

Regular

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

Members Present:

Councillor Brister
Councillor Dilkens
Councillor Gignac
Councillor Halberstadt
Councillor Hatfield
Councillor Jones
Councillor Lewenza
Councillor Marra, Acting Mayor
Councillor Valentinis

Members Absent:

Mayor Francis (on city business in the United Kingdom)
Councillor Postma

Call to Order

As Mayor Francis is on city business in the United Kingdom, Councillor Marra presides as Acting Mayor and calls the meeting to order. Following the playing of the Canadian National Anthem, Pastor Bill Muresan, Parkwood Gospel Temple, offers the Opening Prayer.

Disclosures of Pecuniary Interest and the General Nature Thereof

Councillors Valentinis discloses an interest and abstain from voting on Communication No. 11 being correspondence from Alan Richardson, 474 Askin Avenue, as this matter is being referred to the Town and Gown Committee for further review, and St. Clair College, which employs him, has representation on that Committee.

Councillor Brister discloses an interest and abstains from voting on Communication No. 11 being correspondence from Alan Richardson, 474 Asking Avenue, as this matter is being referred to the Town and Gown Committee for further review, and St. Clair College, which employs his spouse, has representation on that Committee.

Councillor Jones discloses an interest and abstains from voting on Communication Item No. 6 and No. 7, being correspondence and updates respecting "day care components under the Early Learning Program", as he might be in a conflict due to the fact that a family member might be employed in that area, and is awaiting a legal opinion on that matter.

Minutes

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,
That the Minutes of the regular meeting of Council held January 18, 2010 **BE ADOPTED**
as presented.

Carried.

Notice of Proclamations

Employee Mentoring Week – January 25 – 29, 2010
 Family Literacy Day – January 27, 2010

Committee of the Whole

Moved by Councillor Jones, seconded by Councillor Lewenza,
 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 No. 8 of the Service Delivery Review Steering Committee** of its meeting held January 4, 2010;
 - (iii) **Report No. 9 of the Service Delivery Review Steering Committee** of its meeting held January 4, 2010; and
 - (iv) **Report No. 10 of the Service Delivery Review Steering Committee** of its meeting held January 4, 2010; and
 - (g) consideration of by-laws 18-2010 through 21-2010 (inclusive).
- Carried.

Communications

Moved by Councillor Gignac, seconded by Councillor Brister,
M33-2010 That the following Communication Items 1 to 10 and 12 inclusive, as set forth in the Council Agenda **BE REFERRED** as noted, and that the minutes of the Transit Windsor Board of Directors and Windsor Chartabus Inc., all held December 9, 2009 **BE ADOPTED**:

Communication No. 11:

Moved by Councillor Jones, seconded by Councillor Hatfield,
M34-2010 That the correspondence from Alan Richardson, 474 Askin Avenue regarding parking, noise and garbage issues on Askin, **BE REFERRED** to the Town and Gown Committee for review, and further, that Administration **BE REQUESTED** to prepare a background report for the Committee to consider.

Carried.

Councillors Valentinis and Brister disclose an interest and abstain from voting on this matter.

Item	From	Description
1	Ministry of the Environment	The Drinking Water Quality Management Standard (DWQMS) City Engineer Note & File EW/9524

