTHORIZED** to sign the Small Business Investment Grant Agreement.

IV. That the approval to participate in the Small Business Investment Grant Program **EXPIRE** if the grant agreement is not signed by the applicant within two years following Council approval.

Carried.

Report Number: SCM 307/2024 & S 124/2024
Clerk's File: SPL2024

8.18. Amendment to Sign By-law 250-04 for 9250 Tecumseh Rd E, File No. SGN-002/24 (BILLBOARD) - Ward #7

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR460/2024 DHSC 667

I. That the application for a Site Specific Amendment to By-law 250-2004 (the "Sign By-law"), to allow for the installation of an Electronic Changing Copy Ground Sign at 9250 Tecumseh Road East, **BE APPROVED**;

II. That Schedule "E" – "Special Provisions for Individual Signs" of the Sign By-law **BE AMENDED** by adding the following as a new section E. 23:

> E. 23 Despite the provisions of this By-law, that an Electronic Changing Copy Sign, may be constructed at 9250 Tecumseh Road East situated on the north side of Tecumseh Road East, and immediately south of the Little River Corridor, subject to the following conditions:

a. That the sign does not include flashing illumination, and that changing of the advertisement does not occur at intervals of less than 10 seconds;

b. That the manufacturer of the sign confirm compliance with the lighting restrictions in accordance with Section 3 for Electronic Changing Copy Signs;

c. That the sign does not have any animation including scrolling letters, television or video message, or any moving sign message objects;

d. That the owner complies with the illumination regulations in subsection 3.3.1.(c) of this By-law, and that the brightness of the sign be automatically controlled with an ambient light photo-sensor; and

e. That the sign may only be illuminated between the hours of 7am and 11pm.

III. That the Chief Building Official **BE DIRECTED** to require, as a condition of approval of the installation of an Electronic Changing Copy Ground Sign at 9250 Tecumseh Road East, Pattison Outdoor Advertising apply for a Permit for Demolition to remove an existing quad-faced billboard ground sign located at 3124 Jefferson Avenue.; and,

IV. That the City Solicitor **BE DIRECTED** to prepare the by-law to amend the Sign By-law.

Carried.

Report Number: SCM 308/2024 & S 111/2024
Clerk's File: SPL2024

8.19. Brownfield Redevelopment Community Improvement Plan (CIP) application submitted by Farhi Holdings Corporation for 0 Riverside Drive West at Janette Avenue (Ward 3)

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR461/2024 DHSC 660

I. That the request made by Farhi Holdings Corporation to participate in the Environmental Site Assessment Grant Program **BE APPROVED** for the completion of a Phase II Environmental Site Assessment Study and Remedial Work Plan for the property located at 0 Riverside Drive West at Janette Avenue pursuant to the City of Windsor Brownfield Redevelopment Community Improvement Plan; and,

II. That the City Treasurer **BE AUTHORIZED** to issue payment up to a maximum of $17,100 based upon the completion and submission of a Phase II Environmental Site Assessment Study and Remedial Work Plan completed in a form acceptable to the City Planner and City Solicitor; and,

III. That the grant funds in the amount of $17,100 under the Environmental Site Assessment Grant Program **BE TRANSFERRED** from the CIP Reserve Fund 226 to Brownfield Strategy Remediation (project 7069003) when the eligible work is completed to the satisfaction of the City Planner; and,

IV. That should the Phase II Environmental Site Assessment Study and Remedial Work Plan not be completed within two (2) years of Council approval, the approval **BE RESCINDED** and the funds be uncommitted and made available for other applications.

Carried.

Report Number: SCM 309/2024 & S 123/2024
Clerk's File: Z/14427

8.20. Amendment to CR58/2021, as amended by CR285/2023 for Closure of east/west alley located between Matthew Brady Boulevard and east limit of 7730 St. Rose Avenue, Ward 6, SAA-5947

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR462/2024 DHSC 662

I. That CR58/2021, adopted on February 1, 2021, as amended by CR285/2023, adopted on July 10, 2023, **BE AMENDED** as follows:

By **DELETING** the following from Resolution IV in its entirety:

", 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:

i. Owner of the property known municipally as 7720 St. Rose Avenue (legally described as Lot 50, Plan 1181) to enter, construct, maintain, inspect, alter, repair, remove, replace, reconstruct and enlarge the existing private sanitary sewer; and

ii. Owner of the property known municipally as 7730 St. Rose Avenue (legally described as Lot 49, Plan 1181) to enter, construct, maintain, inspect, alter, repair, remove, replace, reconstruct and enlarge the existing private sanitary sewer."

Carried.

