THE CITY OF WINDSOR
ONTARIO, CANADA

ACON 2024

December 6, 2024

TO THE MAYOR AND MEMBERS OF COUNCIL:

The **regular meeting** of Council will be held on **Monday, December 9, 2024 at 10:00 o'clock a.m., in the Council Chambers, 350 City Hall Square.**

A special meeting of Council will be held on **Monday, December 9, 2024, immediately following the regular meeting of Council, in Room 139, 350 City Hall Square.** Council will at the special meeting adopt a resolution to authorize Council to meet in closed session, and the resolution shall contain the general nature of the matters to be considered in the closed session. The resolution must be adopted by a majority of Council present during the open special meeting before the meeting may be closed. An agenda for this meeting is enclosed under separate cover.

BY ORDER OF THE MAYOR.

Yours very truly,

Anna Ciacelli
Deputy Clerk
/bm
c.c. Chief Administrative Officer

Consolidated City Council Meeting Agenda

Date: Monday, December 9, 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

4.1 Adoption of the Windsor City Council minutes of its meeting held November 25, 2024 **(SCM 366/2024)** ***(attached)***

5. NOTICE OF PROCLAMATIONS

6. COMMITTEE OF THE WHOLE

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

7.1. Correspondence 7.1.1. through 7.1.5. **(CMC 16/2024)** ***(previously distributed)***
Clerk's Note: Item 7.1.6 – Correspondence item ***(attached)***

No.	Sender	Subject
7.1.6	Committee of Adjustment	Applications to be heard by the Committee of Adjustment/Consent Authority, Thursday, December 19, 2024 Z2024 Note & File

7.2. Maintaining Access and Infrastructure on the Ambassador Bridge Corridor – Ward 2 **(C 156/2024)** ***(previously distributed)***

7.3. Red Light Camera Program Budget and Road Safety Initiatives **(C 162/2024)** ***(attached)***

8. CONSENT AGENDA *(previously distributed)*

8.2. 2025 Interim Tax Bills - City Wide **(C 154/2024)**

8.3. Approval of Temporary Borrowing By-Law for 2025 and 2026 **(C 150/2024)**

8.4. Financial Policy Updates - City Wide **(C 159/2024)**

8.5. Audited Consolidated Financial Statements for Windsor Business Improvement Areas for 2022 and 2023 - Wards 2, 3, 4, 5 & 6 **(C 157/2024)**
Clerk's Note: Mike Bates, Chair, Walkerville BIA is submitting the ***attached*** letter dated December 6, 2024, as a written submission.

CONSENT COMMITTEE REPORTS

8.6. Amendment to CR437/2023 for Closure of north/south alley located between Taylor Avenue and 1124-1224 Campbell Avenue, Ward 2, SAA-6848 **(SCM 312/2024)** **(S 119/2024)**

9. REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS

10. PRESENTATIONS AND DELEGATIONS

PRESENTATIONS (10 MINUTES)

10.1. "Sponsor Windsor" Recognition Awards
a) Alena Sleziak, Senior Manager Communications & Customer Services (in person)

DELEGATIONS (5 MINUTES)

8.1. East End Transit Terminal - Transit and Rail Project Assessment Process - Ward 8 **(C 148/2024)** ***(previously distributed)***
Clerk's Note: Administration is providing the ***attached*** Appendix B that was not previously distributed.
a) Chris Patten, Dillon Consulting Limited, available for questions (in person)
b) Greg Hayes, Dillon Consulting Limited, available for questions (via Zoom)

8.7. Tabling of the Sandwich South: Sustainable Neighbourhood Action Plan (SSSNAP) - City Wide **(SCM 351/2024) (CM 12/2024)** ***(previously distributed)***
a) Caroline Taylor, Area Resident (in person)

11.2. Local Improvement (City Initiated) - Proposed Storm Sewer and Curb on Jarvis Avenue from Riverside Drive East to Little River Boulevard - Ward 7 **(C 158/2024)** ***(previously distributed)***
a) Diane Russett, Area Resident (in person)

11. REGULAR BUSINESS ITEMS (Non-Consent Items)

11.1. Cabana Corridor Improvements Phase 4 - Mount Carmel Drive to Highway 3; Legal Agreements with Ontario Ministry of Transportation - Ward 1 **(C 153/2024)** ***(previously distributed)***

11.3. RFP 71-24 Acquisition of Three Fire Trucks - City Wide **(C 146/2024)** ***(previously distributed)***

11.4. Declaration of a Vacant Parcel of Land Municipally Known as 0 Riverside Drive East Surplus and Authority to Offer for Sale – Ward 7 **(C 149/2024)** ***(previously distributed)***

11.5. Declaration of a Vacant Parcel of Land Municipally Known as 0 Russell Street Surplus and Authority to Offer for Sale – Ward 2 **(C 151/2024)** ***(previously distributed)***

11.6. Growing Canada's Community Canopies (GCCC) Supporting Partner Application with the Downtown Windsor Business Improvement Association (DWBIA) **(C 160/2024)** ***(attached)***

11.7. Emergency Shelter Winter Planning and Reaching Home Funding - City Wide **(C 161/2024)** ***(attached)***

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 (if scheduled)

12.2 Report of the Special Meeting of Council – In-Camera of its meeting held November 25, 2024 **(SCM 355/2024)** ***(attached)***

12.3 Report of the In-Camera Striking Committee of its meeting held November 25, 2024 **(SCM 356/2024)** ***(attached)***

12.4 Report of the Striking Committee of its meeting held November 25, 2024 **(SCM 357/2024)** ***(attached)***

12.5 Report of the In-camera Environment, Transportation and Public Safety Standing Committee – sitting as the Transit Windsor Board of Directors of its meeting held November 27, 2024 **(SCM 358/2024)** ***(attached)***

13. BY-LAWS (First and Second Reading)

13.1 **By-law 174-2024** - A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS ZELDA COURT IN THE CITY OF WINDSOR, authorized by CR76/2011, dated February 28, 2011. ***(previously distributed)***

13.2 **By-law 175-2024** - A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 4.88 METRE NORTH/SOUTH ALLEY AND THE 4.88 METRE EAST/WEST ALLEY NORTH OF CLAIRVIEW AVENUE, EAST OF DIEPPE STREET, SOUTH OF RIVERSIDE DRIVE EAST AND WEST OF GENEVIEVE AVENUE, CITY OF WINDSOR, authorized by CR419/2023, dated October 16, 2023, and by CR463/2024, dated October 28, 2024. ***(previously distributed)***

13.3 **By-law 176-2024** - A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.88 METRE NORTH/SOUTH ALLEY AND THE 4.88 METRE EAST/WEST ALLEY NORTH OF CLAIRVIEW AVENUE, EAST OF DIEPPE STREET, SOUTH OF RIVERSIDE DRIVE EAST AND WEST OF GENEVIEVE AVENUE, CITY OF WINDSOR, authorized by CR419/2023, dated October 16, 2023, and by CR463/2024, dated October 28, 2024. ***(previously distributed)***

13.4 **By-law 177-2024** - A BY-LAW TO AMEND BY-LAW NUMBER 137-2007 BEING A BY-LAW RESPECTING THE LICENSING AND REGULATING OF PUBLIC VEHICLES, authorized by B27/2024, dated January 29, 2024, and by CR451/2024, dated October 28, 2024. ***(previously distributed)***

13.5 **By-law 178-2024** - A BY-LAW TO AUTHORIZE THE EXECUTION OF THE COST SHARING AGREEMENT FOR THE CABANA CORRIDOR IMPROVEMENTS PHASE 4 BETWEEN THE CORPORATION OF THE CITY OF WINDSOR (THE MUNICIPALITY) AND HIS MAJESTY THE KING IN RIGHT OF ONTARIO, REPRESENTED BY THE MINISTER OF TRANSPORTATION (THE MINISTRY), see Item No. 11.1. ***(previously distributed)***

13.6 **By-law 144-2024** - A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 5.49 METRE EAST/WEST ALLEY SOUTH OF TECUMSEH ROAD EAST, EAST OF LEONARD LANE, AND WEST OF GEORGE AVENUE, CITY OF WINDSOR, authorized by CR62-2024, dated February 12, 2024. ***(attached)***

13.7 **By-law 145-2024** - A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 5.49 METRE EAST/WEST ALLEY SOUTH OF TECUMSEH ROAD EAST, EAST OF LEONARD LANE, AND WEST OF GEORGE AVENUE, CITY OF WINDSOR, authorized by CR62-2024, dated February 12, 2024. ***(attached)***

13.8 **By-law 179-2024** - A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 9TH DAY OF DECEMBER, 2024. ***(previously distributed)***

14. MOVE BACK INTO FORMAL SESSION

15. NOTICES OF MOTION

Moved by: Councillor Mark McKenzie
Seconded by: Councillor _____

That council **SEND A LETTER** to the federal government to fix our bail system, and take immediate action by keeping repeat and violent offenders in jail while they wait for trial, so that repeat and violent offenders can't continue to harm our communities while out on bail.

Moved by: Councillor Kieran McKenzie
Seconded by: Councillor _____

That Given the significant challenges municipalities across Ontario including the City of Windsor, face in addressing Housing, Homelessness, Mental Health and Addiction in the communities we serve; and,

Recognizing the major obstacles faced by municipalities including Windsor to provide supportive housing and the resulting Homelessness and Encampment crisis in municipalities across Ontario; and,

Noting that the Auditor General of Ontario has recently concluded that the Government of Ontario's Opioid Strategy does not have efficient, effective or adequate processes in place to address the crisis, an analysis accepted by the Ontario Ministry of Health; and,

Given the comprehensive, robust, objective, inclusive and data-driven analysis undertaken by the Association of Municipalities of Ontario (AMO), representing over 400 municipalities across Ontario, on the full suite of issues cited above including the unprecedented proliferation of Encampments across the province of Ontario:

That Windsor City Council **ENDORSE** the AMO Policy Update on Encampments and the Opioid Crisis along with the supporting documents: Homeless Encampments in Ontario: A Municipal Perspective and The Opioid Crisis: A Municipal Perspective; and further,

That Council **CALLS UPON** the Government of Ontario **TO ADDRESS** the issues cited above by implementing the recommendation proposed by AMO in the documents referenced in this motion; and,

That Council **DIRECT** Administration to apprise through direct correspondence the Premier and all relevant Provincial Ministers, as well as, all local representatives elected

to Senior Levels of Government, the County of Essex and the Municipal Councils in Essex County of the passing of this motion.

Encampments and Opioid Crisis | AMO
Homeless Encampments in Ontario: A Municipal Perspective
The Opioid Crisis: A Municipal Perspective

16. THIRD AND FINAL READING OF THE BY-LAWS

By-laws 144-2024, 145-2024, and 174-2024 through 179-2024 inclusive.

17. PETITIONS

18. QUESTION PERIOD *(previously distributed)*

18.1. Summary of Outstanding Council Questions as of November 28, 2024 **(SCM 352/2024)**

18.2. Outstanding Council Directives as of October 28, 2024 **(SCM 350/2024)**

19. STATEMENTS BY MEMBERS

20. UPCOMING MEETINGS

International Relations Committee
Wednesday, December 11, 2024
3:30 p.m., Room 522a, 350 City Hall Square West

Committee of Management for Huron Lodge
Thursday, December 12, 2024
9:00 a.m., Room 140, 350 City Hall Square West

Development & Heritage Standing Committee
Monday, January 6, 2025
4:30 p.m., Council Chambers

City Council Meeting
Monday, January 13, 2025
10:00 a.m., Council Chambers

21. ADJOURNMENT

Committee Matters: SCM 366/2024

Subject: Adoption of the Windsor City Council minutes of its meeting held November 25, 2024

City Council Meeting

Date: Monday November 25, 2024
Time: 10:00 o'clock a.m.

Members Present:

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 10:01 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 October 28, 2024.

Moved by: Councillor Jo-Anne Gignac
Seconded by: Councillor Gary Kaschak
That the minutes of the Meeting of Council held October 28, 2024 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 336/2024

4.2. Report of the Special Meeting of Council of its meeting held November 4, 2024.

Moved by: Councillor Jo-Anne Gignac
Seconded by: Councillor Gary Kaschak
That the minutes of the Special Meeting of Council held November 4, 2024 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 329/2024

5. NOTICE OF PROCLAMATIONS

Proclamations
"International Day for the Elimination of Violence Against Women" – November 25, 2024
"World AIDS Day" – November 29, 2024

Flag Raising Ceremony
"International Day for the Elimination of Violence Against Women" – November 25, 2024

"World AIDS Day" – November 29, 2024

Illumination
"World AIDS Day" – November 29, 2024

6. COMMITTEE OF THE WHOLE

Moved by: Councillor Angelo Marignani
Seconded by: Councillor Kieran McKenzie

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 163-2024 through 173-2024
Carried.

7. COMMUNICATIONS INFORMATION PACKAGE

7.1. Correspondence for Monday November 25, 2024

Moved by: Councillor Mark McKenzie
Seconded by: Councillor Jim Morrison

Decision Number: CR486/2024
That the following Communication Items 7.1.2 through 7.1.8 as set forth in the Council Agenda **BE REFERRED** as noted; and that Item 7.1.1 be dealt with as follows:

7.1.1 Enbridge Gas Inc - 2025 Federal Carbon Pricing Program (FCPP) Application - OEB Notice.

Moved by: Councillor Mark McKenzie
Seconded by: Councillor Jo-Anne Gignac

Decision Number:CR487/2024
That the correspondence from Justin Egan, Technical Manager Regulatory Applications, Enbridge Gas Inc. dated September 26, 2024 regarding Enbridge Gas Inc - 2025 Federal Carbon Pricing Program (FCPP) Application - OEB Notice **BE RECEIVED**; and, further,

That Administration **BE DIRECTED** to send a letter to the federal government requesting that the carbon tax be removed from home heating bills.
Carried.
Councillors Kieran McKenzie and Fabio Costante voting nay.

No.	Sender	Subject
7.1.1	Enbridge Gas Inc	Enbridge Gas Inc - 2025 Federal Carbon Pricing Program (FCPP) Application - OEB Notice. MU2024 Note & File
7.1.2	Dillon Consulting and Kevin Webb, Manager, Environmental Quality	Notice of Intention to Apply Non-Potable Groundwater Site Condition Standards – Record of Site Condition – 0 Riverside Drive West Commissioner, Infrastructure Services & City Engineer Manager, Environmental Quality EI/11165 Note & File
7.1.3	Dragun Corporation and Kevin Webb, Manager, Environmental Quality	Notice of Use of Non-Potable Site Condition Standards at 245 Louis Avenue Commissioner, Infrastructure Services & City Engineer Manager, Environmental Quality EI/11165 Note & File
7.1.4	City Planner	Application for Zoning By-law Amendment, 1495754 Ontario Inc. (Terry Rafih), 0 Esplanade Drive, to permit a 4-storey multiple dwelling residential building. Z/14874 Note & File
7.1.5	City Planner	Application for Zoning By-law Amendment, Rafco Property Trust Ltd., 0 Howard Avenue, to permit a new multiple unit residential dwelling as a permitted use where only a commercial building was permitted. Z/14877 Note & File
7.1.6	City Planner	Application for Zoning By-law Amendment, Marko Agbaba, 1066 California Avenue, to permit a townhome dwelling as an additional permitted use where only an existing duplex, existing semi-detached, and one single unit dwelling are permitted. Z/14876

		Note & File
7.1.7	City Planner	Application for Zoning By-law Amendment, Baker Investments, Ltd., 0 Wyandotte Street East, to permit a new multiple-use dwelling building as an additional permitted use where only commercial development is permitted. Z/14875 Note & File
7.1.8	Committee of Adjustment	Applications to be heard by the Committee of Adjustment/Consent Authority, Thursday, November 28, 2024 Z2024 Note & File

Carried.

