

Regular

Council meets in formal session this day at 6:00 o'clock p.m., in the Council Chambers.

Members Present:

Mayor Francis
Councillor Brister
Councillor Dilkens
Councillor Gignac
Councillor Halberstadt
Councillor Hatfield
Councillor Jones
Councillor Lewenza
Councillor Marra
Councillor Postma
Councillor Valentinis

Members Absent:

None.

Call to Order

Following the playing of the Canadian National Anthem, Mayor Francis calls the meeting to order.

Disclosures of Pecuniary Interest and the General Nature Thereof

Councillor Marra discloses an interest and abstains from voting on Communication No. 13, being the report of the Executive Director of Human Resources regarding "Status of the Corporation's Participation in Unpaid and Paid Student and Work Placement Agency Programs", as he is the Executive Director of New Beginnings, which is referenced as a potential partner in the report.

Mayor Francis discloses an interest and abstains from voting on Item 6, being the report of the Chief Financial Officer and City Treasurer regarding "2010 BIA Budget Approval", as his parents own property within the Wyandotte Towne Centre BIA.

Minutes

Moved by Councillor Gignac, seconded by Councillor Halberstadt,
That the Minutes of the regular meeting of Council held April 12, 2010 **BE ADOPTED** as
presented.

Carried.

Councillor Dilkens was absent from the meeting when the vote was taken on this matter.

Notice of Proclamations

Organ & Tissue Donor Awareness Week – April 18 – 25, 2010

National Volunteer City Celebration Day – April 22, 2010

Committee of the Whole

Moved by Councillor Hatfield, seconded by Councillor Jones,
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 or referrals of any items of business;
- (d) hearing presentations and delegations;
- (e) consideration of business items;
- (f) consideration of Committee reports:
 - (i) **Report of Special In-Camera Meeting or other Committee as may be held prior to Council** (if scheduled);
 - (ii) **Report of the Striking Committee** of its meeting held April 12, 2010;
- (g) consideration of by-law 60-2010.

Carried.

Councillor Dilkens was absent from the meeting when the vote was taken on this matter.

Communications

Moved by Councillor Lewenza, seconded by Councillor Jones,
M117-2010 That the following Communication Items 1 to 4 and 8 to 17 inclusive, as set forth in the Council Agenda **BE REFERRED** as noted except Communication No. 5, 6 and 7, which are dealt with as follows:

Communication No. 5:

Moved by Councillor Hatfield, seconded by Councillor Postma,
M118-2010 That the correspondence from the Commanding Officer, HMCS Hunter, dated March 23, 2010 regarding "Navy Way" **BE RECEIVED**, and further, that Administration **BE DIRECTED** to prepare a report outlining various options available for Council to consider with regards to the requests outlined in the letter.

Carried.

Communication No. 6:

Moved by Councillor Marra, seconded by Councillor Hatfield,
M119-2010 That Council **APPROVE** a "full page option" in the amount of \$2,000 for advertising purposes, for the "2010 Negev Dinner in Tribute to The Honourable Sandra Papatello", which will be held on Tuesday, June 8, 2010.

Carried.

Councillor Halberstadt voting nay.

Communication No. 7:

Moved by Councillor Hatfield, seconded by Councillor Jones,
M120-2010 That Council **ENDORSE** the resolution regarding "Wind Energy" adopted by Amherstburg Council on March 8, 2010.

Carried.

Councillor Lewenza was absent from the meeting when the vote was taken on this matter.

LOST MOTION – Communication No. 12

Moved by Councillor Halberstadt, seconded by Councillor Gignac,

That the report of the City Clerk dated April 14, 2010 regarding the extension of contract for the Integrity Commissioner **BE RECEIVED** by Council for information as amended, maintaining existing investigation protocols as opposed to those used in the City of Toronto.

The motion is **put** and is **lost**.

Aye votes: Councillors Halberstadt, Gignac and Brister.

Nay votes: Councillors Postma, Lewenza, Hatfield, Marra, Valentinis, Jones and Dilkens.

