

**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 (Acting Mayor)  
Councillor Hatfield  
Councillor Jones  
Councillor Marra  
Councillor Postma  
Councillor Valentinis

**Members Absent:** Mayor Francis  
Councillor Lewenza

**Call to Order**

Following the playing of the Canadian National Anthem, Pastor Ernie Harris from New Beginnings Christian Church, offers the Opening Prayer.

**Disclosures of Pecuniary Interest and the General Nature Thereof**

None disclosed.

**Minutes**

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

**Notice of Proclamations**

“The 177<sup>th</sup> Emancipation Anniversary Celebration” – July 30 – August 2, 2010  
“Eat Your City Restaurant Week” – August 1 – 7, 2010  
“Lesbian, Gay, Bisexual, Transgendered & Two-Spirited Pride Week” – August 3 – 8, 2010

**Committee of the Whole**

Moved by Councillor Jones, seconded by Councillor Brister,  
That Council do now rise and move into Committee of the Whole with the Acting 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. 286 of the Windsor Heritage Committee** of its email poll held July 5, 2010; and
    - (iii) **Report No. 1 of the Small Business Advisory Panel** of its meeting held April 9, 2010.
  - (g) consideration of by-laws 115-2010 through 123-2010 (inclusive).
- Carried.

### Communications

Moved by Councillor Marra, seconded by Councillor Postma,  
**M206-2010** That the following Communication Items 1 to 5, 7 to 11, 13, and 15 to 25 inclusive, as set forth in the Council Agenda **BE REFERRED** as noted except Communication No. 6, 12 and 14 which are dealt with as follows:

#### Communication No. 6:

Moved by Councillor Dilkens, seconded by Councillor Jones,  
**M207-2010** That the correspondence from the President and CEO of the Ontario Tourism Marketing Partnership Corporation (OTMPC) dated July 12, 2010 respecting tourism information services in the City of Windsor area **BE RECEIVED**; and further,

That the Chief Administrative Officer **BE DIRECTED** to contact OTMPC representatives and urgently request that they investigate options available to maintain the Ontario Travel Information Centre located on Huron Church Road in Windsor, including but not limited to the possibility of partnering with Tourism Windsor Essex Pelee Island, and that the local members of Provincial Parliament and officials at the County of Essex **BE KEPT APPRISED** of the situation.

Carried

AT2010

#### Communication No. 12:

Moved by Councillor Hatfield, seconded by Councillor Marra,  
**M208-2010** That the resolution presented in correspondence dated July 12, 2010 from the Executive Coordinator, Citizens Environment Alliance of Southwestern Ontario regarding the opposition to any shipment of radioactive “steam generators” through the Great Lakes and the St. Lawrence Seaway to Sweden **BE SUPPORTED**.

Carried.

MB2010

#### Communication No. 14:

Moved by Councillor Valentinis, seconded by Councillor Marra,  
**M209-2010** That the correspondence from Gabriela and Robert Drescher, and Lubna and Hisham Barakat dated July 21, 2010 respecting a “tree threatening 1509 and 1511 Elsmere” **BE REFERRED** to administration for a report to Council on August 9, 2010 and to allow for delegations on the matter.

Carried.

MH/9899

Councillors Dilkens and Gignac voting nay.

Item	From	Description
1	Ministry of Municipal Affairs and Housing	2010 Ontario West Municipal Conference  <b>Note &amp; File GP2010</b>
2	Association of Municipalities of Ontario (AMO)	Straight Talk on Eco Fees  <b>City Engineer Executive Director of Operations Manager of Environmental Services Note &amp; File MMA2010</b>
3	Association of Municipalities of Ontario (AMO)	AMO Strongly Supports Province's Commitment to Waste Diversion  <b>City Engineer Executive Director of Operations Manager of Environmental Services Note &amp; File MMA2010</b>
4	Association of Municipalities of Ontario (AMO)	Waste Diversion Act  <b>City Engineer Executive Director of Operations Manager of Environmental Services Note &amp; File EI2010</b>
5	Regional Planning Commissioners of Ontario	Discontinuation of the Long Form Census Questionnaire  <b>City Planner Note &amp; File GP2010</b>
6	Ontario Tourism Marketing Partnership Corporation	Letter of Intent Regarding the Continuation of Tourism Information Services in the Windsor Area (In Response to CQ56-2010 <b><u>previously distributed</u></b> )  <b>Note &amp; File AT2010</b>
7	The Corporation of the Town of Amherstburg	Ontario Travel Information Centre  <b>Note &amp; File AT2010</b>
8	Metro Vancouver Board	Endorsement of Bill C-304: An Act to Ensure Secure, Adequate, Accessible and Affordable Housing for Canadians  <b>Community Development &amp; Health Commissioner Executive Director of Housing &amp; Children's Services Note &amp; File GH/6905</b>
9	Municipal Employer Pension Centre of Ontario	OMERS Update: July 6, 2010 – Changes to Contribution Rates and Benefits  <b>Chief Financial Officer &amp; City Treasurer Executive Director of Human Resources Note &amp; File AS2010</b>
10	Ontario Realty Corporation	Potentially Surplus Provincial Property  <b>City Solicitor Property Supervisor Note &amp; File APM2010</b>

11	Kanagawa International Foundation	16 <sup>th</sup> Kanagawa Biennial World Children's Art Exhibition <b>Note &amp; File APR2010</b>
12	Citizens Environment Alliance of Southwestern Ontario	Resolution to Stop Shipment of Radioactive Steam Generators on the Great Lakes <b>Windsor Essex County Environment Committee City Engineer Executive Director of Operations Note &amp; File MB2010</b>
13	Greater Essex County District School Board	2010 Accommodation Planning Report <b>Note &amp; File ME2010</b>
14	Ward 3 Residents	Request for Removal of Threatening Tree Located at 1509 and 1511 Elsmere <b>COUNCIL DIRECTION REQUESTED City Engineer Executive Director of Parks &amp; Facility Operations MH/9899</b>
15	Secretary/Treasurer Committee of Adjustment	Consent Authority Agenda Record Hearing to be held on Wednesday, July 28, 2010, Council Chambers, 3rd Floor, 350 City Hall Square West, Windsor <b>Note &amp; File ZC2010</b>
16	Secretary/Treasurer Committee of Adjustment	Consent Authority Agenda Record Hearing to be held on Wednesday, August 11, 2010, Council Chambers, 3rd Floor, 350 City Hall Square West, Windsor <b>Note &amp; File ZC2010</b>
17	City Planner	Response to CQ6-2010: Assumption Church & Additional Information From Administration <b>Note &amp; File AF2010</b>
18	Chief Building Official	Response to Council Question 23-2010 Respecting Mobile Signs <b>Note &amp; File SBS2010</b>
19	Chief Financial Officer & City Treasurer	2010 Tax Sale <b>Note &amp; File AF2010</b>
20	Executive Director of Parks & Facility Operations	CQ31-2010 – Cul-De-Sac Next to 1520 Rankin <b>Note &amp; File SR2010</b>
21	Office of the Chief Administrative Officer	Delegation of Authority Semi-Annual Status Report For Period January 1, 2010 Through June 30, 2010 <b>Note &amp; File AS/7748</b>
22	Windsor Accessibility Advisory Committee	Minutes of meeting held June 22, 2010 ( <i>previously distributed</i> for members of Council only) ( <b>copy available upon request</b> ) <b>Note &amp; File MB2010</b>