Report Number: CMC 15/2024

7.2. Strengthen the Core Update - City Wide

Moved by: Councillor Mark McKenzie
Seconded by: Councillor Jim Morrison

Decision Number:CR488/2024

I. That City Council **RECEIVE FOR INFORMATION** an update dated November 25, 2024 on the Strengthen the Core: Downtown Windsor Revitalization Plan approved by City Council on May 13, 2024 (CR 49/2024).

Carried.

Report Number: CM 13/2024
Clerk's File: MD/14771

8. CONSENT AGENDA

8.1. 2025 Schedule of Council and Standing Committee Meetings - City Wide

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

Decision Number: CR489/2024
That the "Schedule of City Council and Standing Committee meetings for 2025" attached as Appendix A, along with the "Deadlines for Submission of Reports Scheduled for Consideration at City Council Meetings" attached as Appendix B, "Deadlines for Submission of Reports Scheduled for Consideration at In-Camera City Council Meetings" attached as Appendix C, and "Deadlines for Submission of Reports Scheduled for Consideration at Standing Committee Meetings" attached as Appendix D for January 1, 2025 to December 31, 2025 **BE APPROVED**; and, further,

That administration **BE DIRECTED** to report back to Council at the end of 2023 on the impact of changing the Council meeting start time to 10:00 o'clock a.m.; and, that the information **INCLUDE** public, council, and administration consultations.
Carried.

Report Number: C 95/2024
Clerk's File: ACO2024

8.5. Response to CQ 29-2023 - Policy re: Capital Improvements at City Gateways - City Wide

Moved by: Councillor Ed Sleiman
Seconded by: Councillor Renaldo Agostino

Decision Number: CR490/2024 ETPS 1030
That the report in response to CQ 29-2023 regarding a policy related to capital improvements at city gateways to provide options for further enhancements when budget allotments do not allow for them **BE RECEIVED** for information.
Carried.

Report Number: SCM 333/2024 & S 134/2024
Clerk's File: ACO2024 & ACOQ2024

8.6. CQ-14-2023 - Use of Rumble Strips in an Urban Environment

Moved by: Councillor Ed Sleiman
Seconded by: Councillor Renaldo Agostino

Decision Number: CR491/2024 ETPS 1032
That the report of the Acting Senior Manager of Traffic and Parking dated October 15, 2024, entitled "Response to CQ 14-2023 – Use of Rumble Strips in an Urban Environment – City Wide" **BE RECEIVED** for information; and,

That administration **BE DIRECTED** to include information related to rumble strips in the coming report related to traffic calming.
Carried.

Report Number: SCM 335/2024 & S 144/2024
Clerk's File: ST2023 & ACOQ2024

8.7. Zoning By-law Amendment Application for 3170 & 3178 California Avenue, Z-024/24 [ZNG-7227], Ward 1

Moved by: Councillor Ed Sleiman

Seconded by: Councillor Renaldo Agostino

Decision Number: CR492/2024 DHSC 670

I. That Zoning By-law 8600 **BE AMENDED** by changing the zoning for the lands located on the east side of California Avenue between Balmoral Street and Norfolk Street, described as Lots 1291 to 1294, Plan 1023 (PIN No. 01277-0254 LT), by adding a site-specific provision to permit a Semi-Detached Dwelling as an additional permitted main use, subject to additional regulations:

514. EAST SIDE OF CALIFORNIA AVENUE BETWEEN BALMORAL STREET AND NORFOLK STREET

(1) For the lands comprising of Lots 1291 to 1294, Plan 1023, PIN No. 01277- 0254 LT, a Semi-Detached Dwelling shall be an additional permitted main use subject to the following additional provisions:

1. The Semi-Detached Dwelling provisions of Section 10.4.5 shall apply; and
2. Section 5.99.80.1.1.b) shall not apply. [ZDM 8; ZNG/7227]

Carried.

Report Number: SCM 337/2024 & S 135/2024
Clerk's File: Z/14849

8.9. Approval of a Draft Plan of Subdivision and Zoning By-law Amendment for the property known as 3990 Loon Street; Applicant: Olivia Construction Inc.; File Nos. SDN-003/24 [SDN/7212] and Z-018/24 [ZNG/7211]; Ward 5.

Moved by: Councillor Ed Sleiman
Seconded by: Councillor Renaldo Agostino

Decision Number: CR493/2024 DHSC 672

I. That Zoning By-law 8600 **BE AMENDED** by changing the zoning of the land located west of Tourangeau Road, between Plymouth Drive and Grand Marais Road East, described as Pt Lot 105, Concession 2, designated as PART 1, Plan 12R-26347 [PIN 01360-0291 (LT)] and PART BLOCK 21 Plan 12M417 Windsor being PARTS 4, 5 & 6 Plan 12R27878 [PIN 01360-0301 (LT)], from RD2.1 to RD2.2, subject to s.95.20.

II. That the holding (H) symbol SHALL APPLY to the land described as Pt Lot 105, Concession 2, designated as PART 1, Plan 12R-26347 [PIN 01360-0291 (LT)] and PART BLOCK 21 Plan 12M417 Windsor being PARTS 4, 5 & 6 Plan 12R27878 [PIN 01360-0301 (LT)] and that Zoning By-law 8600 **BE FURTHER AMENDED** by adding the following clause to Section 95.20:

(2) Registration of a Final Plan of Subdivision.

III. That the application of Olivia Construction Homes Inc. for Draft Plan of Subdivision approval for Pt Lot 105, Concession 2, designated as PART 1, Plan 12R26347 [PIN 01360-0291 (LT)] and PART BLOCK 21 Plan 12M417 Windsor being PARTS 4, 5 & 6 Plan 12R27878 [PIN 01360-0301 (LT)], **BE APPROVED** subject to the following conditions:

A. That the Draft Plan Approval shall lapse on November 25, 2027 (3 years from the date of approval);

B. That this approval applies to the draft plan of subdivision presented on attached Map No. SDN-003/24-1, prepared by VERHAEGEN Land Surveyors for Olivia Construction Homes Inc., showing 4 Blocks for townhome dwellings, 1 Block to be conveyed to the Corporation of the City of Windsor for the accommodation of existing municipal drain south of the subject land, 1 Block for Road Reserve, and two proposed road allowances (Street A and extension of Loon Street);

C. That the owner shall enter into a subdivision agreement with the Corporation of the City of Windsor for the proposed development on the subject lands;

D. That the owner shall submit for approval of the City Planner/Executive Director of Planning & Building a final draft M-Plan, which shall include the names of all road allowances within the plan, as approved by the Corporation.

E. That the subdivision agreement between the owner and the Corporation of the City of Windsor be registered on title and shall contain, among other matters, the following provisions:

1. The owner shall include all items as set out in the Results of Consultation (attached hereto as Appendix D) with further amendments as required, all requirements under the General Provisions of the Plan of Subdivision Agreement for the Engineering Department, and other relevant matters set out in CR 233/98 (Standard Subdivision Agreement).

2. The owner shall, prior to the issuance of a construction permit for any and all phases of the development, finalize an engineering analysis to identify stormwater quality and quantity measures as necessary to control any increase in flows in downstream watercourses, in accordance with the *Windsor-Essex Region Stormwater Management Standards Manual* and any other relevant municipal/provincial, standards or guidelines, in consultation, with the Essex Region Conservation Authority (ERCA), to the satisfaction of the City Engineer and Essex Region Conservation Authority.

3. The Owner shall install the stormwater management measures, for each phase of the development, identified in the final engineering analysis completed, as part of the development for the site and undertake to implement the

recommendations contained therein, to the satisfaction of the City Engineer and the Essex Region Conservation Authority.

4. The owner shall, prior to the issuance of a construction permit, provide the Essex Region Conservation Authority a copy of the fully executed subdivision agreement between the Owner and the Municipality, containing provisions to carry out the recommendations of the final plans, reports, and requirements noted above in paragraphs III.E.2 & III.E.3, and obtain the necessary ERCA approvals for each phase or phases seeking final approval.

5. Prior to undertaking construction or site alteration activities, the owner shall obtain all necessary approvals from the Essex Region Conservation Authority, in accordance with Section 28 of the *Conservation Authorities Act*, any other legislation, and applicable conditions specified herein.

6. Notice is required in every agreement of purchase and sale for the units within Block 4, that the properties are subject to Section 28 approvals by ERCA under the *Conservation Authorities Act*. Additionally, the notice should specify that the rear portion of the lots with 8m plus the depth of the drain may not meet the minimum setback requirement for additional structures. The ERCA permit process will assess the feasibility of constructing buildings and structures in proximity to the regulated watercourse, Pillette Drain No. 1.

7. Right-of-Way - Prior to the issuance of a construction permit, the owner shall

   a) Construct on all future municipal right-of-way, pavements, including curbs and gutters, driveway approaches and the necessary drainage facilities according to City of Windsor standard specifications, complete with a 20-meter right-of-way. Pavements may be 7.4 meters in width, as shown on Standard City Drawing AS-206C. The cul-de-sac pavements shall have a minimum radius of 9.5 meter. The owner further agrees that one (1) full winter shall elapse following the laying of base asphalt, prior to the laying of surface asphalt. All work to be to the satisfaction of the City Engineer.

   b) Construct at the easterly limit of Street A a cul-de-sac bulb wide enough to accommodate a minimum boulevard width of 2.5m for utilities as stipulated by the City of Windsor Standard Drawing AS-206C, and the radius shall be large enough for garbage collection trucks and emergency vehicles to turn around in. All work to be to the satisfaction of the City Engineer.

8. Sidewalks – Prior to the issuance of a construction permit, the owner shall construct, at their entire expense and according to City of Windsor Standard Specifications, concrete sidewalks at the following locations, to the satisfaction of the City Engineer:

a) New Street A – along the north boulevard to Allyson Avenue

b) Loon Street – along the north boulevard between Allyson Avenue and Tourangeau Road

9. Private Storm Drainage Connection - The owner agrees that private storm drain connections from residential units shall not be provided, and further agrees that the proposed townhouses shall be constructed with slabs on grade and shall be drained on grade via splash-blocking.

10. Catch Basins – Prior to the issuance of a construction permit, the owner shall install two sets of catch basins on each of Street `A' and Loon Street, as a factor of safety, and install rear yard drain catch basins that shall outlet to shared rear-yard drainage piping, all to the satisfaction of the City Engineer.

11. Servicing Study – Prior to the issuance of a construction permit, the owner shall, at its own expense, retain a Consulting Engineer to provide a detailed servicing study report on the impact of the increased flow to the existing municipal sewer systems, satisfactory in content to the City Engineer. The study shall review the proposed impact and recommend mitigating measures and implementation of those measures.

12. Site Servicing Plans – The owner shall submit a site servicing plan for the subject lands to the satisfaction of the Chief Building Official, the City Engineer, and ERCA in regulated areas, prior to the issuance of any construction permits.

13. Servicing Charges – The owner shall pay owed servicing fees in the amount of $11,557.70 + HST + an annual interest charge applied based on the Infrastructure Ontario 5-year borrowing rate plus 1%.

14. Conveyance Requirements - The owner shall, prior to the issuance of a construction permit, gratuitously convey to the Corporation of the City of Windsor

i) Block 5 on Map No. SDN-003/24-1 for the municipal Pillette Drain No.1. This conveyance shall be approximately 4.7 meters;

ii) Block 6 (0.3m wide strip of land along the dead-end of Street A) on Map No. SDN-003/24-1, for land reserve purposes;

iii) A 6.0m wide easement along the southerly limit of Block 4 on Map No. SDN-003/24-1, for the maintenance and improvement of the Pillette No. 1 Drain. Should the municipal drain be abandoned, the easement would still be necessary for the maintenance of the municipal ditch; and all

conveyances shall be to the satisfaction of the City Engineer and the City Solicitor.

15. Drainage Engineering Report – The owner agrees that the subject site shall be serviced by the Pillette Drain No. 1, situated to the south of the property; and further agrees that any new storm sewer outlet connection to the drain shall be completed in accordance with City of Windsor Engineering Best Practice BP.1.3.2, which includes an Engineer's Report, and any other requirements specified under the *Drainage Act*. Therefore, the owner shall retain, at its own expense, a Consulting Engineer to provide, prior to the issuance of a construction permit, a detailed Drainage Report in accordance with the *Drainage Act*, to the satisfaction of the City Engineer and the Essex Region Conservation Authority.

16. Climate Change considerations - The owner shall compensate at caliper-per-caliper rate any trees not able to be retained on the site, in addition to the standard payment for one new tree per unit requirement at the time of building permit, to the satisfaction of the City Forester as per the Schedule of Fees.

17. Tree Removal & Replacement - The owner shall pay to the Corporation, prior to the issuance of a construction permit, the sum of $74,392.00 being tree replacement cost for the removal of trees with a total of 547 cm tree diameter, which requires replacement with a total of 110 new caliper trees.

18. Tree Protection Fencing - The owner shall install tree protection fence for Tree Root protection zones for each tree, prior to commencement of pre-grading activities, and shall further retain a Certified Arborist to inspect the tree protection fencing prior to and during construction to ensure that the fencing remains intact and in good repair throughout the stages of development.

19. Parkland Conveyance: The owner shall, prior to the issuance of a construction permit, pay cash-in-lieu of the 5% of lands to be developed, in accordance with By-law 12780, to the satisfaction of the Executive Director of Parks and the City Planner.

20. Archaeological Assessment - Prior to final Plan approval and prior to any additional land disturbances, the owner shall undertake a Stage 1 archaeological assessment and any further recommended assessments. The required assessment(s) shall be entered into the Ontario Public Register of Archaeological Reports to the satisfaction of the City of Windsor and the Ontario Ministry of Citizenship and Multiculturalism.

21. Prior to the issuance of a construction permit, the owner shall submit a final copy of the relevant archaeological reports mentioned above, in paragraph 20, and GIS study area to the City of Windsor.

22. The owner shall adhere to the recommended mitigation and avoidance measures in section 4.4 of the *Fisheries Act* Review prepared by MTE, dated May 14, 2024.

23. The owner shall:

    i) Relocate, at their own cost, any existing Bell Canada facilities or easements found to be in conflict with the proposed development;

    ii) Provide Bell Canada with servicing plans/CUP to confirm the provision of communication/telecommunication infrastructure needed to service the development. The owner shall be responsible for providing entrance/service duct(s) from Bell Canada's existing network infrastructure to service this development. In the event that no such network infrastructure exists, in accordance with the *Bell Canada Act*, the owner may be required to pay for the extension of such network infrastructure. If the owner elects not to pay for the above noted connection, Bell Canada may decide not to provide service to this development.

NOTES TO DRAFT APPROVAL (File # SDN-003/24)

1. *The applicant is directed to Section 51(39) of The Planning Act 1990 regarding appeal of any imposed conditions to the Local Planning Appeal Tribunal. Appeals are to be directed to the City Clerk of the City of Windsor.*

2. *It is the applicant's responsibility to fulfil the conditions of draft approval and to ensure that the required clearance letters are forwarded by the appropriate agencies to the City of Windsor, to the attention of the City Planner / Executive Director of Planning and Development, quoting the above-noted file number.*

3. *Required agreements with the Municipality will be prepared by the City Solicitor.*

4. *The applicant should consult with an Ontario Land Surveyor for this proposed plan concerning registration requirements relative to the Certification of Titles Act.*

5. *The final plan approved by the Corporation of the City of Windsor must be registered within thi56rfc rty (30) days or the Corporation may withdraw its approval under Section 51(59) of The Planning Act 1990.*

6. *All plans of subdivision/condominium are to be prepared and presented in metric units and certified by the Ontario Land Surveyor that the final plan is in conformity to the approved zoning requirements.*

7. *Where agency conditions are included in the City's Subdivision Agreement, the Applicant is required to forward a copy of the agreement to the agencies in order to facilitate their clearance of conditions for final approval of this plan*.

IV. That the City Clerk **BE AUTHORIZED** to issue the required notice respecting approval of the draft plan of subdivision under Section 51(37) of *The Planning Act.*

V. That the subdivision agreement shall **BE REGISTERED** against lands to which it applies prior to the final registration of the Plan of Subdivision.