Item	From	Description
1	Ministry of Health & Long-Term Care	Decision of the Ontario Agency for Health Protection (OAHP) to close the Windsor Public Health Laboratory (PHL) Community Development & Health Commissioner Note & File MH2010
2	Association of Municipalities of Ontario (AMO)	First Payment of 2010 Now Received by AMO Chief Financial Officer & City Treasurer General Manager of Transit Windsor Note & File MT2010
3	Association of Municipalities of Ontario (AMO)	AMO Report to Members on March 2010 Board Meeting Note & File MMA2010
4	Association of Municipalities of Ontario (AMO)	The Case for Joint and Several Liability Reform in Ontario City Solicitor Note & File MMA2010
5	National Defence	The Canadian Naval Centennial (CNC) Celebration COUNCIL DIRECTION REQUESTED Manager of Cultural Affairs APR2010
6	Office of the Mayor, City of Windsor	Jewish National Fund – Windsor – 2010 NEGEV Dinner in Tribute to the Honourable Sandra Pupatello COUNCIL DIRECTION REQUESTED Chief Financial Officer & City Treasurer APR2010
7	The Corporation of the Town of Amherstburg	Motion Regarding Wind Energy – March 8, 2010 Council Meeting COUNCIL DIRECTION REQUESTED WECEC Committee MU2010
8	Corporation of the County of Essex	Motion Regarding Wind Energy – March 8, 2010 Council Meeting WECEC Committee Note & File MU2010
9	Pathway to Potential	Spring 2010 Newsletter Community Development & Health Commissioner Note & File SS/10488

10	URS Canada Inc.	Notice of Study Commencement and Public Information Centre – Wednesday, April 28, 2010 – Widening of Highway 401 from North Talbot Road to Dougall Parkway and Noise Barrier Installation in Two Locations City Engineer City Solicitor Note & File SW/10073
11	Manager of Development	Application of Hanna's Homes Inc. for part lot control for property located on the west side of Alexandra Ave. Note & File SPLC2010
12	City Clerk	Integrity Commissioner – Extension of Contract Note & File GM/10017
13	Executive Director of Human Resources	Status of Corporation's Participation in Unpaid and Paid Student and Work Placement Agency Programs Note & File AS/7869
14	Executive Director of Human Resources	Ministry of Labour Orders Issued Regarding Workplace Violence Complaint Note & File ASU2010
15	Community Development & Health Commissioner	Local Immigration Partnership Note & File SS2010
16	Mayor's Youth Advisory Committee	Minutes of meeting held April 7, 2010 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2010
17	President, CUPE Local 82; and Response from CAO	2010 National Day of Mourning Note & File APR2010

Carried.

Councillor Marra discloses an interest and abstains from voting on Communication No. 13.

Consent Agenda

Moved by Councillor Postma, seconded by Councillor Valentinis,

That the following Consent Agenda and the recommendations contained in the administrative reports **BE APPROVED** as amended:

- Item 2 Application for the Apportionment of Unpaid Taxes
- Item 4 Safer Communities – 1,000 Officers Partnerships Program Grant Agreement
- Item 5 Community Policing Partnership Grant Agreement, 2010-2012
- Item 6 2010 BIA Budget Approval
- Item 9 Agreement to Cross Union Gas High Pressure Gas Line

Carried.

Mayor Francis discloses an interest and abstains from voting on Item No. 6.

Deferrals and/or Referrals and Withdrawals**Item 8 - Municipal Cultural Master Plan****Pat Malicki, Ward 5 resident**

Pat Malicki, Ward 5 resident, appears before Council to speak in opposition to any consideration for deferring the “Municipal Cultural Master Plan” report prepared by the Manager of Cultural Affairs, as there have been plenty of consultation opportunities and the matter should not be delayed.

Chris Bush, Windsor Light Music Theatre

Chris Bush, Windsor Light Music Theatre, appears before Council to speak in opposition to any consideration for deferring the “Municipal Cultural Master Plan” report prepared by the Manager of Cultural Affairs, as there have been plenty of consultation opportunities and the matter should not be delayed.

Justin Langlois, Arts Council Windsor & Region

Justin Langlois, Arts Council Windsor & Region, appears before Council to speak in opposition to any consideration for deferring the “Municipal Cultural Master Plan” report prepared by the Manager of Cultural Affairs, as there have been plenty of consultation opportunities and the matter should not be delayed.

Jeth Mill, Executive Director, Windsor Symphony Orchestra

Jeth Mill, Executive Director, Windsor Symphony Orchestra, appears before Council to speak in support of deferring the “Municipal Cultural Master Plan” report prepared by the Manager of Cultural Affairs, stating that the document has only been made public for a few days, and greater time is needed to review the material and to consider the ramifications of the proposed recommendations.

Pat Lewis, Windsor Endowment for the Arts

Pat Lewis, Windsor Endowment for the Arts, appears before Council to speak in support of deferring the “Municipal Cultural Master Plan” report prepared by the Manager of Cultural Affairs, stating that the document has only been made public for a few days, and greater time is needed to review the material and to consider the ramifications of the proposed recommendations.