23	Mayor's Youth Advisory Committee	Minutes of meeting held June 29, 2010 ( <i>previously distributed</i> for members of Council only) (copy available upon request) <b>Note &amp; File MB2010</b>
24	Windsor-Essex County Environment Committee	Minutes of meeting held July 8, 2010 ( <i>previously distributed</i> for members of Council only) (copy available upon request) <b>Note &amp; File MB2010</b>
25	Ministry of Training, Colleges and Universities ~ Employment and Training Division	New Employment Service Network Note & File Community Development & Health Commissioner <b>SS2010</b>

Carried.

### 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 4 West Nile Virus – Larviciding Requirement 2010

Item 6 Amendment to CR79/2010

Item 10 Communication Systems Support Agreements with Motorola

Carried.

### Deferrals and/or Referrals and Withdrawals

#### Item 5 – Request to close north portion of Tuscarora Street westerly from Walker Road

##### Peter Angermann, Ward 3 resident

Peter Angermann, Ward 3 resident, appears before Council to request that the report of the City Solicitor respecting the “request to close north portion of Tuscarora Street westerly from Walker Road” be deferred until such time as a public meeting is scheduled on this matter and a report is prepared by administration in response to a petition for the closing or the changing of traffic patterns on Monmouth between Tuscarora and Wyandotte, and suggests that perhaps Item 7 (Request to close south portion of Wyandotte Place westerly from Walker Road) and Item 8 (Procurement of Autoscope Rack Vision Video Vehicle Detection Systems) be deferred as well.

**Clerk's Note:** City Council agrees to defer Item 5 until such time as a public meeting is scheduled on this matter and a report is prepared by administration in response to a petition for the closing or the changing of traffic patterns on Monmouth between Tuscarora and Wyandotte.

SAA/10629

**Presentations & Delegations:****PRESENTATIONS:****2010 Second Quarter Operating Budget Variance Report****Andrew Daher, Manager, Operating Budget Control & Financial Administration; and Tony Ardovini, Deputy Treasurer – Financial Planning**

Andrew Daher, Manager, Operating Budget Control & Financial Administration; and Tony Ardovini, Deputy Treasurer – Financial Planning, appear before Council to provide a brief overview of the 2010 Second Quarter Operating Budget Variance Report, including tax supported variances, 2010 variance projection summary, mitigating steps/strategies, other potential risks areas, and non-tax supported variances.

AFB/10444 14

(For final disposition of this matter, see Clause **CR287/2010** in Schedule “A” attached hereto.)

**Service Delivery Review: Final Report of the Community Strategic Plan Review and Monitoring Project****Michael Cooke, Manager of Policy Planning**

Michael Cooke, Manager of Policy Planning, appears before Council to provide a brief overview of the Service Delivery Review: Community Strategic Plan Review and Monitoring Project, including a historical overview, the purpose of the project, project overview, method of evaluating potential indicators, and next steps.

**David Hanna, Ward 1 resident**

David Hanna, Ward 1 resident, appears before Council to provide comment with regards to the Service Delivery Review: Community Strategic Plan Review and Monitoring Project, stressing that public engagement in process is key, and that there needs to be well-established committees of Council with agendas and minutes posted in advance for public review.

GP/9577 12

(For final disposition of this matter, see Clause **CR285/2010** in Schedule “A” attached hereto.)

**DELEGATIONS****3150 Donnelly Incorporated (Bristol Place Apartments), draft plan of condominium approval, 3150 Donnelly Street, conversion of an existing 7-storey rental apartment building to condominium status****Peter Valente, President, 3150 Donnelly Inc.**

Peter Valente, President, 3150 Donnelly Inc., appears before Council and is available for questions with regards to the request for a draft plan of condominium approval for 3150 Donnelly Incorporated (Bristol Place Apartments), to convert an existing 7-storey rental apartment building to condominium status.

ZB/10700 PAC 4

(For final disposition of this matter, see Clause **CR291/2010** in Schedule “A” attached hereto.)

**Dieppe Memorial Update****Dave Woodall, Woodall Construction Co. Ltd.**

Dave Woodall, Woodall Construction Co. Ltd., appears before Council and is available for questions with regards to the final project design for the Dieppe Memorial.

**APR2010 13**

(For final disposition of this matter, see Clause **CR286/2010** in Schedule “A” attached hereto.)

**Response to CR185/2010 (Medical Office / Methadone Clinic)****Patricia Reid, Ward 3 resident**

Patricia Reid, Ward 3 resident, appears before Council as a resident affected by the methadone clinic on Lincoln Road, stating that the value of their homes will decrease as a result of this, and that it is not compatible with a residential area, and concludes by suggesting that the communication and consultation in terms of public engagement prior to its establishment was non-existent.

**Caine Baldassi, Ward 3 resident**

Caine Baldassi, Ward 3 resident, appears before Council as a resident affected by the methadone clinic on Lincoln Road, stating that vials have been found discarded in the area, and that the by-law must be changed to require such clinics to be in a hospital setting.

**Donna Vollans, Ward 3 resident**

Donna Vollans, Ward 3 resident, appears before Council as a resident affected by the methadone clinic on Lincoln Road, stating that the value of their homes will decrease as a result of this, and that it is not compatible with a residential area, and suggests that the communication and consultation in terms of public engagement prior to its establishment was non-existent, and concludes by asking Council to consider planning options such as the creation of a new definition for a “methadone clinic”, or the restriction of a methadone clinic/addiction treatment centre.

**Colleen Mitchell, Windsor-Essex County Drug Strategy**

Colleen Mitchell, Windsor-Essex County Drug Strategy, appears before Council to provide some perspective from the point of view of the patient, suggesting that it is difficult to limit the location of a methadone clinic which if done could put the municipality in jeopardy in terms of human rights legislation, and concludes by asking Council to pursue the status quo or “no change”.

**Michael Burton, Ward 3 resident**

Michael Burton, Ward 3 resident, appears before Council to state that the outstanding issue is with regards to the most appropriate location for a methadone treatment centre and to alleviate the fears and concerns of the residents of Lincoln Road, and concludes by suggesting that Council send a letter to LHIN requesting that funds for future expansion of services at this centre be denied, that a zoning by-law be developed for service expansions, and that the City commence negotiations with Dr. Hammer to determine a reasonable level of assistance to relocate to a more appropriate location, such as a light industrial or hospital setting.