VI. That prior to the final approval by the Corporation of the City of Windsor, the City Planner / Executive Director of the Planning and Development shall **BE ADVISED**, in writing, by the appropriate agencies that conditions have been satisfied.

VII. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign all necessary agreements and documents approved as to form and content satisfactory to the City Solicitor

VIII. That Administration from the Parks Department **BE DIRECTED** to comment on the potential sale of vacant land on Plymouth Street; and,

IX. That this information be **BE BROUGHT FORWARD** when this item proceeds to Council for their consideration.

Carried.

Report Number: SCM 339/2024 & S 146/2024
Clerk's File: Z/14851 & Z/14853

8.10. Zoning By-law Amendment Application for 926-928 Giles Blvd E, Z- 028/24 [ZNG-7232], Ward 4

Moved by: Councillor Ed Sleiman
Seconded by: Councillor Renaldo Agostino

Decision Number: CR494/2024 DHSC 673
That Zoning By-law 8600 **BE AMENDED** for the lands located on the north side of Giles Blvd between Parent Ave and Langlois Ave, described as Lot 53 Plan 937, PIN 01155-0034, by adding a site-specific provision to permit one *Multiple Dwelling* containing a maximum of six dwelling units, subject to the following additional regulations:

515. NORTH SIDE OF GILES BLVD BETWEEN PARENT AVE AND LANGLOIS AVE

(1) For the lands comprising Lot 53 Plan 937, PIN 01155-0034, one *Multiple Dwelling* containing a maximum of six dwelling units shall be an additional permitted main use subject to the following additional provisions:

1. Notwithstanding Section 11.2.5.4.1, the minimum lot width shall be 11.2 m.

2. Notwithstanding Section 11.2.5.4.2, the minimum lot area shall be 470.2 m2 .

3. Notwithstanding Section 24.20.5.1, the minimum required parking spaces shall be four (4) parking spaces. [ZDM 7; ZNG/7232]

Carried.

Report Number: SCM 340/2024 & S 137/2024
Clerk's File: Z/14864

8.11. Brownfield Property Tax Assistance/Rehabilitation Grant Community Improvement Plan (CIP) application submitted by Capital Plus Real Estate Corp. for 3841-3847 Howard Avenue (Ward 8)

Moved by: Councillor Ed Sleiman
Seconded by: Councillor Renaldo Agostino

Decision Number: CR495/2024 DHSC 674

I. That the request made by Capital Plus Real Estate Corp. to participate in the Brownfield Rehabilitation Grant Program **BE APPROVED** for 70% (or 100% if LEED certified) of the municipal portion of the tax increment resulting from the proposed redevelopment at 3841-3847 Howard Avenue for up to 10 years, not to exceed 100% of the eligible costs, pursuant to the City of Windsor Brownfield Redevelopment Community Improvement Plan; and,

II. That Administration **BE DIRECTED** to prepare an agreement between Capital Plus Real Estate Corp., the City, and any persons legally assigned the right to receive grant payments to implement the Brownfield Rehabilitation Grant Program in accordance with all applicable policies, requirements, and provisions contained within the Brownfield Redevelopment Community Improvement Plan to the satisfaction of the City Planner as to content, the City Solicitor as to legal form, and the City Treasurer as to financial implications; and,

II. That the CAO and City Clerk **BE AUTHORIZED** to sign the Rehabilitation Grant Agreement; and,

III. That the approval to participate in the Brownfield Rehabilitation Grant Programs **EXPIRE** if the agreement is not signed by applicant within two years following Council approval.

Carried.

Report Number: SCM 341/2024 & S 138/2024
Clerk's File: SPL2024

8.12. Part Closure of north/south alley located between Park Street West and Wyandotte Street West, Ward 3

Moved by: Councillor Ed Sleiman
Seconded by: Councillor Renaldo Agostino

Decision Number: CR496/2024 DHSC 675

I. That part of the 5.90-metre-wide north/south alley located between Park StreetWest and Wyandotte Street West, namely south of Lot 27, Plan 281, and shown on Drawing No. CC-1857 (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 owner of 170 Wyandotte Street West, 564 Victoria Avenue and 569 Pelissier Street, and as necessary, in a manner deemed appropriate by the City Planner, subject to the following conditions being satisfied by the owner/applicant at their sole expense:

a. Removal and/or relocation of Bell Canada's overhead telecommunications infrastructure from the subject alley, in coordination with and to the satisfaction of Bell Canada and the City Engineer.
b. Removal and/or relocation of ENWIN Utilities Ltd.'s underground high voltage conductors, and overhead high-voltage power lines and utility pole with guy wire and anchor from the subject alley, in coordination with and to the satisfaction of ENWIN Utilities Ltd. and the City Engineer.
c. Removal and/or relocation of ENWIN Utilities Ltd.'s utility pole and guy wires and anchors from that part of the north/south alley to remain open, across from the property known municipally as 563 and 567 Pelissier Street, legally described as Lot 27, Plan 281, in coordination with and to the satisfaction of ENWIN Utilities Ltd. and the City Engineer.
d. Removal and/or relocation of Telus Communications Inc.' overhead and underground telecommunications infrastructure from the subject alley, in coordination with and to the satisfaction of Telus Communications Inc. and the City Engineer.
e. Construction of a new east/west alley over and along Lot 26, Plan 281, constituting the north half of the property known municipally as 564 Victoria Avenue, legally described as Lots 26 and 27, Plan 281, which shall connect the remaining part of the north/south alley to the Victoria Avenue right-of-way, as shown on Drawing No. CC-1857, and hereinafter referred to as the "east/west alley", in coordination with and to the satisfaction of the City Engineer.
f. Obtain necessary permits for and construct new driveway approach off Victoria Avenue for the east/west alley in coordination with and to the satisfaction of the City Engineer.
g. Obtain necessary permits for and complete any required modifications to the existing drainage within the part of the north/south alley to remain open to accommodate the east/west alley in coordination with and to the satisfaction of the City Engineer.
h. Obtain necessary permits to remove the old driveway approach on Victoria Avenue and restore the redundant curb cut and boulevard to City Standards and to the satisfaction of the City Engineer.

i. Obtain necessary permits to remove the old alley driveway approach and restore the redundant curb cut and commercial sidewalk on Wyandotte Street West to City Standards and to the satisfaction of the City Engineer.
j. Obtain necessary permits to construct the new east/west alley as per AS201 and to install drainage for the new alley as per City Standards and to the satisfaction of the City Engineer.
k. Provide a 12R Reference Plan to describe the subject alley and the east/west alley to the satisfaction of the City Engineer.
l. Gratuitously convey to The Corporation of the City of Windsor:

i. the east/west alley to the satisfaction of the City Engineer.

III. That Conveyance Cost **BE SET** as follows:
a. For alley conveyed to abutting lands zoned CD3.6, no charge contingent upon the owner satisfying all the conditions set forth under Recommendation II herein.

IV. That The City Planner **BE REQUESTED** to supply the appropriate legal description, in accordance with Drawing No. CC-1857.

V. That The City Solicitor **BE REQUESTED** to prepare the necessary by-law(s). 3

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

VIII. That the City Solicitor or designate **BE AUTHORIZED** to prepare a by-law to dedicate the lands described under Section e. of Recommendation II herein as a public highway **PRIOR TO** the subject alley being closed.

Carried

Report Number: SCM 342/2024 & S 140/2024
Clerk's File: SPL2024

11.1. Award of Tender: 35-24 – University Avenue Corridor Improvements – Phase 1 (McEwan Avenue to Salter Avenue) – Ward 2

Moved by: Councillor Ed Sleiman
Seconded by: Councillor Renaldo Agostino

Decision Number: CR497/2024

I. That Council **APPROVE** the following low tender:

TENDERER: D'Amore Construction (2000) Ltd.
TENDER NO: 35-24
University Avenue Corridor Improvements –

Phase 1
TOTAL TENDER PRICE: $15,920,073 (excluding HST)
ACCOUNT CHARGED: 007-5410-9998-02942-7221052

and,

II. That the CAO and City Clerk **BE AUTHORIZED** to execute an agreement with the low bidder, D'Amore Construction (2000) Ltd, in the amount of $15,920,073 plus tax (RFT# 35-24), with said contract being satisfactory in technical content to the City Engineer, satisfactory in form to the City Solicitor, and satisfactory in financial content to the City Treasurer; and,

III. That Council **AUTHORIZE** administration to issue any change order(s) and to use any funds in approved Capital Budget Project ID 7221052 allocated for University Avenue Corridor Improvements – Phase 1, as detailed herein for any change order requirements/directives related to RFT# 35-24, provided that the change order amounts do not exceed the approved budget amounts, satisfactory in financial content to the City Treasurer, and in technical content to the City Engineer; and,

IV. Whereas on February 2, 2024, the Capital Budget was deemed approved via Mayoral Decision MD05-2024 and subsequently City Council **SUPPORT** an expenditure up to $19,517,070, be it further resolved that the City Treasurer **BE DIRECTED** to effect the transfer of $2,700,000 of surplus funds from Grove Campbell McKay Storm Sewer Project (ID #7062004) to the University Avenue Corridor Improvements Project (ID #7221052).

Carried.

Report Number: C 139/2024
Clerk's File: SW/14886

11.2. Award of Tender 30-24 Supply & Installation LED Lighting - Various Facilities - Phase 3 - City Wide

Moved by: Councillor Ed Sleiman
Seconded by: Councillor Renaldo Agostino

Decision Number: CR498/2024
That as it relates to Phases 1 & 2 of the Corporate LED Lighting Conversion City Wide project that City Council **ENDORSE** the project change orders as described in Appendix A: LED Project Change Orders, Phases 1 and 2; and,

That consistent with the provisions contained in Tender 30-24, and in accordance with Purchasing By-law 93-2012 and amendments thereto, City Council **APPROVE** the low bid submitted by Dynamic Energy Services Inc. for the supply and installation of Phase 3 of the Corporate LED Lighting Conversion City Wide project as approved by CR 776/2017; and,

That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to execute a contract with Dynamic Energy Services Inc., for a total cost not to exceed $1,269,638.26 (exclusive of HST), satisfactory in technical content to the Senior Manager of Asset Planning, in financial content to the City Treasurer, and in legal content to the City Solicitor, or their designates; and,

Whereas on February 2, 2024, the 2024 Capital Budget was deemed approved via Mayoral Decision MD05-2024 and subsequently City Council **SUPPORTS** an additional expenditure to support Phase 3 of the Corporate LED Lighting Conversion City Wide project, that the City Treasurer **BE DIRECTED** to increase the project budget to $5,846,705 inclusive of all anticipated Phase 1, 2 & 3 costs, which represents a net budget increase of $1,215,235, to be covered by estimated operational savings of $446,500 from project implementation which will be realized in 2028 (an extended period of 2.7 years); 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 City Treasurer, in legal form to the City Solicitor and in technical content to the Senior Manager, Asset Planning; and,

That the Purchasing Manager **BE AUTHORIZED** to issue any change order(s) 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 Senior Manager of Asset Planning, or their designates; and,

That Administration to **BE DIRECTED** to assess the opportunity for annual utility cost savings at the Windsor Airport (YQG) with the intention of adding YQG facilities to the project scope as an additional project phase.
Carried.

Report Number: C 128/2024
Clerk's File: SW/14871

11.3. 2025 Agency Grant Payments - City Wide

Moved by: Councillor Ed Sleiman
Seconded by: Councillor Renaldo Agostino

Decision Number: CR499/2024
That Council **APPROVE** the funding for City Funded Agencies in 2025 up to a maximum of 50% of the 2024 approved grant amounts as outlined in this report.
Carried.

Report Number: C 136/2024
Clerk's File: AF/14854

11.4. 2024 Third Quarter Operating Budget Variance - City Wide

Moved by: Councillor Ed Sleiman
Seconded by: Councillor Renaldo Agostino

Decision Number: CR500/2024
That City Council **RECEIVE FOR INFORMATION** the 2024 3rd Quarter Operating Budget Variance Report; and further,

That the Chief Administrative Officer and the City Treasurer **BE DIRECTED** to continue to monitor the 2024 Operating Budget's projected variance and continue to seek further means for offsetting any potential variances that may arise.
Carried.

Report Number: C 134/2024
Clerk's File: : AF/14854

9. REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS

8.3. CQ 13-2023 - Front Yard Parking Best Practice 2.2.2

Moved by: Councillor Mark McKenzie
Seconded by: Councillor Angelo Marignani

Decision Number: CR501/2024 ETPS 1028 CR11/2024 ETPS972
That the report of the Environment, Transportation & Public Safety Standing Committee meeting held September 25, 2024 regarding " Response to CQ 13-2023 - Front Yard Parking Best Practice 2.2.2 " **BE DEFERRED** to a future meeting of City Council to allow for a previously scheduled meeting(s) of the Walkerville Heritage Conversation District to take place.
Carried.
Councillor Keiran McKenzie voting nay.

Report Number: SCM 296/2024, SCM 327/2023, S 150/2023 & AI 15/2024
Clerk's File: ST2023

8.4. Response to CQ 4-2024 – Options for Modernizing Parking Operations – City Wide

Moved by: Councillor Renaldo Agostino
Seconded by: Councillor Mark McKenzie

Decision Number: CR502/2024 ETPS 1006
That the report of the Environment, Transportation & Public safety Standing Committee of its meeting held May 29, 2024, regarding "Response to CQ 4-2024 – Options for Modernizing Parking Operations – City Wide" **BE DEFERRED** to future meeting of City Council meeting to allow for further review of this matter.
Carried.

Report Number: SCM 165/2024 & S 46/2024
Clerk's File: ST2024

10. PRESENTATIONS AND DELEGATIONS

10.1. Windsor Firefighters – Sparky's 2024 Toy Drive

Cody Long, Joshua Easby & Sparky, Windsor Firefighters

Cody Long, Joshua Easby & Sparky - Windsor Firefighters appear before City Council regarding the Sparky's 2024 Toy Drive and highlight the ongoing impact of Sparky's Toy Drive; and conclude by providing details related to donating, and to thank the firefighters, volunteers, residents and Council of the City of Windsor for their support for this great initiative.

Moved by: Councillor Renaldo Agostino
Seconded by: Councillor Mark McKenzie

Decision Number: CR503/2024
That the presentation of the Windsor Firefighters to City Council on November 25, 2024 regarding Sparky's 2024 Toy Drive **BE RECEIVED.**
Carried.

Clerk's File: SF2024

10.2. Windsor Symphony Orchestra - Impact Report (season overview)

Patti Lauzon, Executive Director, Robert Franz, Music Director, Deb Severs, President, Windsor Symphony Orchestra

Patti Lauzon, Executive Director, Robert Franz, Music Director, Deb Severs, President, Windsor Symphony Orchestra appear before City Council regarding the Windsor Symphony Orchestra (WSO)-Impact report (season overview) and thank Council for their support of the WSO, and the Capitol Theater; and conclude by providing a brief overview of the plan for the 2024-2025 season, of the impact report, their successes over the past year, the broad spectrum of concerts, and the expansion of programming for the upcoming season as a result of the overwhelming success of the WSO.

Moved by: Councillor Ed Sleiman
Seconded by: Councillor Jo-Anne Gignac

Decision Number: CR504/2024
That the presentation of the Windsor Symphony Orchestra regarding the Windsor Symphony Orchestra I - Impact Report season overview **BE RECEIVED.**
Carried.

Clerk's File: APR2024

8.2. Construction of Bus Bay at Monseigneur Jean Noel Elementary Catholic School (3225 California Avenue) - Cost Sharing - Conseil Scolaire Catholique Providence - Ward 1 (C 135/2024)

Diane Letarte, Property Owner, CSC Providence

Diane Letarte, Property Owner, CSC Providence, appears before City Council regarding the administrative report dated October 24, 2024, entitled "Construction of Bus Bay at Monseigneur Jean Noel Elementary Catholic School (3225 California Avenue) - Cost Sharing - Conseil Scolaire Catholique Providence - Ward 1" and is available for questions.