Clerk’s Note: At the request of Council, the report of the Manager of Cultural Affairs dated March 8, 2010 regarding the “Municipal Cultural Master Plan” is deferred to the May 3, 2010 meeting of Council, to allow for all interested parties to review the materials.

APR/10206 8

(For final disposition of this matter, see Clause **CR145/2010** in Schedule “A” attached hereto.)

Item 10 - Request for Proposals – Parking Enforcement Services**Jean Fox, President, CUPE Local 543**

Jean Fox, President, CUPE Local 543, appears before Council to request that the report of Administration regarding “Request for Proposals – Parking Enforcement Services” be deferred to the April 26, 2010 meeting of Council, to allow for opportunity to review the materials, which were only made public on April 15, and to allow for the preparation of a proper presentation to Council.

Lt. Col. Morris Brause, CEO, Commissionaires Windsor

Lt. Col. Morris Brause, CEO, Officer, Commissionaires Windsor, appears before Council to state agreement with the request to defer the report of Administration regarding "Request for Proposals – Parking Enforcement Services", as long as proponents are afforded opportunity to make presentations to Council.

Bill Baker, representing a Proponent

Bill Baker, representing a Proponent, appears before Council to speak in opposition to the request to defer the report of Administration regarding "Request for Proposals – Parking Enforcement Services", stating that the matter should be addressed and next steps should be approved.

Lloyd Stacey, representing a Proponent

Lloyd Stacey, representing a Proponent, appears before Council to state agreement with the request to defer the report of Administration regarding "Request for Proposals – Parking Enforcement Services", as long as proponents are afforded opportunity to make presentations to Council.

Moved by Councillor Jones, seconded by Councillor Lewenza,

That the report of the City Solicitor dated April 14, 2010 entitled "Request for Proposals – Parking Enforcement Services" BE DEFERRED to the April 26, 2010 meeting of Council, to allow for all interested parties to review the material.

The motion is **put** and is **lost** and is therefore not being deferred.

Aye votes: Councillors Jones, Lewenza and Postma.

Nay votes: Councillors Brister, Halberstadt, Gignac, Hatfield, Marra, Valentinis and Dilkens.

AL/10528 10

(For final disposition of this matter, see Clause **CR147/2010** in Schedule "A" attached hereto.)

Item 7 - Museum Development Feasibility Study

At the request of Council, this matter is being deferred to the May 3, 2010 meeting of Council.

APR/10168 7

(For final disposition of this matter, see Clause **CR144/2010** in Schedule "A" attached hereto.)

Presentations & Delegations:

MRB Hardware of Windsor Ltd., rezoning, 1482 Aubin Road, to permit a building expansion of approximately 176 sq. metres (1,900 sq. feet) to the existing Home Hardware store at 3930 Seminole Street and the creation of 10 additional parking spaces

John Gillis, Agent representing MRB Hardware

John Gillis, Agent representing MRB Hardware, appears before Council and is available for questions regarding the rezoning request for 1482 Aubin Road, to permit a building expansion of approximately 176 sq. metres (1,900 sq. feet) to the existing Home Hardware store at 3930 Seminole Street and the creation of 10 additional parking spaces.

ZB/10590 PAC 2

(For final disposition of this matter, see Clause **CR149/2010** in Schedule “A” attached hereto.)

Hebert Studios, rezoning, 1284-1298 Ottawa Street, to permit one dwelling unit on the ground floor of a combined use building

Kathryn Hengl, Solicitor representing Applicant

Kathryn Hengl, Solicitor representing Applicant, appears before Council to speak in support to the rezoning request for 1284 –1298 Ottawa Street, to permit one dwelling unit on the ground floor of a combined use building, but asks that in terms of the associated “holding” provision to ensure either restoration of the curb or provision of decorative bollards, that the option of other suitable barriers be included, in the recommendation.

ZB/10577 PAC3

(For final disposition of this matter, see Clause **CR150/2010** in Schedule “A” attached hereto.)

Official Plan Review Report #25, Summary of Moving Forward Phase and Moving Forward Synthesis Report

David Hanna, Ward 1 resident

David Hanna, Ward 1 resident, appears before Council to speak in support of the Official Plan Review Report #25, Summary of Moving Forward Phase and Moving Forward Synthesis Report, and provides some additional input for Council to consider, such as the importance of green roof incentives.

Dean Clevett, Board Member, Windsor Essex Regional Chamber of Commerce

Dean Clevett, Board Member, Windsor Essex Regional Chamber of Commerce, appears before Council to speak in support of the Official Plan Review Report #25, Summary of Moving Forward Phase and Moving Forward Synthesis Report, and concludes by applauding the extensive consultations that took place on this matter, and requests that on a go-forward basis, consultation and cooperation continue.