**Michael Webb, Ward 3 resident**

Michael Webb, Ward 3 resident, appears before Council as a resident affected by the methadone clinic on Lincoln Road, stating that the value of their homes will decrease as a result of this, and that it is not compatible with a residential area.

**Kathy Huisman, Ward 3 resident**

Kathy Huisman, Ward 3 resident, appears before Council as a resident affected by the methadone clinic on Lincoln Road, stating that the value of their homes will decrease as a result of this, and that it is not compatible with a residential area, and is better suited in a hospital setting or in an industrial setting.

**Ralph Ganter, Senior Director; and Dawn Maziak, Erie St. Clair LHIN**

Ralph Ganter, Senior Director; and Dawn Maziak, Erie St. Clair LHIN, appear before Council and are available for question with regards to methadone treatment centres.

**ZB/10547 3**

(For final disposition of this matter, see Clause **CR276/2010** in Schedule "A" attached hereto.)

**M383-2008 – Amica at Windsor -4909 Riverside Drive East****David Langford, representing the east side owners of the Pinnacle Condominium building**

David Langford, representing the east side owners of the Pinnacle Condominium building, appears before Council to express concern regarding the blockage of the river view by the Amica building and landscaping, due to rigid planning/zoning and building policies, which has resulted in the value of their properties declining and will not appreciate in value as the value of their units is determined by their view, and concludes by suggesting that at minimum, the tall trees from the north front of the building be cut down to restore at least a partial view for Pinnacle homeowners.

**Hal Kersey, representing Amica (Windsor Inc.)**

Hal Kersey, representing Amica (Windsor Inc.), appears before Council and is available for questions with regards to the report of the Chief Building Official dated June 15, 2010 respecting "M383-2008 – Amica at Windsor – 4909 Riverside Drive E".

**AS/9844 1**

(For final disposition of this matter, see Clause **CR273/2010** in Schedule "A" attached hereto.)



**Administration's Response to the Small Business Advisory Panel's Recommendations to Council (A Companion Report to the Small Business Advisory Panel Committee Report)**

**Norm Marcoux, James Marsh, Dr. Alfie Morgan and Charlie Regan, members of the Small Business Advisory Panel**

Norm Marcoux, James Marsh, Dr. Alfie Morgan and Charlie Regan, members of the Small Business Advisory Panel, appear before Council to provide a brief overview of the recommendations by the Small Business Advisory Panel and the administration's response to those vital recommendations, and provide highlights of some of these important recommendations, such as the need for a strategic planning session with Council.

AF/8951 2

(For final disposition of this matter, see Clause CR274/2010 in Schedule "A" attached hereto.)

MB2010

(See also Committee Report Section.)

**Front Yard Parking (Walkerville Heritage Area**

**David Hanna, Ward 1 resident**

Councillor Halberstadt as Acting Mayor leaves the Meeting at 10:17 o'clock p.m., and Councillor Dilkens assumes the Chair.

David Hanna, Ward 1 resident, appears before Council to state support for the recommendations pertaining to Front Yard Parking in the Walkerville Heritage Area, and concludes by suggesting that education of the public is key here, and that perhaps this public engagement could be undertaken with assistance from the Heritage Committee.

ZB/10707 PAC 2

(For final disposition of this matter, see Clause CR289/2010 in Schedule "A" attached hereto.)

**1520162 Ontario inc., rezoning, southeast corner of Howard Avenue and Tuson Way, change the zoning to allow a limited range of neighbourhood commercial uses**

**Sharon Nicholas & Lori Nicholas, Ward 1 residents**

Sharon Nicholas & Lori Nicholas, Ward 1 residents, appear before Council to speak in opposition to the rezoning request for the southeast corner of Howard Avenue and Tuson Way, to change the zoning to allow a limited range of neighbourhood commercial uses, stating that this is a very busy intersection and that any further development would greatly diminish the quality of life for residents, and that given past uses for this land, suggests that it was not remediated and could contain contaminants.

**Marianna Arpino, Solicitor representing the Applicant**

Marianna Arpino, Solicitor representing the Applicant, appears before Council to speak in support of the rezoning application for the southeast corner of Howard Avenue and Tuson Way, to change the zoning to allow a limited range of neighbourhood commercial uses, and states that environmental reports were filed indicating that it meets the environmental requirements, and concludes by suggesting that Council not approve the PAC recommendation to prohibit a flat roof and to require continuous screening.

Councillor Halberstadt as Acting Mayor returns to the meeting at 10:25 o'clock p.m., and Councillor Dilkens returns to his seat at the Council table.

**ZB/10699 PAC 3**

(For final disposition of this matter, see Clause **CR290/2010** in Schedule "A" attached hereto.)

**P. Fletcher & L. Himsl, rezoning, 3139 Dougall Avenue, to permit a day nursery as an additional permitted use within the existing building****Trisha Fletcher and Lauren Himsl, applicants**

Trisha Fletcher and Lauren Himsl, applicants, appear before Council to speak in support of the administrative recommendation pertaining to the rezoning request for 3139 Dougall Avenue, to permit a day nursery as an additional permitted use within the existing building.

**ZB/10492 PAC 1**

(For final disposition of this matter, see Clause **CR288/2010** in Schedule "A" attached hereto.)

**Devonwood Trail – Woodward Petition M361-2009****Elena Semenova, Ward 1 resident**

Elena Semenova, Ward 1 resident, appears before Council to request that the property owners in the 3500 block of Woodward Boulevard purchase or rent a portion of the adjacent parkland within the Devonwood Trail, offering some historical perspective on this parcel of land, and that since October 2009 they have experienced major problems with this small area of land, advising that the city has not done a good job of cutting the grass or offering weed control, thus becoming a dumping ground and that mice and rats have emerged.

Moved by Councillor Jones, seconded by Councillor Dilkens,  
**M210-2010** 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.

**ACO/10546 9**

(For final disposition of this matter, see Clause **CR282/2010** in Schedule "A" attached hereto.)

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

- Item 7 Request to close south portion of Wyandotte Place westerly from Walker Road  
Item 8 Procurement of Autoscope Rack Vision Video Vehicle Detection Systems  
Item 11 Fire Hall No. 7 City of Windsor RFP#10-98 – Retain Consultant  
Item 15 Francois Baby House, Windsor's Community Museum and the National Historic Sites of Canada Cost Sharing Program

**Consideration of Committee Reports**

**M211-2010** Moved by Councillor Marra, seconded by Councillor Jones,  
That the **Report of the special In-camera** meeting held July 26, 2010, **BE ADOPTED**  
as presented.

Carried.

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

ACO2010

**M212-2010** Moved by Councillor Marra, seconded by Councillor Jones,  
That **Report No. 286 of the Windsor Heritage Committee** of its email poll held July 5, 2010  
**BE ADOPTED** as presented.

Carried.