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

Decision Number: CR505/2024

I. That Council **APPROVE** the construction of a bus bay on private property at Monseigneur Jean Noel Elementary Catholic School (3225 California Avenue) at an estimated cost of $480,000 excluding HST (final costs to be based on actual construction costs) to be funded through Project 7119001 – Bus Bay Program; and further,

II. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a cost sharing agreement with Conseil Scolaire Catholique Providence (the "School Board", for the construction of a school bus bay at 3225 California Avenue, satisfactory in financial content to the City Treasurer, in legal form to the City Solicitor, and in technical content to the City Engineer with the following terms:

a. The City shall construct a bus bay on private property at 3225 California Avenue in accordance with the Lengthened Option design attached as Appendix B;
b. The City agrees to fund an estimated $195,000 excluding HST (final to be based on actual construction costs) representing 50% of the total construction cost of the bus bay based on the Original Option design (attached as Appendix A) plus the 100% of costs of engineering and administration for the Lengthened Option; and
c. The School Board agrees to pay to the Corporation of the City of Windsor an estimated $285,000 (final payment to be based on actual unit pricing received through a public tender in accordance with Purchasing by-law 93-2012) representative of the School Board's share of the construction costs less 50% of the total construction costs (excluding engineering and administration) for the Original Option design. Timing for the payment to be as follows:
    i. Payment in full of the above based on actual unit pricing following closing of the tender for the construction of the subject bus bay and prior to the commencement of construction;
    ii. Upon Substantial Completion of the bus bay construction, any outstanding payment for additional and/or unforeseen costs incurred above and beyond c.i. above, conditional upon such extra costs being agreed to in writing by the School Board prior to the extra costs being incurred.

III. That Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary that are related to this project, provided that the procurement(s) are within the approved budget amounts herein, pursuant to the Purchasing By-Law 93-2012 and amendments thereto; satisfactory in legal content to the City Solicitor, in financial content to the City Treasurer and in technical content to the City Engineer; and further,

IV. That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to execute any required documentation/agreement(s) as may be required to bring effect to these resolutions, satisfactory in legal form to the City Solicitor, satisfactory in technical content to the City Engineer, and in financial content to the City Treasurer.

Carried.

Report Number: C 135/2024
Clerk's File: SW2024

8.8 Zoning By-Law Amendment Z027-24 (ZNG/7230) - Marko Agbaba – 180 California Avenue, Ward 2

Marko Agbaba, applicant

Marko Agbaba, applicant, appears before City Council regarding the report of the Development & Heritage Standing Committee of its meeting held November 4, 2024, entitled "Zoning By-Law Amendment Z027-24 (ZNG/7230) - Marko Agbaba – 180 California Avenue, Ward 2" and is available for questions.

Joseph Papic, abutting property owner

Joseph Papic appears before City Council and expresses concern with the report of the Development & Heritage Standing Committee of its meeting held November 4, 2024, entitled "Zoning By-Law Amendment Z027-24 (ZNG/7230) - Marko Agbaba – 180 California Avenue, Ward 2", related to the size of the development for the property size, security as it relates to the theft rate for bikes, parking concerns and requests that a reduction in the size of the development be considered.

Moved by: Councillor Fabio Costante
Seconded by: Councillor Keiran McKenzie

Decision Number: CR 506/2024 DHSC 671

I. That Zoning By-law 8600 **BE AMENDED** by changing the zoning of PLAN 804 LOT 5 and PART 7 on 12R22710, situated on the east side of California Avenue between Riverside Drive East and University Avenue, known municipally as 180 California Avenue, by adding a site-specific exception to Section 20(1) as follows:

XX. EAST SIDE OF CALIFORNIA AVENUE, SOUTH OF RIVERSIDE DR E

For the lands comprising of PLAN 804 LOT 5; the following additional regulations shall apply:

1) a) Lot Width – minimum 13.5 m
   b) Lot Coverage – maximum 48%
   c) Gross Floor Area – Main Building – maximum 758.0 m2 (ZDM 3)
   d) Rear Yard Setback – minimum 6.9 m

II. That the H symbol SHALL APPLY to PLAN 804 LOT 5 and PART 7 on 12R22710, situated on the east side of California Avenue between Riverside Drive East and University Avenue, known municipally as 180 California Avenue and that Zoning By-law 8600 **BE FURTHER AMENDED** by adding the following clause to Section 95.20:

(12) a) Stage 1 Archaeological Assessment to the satisfaction of the Heritage Planner.
Carried.

Report Number: SCM 338/2024 & S 145/2024
Clerk's File: Z/14866

11.5. International Charles Brooks Memorial Peace Fountain Replacement Project – Update – Ward 6

George Brooks, Family member of Charles Brooks

George Brooks, Family member of Charles Brooks, appears before City Council regarding the administrative report dated November 8, 2024, entitled "International Charles Brooks Memorial Peace Fountain Replacement Project – Update – Ward 6" and expresses gratitude to the City of Windsor for their support of the proposed project and to encourage the site to be a gathering place for International Peace Day on September 21st.

Rick Labonte, Unifor Local 444 Community Environment Representation

Rick Labonte, Unifor Local 444 Community Environment Representation**,** appears before City Council regarding the administrative report dated November 8, 2024, entitled "International Charles Brooks Memorial Peace Fountain Replacement Project – Update – Ward 6" and expresses gratitude to the City of Windsor for their support of the proposed project and to encourage the site to be a gathering place for International Peace Day on September 21st; and concludes by requesting that Council consider expanding parking on the other side of the park to allow for greater accessibility.

Ken Lewenza, Unifor Local 444, Retired Union President

Ken Lewenza, Unifor Local 444, Retired Union President appears before City Council regarding the administrative report dated November 8, 2024, entitled "International Charles Brooks Memorial Peace Fountain Replacement Project – Update – Ward 6" and encourages Council to support the expenditure of the proposed Project to encourage community engagement with the site and to promote togetherness, kindness and peace.

Moved by: Councillor Jo-Anne Gignac
Seconded by: Councillor Angelo Marignani

Decision Number: CR507/2024

I. That City Council **RECEIVE** the International Charles Brooks Memorial Peace Fountain Replacement Project update outlined in this report; and further,

II. That City Council **DIRECT** Administration to **MOVE FORWARD** with Option 1: Floating Fountain design, outlined in the body of this report; and further,

III. Whereas on February 2, 2024, the 2024 Capital Budget was deemed approved via Mayoral Decision MD05-2024 which includes a total $10,501,220 being allocated for this project, therefore the City Treasurer **BE DIRECTED TO** pre-commit funding previously approved in principle from PFO-002-19 - Fountain Restoration and Repairs as follows:

- $624,046, $363,522, and $500,000, respectively, of 2025, 2026 and 2027 Pay-As-You-Go (Fund 169) funding
- $4,454,250 of 2026 Canada Community-Building Fund (Fund 176) funding
- $1,250,000 of 2025 Tourism Development Investment Infrastructure (Fund 214) funding
- $1,000,000, $192,000, and $160,000, respectively, of 2025, 2026 and 2027 Service Sustainability (Fund 221) funding; and further,

IV. That City Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary that are related to the above recommendation, provided that the procurement(s) are within approved budget amounts, pursuant to the Purchasing By-Law 93-2012 and amendment thereto, satisfactory in legal content to the City Solicitor, in financial content to the City Treasurer and in technical content to the Executive Director of Parks, Recreation and Facilities and the City Engineer; and further,

V. 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 Executive Director of Parks, Recreation and Facilities and the City Engineer; and further,

VI. That Administration **BE AUTHORIZED** to take any other steps as may be required to bring effect to these resolutions, and that the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute any required documentation/agreement(s) for that purpose, satisfactory in legal content to the City Solicitor, in financial content to the City Treasurer and technical content to the Executive Director of Parks, Recreation and Facilities and the City Engineer; and further,

VII. 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 legal content to the City Solicitor, in financial content to the City Treasurer and technical content to the Executive Director of Parks, Recreation and Facilities and the City Engineer; and further,

VIII. That Administration **BE AUTHORIZED** to use available funds within the project budget for any amendment(s) or change requirement(s)/directive(s) and additional documents relating to executed agreement(s), pursuant to the Purchasing By-Law 93-2012 and amendments thereto, satisfactory in legal content to the City Solicitor, in financial content to the City Treasurer, and in technical content to the Executive Director of Parks, Recreation and Facilities and the City Engineer; and,

IX. That Administration **BE DIRECTED** to report back to Council regarding the old fountain and next steps moving forward; and further,

X. That Administration **BE DIRECTED** to establish a committee with working members of the local CAW and the Brooks family to establish September 21st as an International Peace Day.

Carried.

At the request of Councillor Fred Francis, a recorded vote is taken on this matter.

Aye votes: Councillors Fred Francis, Fabio Constante, Renaldo Agostino, Mark McKenzie, Ed Sleiman, Jo-Anne Gignac, Angelo Marignani, Gary Kaschak, Keiran McKenzie, Jim Morrison, and Mayor Drew Dilkens.
Nay votes: None.
Abstain: None.
Absent: None.

Report Number: C 140/2024
Clerk's File: : SR/14084

11. REGULAR BUSINESS ITEMS (Non-Consent Items)

None presented.

12. CONSIDERATION OF COMMITTEE REPORTS

12.2. Report of the Special Meeting of Council – In-Camera of its meeting held October 28, 2024

Moved by: Councillor Jo-Anne Gignac
Seconded by: Councillor Gary Kaschak

Decision Number: CR484/2024
That the report of the Special In-Camera meeting held October 28, 2024 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 347/2024
Clerk's File: ACO2024

12.3. Report of the In-Camera - Striking Committee of its meeting held October 28, 2024

Moved by: Councillor Jo-Anne Gignac

Seconded by: Councillor Gary Kaschak

Decision Number: CR483/2024
That the report of then In Camera - Striking Committee of its meeting held October 28, 2024 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 348/2024
Clerk's File: ACO2024

12.4. Report of the Striking Committee of its meeting held October 28, 2024

Moved by: Councillor Jo-Anne Gignac
Seconded by: Councillor Gary Kaschak

Decision Number:CR485/2024
That the report of the Striking Committee of its meeting held October 28, 2024 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 349/2024
Clerk's File: ACO2024

13. BY-LAWS (First and Second Reading)

Moved by: Councillor Angelo Marignane
Seconded by: Councillor Keiran McKenzie

163-2024 - A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 20.12 METRE PORTION OF THE THIRD STREET RIGHT-OF-WAY NORTH OF THE E.C. ROW EXPRESSWAY, EAST OF HUDSON AVENUE, SOUTH OF CONTINENTAL AVENUE AND WEST OF HUDSON AVENUE, CITY OF WINDSOR, authorized by CR89/2024, dated February 26, 2024.

164-2024 - A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 20.12 METRE PORTION OF THE THIRD STREET RIGHT-OF-WAY NORTH OF THE E.C. ROW EXPRESSWAY, EAST OF HUDSON AVENUE, SOUTH OF CONTINENTAL AVENUE AND WEST OF HUDSON AVENUE, CITY OF WINDSOR, authorized by CR89/2024, dated February 26, 2024.

165-2024 - A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS GRAND MARAIS ROAD EAST IN THE CITY OF WINDSOR, authorized by CR76/2011, dated February 28, 2011.

166-2024 - A BY-LAW TO AUTHORIZE THE ENTERING INTO OF AN AGREEMENT WITH ITALIAN CANADIAN HANDICAPABLE ASSOCIATION (WINDSOR & DISTRICT) FOR THE PROVISION OF A MUNICIPAL CAPITAL FACILITY AT MIC MAC PARK, authorized by CR839/99, dated July 19, 1999.

167-2024 - A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR458/2024, dated October 28, 2024.

168-2024 - A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 4.27 METRE NORTH/SOUTH ALLEY NORTH OF ALGONQUIN STREET, EAST OF ST. PATRICK'S AVENUE, SOUTH OF TECUMSEH ROAD WEST AND WEST OF RANDOLPH AVENUE, CITY OF WINDSOR, authorized by CR372/2023, dated September 5, 2023 and CR465/2024, dated October 28, 2024.

169-2024 - A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.27 METRE NORTH/SOUTH ALLEY NORTH OF ALGONQUIN STREET, EAST OF ST. PATRICK'S AVENUE, SOUTH OF TECUMSEH ROAD WEST AND WEST OF RANDOLPH AVENUE, CITY OF WINDSOR, authorized by CR372/2023, dated September 5, 2023 and CR465/2024, dated October 28, 2024.

170-2024 - A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by CR457/2024, dated October 28, 2024.

171-2024 - A BY-LAW TO IMPOSE STORMWATER CHARGES IN THE CITY OF WINDSOR, authorized by CR473/2024, dated October 28, 2024.

172-2024 - A BY-LAW TO IMPOSE A WASTEWATER SERVICE RATE IN THE CITY OF WINDSOR, authorized by CR473/2024, dated October 28, 2024.

173-2024 - A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 25TH DAY OF NOVEMBER, 2024.
Carried.

14. MOVE BACK INTO FORMAL SESSION

Moved by: Councillor Mark McKenzie
Seconded by: Councillor Jim 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 presented)
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

Moved by: Councillor Renaldo Agostino
Seconded by: Councillor Jo-Anne Gignac

That consideration of the following Notice of Motion introduced by Councillor Kieran McKenzie at the November 25, 2024, Council meeting **BE DEFERRED** to the January 13, 2025, meeting of Council to allow for all members of Council to **BE PROVIDED** with a copy of Bill 212 for their review prior to consideration:

Moved by: Councillor Kieran McKenzie
Seconded by: Councillor Fabio Costante

> That given the need for the City of Windsor to have autonomy to create a transportation network that meets the needs of our community; and,
>
> Since unwarranted meddling and unnecessary oversight from Bureaucrats and Politicians at Queen's Park in developing and implementing transportation infrastructure at the municipal level, during a period of unprecedented local growth increases red tape causing administrative delays and adds financial burden reducing municipal capacity to address other pressing issues in our community; and,
> Recognizing that the City, its residents, administrators and locally elected officials understand our community, its needs, its culture and strategic direction far better than people working in Queen's Park and must therefore must continue to be empowered to make decisions that respond to local needs and priorities; and,
>
> Understanding that Active Transportation infrastructure has the dual benefit of reducing traffic congestion and improving road safety for drivers, pedestrians and cyclists alike;
> That Council direct Administration, for the reasons cited above, to express to the Government of Ontario, on its behalf, its opposition to the measures outlined in Bill 212, the so-called *Reducing Gridlock and Saving You Time Act* with a specific emphasis on any measure that would curtail Municipal Authority to design and implement transportation infrastructure within the City of Windsor.
> Carried.
> Councillors Kieran McKenzie, Fabio Costante and Fred Francis voting nay.

Clerk's File: ST2024

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

Decision Number: CR508/2024
That Parking By-Law 9023 **BE AMENDED** for Lots 16, 5, and 34 as follows:

1. Removal of 3-hour maximum parking time limit;
2. Removal of 6pm to midnight flat fee replacing with per hour parking fee; and,

That the City Solicitor **BE DIRECTED** to prepare the necessary documents to amend the Parking By-Law 9023.
Carried.

Clerk's File: ST2024

Councillor Kieran McKenzie gives notice of his intent to bring forward a notice of motion at December 9, 2024 meeting of Council related to the not withstanding clause, asking Council to take a position on measures to address housing, homelessness, addiction and mental health policy tools that could potentially violate the Charter of Rights and Freedoms.

16. THIRD AND FINAL READING OF THE BY-LAWS

Moved by: Councillor Ed Sleiman
Seconded by: Councillor Renaldo Agostino

That the By-laws No. 163-2024 through 173-2024 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 from Carriage House residents in respect of parking on Eriskine Street.