ZB/10559 PAC5

(For final disposition of this matter, see Clause **CR152/2010** in Schedule “A” attached hereto.)

2010 Development Charges Background Study and By-law

Craig Binning, Consultant, Hemson Consulting

Mayor Francis leaves the meeting at 7:32 o'clock p.m., and Councillor Dilkens assumes the Chair.

Craig Binning, Consultant, Hemson Consulting, appears before Council to provide an overview of the Development Charges Background Study and draft Development Charges By-law, including the definition of development charges, study objectives, growth forecast assumptions, services included in the study, growth-related capital programs, summary of capital plan: general services, engineering infrastructure; residential rates fully calculated, non-residential rates fully calculated, comparison of current vs. fully calculated residential rates, comparison of current vs. fully calculated non-residential rates, policy considerations, rates, comparisons with others in Essex County, comparisons with others in Ontario, Development Charges Study timeline, differentiated

non-residential charge, industrial exemption, phase-in of fully calculated rates, infill and intensification, and Brownfield redevelopment.

Mike Dinchik, Executive Officer, Greater Windsor Home Builders' Association

Mike Dinchik, Executive Officer, Greater Windsor Home Builders' Association, appears before Council to state that the Association is in full support of the Development Charges Background Study and draft by-law, and respectfully requests that Council adopt it in its entirety.

Mayor Francis returns to the meeting at 7:52 o'clock p.m., and Councillor Dilkens returns to his seat at the Council table.

GPL/3905 1

(For final disposition of this matter, see Clause **CR138/2010** in Schedule "A" attached hereto.)

Yong Tian, rezoning, 227 Bridge Avenue, convert the existing residential unit to provide 6 bedrooms and requests a site specific amendment to permit a lodging house use

Linda McLean, Ward 2 resident

Linda McLean, Ward 2 resident, appears before Council to state that with regards to the rezoning application for 227 Bridge Avenue to convert the existing residential unit to provide for 6 bedrooms and a site specific amendment to permit a lodging house use, it is important to note that there is an insufficient parking supply in the area in its current form, therefore creating hardship in terms of accommodations for the area residents.

Marilyn Woodison, Ward 2 resident

Marilyn Woodison, Ward 2 resident, appears before Council to speak in opposition to the rezoning application for 227 Bridge Avenue to convert the existing residential unit to provide for 6 bedrooms and a site specific amendment to permit a lodging house use, stating that there are significant issues already in terms of insufficient amount of parking, and concludes by also stating that there are various by-law enforcement issues in existence that need to be addressed.

ZB/10559 PAC4

(For final disposition of this matter, see Clauses **CR151/2010** and **CR152/2010** in Schedule "A" attached hereto.)

Request for Proposals – Parking Enforcement Services

Jean Fox, President, CUPE Local 543

Jean Fox, President, CUPE Local 543, appears before Council to state that with regards to the Request for Proposals for Parking Enforcement Services, given that there was a low response rate, compliance issues and administrative change in the in the oversight of the process, it is therefore incumbent on Council to not consider any of the bids received, and to not pursue the matter any further.

Lisa Sajatovich, Provincial Offences Officer

Lisa Sajatovich, Provincial Offences Officer, appears before Council to reiterate opposition to the Request for Proposals for Parking Enforcement Services, stating that the best officers are already doing this service, in essence helping collect the revenue necessary to pay for this service, and that contracting out will result in pure profits at the expense of the quality of service and flexibility that is needed.

Lt. Col. Morris Brause, CEO and Rick Luden, Operations Officer, Commissionaires Windsor

Lt. Col. Morris Brause, CEO and Rick Luden, Operations Officer, Commissionaires Windsor, appear before Council to state that the Request for Proposals for Parking Enforcement Services has been fair and detailed, and concludes by requesting that their proposal as a non-profit group, be given full consideration.

Moved by Councillor Lewenza, seconded by Councillor Jones,

That Administration, at the conclusion of the issuance of tender in conjunction with a prequalification process for Parking Enforcement Service Services, PREPARE a report for Council's consideration, providing all facts and information and to not make an overall administrative recommendation when submitting that report to Council.

The motion is **put** and is **lost**.

Aye votes: Councillors Lewenza, Jones Postma, Halberstadt and Hatfield.

Nay Votes: Councillors Brister, Gignac, Marra, Valentinis, Dilkens and Mayor Francis.

AL/10528 10

(For final disposition of this matter, see Clause **CR147/2010** in Schedule "A" attached hereto.)