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

MB2010

**M213-2010** Moved by Councillor Jones, seconded by Councillor Marra,  
That **Report No. 1 of the Small Business Advisory Panel** of its meeting held April 9, 2010  
**BE RECEIVED FOR INFORMATION.**

Carried.

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

MB2010

**By-laws**

Moved by Councillor Postma, seconded by Councillor Marra,  
That the following By-laws No. 115-2010 through 123-2010 (inclusive), be introduced and read a  
first and second time:

- 115-2010 "A BY-LAW TO PERMIT PRINCESS AUTO LTD., CARRYING ON BUSINESS AS PRINCESS AUTO TO REMAIN OPEN ON A HOLIDAY IN THE CITY OF WINDSOR"  
116-2010 "A BY-LAW TO FURTHER AMEND ZONING BY-LAW NUMBER 8600"  
117-2010 "A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS MCDUGALL STREET, IN THE CITY OF WINDSOR"  
118-2010 "A BY-LAW TO AMEND BY-LAW 395-2004, BEING A BY-LAW RESPECTING THE LICENSING AND REGULATIONS OF VARIOUS BUSINESSES"

119-2010 “A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 9148 BEING A BY-LAW TO REGULATE TRAFFIC WITHIN THE LIMITS OF THE CITY OF WINDSOR”

120-2010 “A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 9023 BEING A BY-LAW TO REGULATE VEHICULAR PARKING WITHIN THE LIMITS OF THE CITY OF WINDSOR ON MUNICIPAL STREETS, MUNICIPAL PARKING LOTS AND PRIVATE PROPERTIES”

121-2010 “A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 9023 BEING A BY-LAW TO REGULATE VEHICULAR PARKING WITHIN THE LIMITS OF THE CITY OF WINDSOR ON MUNICIPAL STREETS, MUNICIPAL PARKING LOTS AND PRIVATE PROPERTIES”  
*authorized by Chief Administrative Officer Resolution CAO1442, adopted June 5, 2010*

122-2010 “A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 9023 BEING A BY-LAW TO REGULATE VEHICULAR PARKING WITHIN THE LIMITS OF THE CITY OF WINDSOR ON MUNICIPAL STREETS, MUNICIPAL PARKING LOTS AND PRIVATE PROPERTIES”

123-2010 “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-SIXTH DAY OF JULY, 2010”

Carried.

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

Moved by Councillor Postma, seconded by Councillor Valentinis,

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 amended)**
- 6) **By-laws given first and second readings (as presented)**

Carried.

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

**Notices of Motion**

Moved by Councillor Marra, seconded by Councillor Postma,

**M214-2010 RESCINDED BY CR431/2020 ADOPTED AUGUST 24, 2020**

**M214-2010**

**WHEREAS:** The use of the Local Improvement Policy is a mechanism for residents to petition City Council for local infrastructure improvements; and

**WHEREAS:** The Pedestrian Generator Policy is used by City Administration as it relates to assessing the need for the construction of sidewalks in any given neighbourhood; and

**WHEREAS:** From time to time, local improvement petitions will come from neighbourhoods that are residential in nature, and it is a designated Transit Windsor Route, and new sidewalks are required, the current policy requires that the residents of the subject neighbourhood are compelled to financially contribute towards the construction of the sidewalks; and

**WHEREAS:** When it comes to pedestrian and transit safety issues, the Corporation should be absorbing 100% of the costs for the construction of sidewalks;

**THEREFORE BE IT RESOLVED THAT:**

Administration proceed with amendments, effective immediately, to the Local Improvement Petition Policy and the Pedestrian Generator Policy in order to ensure that in these such circumstances, sidewalks deemed necessary by the City Engineer **BE CONSTRUCTED** and the cost will be fully subsidized by the Corporation's share of the infrastructure project.

Carried.

Councillor Hatfield was absent from the meeting when the votes was taken on this matter.

SW2010

Moved by Councillor Gignac, seconded by Councillor Marra,

**M215-2010** That rule 13.9(a) of the Procedure By-law regarding business not already before Council **BE WAIVED** to permit the introduction of a motion without prior notice respecting a request for the allowance of ward funds for a community meeting in Ward 5.

Carried.

Councillor Hatfield was absent from the meeting when the votes was taken on this matter.

Moved by Councillor Gignac, seconded by Marra,

**M216-2010** **WHEREAS** the Ward Fund Policy indicates that neighbourhood improvement funds are to be used for capital projects only, and whereby "Capital" is defined as an asset or service which may include repairs of/for a capital asset owned by the city of Windsor, and whereby the fund must not be used to cover costs whose responsibility would normally rest with citizens or groups;

**THEREFORE BE IT RESOLVED** that the Ward Fund Policy **BE WAIVED** to allow the Ward 5 Councillors to direct ward funds in the amount of \$247.20 to allow for expenses to be incurred to conduct a Community Meeting for Ward 5 residents in the area of Little River Acres, pertaining to the exploration of energy alternatives.

Carried.

Councillor Hatfield was absent from the meeting when the votes was taken on this matter.

**Third Reading of By-laws**

Moved by Councillor Brister, seconded by Councillor Dilkens,

That the following By-laws No. 115-2010 through 123-2010 (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 Hatfield was absent from the meeting when the votes was taken on this matter.

**Petitions**

Moved by Councillor Gignac, seconded by Councillor Jones,  
**M217-2010** That the petition presented by Councillor Halberstadt from residents requesting a ban on dangerous, noisy, polluting and heavy rigs from the narrow business/residential and historically significant Wyandotte Street **BE RECEIVED** by the Clerk and the Clerk **BE DIRECTED** to forward the petition to the Executive Director of Operations.

Carried.

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

ACO/10546

**Council Questions**

Moved by Councillor Jones, seconded by Councillor Brister,  
**M218-2010** 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 Hatfield was absent from the meeting when the vote was taken on this matter.

ACOQ2010

**Adjournment**

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

Carried.

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

Accordingly, the meeting is adjourned at 11:24 o'clock p.m.

**ACTING MAYOR**

**CITY CLERK**

**THIS IS A DRAFT COPY**

**DEPUTY CITY CLERK/SENIOR MANAGER OF COUNCIL SERVICES**

Marra  
Gignac

CR273/2010

That the report of the Chief Building Official dated June 15, 2010 entitled “M383-2008 – Amica at Windsor – 4909 Riverside Drive E.” **BE RECEIVED FOR INFORMATION**; and further,

That the City Planner **BE DIRECTED** to convene a meeting with the Ward 4 Councillors, representatives from Amica, and concerned residents from 4780 Riverside Drive East, to discuss options that might be available to alleviate some of the concerns expressed by all parties.

Carried.