Moved by: Councillor Fabio Constane
Seconded by: Councillor Fred Francis

Decision Number: CR509/2024
That the petition presented by Councillor Ed Sleiman on behalf of Carriage House residents in respect of parking on Eriskine Street **BE RECEIVED** as part of trhe public record.
Carried.

Clerk's File: ST2024

18. QUESTION PERIOD

18.3. CQ 48-2024

Moved by: Councillor Jo-Anne Gignac
Seconded by: Councillor Gary Kaschak

Decision Number: CR510/2024

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 48-2024:
Assigned to: Commissioner, Community & Corporate Services

Tenants have been displaced from the Westcourt building for 5 years since it suffered a fire. Asks that administration report back on the status of building occupancy and any litigation, and further, any efforts that the city can enforce through the use of the vacant home tax to discourage prolonged vacancy in these circumstances
Carried.

Clerk's File: ACOQ2024

18.4. CQ 49-2024

Moved by: Councillor Jo-Anne Gignac
Seconded by: Councillor Gary Kaschak

Decision Number: CR511/2024
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 49-2024:
Assigned to: Commissioner, Infrastructure Services

Asks that Administration please provide a report pertaining to the appropriate distance between signalized street light crossings in the city of Windsor, including the stretch of roadway on Dougall Avenue from the Walmart entrance to Cabana Road.
Carried.

Clerk's File: ACOQ2024 & ST2024

18.5. CQ 50-2024

Moved by: Councillor Jo-Anne Gignac
Seconded by: Councillor Gary Kaschak

Decision Number: CR512/2024
That the following Council Question by Councillor Angelo Marignani **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 50-2024:
Assigned to: Commissioner, Infrastructure Services
Asks that Administration look at pedestrian crosswalks that currently use the flashing yellow light system and switching them over to a regular traffic signal light that is only activated when the pedestrian presses the button. The two locations that I brought up were at the intersection of Rosebriar and Forest Glade Dr. I also looked at the report to come back with information about a similar setup of pedestrian activated crosswalks regular traffic signal light at the Banwell and Firgrove intersection.
Carried.

Clerk's File: ACOQ2024 & ST2024

18.6. CQ 50-2024

Moved by: Councillor Jo-Anne Gignac
Seconded by: Councillor Gary Kaschak

Decision Number: CR513/2024
That the following Council Question by Councillor Mark 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, as amended:

CQ 51-2024:
Assigned to: Commissioner, Infrastructure Services
Asks that Administration report back on replacing the pedestrian crossing (PXO) at Wyandotte and Chilver road with a lighted crossing that only activates when pedestrians push the button. (similar to Parent & Ellis)
Carried.

Clerk's File: ACOQ2024 & ST2024

21. ADJOURNMENT

Moved by: Councillor Angelo Marignani
Seconded by: Councillor Keiran 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 12:40 o'clock p.m.

_____ _____

Mayor City Clerk

Adopted by Council at its meeting held November 25, 2024 (CR 483/2024)
SV/bm

STRIKING COMMITTEE – IN CAMERA
October 28, 2024

Meeting called to order at: 2:10 p.m.

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 Ed Sleiman
Councillor Jim Morrison
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
Anna Ciacelli, Deputy Clerk
Wira Vendrasco, City Solicitor
Dana Paladino, Acting Senior Executive Director Corporate Services
Matthew Stubbings, Mayor's Chief of Staff

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

Item No.	Subject & Section - Pursuant to *Municipal Act*, 2001, as amended
1	**Personal matter – about identifiable individual(s) – appointment of member(s) to Community Public Art Working Group, Section 239(2)(b)** **List of applicants attached**
2	**Personal matter – about identifiable individual(s) – appointment of member to Windsor Licensing Commission, Section 239(2)(b)** **List of applicants attached**

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 Fabio Costante,
to moved back into public session.
Motion Carried.

Moved by Councillor Fred Francis, 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 Striking Committee Meeting held October 28, 2024 directly to Council for consideration at the next Regular Public Meeting or Special meeting of Council.

1. That the confidential discussions regarding the appointment of member(s) on the Community Public Art Working Group **BE RECEIVED.** (see open report of the Striking Committee).

2. That the confidential discussions regarding the appointment of a member to the Windsor Licensing Commission **BE RECEIVED.** (see open report of the Striking Committee).

Motion Carried.

Moved by Councillor Jim Morrison, seconded by Councillor Gary Kaschak
That the special Striking Committee meeting held October 28, 2024 BE ADJOURNED.
(Time: 2:14 p.m.)

Motion Carried.

Adopted by Council at its meeting held November 25, 2024 (CR 484/2024)
SV/bm

SPECIAL MEETING OF COUNCIL – IN CAMERA
October 28, 2024

Meeting called to order at: 11:40 a.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
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
Anna Ciacelli, Deputy Clerk
Garry Rossi, President and CEO, Matt Carlini, Chief Financial Officer and Kris Taylor, Chief Business Development Officer, Windsor Canada Utilities (Items 1(a) and 1(b))
Jamie Waffle, Deputy Fire Chief (Item 10)
Piper Morley, Legal Counsel, Borden, Ladner, Gervais LLP (virtually) (Item 10)
Norbert Wolf, Manager of Employee Relations (Item 11)
Vincenza Mihalo, Executive Director of Human Resources (Item 11)

Joe Baker, Manager of Corporate Projects (Item 12)
Alex Vucinic, Manager of Purchasing (Item 12)
Neil Robertson, City Planner (Item 12)
Diane Wilson, Manager Social and Affordable Housing (Item 12)

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

13. Legal Matter – litigation/potential litigation (See item 11.3 on open agenda)

Motion Carried.

Verbal Motion is presented by Councillor Kieran McKenzie, seconded by Councillor Ed Sleiman,
to move in Camera for discussion of the following item(s), adding Item 13:

Item No.		Subject & Section - Pursuant to *Municipal Act*, 2001, as amended
1		Council, Acting as the sole Shareholder for Windsor Canada Utilities:
	(a)	Position/plan, Section 239(2)(i)(j)(k)
	(b)	Position/plan, Section, 239(2)(i)(j)(k)
2		Property matter – sale of land – amendment, Section 239(2)(c)
3		Property matter – sale of land, Section 239(2)(c)

4	**Property matter – sale of land, Section 239(2)(c)**
5	**Property matter – sale of land, Section 239(2)(c)**
6	**Property matter – acquisition of land, Section 239(2)(c)**
7	**Legal matter - litigation update, Section 239(2)(e)(f)**
8	**Property matter – lease, Section 239(2)(c)**
9	**Legal matter – termination of contract, Section 239(2)(a)(e)(f)**
10	**Legal matter – advice subject to solicitor-client privilege, Section 239(2)(e)(f)**
11	**Personal matter – labour negotiations update, Section 239(2)(d)**
12	**Property/plan matter – disposition of property, Section 239(2)(c)(k)**
13	**Legal matter – litigation/potential litigation update, Section 239(2)(e) - ADDED**

Motion Carried.

Declarations of Pecuniary Interest:

Councillor Fred Francis declares a conflict and abstains from voting and discussion on Item 12 as his spouse is related to one of the principles of the subject report.

Discussion on the items of business.

Verbal Motion is presented by Councillor Jo-Anne Gignac, seconded by Councillor Ed Sleiman,
to move back into public session.
Motion Carried.

Moved by Councillor Mark McKenzie, seconded by Councillor Kieran McKenzie,
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held October 28, 2024 directly to Council for consideration at the next Regular Meeting.

1(a). That City Council acting as the sole Shareholder for Windsor Canada Utilities **APPROVE** the proposed position/plan as submitted.

1(b). That City Council acting as the sole Shareholder for Windsor Canada Utilities **APPROVE** the proposed position/plan as submitted.

2. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Community and Corporate Services, Manager of Strategy Operations and Budget Development and Control and Commissioner of Finance/City Treasurer respecting a property matter – sale of land **BE APPROVED**.

3. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Community and Corporate Services, Manager of Strategy Operations and Budget Development and Control and Commissioner of Finance/City Treasurer respecting a property matter – sale of land **BE APPROVED**.

4. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Solicitor, Acting Senior Executive

Director of Corporate Services, Commissioner of Community and Corporate Services, Manager of Strategy Operations and Budget Development and Control and Commissioner of Finance/City Treasurer respecting a property matter – sale of land **BE APPROVED**.

5. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Community and Corporate Services, Manager of Strategy Operations and Budget Development and Control and Commissioner of Finance/City Treasurer respecting a property matter – sale of land **BE APPROVED**.

6. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Corporate Services, Executive Director of Engineering and Deputy City Engineer, Commissioner of Infrastructure Services, Manager of Strategy Operations and Budget Development and Control and Commissioner of Finance/City Treasurer respecting a property matter – acquisition of land **BE APPROVED**.

7. That the confidential report from Senior Legal Counsel, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Community Services, Manager Strategic Operating Budget Development and Control, Commissioner of Economic Development and Commissioner of Finance/City Treasurer respecting a legal matter – litigation update **BE RECEIVED FOR INFORMATION**.

8. That the recommendation contained in the in-camera report from the Lease Administrator, Manager of Real Estate Services, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Corporate Services, Executive Director of Engineering and Deputy City Engineer, Commissioner of Infrastructure Services, Executive Director of Parks and Facilities, Manager of Strategy Operations and Budget Development and Control and Commissioner of Finance/City Treasurer respecting a property matter – lease **BE APPROVED**.

9. That the recommendation contained in the in-camera report from Senior Legal Counsel, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Corporate Services, Executive Director of Pollution Control, Commissioner of Infrastructure Services, Manager of Performance and Business Case Development and Commissioner of Finance/City Treasurer respecting a legal matter –termination of contract **BE APPROVED**.

10. That the confidential report from the City Solicitor, Acting Senior Executive Director of Corporate Services and Commissioner of Community and Corporate Services respecting a legal matter – advice subject to solicitor-client privilege **BE RECEIVED.**

11. That the confidential report from the Manager of Employee Relations, Executive Director of Human Resources, Manager of Strategic Operating Budget Development and Control, Commissioner of Community and Corporate Services, Commissioner of Finance/City Treasurer and Acting Senior Executive Director of Corporate Services respecting a personal matter – labour

negotiations update **BE RECEIVED** and further Administration **BE AUTHORIZED TO PROCEED** on the verbal direction of Council.

LOST MOTION:

12. That the confidential report from the Manager of Corporate Projects and Economic Development, Executive Director Economic Development and Climate Change, City Solicitor, Commissioner of Economic Development and Commissioner of Finance/Deputy Treasurer respecting a property/plan matter – disposition of property **BE RECEIVED** and further that Administration **BE AUTHORIZED TO PROCEED** on the verbal direction of Council.

Not Carried.
Aye votes: Councillors Fabio Costante, Angelo Marignani, Renaldo Agostino and Kieran McKenzie
Nay votes: Councillors Jo-Anne Gignac, Gary Kaschak, Mark McKenzie, Jim Morrison, Ed Sleiman and Mayor Drew Dilkens
Councillor Fred Francis declares a conflict and abstains from discussion and voting on this item.

12. That the confidential report from the Manager of Corporate Projects and Economic Development, Executive Director Economic Development and Climate Change, City Solicitor, Commissioner of Economic Development and Commissioner of Finance/Deputy Treasurer respecting a property/plan matter – disposition of property **BE RECEIVED** and further that Administration **BE AUTHORIZED TO PROCEED** on the verbal direction of Council.

Councillor Fabio Costante voting nay.
Councillor Fred Francis declares a conflict and abstains from voting and discussion on this matter.

13. That the confidential verbal report from the City Solicitor regarding a legal matter – litigation/potential litigation update (See item 11.3 on open agenda) **BE RECEIVED**.

Motion Carried.

Moved by Councillor Jo-Anne Gignac, seconded by Councillor Angelo Marignani,
That the special meeting of council held October 28, 2024 BE ADJOURNED.
(Time: 2:10 p.m.)

Motion Carried.

Adopted by Council at its meeting held November 25, 2024 (CR 485/2024)
SV/bm

Windsor, Ontario, November 25, 2024

REPORT OF THE STRIKING COMMITTEE
of its meeting held

October 28, 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
Anna Ciacelli, Deputy 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 Donna Mayne **BE APPOINTED** to the ***Community Public Art Working Group*** to fill the vacancy of Brian Brown, resigned, for the period expiring November 14, 2026 or until successors are appointed.

(2) That Sam Sinjari **BE APPOINTED** to the ***Windsor Licensing Commission*** to fill the vacancy of Jayme Lesperance, resigned for the period expiring November 14, 2026 or until successors are appointed.

MAYOR

CITY CLERK

THE CITY OF WINDSOR ONTARIO, CANADA

Council Report: C 162/2024

Subject: Red Light Camera Program Budget and Road Safety Initiatives - City Wide

Reference:

Date to Council: December 9, 2024
Author: Rania Toufeili
Executive Initiatives Coordinator
519-255-6100 ext. 6479
rtoufeili@citywindsor.ca
CAO Office
Report Date: 12/4/2024
Clerk's File #: ST/13765

To: Mayor and Members of City Council

Recommendation:

THAT the report of the Executive Initiatives Coordinator dated December 4, 2024 entitled "Red Light Camera Program Budget and Road Safety Initiatives" **BE RECEIVED** for information.

Executive Summary:

N/A

Background:

At it's June 10, 2024, meeting, City Council provided Administration with the following direction:

> *That Administration BE REQUESTED to report back prior to the end of 2024 related to the budget impacts as it relates to redirecting funds of the net profits from the City's red light camera program to specific speed calming and traffic calming initiatives.*

Furthermore, City Council also voted to increase the number of red light cameras (RLC) across the City of Windsor, bringing the total number of cameras to 20. There are currently 10 active cameras across the city. Administration is working with Windsor Police Services to determine where the 10 new cameras will be installed, which are anticipated to be active in April 2025.

Discussion:

A 2025 budget issue is currently being proposed for consideration regarding the City's Red Light Camera program, which will be presented as part of the release of the 2025 Budget. An overview of the Administrative recommendation is provided in this Council report.

The City anticipates an increase in revenue from the Red Light Camera program based on the addition of 10 new cameras. Furthermore, the City will no longer be sharing the program revenue with the other municipalities within Essex County once plans are complete to move to a new Administrative Penalty system.

A breakdown of estimated revenue and expenses is provided under Financial Matters.

Risk Analysis:

No critical or significant risks are associated with the Administrative recommendations in this report.

Climate Change Risks

Climate Change Mitigation:

N/A

Climate Change Adaptation:

N/A

Financial Matters:

Based on an additional 10 cameras and no longer sharing the RLC revenue with the County, Administration is anticipating gross annual revenue of approximately $3,000,000. On a net basis, after taking into consideration expenditures of $1,261,659, the City anticipates receiving a net revenue of $1,738,341. Included in the estimated expenditures is one additional staff member to support the increased volume of transactions as well as an estimated transfer of $241,842 to Transportation Planning to cover direct costs associated with traffic calming, speed management and road safety initiatives.

In recognition of current budget pressures, Administration is recommending that on an annual basis the anticipated net revenue from RLC be allocated equally with 50% being allocated as a transfer to a reserve and the remaining 50% directed to offset existing traffic planning/safety related operating costs currently funded from the property tax levy. That is, for 2025, $869,171 will be utilized to offset annual operating costs including other indirect costs associated with traffic and road safety which are funded through the tax levy. The remaining $869,171 would be dedicated to a newly created reserve which will be utilized to support expenditures that are related to traffic and road safety improvements.

The proposed budget adjustment does not however, factor in annualized revenue which will not materialize in 2025 as it is anticipated that the new RLC's will not be in place until approximately April. Therefore, one-time dollars of $400,000 may be required to bridge the net revenue on a one-time basis to the annualized amounts.

Administration will continue to monitor the accumulated funding in the reserve with the intent that additional resourcing for traffic calming, speed management and road safety becomes budget neutral as the intent of the funding is for these initiatives.