Report Number: SCM 310/2024 & S 117/2024
Clerk's File: SAA2024

8.21. Amendment to CR419/2023 for Closure of east/west alley between Dieppe Street and Genevieve Avenue, Ward 6, SAA-6844

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR463/2024 DHSC 663

I. That CR419/2023, adopted on October 16, 2023, **BE AMENDED** as follows:

By **DELETING** the following from Resolution V:

", subject to the following:

a. Easement over that portion of the subject east/west alley abutting 8415 Riverside Drive East, subject to there being accepted in the City's standard form and in accordance with the City's standard practice, be granted to:

i. The owner of 8415 Riverside Drive East for access to maintain their hedgerow bordering the said portion of the subject east/west alley."

Carried.

Report Number: SCM 311/2024 & S 118/2024
Clerk's File: SAA2024

8.23. Amendment to CR26/2024 for Conveyance of north/south alley located between Closed Manitoba Street right-of-way and 1954 Huron Church Road, Ward 10, Closed by Judge's Order No. 2970/87

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR464/2024 DHSC 665

I. That CR26/2024, adopted on January 15, 2024, **BE AMENDED** by **DELETING** subparagraphs ii), iii) and iv) under subsection a) of Resolution I in their entirety.

Carried.

Report Number: SCM 313/2024 & S 120/2024
Clerk's File: SAA2024

8.24. Amendment to CR372/2023 for Closure of north/south alley located between Algonquin Street and 1429 Randolph Avenue, Ward 10, SAA-7025

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR465/2024 DHSC 669

I. That CR372/2023, adopted on September 5, 2023, **BE AMENDED** by **DELETING** subsection b) of Resolution II in its entirety.

Carried.

Report Number: SCM 314/2024 & S 132/2024
Clerk's File: SAA2024

8.25. Closure of east/west alley located between Alexis Road and Chandler Road, Ward 5, SAA-7197

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR466/2024 DHSC 666

I. That the 5.59-metre-wide east/west alley located between Alexis Road and Chandler Road, and shown on Drawing No. CC-1851 (attached hereto as Appendix "A"), and hereinafter referred to as the "subject alley", **BE ASSUMED** for subsequent closure.

II. That the subject alley **BE CLOSED AND CONVEYED** in **as is condition** to the abutting property owners and as necessary, in a manner deemed appropriate by the City Planner, subject to the following:

a. Easements, subject to being accepted in the City's standard form and in accordance with the City's standard practice, being granted to:

i. Bell Canada to accommodate existing aboveground infrastructure;
ii. Cogeco Connexion Inc. to accommodate existing aboveground infrastructure;
iii. ENWIN Utilities Ltd. to accommodate the existing overhead hydro distribution;
iv. Managed Network System Inc. (MNSi.) to accommodate existing aboveground infrastructure;
v. The Corporation of the City of Windsor to accommodate existing 250-millimetre PVC sanitary sewer.

III. That Conveyance Cost **BE SET** as follows:

a. For alley conveyed to abutting lands zoned CD2.1, $20.00 per square foot without easements plus HST (if applicable) and $10.00 per square foot with easements plus HST (if applicable).
b. For alley conveyed to abutting lands zoned RD1.2, $1.00 plus HST (if applicable) and deed preparation fee.

IV. That The City Planner **BE REQUESTED** to supply the appropriate legal description, in accordance with Drawing No. CC-1851.

V. That The City Solicitor **BE REQUESTED** to prepare the necessary by-law(s).

VI. 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.

VII. That the matter **BE COMPLETED** electronically pursuant to By-law Number 366-2003
Carried.

Report Number: SCM 315/2024 & S 121/2024
Clerk's File: SAA2024

8.26. Brownfield Redevelopment Community Improvement Plan (CIP) application submitted by Rykka Care Centres LP for 0 Hanna St (Ward 3)

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR467/2024 DHSC 668

I. That the request made by Rykka Care Centres LP to participate in the Environmental Site Assessment Grant Program **BE APPROVED** for the completion of a proposed Phase II Environmental Site Assessment Study and Remedial Work Plan for the property located at 0 Hanna St E (north of 600 Tecumseh Rd E) pursuant to the City of Windsor Brownfield Redevelopment Community Improvement Plan.

II. That the City Treasurer **BE AUTHORIZED** to issue payment up to a maximum of $25,000 based upon the completion and submission of a Phase II Environmental Site Assessment Study and Remedial Work Plan completed in a form acceptable to the City Planner and City Solicitor.

III. That the grant funds in the amount of $25,000 under the Environmental Site Assessment Grant Program **BE TRANSFERRED** from the CIP Reserve Fund 226 to Brownfield Strategy Remediation (project 7069003) when the eligible work is completed to the satisfaction of the City Planner.