Brownfield Development Community Improvement Plan**Neil Robertson, Planner III, Policy & Special Studies; and Luciano Piccioni, President of RCI Consulting**

Mayor Francis leaves the meeting at 10:25 o'clock p.m., and Councillor Dilkens assumes the Chair.

Neil Robertson, Planner III, Policy & Special Studies, and Luciano Piccioni, President of RCI Consulting, appear before Council to provide an overview of the City of Windsor's Redevelopment Strategy and Community Improvement Plan, including the project summary, the Community Improvement Project Area, critical needs, incentive programs, Municipal Leadership Strategy, and the adoption and implementation of the Community Improvement Plan.

Mayor Francis returns to the meeting at 10:28 o'clock p.m., and Councillor Dilkens returns to his seat at the Council table.

David Hanna, Ward 1 resident

David Hanna, Ward 1 resident, appears before Council to speak in support of the Brownfield Development Community Improvement Plan, stating that it is long overdue, and provides some additional information on this subject matter for Council's information.

Moved by Councillor Hatfield, seconded by Councillor Halberstadt,

M121-2010 That in accordance with Section 3.5 (b) of the Procedure By-law, the time of the meeting **BE EXTENDED** beyond 11:00 o'clock p.m., to permit the continuation of the Agenda.

Carried unanimously.

Z/8955 PAC1

(For final disposition of this matter, see Clause **CR148/2010** in Schedule "A" attached hereto.)

Regular Business Items (for final disposition of these matters see Schedule "A" attached)

Item 3 2919 Donnelly Street

Consideration of Committee Reports

M122-2010 Moved by Councillor Gignac, seconded by Councillor Halberstadt,
as presented. That the report of the Striking Committee of its meeting held April 12, 2010 **BE ADOPTED**

Carried.

Councillor Postma was absent from the meeting when the vote was taken on this matter.

MB2010

By-laws

Moved by Councillor Hatfield, seconded by Councillor Jones,
That the following By-law No. 60-2010 be introduced and read a first and second time:

60-2010 "A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE
CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE
NINETEENTH DAY OF APRIL, 2010"

Carried.

Councillor Postma was absent from the meeting when the vote was taken on this matter.

Moved by Councillor Lewenza, seconded by Councillor Marra,
That the Committee of the Whole does now rise and report to Council respecting the business
items considered by the Committee:

- 1) **Communication Items (as amended)**
- 2) **Consent Agenda (as amended)**
- 3) **Items Deferred**
 Items Referred
- 4) **Consideration of the Balance of Business Items (see Schedule "A")**
- 5) **Committee Reports (as presented)**
- 6) **By-laws given first and second readings (as presented)**

Carried.

Councillor Postma was absent from the meeting when the vote was taken on this matter.

Notices of Motion

None presented.

Third Reading of By-laws

Moved by Councillor Dilkens, seconded by Councillor Valentinis,

That the following By-law No. 60-2010, 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.

Councillor Postma was absent from the meeting when the vote was taken on this matter.

Petitions

None presented.

Council Questions

Moved by Councillor Gignac, seconded by Councillor Halberstadt,

M123-2010 That the Council Questions arising from the previous meeting of Council and listed by the Clerk **BE NOW CONSIDERED** for purposes of discussion, and further, that the Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Questions consistent with Council's instructions.

Carried.

Councillor Postma was absent from the meeting when the vote was taken on this matter.

ACOQ2010

Adjournment

Moved by Councillor Hatfield, seconded by Councillor Jones,

That this Council meeting stand adjourned until the next regular meeting of Council or at the call of the Mayor.

Carried.

Councillor Postma was absent from the meeting when the vote was taken on this matter.

Accordingly, the meeting is adjourned at 11:02 o'clock p.m.

MAYOR

CITY CLERK

THIS IS A DRAFT COPY

DEPUTY CITY CLERK/SENIOR MANAGER OF COUNCIL SERVICES

Hatfield
Valentinis

CR138/2010

That Council **APPROVE** the March 2010 Development Charges Background Study and recommendations from the Development Charges Task Force, and that the Development Charges By-law **BE BROUGHT BACK** to Council for final approval prior to May 31, 2010.

Carried.

Councillor Halberstadt voting nay.

Report Number 14577 GPL/3905 1

Internal Distribution

Finance – Tony Ardovini
Chief Financial Officer & City Treasurer
City Solicitor

Postma
Valentinis

CR139/2010

That the City Treasurer **BE AUTHORIZED** to amend the City's Tax Master Collector's Roll for the year 2010 to reflect the apportionment of unpaid taxes in accordance with the Municipal Act, 2001 as a result of the apportioning of a single assessed parcel of land to two (2) newly created and separately assessed parcels of land.