2	Ministry of Community & Social Services	Additional Employment Assistance (EA) Funding – Windsor Community Development & Health Commissioner Chief Financial Officer & City Treasurer Note & File SS2010
3	Association of Municipalities of Ontario (AMO)	Private Members Bill Would Transform Municipal Water and Waste Water Services Note & File MMA2010
4	Association of Municipalities of Ontario (AMO)	MMAH Housing Division Hires Permanent Directors Community Development & Health Commissioner Executive Director of Housing & Children’s Services HAC Coordinator Note & File GH/6905
5	Association of Municipalities of Ontario (AMO)	Helping Haiti: Challenge to all Ontario Municipal Governments Fire Chief Community Development & Health Commissioner Chief Financial Officer & City Treasurer Note & File MMA2010
6	Association of Municipalities of Ontario (AMO)	How Extended Day Care and Parent Fees Are Expected to Roll Out Community Development & Health Commissioner Chief Financial Officer & City Treasurer Note & File SSC/6751
7	Minister of Human Resources & Social Development	Best Start Funding Programs in Ontario Community Development & Health Commissioner Note & File SSC/6751
8	Windsor-Essex Catholic District School Board	Full-Day Learning for Four and Five Year Olds – Early Learning Strategy Launched Note & File SSC/6751
9	Community Development & Health Commissioner	Early Learning and Child Care Centres Note & File SSD2010
10	Sutts, Strosberg LLP	Letter Regarding the Windsor-Detroit Tunnel Note & File ST/9726
11	Alan Richardson, Ward 2 Resident	Issues Regarding Parking, Noise and Garbage at 460 Askin and Surrounding Area (Additional Information <i>previously distributed</i> for members of Council only) COUNCIL DIRECTION REQUESTED Licence Commissioner Z/8581
12	Transit Windsor Board of Directors	Minutes of the Transit Windsor Board of Directors meeting held December 9, 2009 and the minutes of the Windsor Chartabus Inc. meeting held December 9, 2009 TO BE ADOPTED MB2010

Carried.

Councillor Jones discloses an interest and abstains from voting on Communication Item 6 and 7.

Consent Agenda

Moved by Councillor Valentinis, seconded by Councillor Brister,

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

Item 1 Application to close the east/west alley south of University Avenue West, westerly from California Avenue
Item 4 Applications for Tax Reductions

Item 6 Sidewalks on Florence Avenue between Riverside Drive East and Wyandotte Street East (Table for 2 Weeks)

Carried.

Deferrals and/or Referrals and Withdrawals

PAC 5 Official Plan Review Report #23 (Overview of the Land Needs Analysis Report) and Official Plan Review Report #24 (Overview of the Commercial Land Use Policy Report)

-Administration requesting deferral of this matter for two weeks, to allow for all interested parties to be in attendance.

Presentations & Delegations:

PRESENTATIONS:

Ken Schmidt, General Manager, ERCA; and Richard Wyma, incoming General Manager/Secretary-Treasurer of ERCA.

Ken Schmidt, General Manager, Essex Region Conservation Authority (ERCA), appears before Council to introduce Mr. Richard Wyma as the incoming General Manager/Secretary/Treasurer of ERCA, and proceeds to thank City Council and the Administration for their many years of support, and highlights some of the many past partnership successes, as well as upcoming initiatives, provides an overview of Mr. Wyma's credentials, and Mr. Wyma provides some brief comments, advising that he looks to forward to working with City Council.

Councillor Brister, as Chair of ERCA, along with ERCA members Councillors Gignac, Valentinis and Hatfield, along with Councillor Marra (Acting Mayor), receive on behalf of the City the "2009 Conservation Award" presented to the City of Windsor in recognition of environmental achievements in creating a clean, healthy and sustainable future for the Essex Region.

DELEGATIONS

1433389 Ontario Limited, rezoning, 854 & 862 Erie Street East and 972 Elsmere Avenue, convert existing buildings into a 22-bed retirement/lodging house

Frank Fazio, Solicitor representing Applicant

Frank Fazio, Solicitor representing Applicant, appears before Council and is available for questions with regards to the rezoning application for 854 and 862 Erie Street East and 972 Elsmere Avenue, to convert existing buildings into a 22-bed retirement /lodging house.

SB2010 PAC 3

(For final disposition of this matter, see Clause **CR29/2010** in Schedule "A" attached hereto.)

Mauricio Fernandez, rezoning, 2275 Wellesley Avenue, allow the operation of a Commercial School as an additional permitted use

Mary-Ann Keefner, Solicitor representing Applicant

Mary-Ann Keefner, Solicitor representing Applicant, appears before Council and is available for questions with regards to the rezoning application for 2275 Wellesley Avenue, to allow for the operation of a Commercial School as an additional permitted use.

ZB/10519 PAC 4

(For final disposition of this matter, see Clause **CR37/2010** in Schedule “A” attached hereto.)