IV. That should the proposed Phase II Environmental Site Assessment Study and Remedial Work Plan not be completed within two (2) years of Council approval, the approval **BE RESCINDED** and the funds be uncommitted and made available for other applications.

Carried.

Report Number: SCM 316/2024 & S 129/2024
Clerk's File: SPL2024

11.1. Connecting Links Program Intake 2025-2026 Grant Funding - Huron Church Road - City Wide

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR468/2024

1) That City Council **APPROVE** an application to the Connecting Links 2025-2026 Program for the full reconstruction of Huron Church Road between Industrial Drive intersection and Pool Avenue provided the necessary expenditure is also supported as outlined in Recommendation 3 below; and,

2) That the Chief Administrative Officer BE **AUTHORIZED** to sign any documents required to submit an application to the Connecting Links 2025-2026 Program subject to the documents being satisfactory in form to the City Solicitor, in financial content to the City Treasurer, and in technical content to the City Engineer, or designates; and,

Whereas on February 2, 2024, the 2024 Capital Budget was deemed approved via Mayoral Decision MD05-2024 and subsequently as a result of the request outlined in this report,

3) That City Council **SUPPORT** an additional expenditure of $2,939,000 to allow for application to the Connecting Links 2025-2026 Program, and that the City Treasurer **BE DIRECTED** to affect the following transfers which total $510,372 representing the City's share of total estimated project costs to the Connecting Links – Intake #10 project, OPS-002-25, with all funding deemed placeholder funding until such time that the City is successful in being awarded the Grant:

   a) The transfer and pre-commitment of $352,985 in 2028 Service Sustainability funding, Fund 221, from the Road Rehabilitation Program, OPS-001-07; and,

   b) The transfer of $152,706 in currently available Service Sustainability funding, Fund 221, from the Traffic Signal Upgrade and Replacement Project, 7209000; and,

   c) The transfer of $4,681 in currently available Service Sustainability funding, Fund 221, funding from the Citywide Streetlight Project, 7035011; and,

4) That in the event the City receives written confirmation on the Grant funding being awarded to the City, that the following additional Recommendations be approved:

   a) That the CFO/City Treasurer **BE DIRECTED** to make available for immediate use the identified placeholder amount of 2028 funding in the amount of $352,985 from the Connecting Links Intake 10 project (OPS-002-25); and,

   b) That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to take any such action and to sign any agreements, declarations or approvals and any such documents required resulting from receiving grant funding approval for the Connecting Links Program, subject to such documents being satisfactory in form to the City Solicitor, in financial content to the City Treasurer and in technical content to the City Engineer, or designates; and,

   c) That the Mayor, in addition to the CAO and City Clerk, also **BE AUTHORIZED** to sign any agreements, declarations and other such documents required as part of receiving funding for grants noted in this report, and only if deemed required by the grant provider; and,

   d) That the Chief Administrative Officer **BE AUTHORIZED** to delegate signing of all claims, progress reports and applicable schedules and other such documents as may be required as part of receiving funding from the grant provider to the Executive Director, Operations or designate, subject to financial content approval from the area's Financial Planning Manager; and,

   e) That Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary that are related to the grant awarded 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 the City Treasurer, and in technical content to the City Engineer, or designates; and,

   f) That the Purchasing Manager **BE AUTHORIZED** to issue Purchase Orders as may be required to affect the recommendation noted above, subject to all specification being satisfactory in technical content to the City Engineer and financial content to the City Treasurer, or designates.

5) That in the event that the City is not successful in their application to the Connecting Links Program 2025-2026, that the identified placeholder funding **BE RETURNED** to its original funding sources.

Carried.

Report Number: C 122/2024
Clerk's File: SW/12414

11.2. Update Regarding the Divestment of the East Riverside Shorewall; Supplementing Report C77/2023 and C149/2023 - Ward 7

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR469/2024

I. That City Council **RECEIVE** this report to supplement reports with respect to Council Decisions B14/2019, CR444/2023 and CR260/2023, in regards to the City-owned shorewall along Lake St. Clair; and,

II. That City Council **APPROVE** the additional costs for the required Reference Plans approved by CR444/2023, and that such amounts be charged to project 7192007 (Riverside Breakwall Study); and,

III. That City Council **APPROVE** the transfer of $65,000 from project 7191024 (Wellesley Rehab – Terminal to Ypres) to project 7192007 (Riverside Breakwall Study); and,