Consultations:

Dana Paladino – Senior Executive Director of Corporate Services

Conclusion:

Administration has reviewed the financial impacts of the RLC program and has developed a plan that addresses both annual operating costs and future traffic and road safety planning and development.

Planning Act Matters:

N/A

Approvals:

Name	Title
Rania Toufeili	Executive Initiatives Coordinator, Office of the CAO
David Simpson	Commissioner of Infrastructure Services and City Engineer
Janice Guthrie	Commissioner of Finance and City Treasurer
Joe Mancina	Chief Administrative Officer

Notifications:

Name	Address	Email

Appendices:

THE CITY OF WINDSOR ONTARIO, CANADA

Council Report: C 160/2024

Subject: Growing Canada's Community Canopies (GCCC) Supporting Partner Application with the Downtown Windsor Business Improvement Association (DWBIA)

Reference:

Date to Council: December 9, 2024
Author: John Aquino
Asset Coordinator
jaquino@citywindsor.ca
519-255-6100 ext. 6667

Report Date: November 29, 2024
Clerk's File #: GF/14814

To: Mayor and Members of City Council

Recommendation:

I. That City Council **SUPPORT** the Downtown Windsor Business Improvement Association's (DWBIA) application to the Federation of Canadian Municipalities' Growing Canada's Community Canopies (FCM GCCC) grant by providing the following resolution:

Whereas, The Corporation of the City of Windsor (the "City of Windsor") has the following interest: opportunity to expand tree canopy and restore tree plots, grates and soil cells in high-traffic zones in the DWBIA; and

Whereas, the DWBIA is undertaking Roots of Renewal: Transforming Downtown Windsor's Urban Canopy;

Be it resolved that City Council acknowledges that the DWBIA is applying for a funding opportunity from the FCM GCCC initiative for Roots of Renewal: Transforming Downtown Windsor's Urban Canopy, in partnership with the City of Windsor.

City Council also recognizes that the lifetime contribution from the FCM GCCC initiative will not exceed $10 million for tree planting within its municipality, inclusive of a maximum contribution of $1 million for infrastructure activity costs, and that if approved this project will be counted towards that limit.

II. THAT the Chief Administrative Officer **BE AUTHORIZED** to issue a letter of support to the DWBIA for the submission of their application.

III. THAT should the DWBIA initial application to the FCM GCCC fund be successful, that the DWBIA **BE DIRECTED** to work with the grant provider, in consultation with the Executive Director of Parks, Recreation and Facilities and Executive Director of Operations, to confirm information provided in the funding application.

IV. THAT the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign an agreement with the DWBIA to provide in-kind support to an upset limit of $50,000 toward the project, satisfactory in technical content to the Executive Director of Parks, Recreation and Facilities and Executive Director of Operations, in form to the City Solicitor and in financial content to the City Treasurer.

V. THAT the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign any agreements or documents arising as a result of the DWBIA's successful application to the GCCC fund, satisfactory in technical content to the Executive Director of Parks, Recreation and Facilities, in form to the City Solicitor and in financial content to the City Treasurer.

Executive Summary:

N/A

Background:

The Federation of Canadian Municipalities (FCM) administers a Green Municipal Fund (GMF). Recently a new tree planting initiative, Growing Canada's Community Canopies (GCCC), was released under the Green Municipal Fund. This initiative funds planting the right type of trees in the right places so that communities across Canada can grow, manage and protect their tree canopies.

Planting trees is essential to improving the quality of life in communities. Vibrant community canopies help fight climate change, provide shade thereby naturally reducing temperatures, mitigate flooding, increase biodiversity, and support health and human wellbeing. GMF's GCCC is a $291M initiative that will support planting at least 1.2 million trees across the country. To qualify for tree planting funding, projects must contribute to the planting of new trees with municipal government involvement and accountability. These tree planting initiatives benefit communities in diverse ways by supporting environmental, economic and social objectives.

To meet local needs, GMF will fund a combination of tree planting, including:

- Community-wide urban planting;
- Forest restoration in naturalized areas; and
- Localized planting projects.

The initiative is designed to encourage local climate action while providing equitable access to trees across communities, ensuring tree survivability, and creating more quality green jobs by 2031. By providing upskilling opportunities and addressing staff capacity gaps, GCCC will enable local governments and communities to increase their tree canopy ambitions.

GCCC is funded through the Government of Canada's 2 Billion Trees program and is a further expansion of GMF's mandate to focus on nature-based climate solutions.

Non-municipal applicants are required to partner with a municipality in order to submit an application to the GCCC grant. Non-municipal applicants must also submit evidence of municipal support through a Council Resolution stating municipal partnership on the project and confirmation of organizational support from the CEO or CFO.

Through this program, GMF can contribute up a maximum of $10 million in cumulative funding, including a maximum lifetime contribution of $1 million in infrastructure activity costs over the lifetime of the program, to cover 50% of eligible costs of the project. The program will begin in the 2025 tree planting season, with a project completion date of two years of receiving funding approval, which is when all eligible expenditures must be incurred by. An additional year will also be allocated for monitoring and maintenance activities.

Discussion:

In June 2024, the City of Windsor submitted an application to the GCCC program requesting funding of $1,262,350 toward enhancing the existing tree planting plan by doubling the number of large caliber trees planted city-wide to 5,000 trees per year for the next two years starting in Spring 2025 (CAO 132/2024). This application is currently in the final stages of review by FCM. An urban forest coach has been assigned to the City's application and a meeting is currently scheduled with the coach and project leads to discuss the final aspects of the application. Once this meeting has been conducted and all final comments have been addressed, FCM will provide a final funding decision.

On November 25, 2024, the City of Windsor was made aware that the DWBIA had submitted an application to the GCCC program on October 15, 2024 for their project titled Roots of Renewal: Transforming Downtown Windsor's Urban Canopy. As part of submitting an application to the GCCC program, a non-municipal applicant is required to partner with a municipality and submit evidence of municipal support through a Council Resolution. That Resolution must acknowledge that the partner organization is submitting the application in partnership with the municipality, and that funding allocated to partners for planting within the boundaries of a municipality count towards that municipality's lifetime contribution from the GCCC initiative. The municipality must also provide a letter of support, describing their organizational commitment to, and financial support for, the project and funding application to GMF.

The focus of the DWBIA's submission are all trees in need of replanting located within the boundaries of the DWBIA. These trees are located within the City's right-of-way and will once planted become the responsibility of the City's Forestry division to maintain. As part of the application, the DWBIA proposes to plant 80 trees and conduct necessary adjustments to underground utilities and soil cells, in collaboration with Forestry and Public Works.

The application indicates that the City will agree to provide the following in-kind services in support of the proposed tree planting project:

- Partner in sourcing tree species and necessary planning materials.
- Coordinate for utility locates and infrastructure adjustments.
- Track tree growth and address any issues such as disease or environmental stress.
- Oversee long-term maintenance of the newly planted trees, including watering, pruning, soil management, pest control, and routine inspection to monitor tree health, ensuring alignment with Windsor's broader urban greening efforts.

Once planted, the City will be required to assume the trees into inventory and add them to the annual tree maintenance program, ensuring the trees establish healthy root systems. The responsibility for replanting will also fall to City Forestry Staff.

The total cost of the proposed project is $750,000 with the DWBIA seeking grant funding of $375,000 from the GCCC program. The balance of the project costs will be provided through in-kind services provided by the City of Windsor totalling $50,000 and cash contributions from the DWBIA of $325,000. While the grant does not require that funding be secured prior to application, the DWBIA matching contribution of $325,000 will need to be secured should the project be approved. It has been noted by the DWBIA that that matching contribution funds are expected to be raised through future donations, sponsorships and other grant opportunities. There is a risk that, despite municipal support for this project, the grant provider will not support the DWBIA in moving forward in their application process as secured funding is critical for project success. Further, should future grant funding or sponsorship opportunities not materialize as quickly as anticipated, funding may not be in place to allow for the planned project to start in Spring 2025, as outlined in the project proposal. The DWBIA has indicated that should the matching funding not materialize, the proposed project will not be able to move forward.

The DWBIA proposal also identifies a significant component of project work as 'infrastructure', which has funding capped at $1M per municipality through the lifetime of the GCCC initiative. It is recommended that, through discussion with the grant provider, the DWBIA be requested to review the allocation of costs within program categories to ensure they have been reported appropriately so that future funding opportunities under this grant are able to access infrastructure funds within the capping limits, as appropriate.

It should also be noted that the application highlights a number of services to be provided by the municipality in support of this project. These services have been estimated at $50,000 and will represent an in-kind contribution from the City. The Forestry division has indicated that their support will include the provision of advice as it relates to species selection, planting and maintenance. With respect to the infrastructure component of the project, the expected level of support that Public Works may be asked to provide will still need to be assessed. As there is currently no agreement in place to support the provision and scope of the in-kind services it is recommended that, should the application be supported, a formalized agreement be developed to ensure that the services to be provided are clearly defined.

Administration further recommends that that Forestry and Public Works Operations divisions work with the DWBIA to also confirm information provided in the funding application as it relates to the City's role supporting this project.

Risk Analysis:

There is little risk of jeopardizing the City's application to the GCCC program by supporting the DWBIA application. The City's application is for city-wide tree planting with the DWBIA application focusing solely on the BIA area. More than one application may be submitted for funding within the same municipality, subject to the tree planting locations being different and the lifetime funding maximum not being exceeded. Clarification may need to be provided to the grant provider in order to confirm that the proposed tree planting locations of the DWBIA are not the same as those proposed by the City.

There is a low risk that should both grant submissions be successful that the City's Forestry division will not be able to support the City's requirements for each submission. The City Forester has confirmed that the Forestry division does have the current resources required available to support both.

Climate Change Risks

Climate Change Mitigation:

There is no climate change mitigation risk associated with the application or the planting of trees. The "average" tree in Canada will sequester above 200kg of carbon over an 80-year period in an urban environment.

Climate Change Adaptation:

Trees are an essential component of the City's 2020 Climate Change Adaptation Plan, especially to achieve Objective 5: Protect Biodiversity and Enhance Ecosystem Functions. Trees provide storm water retention, thermal comfort, air quality and biodiversity services that enhance a community's resiliency to climate change.

Financial Matters:

The DWBIA project application has identified in-kind contributions of $50,000 from the City of Windsor. It is expected that the professional services in support of the DWBIA's submission can be accommodated by the existing staff and material resources available within the Forestry division as it relates to tree selection, planting, maintenance and monitoring. In addition, after planting, the Forestry division will be responsible to ensure the trees are properly maintained to ensure survivability. This will include ensuring watering, pruning and pest management activities are undertaken. The services required of the Public Works department will need to be further assessed and could result in a need for additional resource support.

As previously noted there is currently no agreement in place to support the provision and scope of the in-kind services therefore it is recommended that, should the

application be supported, further discussion take place and that a formalized agreement be developed to ensure that the services to be provided are clearly defined and quantified.

Consultations:

Debi Croucher - Executive Director, Downtown Windsor BIA

Joshua Meloche – Senior Legal Counsel

Yemi Adeyeye – City Forester/Manager, Forestry & Natural Areas

Mike Mazza – Maintenance Supervisor

Roberta Harrison – Coordinator, Maintenance

Conclusion:

Application by the DWBIA to the FCM GCCC fund will provide for the addition of 80 trees to the City's tree inventory, increasing canopy cover and supporting Windsor's urban greening efforts.

Planning Act Matters:

N/A

Approvals:

Name	Title
Natasha Gabbana	Senior Manager, Asset Planning
Emilie Dunnigan	Manager, Dev. Revenue & Financial Admin
James Chacko	Executive Director Parks, Recreation & Facilities
Phong Nguy	(A) Executive Director, Operations/Deputy City Engineer
Wira Vendrasco	City Solicitor
David Simpson	Commissioner, Infrastructure Services and City Engineer
Michael Chantler	(A) Senior Executive Director – Community Services
Ray Mensour	Commissioner, Community and Corporate Services

Name	Title
Natasha Gabbana	On behalf of Commissioner, Finance and City Treasurer
Joe Mancina	Chief Administrative Officer

Notifications:

Name	Address	Email
List provided to Clerks office		

Appendices:

THE CITY OF WINDSOR ONTARIO, CANADA

Council Report: C 161/2024

Subject: Emergency Shelter Winter Planning and Reaching Home Funding - City Wide

Reference:

Date to Council: December 9, 2024
Author: Jennifer Tanner
Manager, Homelessness and Housing Support
jtanner@citywindsor.ca
519-255-5200 ext. 5250

Kelly Goz
(A) Manager, Homelessness and Housing Support
kgoz@citywindsor.ca
519-255-5200 ext. 5362
Housing and Children's Services

Report Date: 12/4/2024
Clerk's File #: MD/14771

To: Mayor and Members of City Council

Recommendation:

THAT City Council **ENDORSE** the recommended temporary emergency shelter winter initiatives proposed in this report provided all expenses can be funded under the Reaching Home incremental funding allocation for the 2024 – 2025 fiscal year; and further,

THAT City Council **RECEIVE** this report in response to an amendment made on a previous report, *Response to CQ 19-2024 Reaching Home Funding and Warming Bus* (S127/2204, CR456/2024) in which Administration was directed to approach local philanthropy groups to determine whether any potential funding partnerships can be explored to operate the Warming Bus again in the winter of 2024 – 2025.

Executive Summary:

N/A

Background:

In November 2023, the City of Windsor received a one-time Winter and Unsheltered funding allocation of approximately $1.1 million under the federal Reaching Home

program. This allowed Administration to provide funding for the following temporary winter initiatives:

- Downtown Mission, overnight warming centre (38 spaces)
- Welcome Centre Shelter for Women and Families, overnight warming centre (15 spaces)
- Salvation Army Centre of Hope, overnight warming centre (12 spaces)
- Essex County Homelessness Hub, overnight warming centre (9 spaces)
- Homelessness and Housing Help Hub (H4), closing hours extended from 6:00pm to 11:30pm (40 spaces)
- Warming Bus (18 spaces), travelled in the downtown core and other areas of Windsor to provide people with another option to get out of the cold, connect with support staff, and be transported to warming centres. The above programs had varying start and end dates with the earliest being December 10, 2023, and the last one closing April 30, 2024.

Since last winter two of these programs have continued to operate beyond the winter months, including:

- Downtown Mission, overnight warming centre which continues to operate as a year-round overnight drop-in centre, offering 38 additional spaces. This program is funded through the provincial Homelessness Prevention Program (HPP) and City of Windsor municipal dollars. From May 1 to October 31, 2024, there have been a total of 1,820 visits, averaging about 10 visits per day.

- H4 hours of operation have been extended to 12:00am for the period of May to December 2024 through the support of City Council as part of the Strengthen the Core Plan (C 49/2024). Administration will be bringing forward a budget request in 2025, to annualize the funding required to allow H4 to remain open until 12:00am year-round.

  From May 1 to October 31, 2024, there have been a total of 1,449 unique people who attended H4 with almost 44,000 visits during all hours of operation (i.e. 8:00am to 12:00am). When looking specifically at the extended hours of 6:00pm to 12:00am, there were 947 unique people attending H4 (65% of total) with just over 15,000 visits (34%). The number of people attending during the extended hours is not a subset of the total number of unique people for all hours of operation. In other words, the number of unique people during the extended hours may also have visited H4 during day-time operating hours of 8:00am to 6:00pm.

  Additionally, the expansion of hours at the H4 has also allowed for Windsor Shelter Health to expand their hours of operation and be present during non-traditional hours (i.e. 6:00 pm - 12:00 am) which assists to triage and divert medical interventions from more costly emergent models of care.

Comparing day-time services at these two locations since June 2021, we find that 48% of people attended only H4, 34% attended both the Downtown Mission and H4, while

18% attended only the Downtown Mission. This data demonstrates how providing choice to people allows them to access services that best meet their individual needs.

Currently, there are 187 emergency shelter beds or rooms that provide accommodations for people experiencing homelessness in Windsor and Essex County. Since these beds are almost at full capacity most nights and there has been an increasing number of people experiencing homelessness, including those sleeping outdoors, it is recommended that the number of overnight spaces be increased over the winter months.