Carried.

Report Number 14632 AF2010 C2

Internal Distribution

Finance – Roger Lauziere
Finance – Janice Guthrie
Chief Financial Officer & City Treasurer

Jones
Postma

CR140/2010

That an exemption from the Interim Control By-law 19-2007 as amended by By-law 35-2008

BE GRANTED to Kevin Flood, the owner of the vacant property located at 2919 Donnelly Street, to allow the construction of a 3 unit townhouse with one garage per unit on condition that the Olde Sandwich Towne Community Improvement Plan, the Olde Sandwich Towne Supplemental Development and Urban Design Guidelines be incorporated into this development, and that approval of the Site Plan **BE DELEGATED** to Administration.

Carried.

Report Number 14622 ZB/9388 3

Internal Distribution

Planning – Kevin Alexander
City Planner
Chief Building Official
City Solicitor
Postma

Valentinis

CR141/2010

That the report of the City Solicitor with respect to the Safer Communities – 1,000 Officers Partnership Program **BE RECEIVED** for information and that the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to execute the Safer Communities – 1,000 Officers Partnership Program Agreement with Her Majesty the Queen in Right of Ontario (2010-2012) as represented by the Minister of Community Safety and Correctional Services and the Windsor Police Services Board, in form satisfactory to the City Solicitor, and in financial content to the Chief Financial Officer and City Treasurer.

Carried.

Report Number 14631 SP/10110 C4

Internal Distribution

City Solicitor

Chief Financial Officer & City Treasurer

Chief of Police

Postma

Valentinis

CR142/2010

That the report of the City Solicitor with respect to Province of Ontario's Community Policing Partnerships Program **BE RECEIVED** for information and that the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to sign the Agreement to extend Provincial funding to March 31, 2012 as a co-applicant with the Windsor Police Services Board, in form and content satisfactory to the City Solicitor in the general form of the attached agreement.

Carried.

Report Number 14627 SP/9846 C5

Appendices

Agreement

Internal Distribution

City Solicitor

Chief Financial Officer & City Treasurer

Chief of Police

Postma

Valentinis

CR143/2010

THAT City Council **APPROVE** the 2010 Business Improvement Area budgets as per the attached Schedule "A";

THAT City Council **AUTHORIZE** Administration to provide an installment not to exceed 50% of the approved budget to each Business Improvement Area with the remaining balance to be provided upon finalization of the 2010 BIA levy rates.

Carried.

Mayor Francis discloses an interest and abstains from voting on this matter.

Report Number 14633 AF2010 C6

Appendices

Business Improvement Area 2010 Budget Requests

Internal Distribution

Finance – Jeff Bradie

Finance – Janice Guthrie

Chief Financial Officer & City Treasurer

Postma

Hatfield

CR144/2010

That the report of the Manager of Cultural Affairs dated March 8, 2010 entitled ‘Museum Development Feasibility Study’ **BE DEFERRED** to the May 3, 2010 meeting of Council to allow for all interested parties to review the material.

Carried.

Report Number 14636 APR/10168 7

Internal Distribution

Manager of Cultural Affairs

Executive Director of Recreation & Culture

Community Development & Health Commissioner

Chief Financial Officer & City Treasurer

City Solicitor

Marra

Lewenza

CR145/2010

That the report of the Manager of Cultural Affairs dated March 8, 2010 entitled ‘Municipal Cultural Master Plan’ **BE DEFERRED** to the May 3, 2010 meeting of Council to allow for all interested parties to review the material.

Carried.

Aye Votes: Councillors Marra, Lewenza, Halberstadt, Valentinis, Dilkens and Mayor Francis

Nay Votes: Councillors Hatfield, Jones, Brister, Postma and Gignac

Report Number 14635 APR/10206 8

Internal Distribution

Manager of Cultural Affairs

Executive Director of Recreation & Culture

Community Development & Health Commissioner

Chief Financial Officer & City Treasurer

Postma

Valentinis

CR146/2010

- I. That City Council **AUTHORIZE** the City Engineer to sign an agreement with Union Gas to allow for construction of a new sanitary sewer which will cross an existing Union Gas high pressure gas line on Walker Road as part of the Walker/Provincial Road ISF Project. The agreement will be prepared in technical content satisfactory to the City Engineer, financial content satisfactory to the City Treasurer and in form satisfactory to the City Solicitor and;

- II. That for future Public Works Capital Works projects Council **GRANT AUTHORITY** to the City Engineer to sign agreements with the various utility companies where City infrastructure will cross existing Utility and Railway Company’s infrastructure. The agreements will be prepared in technical content satisfactory to the City Engineer, financial content satisfactory to the City Treasurer and in form satisfactory to the City Solicitor.