IV. In order to correct the title deficiencies on title to portions of the Shorewall which appear to belong to the City:

   a) That City Council **DIRECT** the City Solicitor or designate to prepare the required Document Generals; and,

   b) That the required transactions **BE COMPLETED** electronically, pursuant to By-Law 366-2003; and,

   c) That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to execute all documents necessary to complete the transactions, as required; and,

   d) That the City Solicitor or designate **BE AUTHORIZED** to execute documents standard to a real estate transaction; and,

V. That City Council **AUTHORIZE** the City Solicitor to commence legal proceedings in order to obtain Judge's Orders for portions of the Shorewall where there is potential for a claim of ownership by the City; and,

VI. That the City Solicitor **BE AUTHORIZED** to execute and submit any forms, applications or other documents necessary, or take any steps as required in order to carry out the Recommendations herein.

Carried.

Report Number: C 123/2024
Clerk's File: SL2024

11.4. City Hall Square Ice Rink - Noise Bylaw Exemption - Ward 3

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

Decision Number: CR470/2024

I. That the following exemption request to the provisions of the Noise By-law 6716 (as amended), **BE GRANTED** to permit for the operation of construction equipment required to complete the concrete pavement for the ice rink pavement at City Hall Square.

a. Specific Exemption Request:

Construction activities during the noise by-law prohibited time between 8:00 p.m. through 6:00 a.m. to complete construction of concrete pavement for the Ice Rink Project.

b. Scope of Exemption:

The completion of concrete pavement on the ice rink pavement at City Hall Square.

c. Duration of Exemption:

The request is tentatively scheduled for October 29, with the option of extension to October 30, 2024, should there be inclement weather.

Carried.

Report Number: C 133/2024
Clerk's File: SR/14410 & SW2024

9. REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS

8.22. Amendment to CR437/2023 for Closure of north/south alley located between Taylor Avenue and 1124-1224 Campbell Avenue, Ward 2, SAA-6848

Moved by: Councillor Fabio Costante
Seconded by: Councillor Angelo Marignani

Decision Number: CR471/2024 DHSC 664
That the report of the Development & Heritage Standing Committee of its meeting held October 7, 2024 regarding "Amendment to CR437/2023 for Closure of north/south alley located between Taylor Avenue and 1124-1224 Campbell Avenue, Ward 2, SAA-6848" **BE DEFERRED** to a future meeting of City Council to allow for further consultation with administration.
Carried.

Report Number: SCM 312/2024 & S 119/2024
Clerk's File: SAA2024

10. PRESENTATIONS AND DELEGATIONS

8.5. Response to CQ 13-2024, CQ 16-2024 and CQ 30-2024 - Pickleball & Squash Courts within the City - City Wide

Patrick Brown, President, Windsor Pickleball Club

Patrick Brown President, Windsor Pickleball Club appears before City Council in support of the recommendation in the administrative report dated August 16, 2024, entitled “Response to CQ 13-2024, CQ 16-2024 and CQ 30-2024 Pickleball & Squash Courts within the City - City Wide” as it relates to outdoor courts; and concludes by suggesting further improvement of the indoor Pickleball courts at WFCU Centre as it relates to safety and functionality, and the Windsor Pickleball Club is offering to purchase enhanced nets and flooring to dedicate the gym for pickleball during the winter months.

Moved by: Councillor Kieran McKenzie
Seconded by: Councillor Fred Francis

Decision Number: CR472/2024 CR415/2024 CSSC 256
That the report of the Community Services Standing Committee of its meeting held September 4, 2024 regarding “Response to CQ 13-2024, CQ 16-2024 and CQ 30-2024- Pickleball & Squash Courts within the City - City Wide” **BE REFERRED** to the 2025 Budget deliberation meeting for costing of the proposal.
Carried.

Report Number: SCM 267/2024 & S 108/2024
Clerk’s File: SR2024

11.3 2025 Stormwater and Wastewater Rate Setting Report – City Wide

Peter Simcisko, Managing Partner, Watson & Associates Economist Ltd.

Peter Simcisko appears before City Council regarding the administrative report dated, October 11, 2024, entitled “2025 Sewer Surcharge Report - City Wide” and is available for questions.

Elizabeth Treadway, Senior Vice President Water Resources & David Bulova, Senior Stormwater Planner, WSP

Elizabeth Treadway & David Bulova appear before City Council regarding the administrative report dated, October 11, 2024, entitled “2025 Sewer Surcharge Report - City Wide” and are available for questions.