RPPM Inc., rezoning, east side of Walker Road between Seminole Street and Seneca Street, permission to allow a public hall and a place of entertainment and recreation as additional permitted uses

Mike Dufault, Ward 4 resident

Mike Dufault, Ward 4 resident, appears before Council and proceeds to explain that in terms of the rezoning request for the east side of Walker Road between Seminole Street and Seneca Street, his property backs onto the parking area of the subject parcel and is separated from the parking lot by a closed train track, which has become a green area, and requests that this green area remain as a buffer between the parking area and his backyard.

Bill Darmon, RPPM Inc, Applicant

Bill Darmon, RPPM Inc., Applicant, appears before Council and is available for questions with regards to the rezoning request on the east side of Walker Road between Seminole Street and Seneca Street, to allow for a public hall and a place of entertainment and recreation as additional permitted uses.

ZB/10503 PAC 2

(For final disposition of this matter, see Clause **CR35/2010** in Schedule “A” attached hereto.)

DeAngelis Construction Inc., rezoning, southeast corner of Tecumseh Road West and Bruce Avenue, to allow coin-operated car wash as an additional permitted use

Sam Tortola, owner of the subject property

Sam Tortola, owner of the subject property, appears before Council and is available for questions with regards to the rezoning request at the southeast corner of Tecumseh Road West and Bruce Avenue, to allow a coin-operated car wash as an additional permitted use.

ZB/10502 PAC 1

(For final disposition of this matter, see Clause **CR39/2010** in Schedule “A” attached hereto.)

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

Item 2 Report on Blight

Item 3 Response to CQ88-2009 & CQ89-2009

Item 5 Interim Arbitration Award – Windsor Professional Firefighters Association (WPFPA) and the Corporation of the City of Windsor (Corporation)

Item 7 A By-law for the Construction of a New Access Bridge over the Watson Drain

Consideration of Committee Reports

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,
M35-2010 That the **Report of the special In-camera** meeting held January 25, 2010,
BE ADOPTED as presented.

Carried.

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

ACO2010

Moved by Councillor Brister, seconded by Councillor Hatfield,
M36-2010 That **Report No. 8 of the Service Delivery Review Steering Committee** of its meeting held
January 4, 2010, **BE ADOPTED** as presented.

Carried.

Councillor Halberstadt voting nay.

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

MB2010

Moved by Councillor Brister, seconded by Councillor Hatfield,
M37-2010 That **Report No. 9 of the Service Delivery Review Steering Committee** of its meeting held
January 4, 2010, **BE ADOPTED** as presented.

Carried.

Councillor Halberstadt voting nay.

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

MB2010

Moved by Councillor Brister, seconded by Councillor Hatfield,
M38-2010 That **Report No. 10 of the Service Delivery Review Steering Committee** of its meeting held
January 4, 2010, **BE ADOPTED** as presented.

Carried.

Councillor Halberstadt voting nay.

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

MB2010

Moved by Councillor Valentinis, seconded by Councillor Gignac,
M39-2010 That a request **BE SENT** to the Board of the Windsor Public Library asking that they withhold making any commitments in terms of pursuing the replacement of a CEO, until the completion of the Shared Services Review and ABC Governance Review being undertaken through the Service Delivery Review.

Carried.

Councillor Halberstadt voting nay.

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

By-laws

Moved by Councillor Jones, seconded by Councillor Lewenza,
That the following By-laws No. 18-2010 through 21-2010 (inclusive), be introduced and read a first and second time:

- 18-2010 "A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS LAUZON ROAD, IN THE CITY OF WINDSOR" *authorized by Council Resolution CR575/2006, adopted December 18, 2006*
- 19-2010 "A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS TOTTEN STREET, IN THE CITY OF WINDSOR" *authorized by Council Resolution CR575/2006, adopted December 18, 2006*
- 20-2010 "A BY-LAW TO PROVIDE FOR INTERIM TAX LEVIES FOR 2010" (See Item 4)
- 21-2010 "A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE TWENTY-FIFTH DAY OF JANUARY, 2010"

Carried.

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

Moved by Councillor Gignac, seconded by Councillor Brister,
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.

Notices of Motion

None presented.

Third Reading of By-laws

Moved by Councillor Valentinis, seconded by Councillor Brister

That the following By-laws No. 183-2009 (a by-law to provide for drainage works in the City of Windsor, in the County of Essex, for a new access bridge over the Watson Drain), and No. 18-2010 through 21-2010 (inclusive), having been read a first and second time be now read a third time and finally passed and that the Acting Mayor and Clerk **BE AUTHORIZED** to sign and seal the same notwithstanding any contrary provision of the Council.