Report Number 14640 SW/10628 C9

Carried.

Internal Distribution

City Engineer
 City Solicitor
 Chief Financial Officer & City Treasurer

Brister
 Gignac

CR147/2010

- I. That Administration **BE DIRECTED** to cancel the pending Request for Proposals for Parking Enforcement Services and return all unopened cost envelopes to the proponents; and

- II. That Administration **BE DIRECTED** to issue a tender in conjunction with a prequalification process for Parking Enforcement Services; and

- III. That Administration **BE DIRECTED** to set the contract available to be awarded under the tender for a period of five years as opposed to three years; and

- IV. That Part I of Council Resolution 409/2009 relating to the issuance of a Request for Proposals **BE RESCINDED.**

Carried.

At the request of Councillor Brister a recorded vote is taken.

RESULTS OF RECORDED VOTE.

Aye Votes	Councillors Brister, Gignac, Postma, Halberstadt, Hatfield, Marra, Valentinis, Dilkens and Mayor Francis
Nay Votes	Councillors Jones and Lewenza
Abstain	None
Absent	None

Report Number 14648 AL/10528 10

Internal Distribution

Manager of Purchasing & Risk Management
 City Solicitor
 City Engineer
 Executive Director of Human Resources

Chief Financial Officer & City Treasurer
Executive Director of Operations
Licence Commissioner

Marra
Halberstadt

CR148/2010

- I THAT the entire urban area of the City of Windsor (Appendix A), as amended from time to time, **BE DESIGNATED** as the Community Improvement Project Area under Section 28(2) of the *Planning Act*, and that the City Planner **BE DIRECTED** to prepare the necessary by-law for the final adoption of the Community Improvement Project Area;
- II THAT the City of Windsor Brownfield Redevelopment Strategy (Appendix B) **BE ADOPTED** as the City's official strategy for encouraging the redevelopment of contaminated properties (i.e. brownfields) and background document supporting the City of Windsor Brownfield Redevelopment Community Improvement Plan;
- III THAT the City of Windsor Brownfield Redevelopment Community Improvement Plan (Appendix C) **BE ADOPTED**, and that the City Planner **BE DIRECTED** to prepare the necessary by-law for final adoption of the Community Improvement Plan;
- IV THAT the City Planner **BE DIRECTED** to prepare the Official Plan Amendments (Appendix D) recommended by the Planning Policies Report to encourage the redevelopment of Brownfields in Windsor;
- V THAT the Development Charges Exemption Program **BE APPROVED**, and that Administration **BE DIRECTED** to amend the Development Charges By-law in order to implement the Development Charges Exemption Program described in the City of Windsor Brownfield Redevelopment Community Improvement Plan; and,
- VI THAT the City Planner **BE DIRECTED** to prepare the marketing materials and strategy for marketing the financial incentive programs included in the City of Windsor Brownfield Redevelopment Community Improvement Plan.

Carried.

Councillor Postma was absent from the meeting when the vote was taken on this matter.

Report Number 14571 Z/8955 PAC 1

Internal Distribution

City Planner
Acting Manager of Development
Chief Building Official
City Engineer
City Solicitor
Zoning Clerk - Council Services
Manager of Business Administration - Licensing
Marra
Dilkens

CR149/2010

That an amendment to Zoning By-law 8600, requested by MRB Hardware of Windsor, **BE APPROVED** changing the zoning of the N Pt Lot 57, S Pt Lot 59 and Lot 58, Registered Plan 831 (situated on the east side of Aubin

Road, north of Seminole Street) from RD1.3 to CD2.2 and by further adding a site specific provision on the following basis:

- i) Minimum building setback from the Aubin Road right-of-way shall be 3.0 metres;
- ii) Provision of a wood screening fence with a minimum height of 1.8 metres along the north property line between the carport at 1482 Aubin Road and the east property line;
- iii) the required exterior finish of the building duplicate the brick pattern and color shall duplicate the brick pattern and color on the existing building at 3930 Seminole Street;
- iv) that Section 25 (6) (a), (b) and (e) shall not apply to any parking spaces adjacent to a building wall. Painted lines shall be provided to indicate the westerly limit of the parking space.

Carried.

Councillors Postma and Hatfield were absent from the meeting when the vote was taken on this matter.