Steven Salmons, President & CEO, Windsor Port Authority

Steven Salmons President & CEO, Windsor Port Authority appears before City Council and expresses concern with the recommendation in the administrative report dated October 11, 2024, entitled "2025 Stormwater and Wastewater Rate Setting Report - City Wide"; and concludes by citing concerns related to the process; how the fee increases proposed in the report were evaluated; the negative impact the fee increase will have on the affected lands; suggests that the implementation timeline be extended up to five years to allow for businesses to adjust their increases over time and build the cost into future contracts; and propose an increase to the credit for port lands not connected to the municipal system of up to 100% for self-contained port lands, or at least the equivalent to the Hamilton model of 90%.

Moved by: Councillor Kieran McKenzie
Seconded by: Councillor Fred Francis

Decision Number: CR473/2024

I. That the following wastewater rates **BE APPROVED** and **IMPLEMENTED** as of January 1, 2025:

   A. Fixed Charge - To be based on the meter size as detailed in Appendix A ($12.89 for residential customers)

   B. Water Consumption Charge - To be based on a rate per cubic metre of water ($2.01 per m3 of water for residential users and $1.66 per m3 for commercial customers); and,

II. That City Council **DIRECT** the City Treasurer to bring forth the 2025 Wastewater budget based on the approved Wastewater Rates as part of the annual Budget process; and,

III. That in order to avoid charging a surcharge on the water that is estimated to not have been returned to the sewer system, water consumption for the purpose of calculating the wastewater bills for the extended summer months (May through October) continue to **BE BASED** on the lower of actual consumption or average winter usage (November through April) and that Administration **DIRECT** Enwin Utilities Ltd. (acting for the Windsor Utilities Commission) to continue to use the appropriate billing methodology to achieve this goal; and,

IV. That the City Solicitor **BE DIRECTED** to prepare the Wastewater Bylaw (formerly known as the Sewer Surcharge Bylaw) to reflect the new rates and the segregation of the Stormwater component from this rate; and,

V. That the following Stormwater monthly rates **BE APPROVED** and **IMPLEMENTED** as of January 1, 2025:

   A. Residential Rate - To be based on tiered Impervious Area

      a. Tier 1: $22.50

      b. Tier 2: $28.17

      c. Tier 3: $33.83

B. Multi-Residential/Non-Residential/Other Rate - To be based on measured impervious area at a rate of $1.26 per square meter of impervious area; and,

VI. That City Council **DIRECT** the City Treasurer to bring forth the 2025 Stormwater budget based on the approved Stormwater Rates as part of the annual Budget process; and,

VII. That the City Solicitor **BE DIRECTED** to create a new Stormwater Surcharge Bylaw to reflect the rates and policies approved in this report; and,

VIII. That City Council **APPROVE** the transfer of 44% of the balance in the Sewer Surcharge Reserve (F153) as of December 31, 2024 to the Stormwater Reserve (F234); and,

IX. That the City Treasurer **BE AUTHORIZED** to process transfers of funds between the Wastewater Reserve (F153) and the Stormwater Reserve (F234) during the fiscal year, which do not change the overall approved Wastewater and Stormwater rates, to allow for the transition of funding to the stormwater financing program; and,

X. That City Council **DIRECT** the City Treasurer to effect the transfers of pre-commitments from the Wastewater Reserve (F153) to be funded from the Stormwater Reserve (F234) as detailed in Appendix D; and,

XI. That City Council **APPROVE** in principle the Stormwater Financing Incentives program for residential properties described in this report and **DIRECT** the City Treasurer to bring forth the required budget to implement the Stormwater Financing Incentives program during the annual Budget process; and,

XII. That City Council **APPROVE** the amended Stormwater Fee Credit Program Manual (dated October 8, 2024) attached in Appendix B and **AUTHORIZE** the City Engineer to make future amendments to the forms and templates contained in the Appendices of the Stormwater Fee Credit Program Manual; and,

XIII. That City Council **APPROVE** the finalized Stormwater Financing Definitions and Policies described in Appendix C.

Carried.

Report Number: C 130/2024
Clerk's File: SW2024

11. REGULAR BUSINESS ITEMS (Non-Consent Items)

8.14. Response to CQ 34-2024 – The Naming/Dedicating of Storm Water Ponds near Little River Corridor in Recognition of Teachers and Mentors – Ward 7

Moved by: Councillor Angelo Marignani
Seconded by: Councillor Renaldo Agostino

Decision Number: CR474/2024 CSSC 260
That an amount of $1750.00 plus applicable HST for the Naming/Dedicating of Storm Water Ponds near Little River Corridor in Recognition of Teachers and Mentors for appropriate signage, including supply and installation **BE APPROVED**; and, that the amount **BE FUNDED** through Ward Funds.

Carried.