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

Report Number **14589 AS/9844 1**

Internal Distribution

Building [Lee Anne Doyle, Chief Building Official]  
City Planner  
City Solicitor

Jones  
Marra

CR274/2010

- I. That the existing Customer Service Coordinator **BE APPOINTED** as the “small business coordinator” as a pilot project for a period of 6 months, and whose responsibilities will include the following:
  - Act as a point person to address specific inquiries and concerns brought forward by small business owners regarding access and ability to navigate through municipal processes;
  - Monitor and collect data on inquiries and specific concerns that are brought forward by the small business community;
  - Liaise with municipal departments and key personnel as required when specific concerns or issues are identified, and when new policies and procedures that could have possible implications for small business are being considered;
  - Provide information and referral to existing community resources to assist small business; and,
  - Report back to Council at the end of the pilot project on the specific issues identified through the monitoring of inquiries, and provide recommendations on how to best address the issues identified on a go-forward basis.
- II. That Administration **BE DIRECTED** to prepare a report to Council presenting possible financial incentive programs aimed at addressing the main challenges facing small businesses as identified in consultation with the Small Business Advisory Panel, and further that the report include a recommended Terms of Reference for the preparation of a Small Business Community Improvement Plan that will implement the Council-endorsed financial incentive programs.
- III. That a “Small Business Strategic Planning Meeting” **BE CONVENED** between the Small Business Advisory Panel and City Council within 60 days to identify the issues impacting the small business sector (with presentations from small business spokespersons) and to develop action plans to address these issue,

and that Council then provide direction to administration about the implementation of the action plans developed;

- IV. That the issue of “any further property tax relief measures that should be implemented as it relates to small business”, **BE REFERRED** to the proposed “Small Business Strategic Planning Meeting”;
- V. That the Small Business Advisory Panel recognition program recommendations **BE DIRECTED** to the Staff Appreciation and Recognition (STAR) Committee for consideration within the framework of the existing corporate Staff Appreciation and Recognition program.
- VI. That City Council **ENCOURAGE** the University of Windsor, St. Clair College and the Windsor Essex Development Commission to create a Windsor Small Business Enterprise (SBE) Centre to establish an SBE funding and financial support team that not only identifies all the provincial and federal programs, but most importantly works in project teams to research and write these applications to engage associated ministries, ministers, deputies, assistants, MP’s and MPP’s to secure grants and interest free loans, low interest financing and to set up a mechanism to measure the results.
- VII. That Administration **BE DIRECTED** to meet with representatives from the Small Business Advisory Panel to discuss the possibility of the City accommodating a store-front location for a Windsor Small Business Enterprises (SBE) Centre which would perhaps be a joint venture between the University of Windsor, St. Clair College and the Windsor Essex Development Commission;
- VIII. That the Small Business Advisory Panel **BE REQUESTED** to provide Council with an update in 3 months.

Carried.

Report Number 14684 AF/8951 2

Internal Distribution

Planning [Neil Robertson]  
City Planner  
Manager of Planning Policy  
Chief Financial Officer/City Treasurer  
City Solicitor

Jones  
Gignac

CR275/2010

That the agreement between the Parks Canada Agency and the National Historic Sites of Canada regarding the cost sharing program for restoration work to the Francois Baby House **BE RECEIVED** for information; and,

That **APPROVAL BE GIVEN** to an expenditure in the amount of \$68,891 from the Built Heritage Fund to facilitate the requirements of the grant funding under the Parks Canada agreement (\$35,000 of the \$68,891 is identified in Report No. 286 of the Windsor Heritage Committee for repairs which include windows, masonry and foundation grading of the Francois Baby House).

Carried.

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



Report Number 14808 SR2010 15

Internal Distribution

Parks [Mike Smithson]  
Executive Director of Parks and Facilities  
Chief Financial Officer/City Treasurer  
City Engineer  
City Solicitor  
Coordinator, Windsor Heritage Committee  
Heritage Planner

Valentinis  
Jones

CR276/2010

That the City Planner **BE DIRECTED** to prepare a report to the City of Windsor Planning Advisory Committee as soon as possible regarding Methadone Clinics based on an enhanced "Option E" contained in the administrative report dated June 16, 2010 which would involve the creation of a new zoning category to restrict a methadone clinic/addiction treatment centre.

Carried.

Councillor Postma voting nay.

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

Report Number 14772 ZB/10547 3

Internal Distribution

Planning [Adam Szymczak]  
City Planner  
City Solicitor

Valentinis  
Brister

CR277/2010

That City Council **APPROVE** the recommended procedure for larviciding and mosquito monitoring program as well as full cost, upfront payment of \$84,044.00 for 2010, as determined by the Medical Officer of Health.

Carried.

Report Number 14783 MH/7417 C4

Internal Distribution

Public Works [Antonio Bietola]  
City Engineer  
Executive Director of Operations  
Chief Financial Officer/City Treasurer

External Distribution

Dr. Heimann, Medical Officer of Health  
aheimann@wehealthunit.org

Valentinis  
Marra

CR278/2010

That the report of the City Solicitor dated June 29, 2010 entitled "Request to close north portion of Tuscarora Street right of way westerly from Walker Road" **BE DEFERRED** until such time as a public meeting is held with the affected residents and administration on this matter, and upon a report coming back to Council in response to the petition for the closing or the changing of traffic patterns on Monmouth between Tuscarora and Wyandotte.

Carried.

Report Number **14796 SAA/10629 5**

Internal Distribution  
Legal [Sharon Amlin]  
Property Coordinator  
City Engineer  
City Solicitor

Valentinis  
Brister

CR279/2010

That Drawing Number CC-1586 dated August, 2009 and attached hereto as Appendix "A" **BE REPLACED** with Drawing Number CC-1586 , revised June, 2010, attached hereto as Appendix "B" to correctly identify the portions of Cleary Street approved for closure by Council Resolution 79/2010 adopted by City Council on March 1, 2010.

Carried.

Report Number **14798 SAA/10451 C6**

Appendices  
Drawing Number CC-1586  
Revised Drawing Number CC-1586

Internal Distribution  
Legal [Sharon Amlin]  
Property Coordinator  
City Solicitor

Marra  
Gignac

CR280/2010

That the southerly 3.80 metre (12 feet, 6 inches) wide portion of Wyandotte Place westerly from Walker Road for a distance of 36.27 metres (119.0 feet) as shown on Drawing Number CC-1601, attached hereto as Appendix "A" **BE CLOSED AND CONVEYED** to the owner of 2220 Wyandotte Street East, subject to the following:

- Bell Canada requires an easement for buried cable
- Windsor Utilities Commission requires an easement for a fire hydrant and water line - size and location to be determined by reference plan of survey
- Conveyance cost is \$1.00

and further, that the City Engineer **BE REQUESTED** to supply the appropriate legal description, in accordance with Drawing No. CC-1601, attached hereto as Appendix "A", the City Solicitor, or a delegate, **BE AUTHORIZED** to publish the required legal notice, and **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.