Carried.

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

Petitions

None presented.

Council Questions

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,

M40-2010 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 Dilkens was absent from the meeting when the vote was taken on this matter.

ACOQ2010

PROPOSED IN-CAMERA AGENDA FOR FEBRUARY 1, 2010

Moved by Councillor Jones, seconded by Councillor Lewenza,

M41-2010 That the following proposed In Camera Agenda for February 1, 2010 **BE APPROVED**:

Item No.	Subject	Section – Pursuant to Municipal Act, 2001, as amended
1.	Personal matter – contract	239(2)(b)
2.	Personal matter – Integrity Commissioner report – Conflict of Interest	239(2)(b)
3.	Property matter – sale of property	239(2)(c)
4.	Property matter – disposition of property	239(2)(e)(f)
5.	Personal/Legal matter – contracting out	239(2)(d)
6.	Border Update – update on Legal matters (verbal report as necessary)	239(2)(a), (c), (e) and (f)

and further, that in accordance with By-law 46-2003, the Chief Administrative Officer, in consultation with the Mayor **BE AUTHORIZED** to add matters deemed to be of an urgent or time sensitive nature.

Carried.

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

Adjournment

Moved by Councillor Gignac, seconded by Councillor Lewenza,
That this Council meeting stand adjourned until the next regular meeting of Council or at the call
of the Mayor.

Carried.

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

Accordingly, the meeting is adjourned at 8:45 o'clock p.m.

ACTING MAYOR

CITY CLERK

THIS IS A DRAFT COPY

MANAGER OF COUNCIL/COMMITTEE SERVICES/DEPUTY CLERK

Valentinis
Brister

CR27/2010

That 30.56 metres (100 feet), measuring from the east limit of the north/south alley next west of California Avenue, of the 6 metre (20 feet) wide east/west alley south of University Avenue West, west of California Avenue as shown on Drawing Number CC-1589, attached hereto as Appendix "A" and on the aerial photo attached hereto as Appendix "B" **BE CLOSED AND CONVEYED** to the abutting property owners subject to the following:

- (a) No easements are required
- (b) The alley lands are to be conveyed at:
- \$43.06 per square metre (\$4.00 per square foot) no easements
 - \$21.53 per square metre (\$2.00 per square foot) with easements
 - plus the cost of a 12R plan as invoiced to the City of Windsor by an Ontario Land Surveyor
 - plus the cost of deed preparation

for lands abutting properties zoned ID1.3.

and further, the City Planner, **BE AUTHORIZED** to publish the required legal notice, the City Engineer **BE REQUESTED** to supply the appropriate legal description, in accordance with Drawing No. CC-1589, attached hereto as Appendix "A", and the City Solicitor **BE REQUESTED** to prepare the By-law to close and further the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign all necessary documents approved in form and content satisfactory to the City Solicitor, and the transaction **BE COMPLETED** electronically pursuant to By-law Number 366-2003.

Carried.

Report Number 14466 SAA/10450 C1

APPENDICES

Drawing No. CC-1589
Aerial Photo

Internal Distribution

Building [Don Wilson]
Chief Building Official
Building – Sharon Amlin – Prepare Ad
Building - Legal Documents Clerk - Laura MacDonald
City Planner
City Engineer
City Solicitor
Chief Finance Officer/City Treasurer

Halberstadt
Valentinis

CR28/2010

That the report of the Chief Building Official dated January 4, 2010 entitled "Report on Blight" **BE RECEIVED**, and further, that an additional report **BE PREPARED** outlining alternative blight mitigation strategies including time and resource and cost implications, and that this report be prepared in time for the 2010 Budget deliberations.

Carried.

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

Report Number **14460 SB/10571 2**

Internal Distribution

Legal [Wira Vendrasco]
City Solicitor
Chief Building Official
City Planner
City Solicitor
Chief Finance Officer/City Treasurer
Deputy Treasurer - Financial Planning

Gignac
Hatfield

CR29/2010

That all City Departments must **ENSURE** that buildings demolished for or by the City of Windsor **BE TREATED** by a Professional Pest Control Agency to eradicate rodents prior to the commencement of demolition. (The City Department responsible must also provide proof of the eradication prior to the issuance of a Demolition Permit).