Report Number: SCM 302/2024 & S 128/2024
Clerk's File: SR2024

12. CONSIDERATION OF COMMITTEE REPORTS

12.2. Report of the Special Meeting of Council - In-Camera of its meeting held September 23, 2024

Moved by - Councillor Fred Francis
Seconded by: Councillor Jo-Anne Gignac

Decision Number: CR436/2024
That the report of the Special In-Camera meeting held September 23, 2024 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 321/2024
Clerk's File: ACO2024

12.3. Report of the Striking Committee of its meeting held September 23, 2024

Moved by: Councillor Fred Francis
Seconded by: Councillor Jo-Anne Gignac

Decision Number: CR435/2024
That the report of the Striking Committee of its meeting held September 23, 2024 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 322/2024
Clerk's File: ACO2024

12.4. Report of the Special Meeting of Council - In-Camera of its meeting held October 8, 2024

Moved by: Councillor Fred Francis
Seconded by: Councillor Jo-Anne Gignac

Decision Number: CR439/2024
That the report of the Special In-Camera meeting held October 8, 2024 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 323/2024
Clerk's File: ACO2024

13. BY-LAWS (First and Second Reading)

Moved by: Councillor Gary Kaschak
Seconded by: Councillor Angelo Marignani

That the following By-laws No. 153-2024 through 160-2024 (inclusive) be introduced and read a first and second time:

153-2024 - A BY-LAW TO AMEND BY-LAW NUMBER 15-2010 BEING A BY-LAW TO APPOINT CHIEF BUILDING OFFICIAL, DEPUTY CHIEF BUILDING OFFICIALS AND INSPECTORS TO ENFORCE THE *BUILDING CODE ACT* AND REGULATIONS IN WINDSOR, authorized by by-law 98/2011 Section 27.1 (I)(i), dated June 7, 2011.

154-2024 - A BY-LAW TO FURTHER AMEND BY-LAW 188-2000, BEING A BY-LAW TO APPOINT PROVINCIAL OFFENCES OFFICERS FOR THE CORPORATION OF THE CITY OF WINDSOR, authorized by by-law 98/2011 Section 27.1 (I)(i), dated June 7, 2011.

155-2024 - A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR369/2024, dated September 9, 2024.

156-2024 - A BY-LAW TO ADOPT AMENDMENT NO. 185 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR, authorized by CR423/2024, dated September 23, 2024.

157-2024 - A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR423/2024, dated September 23, 2024.

158-2024 - A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR398/2024, dated September 23, 2024.

159-2024 - A BY-LAW TO DESIGNATE THE LANDS AND PREMISES SITUATE WITHIN THE CITY OF WINDSOR, MUNICIPALLY KNOWN AS 1958-1998 WYANDOTTE STREET EAST, TO BE OF CULTURAL HERITAGE VALUE OR INTEREST UNDER THE PROVISIONS OF THE ONTARIO HERITAGE ACT, R.S.O. 1990, CHAPTER O.18, AS AMENDED, authorized by CR232/2024, dated May 27, 2024.

160-2024 - 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 OCTOBER, 2024.
Carried.

14. MOVE BACK INTO FORMAL SESSION

Moved by: Councillor Kieran McKenzie
Seconded by: Councillor Mark McKenzie

That the Committee of the Whole does now rise and report to Council respecting the business items considered by the Committee:
1) Communication Items (as presented)
2) Consent Agenda (as amended)
3) Items Deferred Items Referred (as amended)
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

Moved by: Councillor Renaldo Agostino
Seconded by: Councillor Fred Francis

Decision Number: CR475/2024
That Rule 13.9 of the Procedure By-law **BE WAIVED** to introduce a motion for consideration without prior notice regarding changes to the approved recommendation in the report of the Coordinator, Parking Services dated September 3, 2024, entitled “Response to CQ 36-2023 – Repurposing of Lot 16”.
Carried.

Moved by: Councillor Renaldo Agostino
Seconded by: Councillor Fred Francis

Decision Number: CR476/2024
That administration **BE DIRECTED** to report back regarding changes to the administrative recommendation in the report of the Coordinator, Parking Services dated September 3, 2024, entitled “Response to CQ 36-2023 – Repurposing of Lot 16” for Council’s consideration.
Carried.

Councillor Kieran McKenzie gives notice that at the next regular meeting of Council he will introduce a motion for consideration regarding Bill 212 - Reducing Gridlock, Saving You Time Act, 2024 - Framework for bike lanes that require removal of a traffic lane.