Report Number 14629 ZB/10590 PAC 2

Internal Distribution

City Planner
Manager of Development
Chief Building Official
City Engineer
City Solicitor
Zoning Clerk - Council Services
Manager of Business Administration - Licensing

Hatfield
Valentinis

CR150/2010

That an amendment to Zoning By-law 8600 requested by Hebert Studios **BE APPROVED** changing the zoning of the northerly 59' of Lot 679 and Part of Lot 680 (easterly 15 feet 8 inches), Plan 648 (R10141719), by adding a site specific provision to permit one dwelling unit on the ground floor of a combined use building, with no additional parking, with an associated 'Holding' provision placed to ensure either restoration of the curb or provision of decorative bollards or other suitable barriers provided to the satisfaction of Public Works Department and Manager of Urban Design, on the west side of Hall Avenue to prevent the continued use of the boulevard for parking.

Carried.

Report Number 14628 ZB/10559 PAC 3

Internal Distribution

City Planner
Manager of Development
Chief Building Official
City Engineer
City Solicitor
Zoning Clerk - Council Services
Manager of Business Administration - Licensing

Jones
Postma

CR151/2010

That the application of Yong Tian for an amendment to Zoning By-law 8600, changing the zoning of the North Part of Lot 17, all according to Registered Plan 370, 227 Bridge Avenue (west side of Bridge Avenue south of Riverside Drive), by adding a site specific supplementary regulation to the By-law permitting a lodging house **BE DENIED** for the following reasons:

- a) irregularities on the application itself (application indicates 6 rooms, but it appears there are 8 rooms);
- b) overintensification of that subject neighbourhood and that particular block (including 2 other legal lodging houses, a high-rise apartment building with over 200 residents, 3 family homes, and approximately 6 other family homes that are being rented out to students, as well as the Women's Shelter).

Carried.
Councillor Brister voting nay.

Report Number 14628 ZB/10559 PAC 4

Internal Distribution

City Planner
Manager of Development
Chief Building Official
City Engineer
City Solicitor
Zoning Clerk - Council Services
Manager of Business Administration - Licensing

Marra
Lewenza

CR152/2010

That City Council **DIRECT** the Planning Department to initiate the review of the land use issues relating to Lodging House use with regards to the Official Plan Policy and relevant zoning regulations.

Carried.

Report Number 14628 ZB/10559 PAC 4

Internal Distribution

City Planner
Manager of Development
Chief Building Official
City Engineer
City Solicitor
Zoning Clerk - Council Services
Manager of Business Administration - Licensing

Brister
Hatfield

CR153/2010

- I** That the findings of Official Plan Review Report #25: Summary of Moving Forward Phase and Moving Forward Synthesis Report **BE ADOPTED**; and
- II** That the “Moving Forward” phase of the Official Plan Review **BE DEEMED COMPLETE**; and
- III** That the “Advancing Windsor’s Vision” phase of the Official Plan Review **BE DEEMED COMPLETE** following the preparation of a “General” Official Plan Amendment; and
- IV** That the Official Plan Amendments on the following topics **BE PREPARED** as part of the Planning Department’s work program:
- Urban Structure Plan;
 - Natural Heritage Policies;
 - Environmental Policies;
 - Land Use Policies; and
 - Land Use Designations.

Carried.

Report Number 14630 ZO/8949 PAC 5

Internal Distribution

City Planner
Manager of Development
Chief Building Official
City Engineer
City Solicitor
Zoning Clerk - Council Services
Manager of Business Administration - Licensing

ADOPTED by Council at its meeting held April 19, 2010 [M122-2010]

VC/bm

Windsor, Ontario, April 19, 2010

REPORT OF THE STRIKING COMMITTEE
of its meeting held
April 12, 2010

PRESENT: Mayor E. Francis
Councillor J. Gignac
Councillor F. Valentinis
Councillor A. Halberstadt
Councillor D. Brister
Councillor R. Jones
Councillor K. Lewenza
Councillor P. Hatfield
Councillor B. Marra
Councillor D. Dikens
Councillor C. Postma

Your Committee submits the following recommendations:

(1) That the following persons **BE APPOINTED** to the Committees indicated for the term expiring November 30, 2010:

<u>Name</u>	<u>Committee</u>
Kari Gignac	<i>Windsor Bicycling Committee</i>
Cecilia Dai	<i>Mayor's Youth Advisory Council</i>
Patrick Persichilli (representing Economic Development Commission)	<i>International Relations Committee</i>

(2) That the resignation of Councillor Marra on the *Audit Committee* **BE ACCEPTED** and further the composition of the Committee **BE REFERRED** to a Joint meeting of City Council and the Audit Committee.

CHAIR

CLERK