Carried.

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

Report Number **14467 SB2010 3**

Internal Distribution

Building [Al Peach]
Chief Building Official
City Solicitor
Council Assistant –re CQ88-2009 & CQ89-2009
All Departments

Valentinis
Brister

CR30/2010

That the City Treasurer **BE AUTHORIZED** to amend the City's Tax Master Collector's Roll for the years 2008 and 2009 to reflect, cancellations, reductions or refunds as set forth in the Schedule being Appendices "A, B, C, D and E" attached hereto in accordance with *The Municipal Act, 2001* as a result of Tax Class Changes from taxable to Exempt.

Carried.

Report Number **14470 AF2010 C4**

Appendices

A, B, C, D, E

Internal Distribution

Finance [Roger E. Lauziere]
Chief Finance Officer/City Treasurer

Gignac
Valentinis

CR31/2010

That a letter **BE SENT** to the Province of Ontario and the Association of Municipalities of Ontario expressing concern relating to the arbitrated settlements within the Province of Ontario and the fact that many arbitration awards do not appear to recognize the fact that many municipalities, including the City of Windsor, do not have the ability to pay for the costs associated with these awards, particularly in terms of the wages being awarded to police and fire, which are patterned on wages earned by the OPP.

Carried.

Councillor Jones voting nay.

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

Report Number **14480 ASU2010 5**

Internal Distribution

Human Resources [John Lechicky]
Executive Director of Human Resources
City Clerk
Fire Chief
City Solicitor
Chief Finance Officer/City Treasurer

Gignac
Valentinis

CR32/2010

That City Council **RECEIVE** this report; and

That City Council **AUTHORIZE** the Corporation's Negotiating Team to enter into discussions with the WPPFA to attempt to negotiate an extension to the collective agreement beyond December 31, 2009 within the parameters and principles negotiated with the Corporation's other bargaining units.

Carried.

Councillor Lewenza voting nay.

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

Report Number **14480 ASU2010 5**

Internal Distribution

Human Resources [John Lechicky]
Executive Director of Human Resources
City Clerk
Fire Chief
City Solicitor
Chief Finance Officer/City Treasurer

Valentinis
Brister

CR33/2010

That Council **TABLE** the report of the City Engineer dated January 6, 2010 entitled “Sidewalks on Florence Avenue between Riverside Drive East and Wyandotte Street East” with the City Clerk for a 2-week period to allow for public comment.

Carried.

Report Number **14479 SW2010 C6**

Internal Distribution

Public Works [Jane He]
City Engineer
Executive Director of Operations
City Planner

Gignac
Hatfield

CR34/2010

That Council **ADOPT** By-law 183-2009 for the construction of a new access bridge over the Watson Drain in accordance with Section 58 of *The Drainage Act*.

Carried.

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

Report Number **14478 SW/10544 7**

Internal Distribution

Public Works [Paul Mourad]
City Engineer
City Solicitor
Chief Finance Officer/City Treasurer

Hatfield
Lewenza

CR39/2010

That an amendment to Zoning By-law 8600 requested by DeAngelis Construction Inc. **BE APPROVED** changing the zoning of part of Lots 28, 29 & 30, Registered Plan 814 (situated at the southeast corner of Tecumseh Road West and Bruce Avenue) by adding a site specific provision to allow a coin operated car wash as an additional permitted use and that the following regulations shall apply:

- a) Minimum rear yard depth – 0.0 metres
- b) Minimum front yard depth – 3.0 metres.

Carried.

Report Number **14453 ZB/10502 PAC 1**

Internal Distribution

City Planner

Acting Manager of Development
Chief Building Official
City Engineer
City Solicitor
Zoning Clerk - Council Services
Licence Commissioner

Halberstadt
Hatfield

CR35/2010

That an amendment to Zoning By-law 8600 **BE APPROVED** changing the zoning of Parts 2, 3, 4, 5 & 6, Plan 12R-21005 (situated on the east side of Walker Road between Seminole Street and Seneca Street) adding a site specific provision to allow a Public Hall and a Place of Entertainment and Recreation as additional permitted uses and further changing that portion of the parcel zoned MD1.2 to MD2.1

Carried.