16. THIRD AND FINAL READING OF THE BY-LAWS

Moved by: Councillor Jim Morrison
Seconded by: Councillor Ed Sleiman

That the By-laws No. 153-2024 through 160-2024 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

17.1. Petition regarding the safety concerns at the intersection of Central Avenue & Temple Drive

Moved by: Councillor Renaldo Agostino
Seconded by: Councillor Fabio Costante

Decision Number: CR477/2024
That the petition presented by Councillor Ed Sleiman on behalf of Parkwood Manor regarding the safety concerns at the intersection of Central Avenue & Temple Drive **BE RECEIVED** by the Clerk and the Clerk **BE DIRECTED** to forward the petition to the Commissioner, Infrastructure Services & City Engineer for the purpose of an examination of the requested works or undertakings.
Carried.

Clerk's File: ACO/14715

17.2. Petition regarding parking and traffic concerns on Erskine Street

Moved by: Councillor Renaldo Agostino
Seconded by: Councillor Fabio Costante

Decision Number: CR478/2024
That the petition presented by Councillor Ed Sleiman on behalf of the residents on Erskine Street regarding parking and traffic concerns **BE RECEIVED** by the Clerk and the Clerk **BE DIRECTED** to forward the petition to the Commissioner, Infrastructure Services & City Engineer for the purpose of an examination of the requested works or undertakings.
Carried.

Clerk's File: ACO/14715

18. QUESTION PERIOD

18.3. CQ 45-2024

Moved by: Councillor Fred Francis
Seconded by: Councillor Jo-Anne Gignac

Decision Number: CR479/2024
That the following Council Question by Councillor Fred 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, as amended:

CQ 45-2024:
Assigned to: Commissioner, Infrastructure Services & City Engineer

Asks that Administration provide a traffic flow status report for City Council's review. This report should identify if changes, reviews, or updates need to be made to the current Transportation Master Plan. Also, the report should identify any problematic trends or patterns that have been seen regarding traffic flow throughout the city.
Carried.

Clerk's File: ACOQ2024 & ST2024

18.4. CQ 46-2024

Moved by: Councillor Fred Francis
Seconded by: Councillor Jo-Anne Gignac

Decision Number: CR480/2024
That the following Council Question by Councillor Fred 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, as amended:

CQ 46-2024:
Assigned to: Commissioner, Community & Corporate Services

Asks that Administration provide a report pertaining to the use of Artificial Intelligence software within City business and operations. What is our plan to utilize AI within the City business and operations? How are other cities and different levels of government moving forward with the usage of AI?
Carried.

Clerk's File: ACOQ2024 & SI2024

Moved by: Councillor Fred Francis
Seconded by: Councillor Jo-Anne Gignac

Decision Number: CR481/2024
That administration **BE DIRECTED** to write a letter to the Provincial Government and Members of Provincial Parliament to encourage more consultation with municipalities on matters of planning & development before legislation is enacted; and,

That administration **BE DIRECTED** to request an in-person meeting with local Members of Provincial Parliament (MPP's) related to the consultation process and the recent changes to the legislation as provided by the City's legal department; and,

That administration **BE DIRECTED** to report back for further consideration of initiatives or suggestions from council; and,

That our local board member of the Association of Municipalities of Ontario (AMO)-Councillor Kieran McKenzie **BE REQUESTED** to bring the City's concerns forward to the Association of Municipalities of Ontario (AMO) organization for their consideration as per their process.
Carried.

18.5. CQ 47-2024

Moved by: Councillor Fred Francis
Seconded by: Councillor Jo-Anne Gignac

Decision Number: CR482/2024
That the following Council Question by Councillor Renaldo Agostino **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, as amended:

CQ 47-2024:
Assigned to: Commissioner, Human & Health Services
Asks that Administration write a letter to the provincial government reiterating our support for the Ontario Big City Mayor's recent motion on chronic homelessness, mental health safety and the addictions crisis and the need for immediate and swift action and should this result in new or expanded mandatory treatment programs, that Windsor be consulted and considered for any pilot project or initiative.
Carried.

Clerk's File: ACOQ2024 & MH2024

21. ADJOURNMENT

Moved by: Councillor Angelo Marignani
Seconded by: Councillor Jo-Anne 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 11:21 o'clock a.m.