Table 1: Key Data Points, Windsor and Essex County Emergency Shelter System

Data Point	Jan 1 to Oct 31 2023	Jan 1 to Oct 31 2024	Percentage Change
Number of unique people staying at an emergency shelter	1,632	1,765	8% increase
Average length of stay at an emergency shelter	35 days	50 days	43% increase
Average emergency shelter occupancy rate (i.e. portion of beds/rooms occupied on any given night)	89%	95%	7% increase

Also, in 2024 there has been an increase in the number of families requiring shelter, resulting in the need to utilize overflow motel rooms. From January 1 to October 31, 2024, there were on average five overflow motel rooms used per night.

The By Names Prioritized List (BNPL) from October 2024 indicates there are 902 households experiencing homelessness in Windsor and Essex County (26% increase compared to October 2023), which includes 282 who indicate they sleep outdoors most of the time (58% increase compared to October 2023).

Federal Reaching Home Program Funding

As council will recall in February 2024, Housing, Infrastructure and Communities Canada (HICC) advised the City of Windsor that the federal Reaching Home Incremental Funding (one-time), received from 2021 to present, was expected to decrease beginning in 2024-2026 by $234,814 (6.7%) and an additional $2,432,546 (74%) in 2026-2028, which resulted in returning to its pre-pandemic base funding allocation of $853,851. Subsequently, advocacy from the City of Windsor, OMSSA, AMO, and other municipalities had been completed and on November 14, 2024, Administration received notice from HICC that additional Incremental Funding under the Reaching Home program had been allocated to the City of Windsor starting in the 2024

– 2025 fiscal year and ending on March 31, 2028. This incremental funding represents a temporary increase to the base or annualized funding allocation. More details are provided in the Financial Matters section.

Administration has developed recommended winter initiatives for the 2024 – 2025 winter season that can be funded through additional incremental funding received from HICC under the federal Reaching Home program.

Discussion:

Recognizing the growing needs this year for winter shelter capacity, Administration met with the Windsor Essex Community Advisory Board and is recommending restarting some winter initiatives that operated last year and layering one new service, that being temporary overnight warming centre that will include crash mats at the Homelessness and Housing Help Hub (H4). Each of these initiatives can be fully funded by the additional Reaching Home incremental funding for the 2024- 2025 winter season ending March 31, 2025.

Table 2: Recommended Winter Initiatives for 2024 – 2025

Initiative Number	Service Provider	Type of Program	Number of Spaces	Hours of Operation*
1	H4	Warming Centre	35	12am to 8am
2	Salvation Army	Warming Centre	12	9pm to 9am
3	Welcome Centre	Warming Centre	17	11pm to 7am
4	Essex County Homelessness Hub	Warming Centre	9	10pm to 8am
5	Various emergency shelters	Urgent repairs and/or capital improvements	-	-

**Open 7 days per week and on holidays*

These initiatives will offer at minimum, a total of 73 temporary additional spaces over the winter months. It is important to note that warming centres typically serve more people than the number of spaces available as they allow people to come and go throughout the night.

When each of these initiatives can begin operating this winter is dependent on the next steps required to receive the Reaching Home incremental funding allocation, including:

- Obtaining endorsement from the federally mandated Windsor Essex Community Advisory Board, which was completed on November 22, 2024; and
- Submitting a revised Reaching Home budget and Forecast of Project Expenditures to Housing, Infrastructure and Communities Canada (HICC), which was completed on November 29, 2024; and
- Providing this report to Windsor City Council on December 9, 2024; and
- Entering into a Transfer Payment Agreement (TPA) with HICC, date to be determined; and
- Executing service agreements with the respective local service providers, dates to be determined; and
- Opening of each initiative, dates to be determined and may vary.

Additional information about these initiatives is provided below.

Initiative 1: Warming Centre at H4

H4 staff conducted an informal survey of 111 current participants in November 2024, of which 89 participants indicated that they typically sleep outdoors. Overwhelmingly, 110 out of 111 individuals surveyed indicated they would prefer to stay overnight at H4, if that option was available. This initiative will take some time to implement as Housing Information Services, which operates H4, will need to hire additional staff and as a result, the tentative start date is January 6, 2025.

Initiatives 2, 3 and 4: Warming Centers at the Salvation Army, Welcome Centre and Essex County Homelessness Hub

Since these services operated last winter and do not require much ramp-up time or additional staffing, they can begin operating sooner than the other initiatives. These services are likely to all be opened by December 16, 2024, barring any delays with the necessary legal agreements.

Initiative 5: Urgent Repairs and/or Capital Improvements

One-time funding may be allocated to various emergency shelter providers to allow them to complete eligible urgent repairs and/or capital improvements that will ensure the sustainability of the existing 187 shelter beds in the system as well as the additional warming spaces identified for the winter season. These investments will help mitigate requests for additional municipal funding in the future.

Strengthen the Core Plan

The recommended winter initiatives also align with the City of Windsor's Strengthen the Core plan as it advances the Healthy Spaces action item which seeks to offer wrap-around support programs for vulnerable community members, utilizing funding from upper levels of government. The various warming centres and additional hours of operation at H4 over the winter months will provide more overnight spaces for those experiencing homelessness, and the costs can be fully covered through the new federal Reaching Home incremental funding for the 2024 – 2025 winter season.

Response to CQ 19-2024 regarding the Warming Bus

In October 2024, Administration responded to CQ19-2024 and provided a report about the Warming Bus which operated last winter (Council Report S127/2204, Council Resolution CR456/2024), which resulted in a friendly amendment from Council stating, "That Administration BE DIRECTED to approach local philanthropy groups to determine whether any potential funding partnerships can be explored."

Housing staff engaged with staff in Communications and Customer Services to determine what alternate resources may be available through grants and/or philanthropic sources. Unfortunately to date, Administration has not been able to secure such funding for the 2024 – 2025 winter season.

The Warming Bus initiative was not put forward as part of the recommended winter initiatives for 2024 - 2025 due to the lack of available funding and the other recommended initiatives were deemed to be of higher priority this winter.

Risk Analysis:

Without temporarily increasing emergency shelter spaces, there is a risk that there will not be enough shelter spaces to meet the needs of people experiencing homelessness in Windsor and Essex County for the 2024 – 2025 winter season. This may result in increased outdoor homelessness and increased risks of exposure to the elements.

Climate Change Risks

Climate Change Mitigation:

N/A

Climate Change Adaptation:

N/A

Financial Matters:

On November 14, 2024, Administration received notice from the federal Housing, Infrastructure and Community Canada (HICC) that additional incremental funding under the Reaching Home program had been allocated to the City of Windsor starting in the 2024 - 2025 fiscal year and ending on March 31, 2028.

Tables 3 and 4 below compares funding from the previous fiscal year (2023-2024) and the allocations for the remaining four years (2024 to 2028) of the program.

Table 3: Reaching Home Funding Summary (2023 – 2024)

Fiscal Year	Annualized Funding	Winter Unsheltered	Additional Incremental Funding	Total Reaching Home Funding
2023-2024	$3,521,211	$1,111,104	$0	$4,632,315

Table 4: Reaching Home Funding Summary (2024 – 2028)

Fiscal Year	Annualized Funding	Winter Unsheltered	Additional Incremental Funding	Total Reaching Home Funding
2024-2025	$3,286,397	$0	$818,769	$4,105,166
2025-2026	$3,286,397	$0	$818,769	$4,105,166
2026-2027	$853,851	$0	$3,405,454	$4,259,305
2027-2028	$853,851	$0	$3,405,454	$4,259,305
Total 4 Yrs	$8,280,496	$0	$8,448,446	$16,728,942

The costs of the five recommended winter initiatives outlined in this report can be fully funded through the 2024 - 2025 Reaching Home Incremental Funding allocation of $818,769 of which up to 15% can be used towards project administrative costs.

The recommended winter initiatives for 2024 - 2025 do not require any additional municipal contributions from the City of Windsor.

Further planning and discussion by Administration in consultation with the Community Advisory Board are required to determine how the Reaching Home incremental funding for subsequent years will be allocated and align with the strategies of the *Home Together: 10 Year Housing and Homelessness Master Plan* and federal *Community Plan (2024-2028)*.

Consultations:

Jessica Brunet, Coordinator, Housing Administration and Development
Whitney Kitchen, Coordinator, Housing Administration and Development
Michael Davis, Financial Planning Administrator
Tyson Cragg, Executive Director Transit Windsor
Nicole Anderson, Senior Economic Development Officer

Conclusion:

There is a need to temporarily increase the number of emergency shelter spaces in Windsor and Essex County to meet the needs of people experiencing homelessness, particularly during the winter months. Administration has recommended allocating new Reaching Home incremental funding to support five winter initiatives that will support a minimum of 73 additional temporary spaces for the 2024 – 2025 winter season.

Planning Act Matters:

N/A

Approvals:

Name	Title
Jennifer Tanner	Manager, Homelessness and Housing Support
Kelly Goz	Manager (A), Homelessness and Housing Support
Linda Higgins	Manager, Intergovernmental Funding & Human Services Integration
Kirk Whittal	Executive Director, Housing and Children's Services
Jelena Payne	Commissioner, Economic Development
Janice Guthrie	Commissioner, Finance and City Treasurer
Andrew Daher	Commissioner, Human and Health Services
Joe Mancina	Chief Administrative Officer

Notifications:

Name	Address	Email
Community Advisory Board members		List to be provided to Clerk's Office

Appendices:

N/A

Item No. 12.2

Committee Matters: SCM 355/2024

Subject: Report of the Special Meeting of Council – In-Camera of its meeting held November 25, 2024

SV/bm

SPECIAL MEETING OF COUNCIL – IN CAMERA
November 25, 2024

Meeting called to order at: 12:55 p.m.

Members in Attendance:

Mayor Drew Dilkens
Councillor Fred Francis
Councillor Jo-Anne Gignac
Councillor Angelo Marignani
Councillor Kieran McKenzie
Councillor Jim Morrison
Councillor Ed Sleiman

Members Absent:

Councillor Renaldo Agostino
Councillor Fabio Costante
Councillor Gary Kaschak
Councillor Mark McKenzie

Also in attendance:

Joe Mancina, Chief Administrative Officer
Andrew Daher, Commissioner, Human and Health Services
David Simpson, Commissioner of Infrastructure Services/City Engineer
Tony Ardovini, Acting 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
Christopher Menard, Acting Mayor's Chief of Staff

Verbal Motion is presented by Councillor Jo-Anne Gignac, seconded by Councillor Angelo Marignani,
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 – sale of land, Section 239(2)(c)

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 Ed Sleiman,
to move back into public session.
Motion Carried.

Moved by Councillor Ed Sleiman, seconded by Councillor Jim Morrison,
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held November 25, 2024 directly to Council for consideration at the next Regular Meeting.

1. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Solicitor, Acting Senior Executive Director of Corporate Services, Commissioner of Corporate and Community Services, Manager of Operating Budget and Control and Commissioner of Finance and City Treasurer respecting a property matter – sale of land **BE APPROVED**.

Motion Carried.

Moved by Councillor Jo-Anne Gignac, seconded by Councillor Angelo Marignani,
That the special meeting of council held November 25, 2024 BE ADJOURNED.
(Time: 12:56 p.m.)
Motion Carried.

Item No. 12.3

Committee Matters: SCM 356/2024

Subject: Report of the In-Camera Striking Committee of its meeting held November 25, 2024

SV/bm

STRIKING COMMITTEE – IN CAMERA
November 25, 2024

Meeting called to order at: 12:56 p.m.

Members in Attendance:

Mayor Drew Dilkens
Councillor Fred Francis
Councillor Jo-Anne Gignac
Councillor Angelo Marignani
Councillor Kieran McKenzie
Councillor Ed Sleiman
Councillor Jim Morrison

Members Absent:

Councillor Renaldo Agostino
Councillor Fabio Costante
Councillor Gary Kaschak
Councillor Mark McKenzie

Also in attendance:

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

**Verbal Motion is presented by Councillor Angelo Marignani, 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	Personal matter – about identifiable individual(s) – status of member of the Active Transportation Expert Panel, Section 239(2)(b)

Motion Carried.

Declarations of Pecuniary Interest:

None disclosed.

Discussion on the items of business.

Verbal Motion is presented by Councillor Jim Morrison, seconded by Councillor Kieran McKenzie,
to moved back into public session.
Motion Carried.

Moved by Councillor Kieran McKenzie, seconded by Councillor Ed Sleiman,
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Striking Committee Meeting held November 25, 2024 directly to Council for consideration at the next Regular Public Meeting or Special meeting of Council.

1. That the confidential discussions regarding the status of a member on the Active Transportation Expert Panel **BE RECEIVED.** (see open report of the Striking Committee).

Motion Carried.

Moved by Councillor Fred Francis, seconded by Councillor Ed Sleiman
That the special Striking Committee meeting held November 25, 2024 BE ADJOURNED.
(Time: 12:58 p.m.)
Motion Carried.

Item No. 12.4

Committee Matters: SCM 357/2024

Subject: Report of the Striking Committee of its meeting held November 25, 2024

SV/bm
Windsor, Ontario, December 9, 2024

REPORT OF THE STRIKING COMMITTEE
of its meeting held
November 25, 2024

Members in Attendance:

Mayor Drew Dilkens
Councillor Fred Francis
Councillor Jo-Anne Gignac
Councillor Angelo Marignani
Councillor Kieran McKenzie
Councillor Ed Sleiman
Councillor Jim Morrison

Members Absent:

Councillor Renaldo Agostino
Councillor Fabio Costante
Councillor Gary Kaschak
Councillor Mark McKenzie

Also in attendance:

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

Declarations of Pecuniary Interest:

None declared.

Your Committee submits the following recommendation:

(1) That Cole Gorham **BE REMOVED** from the **Active Transportation Expert Panel** and further that the City Clerk **BE REQUESTED** to advertise and recruit for the vacant position on the Panel.

MAYOR

CITY CLERK

Item No. 12.5

Committee Matters: SCM 358/2024

Subject: Report of the In-camera Environment, Transportation and Public Safety Standing Committee – sitting as the Transit Windsor Board of Directors of its meeting held November 27, 2024

AC/bm

SPECIAL MEETING OF ENVIRONMENT, TRANSPORTATION AND PUBLIC SAFETY STANDING COMMITTEE – SITTING AS TRANSIT WINDSOR BOARD OF DIRECTORS – IN CAMERA
November 27, 2024

Meeting called to order at: 5:44 p.m.

Members in Attendance:

Councillor Fabio Costante, Chair
Councillor Renaldo Agostino
Councillor Gary Kaschak
Councillor Kieran McKenzie
Councillor Mark McKenzie

Also in attendance:

Ray Mensour, Commissioner Community and Corporate Services
Jelena Payne, Commissioner Economic Development
Anna Ciacelli, Deputy Clerk
Sandra Gebauer, Council Assistant
Vincenza Mihalo, Executive Director of Human Resources
Najet Bako, Manager of ESC and Total Rewards
Tyson Cragg, Executive Director of Transit Windsor

Verbal Motion is presented by Councillor Mark McKenzie, seconded by Councillor Gary Kaschak,
to move in Camera for discussion of the following item(s):

Item No.	Subject & Section - Pursuant to *Municipal Act*, 2001, as amended
1	Personal matter – about identifiable individuals, labour negotiations, plan, Sections 239(2)(b)(d)(k)

Motion Carried.

Declarations of Pecuniary Interest:

None declared.

Discussion on the items of business.

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

Moved by Councillor Mark McKenzie, seconded by Councillor Renaldo Agostino,
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the special meeting of the Environment, Transportation and Public Safety Standing Committee – sitting as Transit Windsor Board of Directors – in camera held November 27, 2024 directly to Council for consideration at the next Regular Meeting.