Report Number **14454 ZB/10503** PAC 2

Internal Distribution

City Planner
Acting Manager of Development
Chief Building Official
City Engineer
City Solicitor
Zoning Clerk - Council Services
Licence Commissioner

Lewenza
Valentinis

CR36/2010

That the application of 1433389 Ontario Limited (Tony Conciatori) for an amendment to Zoning By-law 8600, changing the zoning of Lots 29 & 30, all according to Registered Plan 360 (northeast corner of Elsmere Avenue and Erie Street East), by adding a site specific supplementary regulation to the by-law permitting a retirement/lodging house **BE APPROVED** provided that:

- (i) the provisions of sub-clause (vii) of clause (a) of subsection (2) of Section 15, relating to dwelling units in a combined use building being located entirely above the non-residential use shall not apply;
- (ii) residential dwelling units are prohibited on the ground floor within the first 9 metres (30 ft) of the building on the Erie Street East frontage (ZDM 7).

Carried.

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

Report Number **14455 ZB/10501** PAC 3

Internal Distribution

City Planner

Acting Manager of Development
Chief Building Official
City Engineer
City Solicitor
Zoning Clerk - Council Services
Licence Commissioner

Brister
Valentinis

CR37/2010

- I That an amendment to Zoning By-law 8600 requested by Mauricio Fernandez **BE APPROVED** changing the zoning of Part Block D, Plan 1119 as in R215679, by adding a site specific provision to authorize a Commercial School, with a minimum of 20 on-site parking spaces for the existing structure as a permitted use.
- II That the existing established evergreens and foundation plantings along the Wellesley façade of the building **BE MAINTAINED** to the satisfaction of the City's Landscape Architect.

Carried.

Report Number 14456 ZB/10519 PAC 4

Internal Distribution

City Planner
Acting Manager of Development
Chief Building Official
City Engineer
City Solicitor
Zoning Clerk - Council Services
Licence Commissioner

Dilkens
Gignac

CR38/2010

That the report of the Planning Advisory Committee dated January 25, 2010 respecting "Official Plan Review Report #23 (Overview of the Land Needs Analysis Report) and Official Plan Review Report #24 (Overview of the Commercial Land Use Policy Report) **BE DEFERRED** to the February 8, 2010 meeting of Council to allow for all interested parties to be in attendance.

Carried.

Report Number 14446 ZO/8949 PAC 5

Internal Distribution

City Planner
Acting Manager of Development
Chief Building Official
City Engineer
City Solicitor
Zoning Clerk - Council Services

Licence Commissioner

ADOPTED by Council at its meeting held January 25, 2010 [M35-2010]

VC/bm

**SPECIAL MEETING OF COUNCIL – IN CAMERA
January 25, 2010**

Meeting called to order at: 4:34 p.m.

Members in Attendance:

Councillor B. Marra, Acting Chair
Councillor D. Brister
Councillor D. Dilkens (arrives at 5:15 p.m.)
Councillor R. Jones
Councillor A. Halberstadt
Councillor F. Valentinis
Councillor P. Hatfield
Councillor J. Gignac

Members Absent:

Mayor E. Francis
Councillor K. Lewenza
Councillor C. Postma

Also in attendance:

H. Reidel, Chief Administrative Officer
R. Warsh, Community Development and Health Commissioner
M. Sonogo, City Engineer
G. Wilkki, City Solicitor
V. Critchley, City Clerk
O. Colucci, Chief Financial Officer
N. Coleman, Mayor's Chief of Staff
M. Nazarewich, Senior Legal Counsel (Item 2)
M. Palanacki, Executive Director of Operations (Item 2)

Verbal Motion is presented by Councillor Jones, seconded by Councillor Valentinis, to move in Camera for discussion of the following item(s), as amended, adding Item 4:

<u>o.</u>	<u>Subject</u>	<u>– Pursuant to Municipal Act, 2001, as amended</u>
	ty matter – acquisition of property	239(2)(a)(c)
	matter – litigation	239(2)(e)(f)

	Update – update on Legal matters – NO REPORT	239(2)(a), (c), (e) and (f)
	Labour relations/employee negotiations arbitration – questions on public report - ADDED	239(2)(d)

Motion Carried.