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

Report Number 14797 SAA/10630 7

#### APPENDICES

Drawing No. CC-1601

#### Internal Distribution

Building [Don Wilson]

Chief Building Official

Legal - Sharon Amlin - Prepare Ad

Legal - Documents Clerk - Laura MacDonald

City Planner

City Engineer

City Treasurer

Legal [Frank Scarfone; Cheryl Glassford] - Prepare the Easement/Assuming/Closing By-law

City Solicitor

Marra

Jones

CR281/2010

THAT City Council **APPROVE** the issuance of purchase orders for the procurement of the Autoscope Rack Vision Video Detection Systems for the following projects:

Monmouth & Wyandotte	\$18,619.95
Walker & Wyandotte Reconstruction	\$24,587.85
Walker & Provincial Reconstruction	\$73,763.55
Tecumseh Road East Reconstruction	\$73,763.55
<b>Total Purchase Order Value</b>	<b>\$190,734.90</b>

Carried.

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

Report Number 14751 SW2010 8

#### Internal Distribution

Public Works [John S. Wolf]

City Engineer  
Executive Director of Operations  
Manager of Purchasing and Risk Management  
Chief Financial Officer/City Treasurer  
City Solicitor

Dilkens  
Valentinis

CR282/2010

That the property owners in the 3500 block of Woodward Boulevard **BE ALLOWED** to purchase 20 feet of the adjacent parkland within the Devonwood Trail (property behind their homes), contingent on every homeowner agreeing to this, and in accordance with the requirements of the City of Windsor Official Plan for disposition of parkland, and further, that steps **BE UNDERTAKEN** to amend the Zoning By-law to reflect the change from open space to residential use at the appropriate time.

Carried.

Councillors Brister and Gignac voting nay.

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

Report Number 14737 ACO/10546 9

Internal Distribution

Parks [Mike Clement]  
Executive Director of Parks and Facilities  
City Engineer  
City Planner  
City Solicitor

Valentinis  
Brister

CR283/2010

THAT the Chief Administrative Officer and/or City Clerk **BE AUTHORIZED** to sign a Communication Systems Support Agreement, #630-0610A for network support, with Motorola, at a cost of \$8,210.00 per month (\$98,520.00 annually) plus applicable taxes which provides the Corporation of the City of Windsor with network monitoring, technical support and call management for the Corporate Radio System until May 31, 2011, to be satisfactory in form to the City Solicitor, in technical content to the Fire Chief, and in financial content to the City Treasurer; and,

THAT the Chief Administrative Officer and/or City Clerk **BE AUTHORIZED** to sign a Communications System Support Agreement, #630-0610B for field support, with Motorola, at a cost of \$16,450.00 per month (\$197,400.00 annually) plus applicable taxes which provides the Corporation of the City of Windsor with infrastructure field service response and support until May 31, 2011, to be satisfactory in form to the City Solicitor, in technical content to the Fire Chief, and in financial content to the City Treasurer; and,

THAT the agreements **BE FUNDED** from the Pay As You Go (PAYG) Lease Reserve Fund (170) for a total cost of \$295, 920. 00.( Based on this amount, sufficient funding is available within the PAYG Lease Reserve Fund).

Carried.

Report Number 14789 MC/9936 C10

Internal Distribution

Project Administrator [Camila Duarte]  
City Engineer  
Fire Chief  
Chief Financial Officer/City Treasurer  
City Solicitor

Brister  
Dilkens

CR284/2010

- I. That the firm of NORR Limited, **BE RETAINED** for the design, preparation of contract drawings and specifications, and contract administration for Fire Hall No. 7 project, at a maximum fee of \$235,990.00 (plus HST) in accordance with their proposal for consulting services, dated June 7, 2010 as a charge to Project ID 7052089; and,
- II. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign an agreement with NORR Limited, satisfactory in form to the City Solicitor, in financial content to the City Treasurer, and in technical content to the City Engineer.

Carried.

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

Report Number 14787 SF/8882 11

Internal Distribution

Public Works [Tom Graziano]  
City Engineer  
Chief Financial Officer/City Treasurer  
City Solicitor

Jones  
Postma

CR285/2010

1. That the Final Report of the Community Strategic Plan Review and Monitoring Project and list of recommended performance indicators contained in Appendix A **BE APPROVED**;
2. That the City Planner **BE AUTHORIZED** to collect and validate data for all recommended performance indicators and prepare refinements accordingly as part of the 2011 report to City Council on the Community Strategic Plan; and
3. That the Service Delivery Review budget of \$9,250 for the Community Strategic Plan Review and Monitoring Project **BE ALLOCATED** to the 2011 budget of the Planning Department to conduct a public survey on the recommended performance indicators for the Community Strategic Plan.

Carried.

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

Report Number 14809 GP/9577 12

Internal Distribution

Planning [Michael Cooke]

City Planner

Manager, Service Delivery Transformation Program

Chief Financial Officer/City Treasurer

City Solicitor

Dilkens

Marra

CR286/2010

That the report of the City Planner dated June 28, 2010 concerning the final project design for the Dieppe memorial attached as Appendix 'A', **BE RECEIVED**, and further, that an amount of \$18,930.81 for other related costs associated with the celebration **BE APPROVED** as a charge to the City's Budget Stabilization Reserve Fund.

Carried.

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

Report Number **14790 APR2010 13**Appendices

Report

Internal Distribution

Planning [Kevin Alexander]

City Planner

Executive Director of Recreation &amp; Culture

Chief Financial Officer/City Treasurer

City Solicitor

Brister

Gignac

CR287/2010

That Council **RECEIVE FOR INFORMATION** the 2010 2<sup>nd</sup> Quarter Operating Budget Variance Report dated July 14, 2010 from the CFO & City Treasurer;

That the CAO, in concert with the CFO & City Treasurer **BE DIRECTED** to continue monitoring the 2010 Operating Budget and continue to seek further means of offsetting the projected variances;

That the Windsor Police Services (WPS) **BE REQUESTED** to provide Council with planned changes to the WPS budgeting process, which will address the continual overtime variances reported to Council and ultimately reflect a more accurate budget in future years; and

That the Windsor Police Services (WPS) **BE REQUESTED** to provide Council with an overview of what percentage of overtime at WPS is directly related to court-time requirements.

Carried.

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

Report Number 14819 AFB/10444 14

Internal Distribution

Finance [Andrew Daher]  
Chief Financial Officer/City Treasurer  
Chief of Police  
Community Development & Health Commissioner  
City Clerk  
City Engineer  
City Solicitor

Marra  
Valentinis

CR288/2010

- I That an amendment to Zoning By-law 8600 **BE APPROVED** changing the zoning of Lot 44 and Part of Lots 43 and 45, Registered Plan 1248, by adding a holding site specific provision to allow a day nursery in an existing building as an additional permitted use subject to the following regulations:
- A. The minimum lot frontage, minimum side yard width, maximum building height and maximum rear yard depth shall be as existing;
  - B. The minimum separation of a parking space from a street shall be 3.0 metres and the area forming the parking space separation shall be maintained exclusively as a landscaped open space yard in which no parking of motor vehicles shall be permitted.
- II That the Holding "H" symbol **BE REMOVED** when the owner submits an application to remove the holding symbol and when the following condition has been satisfied:
- A. Approval of a Site Plan Control – Minor Development application to the satisfaction of the Manager of Development, Transportation Planning, Windsor Police Service and Planning Department – Landscape Architect.