_____ _____

Mayor City Clerk

Adopted by Council at its meeting held October 28, 2024 (CR435/2024)
SV/bm
Windsor, Ontario, October 28, 2024

REPORT OF THE STRIKING COMMITTEE
of its meeting held
September 23, 2024

Members in Attendance:

Mayor Drew Dilkens
Councillor Renaldo Agostino
Councillor Fabio Costante
Councillor Jo-Anne Gignac
Councillor Gary Kaschak
Councillor Angelo Marignani
Councillor Kieran McKenzie
Councillor Mark McKenzie
Councillor Jim Morrison
Councillor Ed Sleiman
Councillor Fred Francis

Also in attendance:

Joe Mancina, Chief Administrative Officer
Andrew Daher, Commissioner, Human and Health Services
David Simpson, Commissioner of Infrastructure Services/City Engineer
Janice Guthrie, Commissioner of Finance/City Treasurer
Ray Mensour, Commissioner Community and Corporate Services
Jelena Payne, Commissioner Economic Development
Steve Vlachodimos, City Clerk
Wira Vendrasco, City Solicitor
Dana Paladino, Acting Senior Executive Director Corporate Services
Matthew Stubbings, Mayor's Chief of Staff

Declarations of Pecuniary Interest:

None declared.

Your Committee submits the following recommendation:

(1) That the City Clerk **BE DIRECTED** to undertake a recruitment for additional members for the ***Community Public Art Working Group***.

MAYOR

CITY CLERK

Adopted by Council at its meeting held October 28, 2024 (CR436/2024)
SV/bm

SPECIAL MEETING OF COUNCIL – IN CAMERA
September 23, 2024

Meeting called to order at: 2:31 p.m.

Members in Attendance:

Mayor Drew Dilkens
Councillor Renaldo Agostino
Councillor Fabio Costante
Councillor Fred Francis
Councillor Jo-Anne Gignac
Councillor Gary Kaschak
Councillor Angelo Marignani
Councillor Kieran McKenzie
Councillor Mark McKenzie
Councillor Jim Morrison
Councillor Ed Sleiman

Also in attendance:

Joe Mancina, Chief Administrative Officer
Andrew Daher, Commissioner, Human and Health Services (Items 1-4)
David Simpson, Commissioner of Infrastructure Services/City Engineer (Items 1-4)
Janice Guthrie, Commissioner of Finance/City Treasurer (Items 1-4)
Ray Mensour, Commissioner Community and Corporate Services (Items 1-4)
Jelena Payne, Commissioner Economic Development
Steve Vlachodimos, City Clerk
Wira Vendrasco, City Solicitor
Dana Paladino, Acting Senior Executive Director Corporate Services (Items 1-4)
Matthew Stubbings, Mayor's Chief of Staff
Neil Robertson, City Planner (Item 5)

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

Item No.	Subject & Section - Pursuant to *Municipal Act*, 2001, as amended
1	Property matter – expropriation amendment, Section 239(2)(c)
2	Property matter – acquisition of land, Section 239(2)(c)
3	Property/Plan matter – agreement, Section 239(2)(c)(k)
4	Personal matter – about an identifiable individual – appointment, Section 239(2)(b)
5	Personal matter – about an identifiable individual – verbal report, Section 239(2)(b)

Motion Carried.

Declarations of Pecuniary Interest:

None disclosed.

Discussion on the items of business.

Verbal Motion is presented by Councillor Fred Francis, seconded by Councillor Angelo Marignani,
to move back into public session.
Motion Carried.

Moved by Councillor Mark McKenzie, seconded by Councillor Fabio 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 23, 2024 directly to Council for consideration at the next Regular Meeting.

1. That the recommendation contained in the in-camera report from the Manager of Real Estate Services, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Community and Corporate Services, Executive Director of Engineering/Deputy City Engineer, Commissioner of Infrastructure Services and Commissioner of Finance/City Treasurer respecting a property matter – expropriation amendment **BE APPROVED**.

2. That the in-camera report from the Executive Director of Parks and Facilities, City Solicitor, Senior Executive Director of Corporate Services, Commissioner of Community Services and Commissioner of Finance/City Treasurer respecting a property matter – acquisition of land **BE RECEIVED,** and further Administration **PROCEED** on the verbal direction of Council.

3. That the recommendation contained in the in-camera report from the Manager of Development Revenue and Financial Administration, Executive Director of Recreation and Culture, Manager of Corporate Projects, Commissioner of Community and Corporate Services and Commissioner of Finance/City Treasurer respecting a property/plan matter - agreement **BE APPROVED**.

4. That the recommendation contained in the in-camera report from the Executive Director of Human Resources, Senior Executive Director of Corporate Services, Commissioner of Community and Corporate Services and Commissioner of Finance/City Treasurer respecting a personal matter about an identifiable individual - appointment **BE APPROVED**.

5. That the confidential verbal report from the Chief Administrative Officer regarding a personal issue – about an identifiable individual **BE RECEIVED.**

Motion Carried.

Moved by Councillor Kieran McKenzie, seconded by Councillor Fabio Costante,
That the special meeting of council held September 23, 2024 BE ADJOURNED.
(Time: 3:02 p.m.)

Motion Carried.