1. That the in-camera report from the Total Compensation Specialist, Manager of ESC and Total Rewards, Executive Director of Human Resources, Acting Senior Executive Director of Corporate Services, Commissioner of Community Services, Executive Director of Transit Windsor, Commissioner of Economic Development, Manager Performance Measurement and Business Case Development and Commissioner of Finance and City Treasurer respecting a personal matter – about an identifiable individuals, labour negotiations, plan **BE RECEIVED** .

Motion Carried.

Moved by Councillor Gary Kaschak, seconded by Councillor Renaldo Agostino,
That the special meeting of the Environment, Transportation and Public Safety Standing Committee – sitting as Transit Windsor Board of Directors – in camera held November 27, 2024 BE ADJOURNED.
(Time: 5:46 p.m.)
Motion Carried.

Item No. 13.6

BY-LAW NUMBER 144-2024

A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THE 5.49 METRE EAST/WEST ALLEY SOUTH OF TECUMSEH ROAD EAST, EAST OF LEONARD LANE, AND WEST OF GEORGE AVENUE, CITY OF WINDSOR

Passed the 9th day of December, 2024.

WHEREAS the 5.49 metre portion of the east/west alley south of Tecumseh Road East, east of Leonard Lane, and west of George Avenue, City of Windsor, more particularly described in Schedule "A" hereto annexed, is assumed for subsequent closure;

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

1. That the 5.49 metre portion of the east/west alley south of Tecumseh Road East, east of Leonard Lane, and west of George Avenue, City of Windsor, more particularly described in Schedule "A" hereto annexed and forming part of this by-law, be and the same is hereby assumed for subsequent closure.

2. That this by-law shall come into force and take effect on the day of the final passing thereof.

DREW DILKENS, MAYOR

CITY CLERK

First Reading - December 9, 2024
Second Reading - December 9, 2024
Third Reading - December 9, 2024

SCHEDULE "A"
TO BY-LAW 144-2024

Part Block A, Plan 1238, Sandwich East, designated as Part 1, Plan 12R-29954; Windsor

Being part of PIN 01358-0154 (LT)

City of Windsor
County of Essex

Item No. 13.7

BY-LAW NUMBER 145-2024

A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 5.49 METRE EAST/WEST ALLEY SOUTH OF TECUMSEH ROAD EAST, EAST OF LEONARD LANE, AND WEST OF GEORGE AVENUE, CITY OF WINDSOR

Passed the 9th day of December, 2024.

WHEREAS it is deemed expedient to close, stop up and convey the 5.49 metre portion of the east/west alley south of Tecumseh Road East, east of Leonard Lane, and west of George Avenue, City of Windsor, more particularly described in Schedule "A" attached hereto;

THEREFORE the Council of the Corporation of the City of Windsor enacts as follows:

1. That the 5.49 metre portion of the east/west alley south of Tecumseh Road East, east of Leonard Lane, and west of George Avenue, City of Windsor, more particularly described in Schedule “A” attached hereto and forming part of this by-law, be and the same is hereby closed and stopped up.

2. That any required easements pursuant to Council Resolution CR62/2024, be registered prior to conveyance.

3. That the lands be conveyed to the owner of 3995 Tecumseh Road East, and that the 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 proportionate share of the survey costs as invoiced to The Corporation of the City of Windsor by an Ontario Land Surveyor, and $10.00 per square foot with easements plus HST (if applicable) and proportionate share of the survey costs as invoiced to The Corporation of the City of Windsor by an Ontario Land Surveyor.

    b. For alley conveyed to abutting lands zoned RD1.2 is assessed at $1.00 plus HST (if applicable), 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.

4. That the Chief Administrative Officer and City Clerk be authorized and directed to execute on behalf of The Corporation of the City of Windsor and to seal with the seal thereof, any and all documents necessary to implement the foregoing; and that the transaction be completed electronically, for property where it is available, pursuant to By-law Number 366-2003, as amended from time to time.

5. This by-law shall come into force and take effect the day upon which it is registered in the Land Registry Office for the County of Essex (No. 12).

DREW DILKENS, MAYOR

CITY CLERK

First Reading - December 9, 2024
Second Reading - December 9, 2024
Third Reading - December 9, 2024

SCHEDULE "A"
TO BY-LAW 145-2024

Part Block A, Plan 1238, Sandwich East, designated as Part 1, Plan 12R-29954; Windsor

Being part of PIN 01358-0154 (LT)

City of Windsor
County of Essex

COMMITTEE OF ADJUSTMENT/CONSENT AUTHORITY AGENDA RECORD

PLEASE BE ADVISED THIS MEETING IS CONDUCTED ELECTRONICALLY.

The following applications are scheduled to be heard by the Committee of Adjustment/Consent Authority on Thursday, December 19, 2024 in the order stated below.

ITEM	TIME	ROLL #	FILE #	APPLICANT	LOCATION	REQUEST	RESULT
1	3:30 PM	3739050370124010000	A-071/24	GEFU ZHU, YAN MIN LIN	1013-1015 CALIFORNIA AVE	**RELIEF:** Construct a semi-detached dwelling exceeding maximum gross floor area.	
2	3:30 PM	3739070560090000000	A-072/24	2231068 ONTARIO CORP.	5650 TECUMSEH RD E	**RELIEF:** Accommodate a retail space with reduced minimum number of parking spaces.	
3	3:30 PM	3739090010048000000	B-048/24	TSB MOBILE STORAGE INC	4205 COUNTY RD 42	**CONSENT:** Lot Addition	
4	3:30 PM	3739040270018000000	A-073/24	14579704 CANADA INC.	651 CHURCH ST	**RELIEF:** Construct a semi-detached dwelling with reduced minimum lot width, lot area, and size of parking space.	
5	3:30 PM	3739070305008000000	A-074/24	JOHN ATWAN	4470 NORTH SERVICE RD E	**RELIEF:** Construction of a new industrial building with reduced curb height requirement.	
6	3:30 PM	3739070301048000000	B-049/24	JIN HU HOLDINGS	2855 DEZIEL DR	**CONSENT:** Create a new Lot	
7	3:30 PM	3739020220041000000	A-075/24	FADI MUSA (ALLIANCE INTERNATIONAL COMPANY INC)	1948 OTTAWA ST	**RELIEF:** Conversion of an existing commercial building to a combined-use building with reduced landscaped open space yard, exceeding maximum lot coverage, reduced minimum front yard depth, side yard depth, parking spaces, refuse bin to be permitted in a required yard, and the west wall to be untextured concrete within the 100.0 m and visible from the street.	
8	3:30 PM	3739080600005020000	A-076/24	FAISAL BAOTHMAN	1655 MARK AVE	**RELIEF:** Accommodate a single unit dwelling with reduced minimum lot width and lot area.	
9	3:30 PM	3739080600005020000	B-050/24	FAISAL BAOTHMAN	1655 MARK AVE	**CONSENT:** Lot Addition	

If a person or public body that files an appeal of a decision of the Committee of Adjustment in respect of the proposed consent does not make written submissions to the Committee of Adjustment before it gives or refuses to give a provisional consent, the Ontario Land Tribunal may dismiss the appeal.

In addition, if you wish to be notified of the decision of the Committee of Adjustment in respect of the proposed applications, you must make a written request to the Committee of Adjustment at the address shown below with the specific file number please emails COAdjustment@citywindsor.ca . **NOTE**: To access the Agenda Record, Comments for the upcoming meeting, and past Committee of Adjustment Minutes, please visit our website at: Committee of Adjustment Meeting Agenda (citywindsor.ca)

THE CITY OF WINDSOR
ONTARIO, CANADA

OFFICE OF THE CITY CLERK
COUNCIL SERVICES

Phone: (519)255-6211

CITY HALL
WINDSOR, ONTARIO
N9A 6S1

Fax: (519)255-6868
E-mail: clerks@citywindsor.ca
WEBSITE: www.citywindsor.ca

City Council
Decision
Monday, November 28, 2022

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

Decision Number: CR501/2022

I. That City Council **RECEIVE** the Investing in Canada Infrastructure Plan (ICIP) Grant Application report dated November 17, 2022, along with the report from IBI Group titled "Transit Windsor Garage Feasibility Study" dated October 28, 2021 provided in Schedule A; and further,

II. That City Council **ENDORSE** the Transit Support Projects outlined in the body of this report for inclusion in the ICIP Grant Application; and further,

III. That the Chief Administrative Officer **BE DIRECTED** to submit applications to the ICIP Grant that includes a list of Transit Support Projects, satisfactory in legal form to the Commissioner of Legal & Legislative Services/City Solicitor, in technical content to the Commissioner of Infrastructure Services/City Engineer and financial content to the Chief Financial Officer/City Treasurer; and further,

IV. That should the ICIP Grant Application for the Transit Support Projects be successful,
   a. That City Council **APPROVE**, as per the ICIP Grant requirements, funding to a maximum of $28,996,630, as follows:
      i. A PRE-COMMITMENT in the Transit Windsor Fleet Replacement Program (TRN-001-07) of 2025 and 2026 funding of $1,167,896 and $3,952,638, respectively.
      ii. A PRE-COMMITMENT in the Transit Windsor Garage capital project (TRN-001-22) of 2023, 2024, and 2025 funding of $4,073,574, $5,701,947, and $1,024,479, respectively.
      iii. PLACEHOLDER funding in the Transit Windsor Fleet Replacement Program (TRN-001-07) of 2027 and 2028 funding of $6,458,059 and $5,200,000, respectively, and that these funds be automatically PRE-COMMITTED and available for immediate use as funding falls within the five-year funding window.

Phone: (519)255-6211

CITY HALL
WINDSOR, ONTARIO
N9A 6S1

Fax: (519)255-6868
E-mail: clerks@citywindsor.ca
WEBSITE: www.citywindsor.ca

iv. PLACEHOLDER funding in the Transit Windsor Garage capital project (TRN-001-22) of 2028 and 2029 funding of $1,000,000 and $418,037 respectively, and that these funds be automatically PRE-COMMITTED and available for immediate use as funding falls within the five-year funding window.

b. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute and sign any agreements, declarations or approvals required resulting from receiving grant funding approval for this intake of the ICIP Grant subject to such documents being satisfactory in legal form to the Commissioner of Legal & Legislative Services/City Solicitor, in technical content to the Commissioner of Infrastructure Services/City Engineer and financial content to the Chief Financial Officer/City Treasurer; and further,

c. 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 the request for payment to the Commissioner of Infrastructure Services/City Engineer or designate, subject to financial content approval from the area's Financial Planning Administrator or their manager; and further,

d. That Council **PRE-APPROVE** and **AWARD** any procurement(s) necessary that are related to the above project(s), 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 Commissioner, Corporate Services/Chief Financial Officer, in legal form to the Commissioner, Legal & Legislative Services; and in technical content to the Executive Director of Engineering; and further,

V. That the Purchasing Manager **BE AUTHORIZED** to issue Purchase Orders as may be required to effect the recommendations noted above, pursuant to the Purchasing By-Law 93-2012 and amendments thereto, subject to all specifications being satisfactory in financial content to the Chief Financial Officer/City Treasurer, and in technical content to the Commissioner of Infrastructure Services/City Engineer; and further,

VI. That Administration **BE AUTHORIZED** to take any other steps as may be required to bring effect to these resolutions, and that the Chief Administrative

Phone: (519)255-6211

CITY HALL
WINDSOR, ONTARIO
N9A 6S1

Fax: (519)255-6868
E-mail: clerks@citywindsor.ca
WEBSITE: www.citywindsor.ca

Officer and City Clerk **BE AUTHORIZED** to execute any required documentation/agreement(s) for that purpose, subject to legal approval by the Commissioner of Legal & Legislative Services/City Solicitor, financial approval by the Chief Financial Officer/City Treasurer, and technical approval by the Commissioner of Infrastructure Services/City Engineer; and further,

VII. That City Council **AUTHORIZE** the Commissioner of Legal & Legislative Services/City Solicitor to prepare the required bylaws, if required by the grant provider, in order to execute agreements as part of receiving funding, conditional upon the recommendation of the Chief Financial Officer/City Treasurer; and further,

VIII. That given the dramatically higher cost estimate for the Transit Garage emanating from the detailed study recently completed by the IBI Group, City Council **DIRECT** Administration to re-evaluate the Transit Windsor Master Plan to determine how to best achieve the goals of the Master Plan and report back to Council as part of the Transit Master Plan Implementation Project update.

Carried.

At the request of Councillor Fred Francis, a recorded vote is taken on this matter.

Aye votes: Mayor Drew Dilkens and Councillors Fred Francis, Renaldo Agostino, Mark McKenzie, Ed Sleiman, Jo-Anne Gignac, Angelo Marignani, Gary Kaschak, and Jim Morrison.
Nay votes: Councillors Fabio Costante and Kieran McKenzie.
Abstain: None.
Absent: None.

Report Number: C 191/2022
Clerk's File: MT/13478 11.3

Anna Ciacelli
Deputy City Clerk
December 15, 2022

Department Distribution

Tracy Beadow	Project Administrator
France Isabelle-Tunks	Executive Director of Engineering / Deputy City Engineer

THE CITY OF WINDSOR
ONTARIO, CANADA

OFFICE OF THE CITY CLERK
COUNCIL SERVICES

Phone: (519)255-6211

CITY HALL
WINDSOR, ONTARIO
N9A 6S1

Fax: (519)255-6868
E-mail: clerks@citywindsor.ca
WEBSITE: www.citywindsor.ca

Tyson Cragg	Executive Director of Transit Windsor
Chris Nepszy	Commissioner, Infrastructure Services
Colleen Middaugh	Manager of Corporate Projects
Shelby Askin Hager	Commissioner, Legal & Legislative Services
Joe Mancina	Commissioner, Corporate Services / Chief Financial Officer / City Treasurer
Alex Vucinic	Purchasing Manager
Tony Ardovini	Deputy Treasurer – Financial Planning
Natasha Gabbana	Senior Manager of Asset Planning
Onorio Colucci	(Acting) Chief Administrative Officer

External Distribution

Christine Fitzpatrick Activate Transit Windsor-Essex	cafitzpatrick@gmx.com
Kristin Siapas Activate Transit Windsor-Essex	activatetransitwindsoressex@gmail.com

Mike Bates
Chair - Walkerville Business Improvement Association (BIA)
Windsor, ON
December 6, 2024

Windsor City Council
Windsor, ON

Dear Members of Windsor City Council,

Subject: Response to Audit Findings Regarding Walkerville BIA Reserve Funds

I am writing on behalf of the Walkerville Business Improvement Association (BIA) regarding the recent audit findings that suggest our reserves are higher than recommended levels. While we understand these concerns, we wish to emphasize our commitment to using these funds strategically to best serve the needs of our neighborhood and business community.

Strategic Plan Initiative

The Walkerville BIA is actively developing a comprehensive strategic plan that ensures the responsible allocation of reserve funds. Our initiative focuses on preparing a detailed plan that aligns with the unique needs of our neighborhood and delivers meaningful outcomes for the businesses we represent.

Key Objectives of the Initiative Include:

1. **Strategic Plan Completion**: The strategic plan will be completed in the coming months, following thorough consultations with stakeholders and careful consideration of the neighborhood's priorities.
2. **Goal-Oriented Fund Allocation**: By the end of the year, all reserve funds will be allocated to specific, achievable goals that are designed to enhance the community's infrastructure, support local businesses, and promote economic growth.
3. **Avoiding Wasteful Spending**: Every dollar will be directed toward projects and initiatives that provide long-term value to the Walkerville community, ensuring fiscal responsibility remains at the forefront.

Request for Support and Collaboration

The reserve funds represent an invaluable resource for advancing our shared vision for Walkerville. We kindly request the City's support and patience as we finalize our strategic plan and allocate these funds thoughtfully. By collaborating with Council, we aim to ensure that Walkerville continues to thrive as a vibrant and dynamic district.

Thank you for your attention to this matter. We are committed to achieving these goals and welcome the opportunity to discuss our plans further.

Yours sincerely,

Mike Bates
Walkerville Business Improvement Association