Carried.  
Councillor Postma voting nay.

Report Number 14440 ZB/10492 PAC 1

Internal Distribution

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

Jones  
Valentinis

CR289/2010

- I. That City Council **DIRECT** that the Zoning By-law 8600 **BE AMENDED** to prohibit front yard parking in the Walkerville Heritage Area as identified by Schedule "G" of the Official Plan.
- II. That the City Planner **BE DIRECTED** to study the merits of designating Walkerville Heritage Area as identified by Schedule "G" of the Official Plan, or parts thereof, as a Heritage Conservation District under Part V of the *Ontario Heritage Act*, and further, that a public consultation process **BE IMPLEMENTED** to ensure that the public is fully informed throughout the process.

Carried.

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

Report Number 14813 ZB/10707 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  
Coordinator, Heritage Committee  
Heritage Planner

Brister  
Postma

CR290/2010

- I. That an amendment to Zoning By-law 8600 **BE APPROVED** changing the zoning of Part of Part 1, Plan 12R-11254 from CD2.3 to CD1.1 and adding a site-specific provision to allow a veterinary office as an additional permitted use and the following additional regulations:
  - a. Provide continuous screening with a minimum height of 1.0 metres adjacent to any parking, loading or service area. It may include screening such as dense plantings, a berm, a decorative concrete or brick fence or a combination thereof but shall not include a wood fence or chain link fence;
  - b. Prohibit a flat roof; and
  - c. Prohibit a chain link and/or wood fence refuse enclosure.
- II. That the Site Plan Approval Officer and the Site Plan Review Committee **BE DIRECTED** to incorporate the following additional design guidelines:
  - a. Address the visual terminus of Howard Avenue, which is the southerly most point of the parcel, during the design of the development to ensure the built form creates an appropriate focal point at the terminus of the south Howard Avenue vista;
  - b. Ensure that building facades blend in with the surrounding area and avoid the creation of 'backs' to the building; and
  - c. Tree preservation in accordance with the comments of the Landscape Architect dated June 7, 2010.



Councillors Valentinis, Dilkens and Marra voting nay.  
Councillor Hatfield was absent from the meeting when the vote was taken on this matter.

Report Number **14812 ZB/10699 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  
Valentinis

CR291/2010

- I** That the application of 3150 Donnelly Incorporated for approval of a draft plan of condominium for a property legally described as Lots 23, 24 and Part of Lot 57 Plan 49, as designated as Parts 1, 2 and 3 Reference Plan 12R-5711, City of Windsor, at 3150 Donnelly Street to permit the conversion of a 7-storey apartment building containing 53 residential dwelling units from rental to condominium status, as shown on the attached Map No. CDM-001/10-2, **BE APPROVED** subject to the following:
- A. The owner shall enter into a condominium agreement to provide for the following together with all items contained in the Consultation section of this report;
  - B. That the draft plan approval shall lapse on July 26, 2013 (3 years from the date of approval);
  - C. Existing tenants shall be given a right of first-refusal to purchase the dwelling unit they presently occupy;
  - D. In the event that existing tenants do not exercise their option to purchase their dwelling unit, they shall be offered a life time non-transferable lease which shall be registered on title and binding on all subsequent owners. Such lease shall be satisfactory in form and content to the City Solicitor;
  - E. The owner shall agree to remedy all site and building defects as documented in the:
    - 1. Building Condition Assessment report prepared by GS Engineering Consultants, dated October 7, 2009 with all corrections and improvements to be cleared as completed by an engineer retained by the owner;
    - 2. Works Department – Transportation Planning comments listed in ‘Section 6 Consultation’ of this report;All corrections and improvements shall be to the satisfaction of the Fire Chief, Chief Building Official and the General Manager of Public Works;
  - F. The owner shall agree to remedy all safety and security deficiencies as identified in the report of the Windsor Police Service dated May 21, 2010 and attached as Appendix ‘A’. All corrections and improvements shall be to the satisfaction of the Chief of Police;
  - G. The owner agrees to address the requirements and deficiencies identified in the report from the Planning Department’s Landscape Architect, dated April 24, 2010, as attached as Appendix ‘B’, and to submit a photometric plan. The photometric plan will be reviewed in consultation with Windsor Police Services and will be to the satisfaction of the Landscape Architect.

- H. All landscaping improvements will be to the satisfaction of the Planning Department's Landscape Architect and to the satisfaction of the Manager of Development Applications.
  - I. The owner shall agree to provide adequate screened storage space for appropriate and approved garbage, recycling and yard waste containers, in compliance with municipal by-laws to the satisfaction of the Manager of Environmental Services and Chief Building Official.
  - J. The owner shall agree to ensure accessibility to the building, at grade, where feasible and provide a minimum of 1 handicap parking space and a bicycle rack facility accommodating a minimum of 4 bicycles. All improvements are to be to the satisfaction of the General Manager of Public Works and Chief Building Official;
- II** Final approval of the plan of condominium shall not be considered until all of the required works under '**1. Recommendations I**' have been completed to the satisfaction of the respective departments and a condominium agreement has been registered against the subject lands.

Carried.

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

Report Number **14811 ZB/10700 PAC 4**

Appendices

Map No. CDM-001/10-2

Windsor Police Service Report

Landscape Architect's Report

Internal Distribution

City Planner

Manager of Development

Chief Building Official

City Engineer

City Solicitor

Zoning Clerk - Council Services

Manager of Business Administration - Licensing

Police Chief

Fire Chief

Manager of Environmental Services

ADOPTED by Council at its meeting held July 26, 2010 [M211-2010]

VC/bm

**SPECIAL MEETING OF COUNCIL – IN CAMERA  
July 26, 2010**

**Meeting called to order at: 4:04 p.m.**

**Members in Attendance:**

- Councillor A. Halberstadt (Acting Chair)
- Councillor D. Brister
- Councillor D. Dilkens
- Councillor C. Postma
- Councillor R. Jones
- Councillor F. Valentinis
- Councillor P. Hatfield
- Councillor J. Gignac (arrives at 4:05 p.m.)

**Members Absent:**

- Mayor E. Francis
- Councillor B. Marra
- Councillor K. Lewenza

**Also in attendance:**

- H. Reidel, Chief Administrative Officer
- M. Sonogo, City Engineer
- G. Wilkki, City Solicitor
- V. Critchley, City Clerk
- J. Guthrie, Acting Chief Financial Officer and City Treasurer
- N. Coleman, Mayor’s Chief of Staff (arrives at 4:06 p.m.)