Councillor Dilkens absent for vote.

Declarations of Pecuniary Interest:

None declared.

Discussion on the items of business. (Items 1, 2 and 4)

Verbal Motion is presented by Councillor Jones, seconded by Councillor Hatfield, to move back into public session.

Motion Carried.

Moved by Councillor Jones, seconded by Councillor Valentinis, THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held January 25, 2010 directly to Council for consideration at the next Regular Meeting.

1. That the recommendation contained in the in-camera report from Legal Counsel, City Solicitor, City Engineer and Chief Financial Officer and City Treasurer respecting a property matter – acquisition of land **BE APPROVED.**

Councillor Dilkens absent for vote.

2. That the confidential report from Senior Legal Counsel, City Solicitor, Chief Financial Officer and City Treasurer and Executive Director of Operations **BE RECEIVED** and that Administration **BE AUTHORIZED** to proceed in accordance with the verbal direction of Council.

Councillor Dilkens absent for vote.

3. No report.

4. That the verbal report in response to questions respecting the fire arbitration report on the public agenda and continued labour negotiations **BE RECEIVED FOR INFORMATION.**

Motion Carried.

Moved by Councillor Jones, seconded by Councillor Brister, That the special meeting of council held January 25, 2010 BE ADJOURNED.

(Time: 5:42 p.m.)

Motion Carried.

ADOPTED by Council at its meeting held January 25, 2010 [M36-2010]
JK/
Windsor, Ontario January 25, 2010

REPORT NO. 8
of the
Service Delivery Review Steering Committee
at its meeting held
January 4, 2010
10:00 o'clock a.m.
405-400 City Hall Square East

Present: Helga Reidel
Ronna Warsh
Valerie Critchley
Victoria Zuber
Mario Sonogo
Onorio Colucci
George Wilkki

Your Committee submits the following recommendation:

That the City/ABC Governance Review project charter **BE APPROVED** and;

That a budget amount of \$150,000 to undertake the City/ABC Governance Review Project, provided from the 2.5 million dollar budget approved in 2008 for SDR Foundational projects, **BE APPROVED** and;

That these recommendations be brought forward to City Council for final approval.

Carried.

CHAIR

SDR PROGRAM ASSISTANT

ADOPTED by Council at its meeting held January 25, 2010 [M37-2010]
JK/
Windsor, Ontario January 25, 2010

REPORT NO. 9
of the
Service Delivery Review Steering Committee
at its meeting held
January 4, 2010
10:00 o'clock a.m.
405-400 City Hall Square East

Present: Helga Reidel
Ronna Warsh
Valerie Critchley
Victoria Zuber
Mario Sonogo
Onorio Colucci
George Wilkki

Your Committee submits the following recommendation:

That the Corporate Strategic Plan project charter (formerly known as Program Specific Plan) **BE APPROVED** and;

That a budget amount of \$64,500 to undertake the Corporate Strategic Plan project, provided from the 2.5 million dollar budget approved in 2008 for SDR Foundational projects, **BE APPROVED** and;

That these recommendations be brought forward to City Council for final approval.

Carried.

CHAIR

SDR PROGRAM ASSISTANT

ADOPTED by Council at its meeting held January 25, 2010 [M38-2010]

JK/

Windsor, Ontario January 25, 2010

REPORT NO. 10
of the
Service Delivery Review Steering Committee
at its meeting held
January 4, 2010
10:00 o'clock a.m.
405-400 City Hall Square East

Present: Helga Reidel
Ronna Warsh
Valerie Critchley
Victoria Zuber
Mario Sonego
Onorio Colucci
George Wilkki

Your Committee submits the following recommendation:

That the Asset Management Governance Project charter **BE APPROVED** and;

That a budget amount of \$550,000 to undertake the Asset Management Governance project, provided from the SDR Showcase budget placeholder approved in the 2009 Capital Budget, **BE APPROVED** and;

That these recommendations be brought forward to City Council for final approval.

Carried.

CHAIR

SDR PROGRAM ASSISTANT