**Verbal Motion is presented by Councillor Hatfield, seconded by Councillor Dilkens, to move in Camera for discussion of the following item(s):**

<u><b>o.</b></u>	<u><b>Subject</b></u>	<b>n – Pursuant to Municipal Act, 2001, as amended</b>
	<b>ty matter – acquisition of easement</b>	<b>239(2)(c)</b>
	<b>ty matter – acquisition of easement</b>	<b>239(2)(c)</b>

	ty matter – agreement – Walker/Wyandotte intersection improvements	239(2)(c)
	ty/Legal matter – CQ 105-2009 and CQ 60-2010	239(2)(c)(f)
	matter – settlement	239(2)(e)
	ty matter – acquisition of property – verbal report	239(2)(c)

**Motion Carried.**

**Declarations of Pecuniary Interest:**

None declared.

**Discussion on the items of business. (Items 1, 2, 3, 4, 5 and 6)**

**Verbal Motion is presented by Councillor Postma, seconded by Councillor Brister, to move back into public session.**

**Motion Carried.**

**Moved by Councillor Brister, seconded by Councillor Postma, THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held July 26, 2010 directly to Council for consideration at the next Regular Meeting.**

1. That the recommendation contained in the in-camera report from the Property Coordinator, Property Supervisor, City Solicitor, City Engineer and Chief Financial Officer and City Treasurer respecting a property matter – acquisition of easement **BE APPROVED.**
2. That the recommendation contained in the in-camera report from the Property Coordinator, Property Supervisor, City Solicitor, City Engineer and Chief Financial Officer and City Treasurer respecting a property matter – acquisition of easement **BE APPROVED.**
3. That the recommendation contained in the in-camera report from the Property Coordinator, Property Supervisor, City Solicitor and City Engineer respecting a property matter –agreement – Walker/Wyandotte intersection improvements **BE APPROVED.**

4. That the confidential report from the City Solicitor, City Engineer and Chief Financial Officer and City Treasurer respecting CQ 105-2009 and CQ 60-2010 **BE RECEIVED** and that Administration **BE AUTHORIZED** to proceed in accordance with the verbal direction of Council.

5. That the recommendation contained in the in-camera report from the Acting Chief Financial Officer and City Treasurer, City Solicitor and City Engineer respecting a legal matter - settlement **BE APPROVED**.

6. That the confidential verbal report from Councillor Jones respecting a property matter – acquisition of land **BE RECEIVED** and that Administration **BE AUTHORIZED** to proceed in accordance with the verbal direction of Council.

**Motion Carried.**

**Moved by Councillor Dilkens, seconded by Councillor Jones,  
That the special meeting of council held July 26, 2010 BE ADJOURNED.  
(Time: 5:14 p.m.)**

**Motion Carried.**

ADOPTED by Council at its meeting held July 26, 2010 [M212-2010]  
[E-mail poll held July 5, 2010]

KK

Windsor, Ontario July 26, 2010

**REPORT NO. 286**  
of the  
**Windsor Heritage Committee**  
(results of e-mail poll held July 5, 2010)

That City Council **CONFIRM AND RATIFY** the following decision approved by an e-mail poll of the members of the Committee:

That the request by Windsor Historic Sites Association for \$35,000 from the Built Heritage Fund, for a matching grant for repairs including windows, masonry, and foundation grading of the Francois Baby House (now Windsor's Community Museum), at 254 Pitt Street West designated a National Historic Site, **BE APPROVED**, subject to determination by the Chief Building Official that the work is completed before the grant is issued.

**NOTE:** The report of the Heritage Planner dated June 30, 2010 is **attached** as background information.

\_\_\_\_\_  
CHAIR

\_\_\_\_\_  
COMMITTEE COORDINATOR

**BE RECEIVED FOR INFORMATION**  
**AS ADOPTED** by Council at its meeting held July 26, 2010 [M213-2010]  
**DEFERRED** a minimum of four weeks to July 12, 2010  
as **ADOPTED** by Council at its meeting held June 7, 2010 [M169-2010]

KK  
Windsor, Ontario June 7, 2010

**REPORT NO. 1**  
of the  
**Small Business Advisory Panel**  
at its meeting held  
April 9, 2010  
2:00 p.m.  
Meeting Room 406, 400 City Hall Square East

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**Present:** Dr. Alfie Morgan, Chair  
Norm Marcoux  
James Marsh  
John Millson  
Charlie Regan

The Small Business Advisory Panel submits the following recommendations:

1. That a “small business coordinator” **BE APPOINTED** (to be the champion of and, to advocate for small business inside City Hall) whose responsibilities will include the following:
  - To help small business people navigate through the procedures of City Hall
  - To work with other city departments to expedite applications (requests, inquiries, etc.) as well as help in solving problems (e.g. with involuntary infractions of regulations, etc.)
  - To help them apply for grants and access to provincial and federal programs.
  - To identify the implications for small business of proposed procedural changes and alert departments to such impacts and avoid potential complications for small business owners.
2. That Administration **BE REQUESTED** to formulate, promote and implement an incentive package and checklist to small business in the City similar to the models used in London, Chatham, Cambridge and Toronto.
3. That Administration **BE REQUESTED** to consider the establishment of a city-wide Community Improvement Plan which would trigger tax incentives including the waiver of development charges for owners and landlords to restore and improve their properties, as well as deferral of any tax increases for up to 10 years.

4. That Administration **BE REQUESTED** to formulate, promote and implement a tax package for small business including tax relief, treatment of arrears and reduction of arrears through an amnesty period in a manner that would allow affected small businesses to continue operating.
5. That a “small business strategic planning meeting” **BE CONVENED** within 60 days to identify the issues impacting the small business sector with presentations from small business spokespersons. Issues identified at this meeting **BE DEVELOPED** into action plans for administration to implement and further, that the strategic planning sessions **BE CONVENED** on an annual basis to monitor progress and identify any new issues.
6. That Administration **BE REQUESTED** to work in coordination with the Panel to formulate, promote and implement a Small Business Recognition Program for City employees who go beyond the call of duty to help small business reduce costs, reduce City Hall process time or create initiatives/innovations to assist small business.
7. That City Council **ENCOURAGES** the University of Windsor, St. Clair College and the Windsor Essex Development Commission to create a Windsor Small Business Enterprises (SBE) Centre that would provide a support team to identify all provincial and federal programs assisting small business. The team would research and write applications and engage associated ministries, ministers, deputies, assistants, MPs and MPPs to help secure grants, interest free loans, low interest financing and to set up a mechanism to measure the results.
8. That the Minister of Finance **BE REQUESTED** to consider Windsor’s unique economic climate and change the city’s base tax year for the next MPAC reassessment from Jan. 1, 2012 to Jan. 1, 2010.

**NOTE:** See also Item 2 on the July 26, 2010 Agenda.

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CHAIR

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COMMITTEE COORDINATOR