

**Regular**

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

**Members Present:**

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

**Members Absent:**

None.

**Call to Order**

Following the playing of the Canadian National Anthem, Reverend Stan Fraser from Mission to Seafarers, offers the Opening Prayer.

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

None disclosed.

**Minutes**

Moved by Councillor Marra, seconded by Councillor Postma,  
That the Minutes of the regular meeting of Council held February 22, 2010, **BE ADOPTED**  
as presented.  
Carried.

**Notice of Proclamations**

Best Buddies Month – March 2010  
Kidney Health Month – March 2010  
Social Work Week – March 1 – 7, 2010  
Call Home Day – March 3, 2010

**Committee of the Whole**

Moved by Councillor Valentinis, seconded by Councillor Brister,  
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); and
  - ii. **Report No. 47 of the Windsor-Essex County Environment Committee** of its meeting held February 5, 2010; and
  - iii. **Report No. 44 of the Audit Committee** of its meeting held February 18, 2010; and
  - iv. **Report No. 276 of the Windsor Heritage Committee** of its meeting held January 13, 2010
- (g) consideration of by-laws 35-2010 through 42-2010.  
Carried.

### Communications

Moved by Councillor Dilkens, seconded by Councillor Gignac,  
**M70-2010** That the following Communication Items 1 to 7, and 9 to 19 inclusive, as set forth in the Council Agenda **BE REFERRED** as noted except Communication No. 8, which is dealt with as follows:

### Communication No. 8:

Moved by Councillor Postma, seconded by Councillor Valentinis,  
**M71-2010** That the correspondence from the Downtown Residents Association (DRA) dated February 24, 2010 respecting the summer patio renewal process **BE RECEIVED**, and further, that this matter **BE REFERRED** to the Hospitality Resource Panel for further review and consideration, and further, that Administration **BE DIRECTED** to prepare a report on upcoming renewals for Council consideration, and that the DRA **BE ADVISED** when this report is scheduled to be considered.

ACLB2010

Carried.

Item	From	Description
1	Ministry of Municipal Affairs and Housing	Additional Administration Fee – The Corporation of the City of Windsor - Social Housing Renovation and Retrofit Program (SHRRP) and Affordable Housing Program (AHP) Extension 2009 <b>Community Development &amp; Health Commissioner Note &amp; File GH/6905</b>
2	Ministry of Municipal Affairs and Housing	Letter of Thanks Regarding Funding-Flow Milestones and the Process of Ministerial Consent Under the 2009 Extension to the Canada-Ontario Affordable Housing Program (AHP) <b>Community Development &amp; Health Commissioner Executive Director of Housing &amp; Children's Services Housing Advisory Committee Note &amp; File GH/6905</b>
3	Ministry of Government Services	Changes to Service Delivery Model Regarding Service Ontario <b>Note &amp; File GP2010</b>

4	Ministry of Labour	Letter of Thanks Regarding City of Windsor Resolution on Costs Associated With Interest Arbitration Settlements Involving Police and Firefighters  <b>Executive Director of Human Resources City Clerk Chief Financial Officer &amp; City Treasurer Chief Administrative Officer Note &amp; File GPL2010</b>
5	Ontario Ministry of Natural Resources; and Fisheries and Oceans Canada; and Essex Region Conservation Authority	Information Session – Recovery and Critical Habitat of Aquatic Species At Risk  <b>Note &amp; File GCE2010</b>
6	Association of Municipalities of Ontario (AMO)	Government Introduces Legislation to Enable Implementation of Early Learning and Child Care Program <b>Community Development &amp; Health Commissioner Executive Director of Housing &amp; Children’s Services Chief Financial Officer &amp; City Treasurer Note &amp; File SSC/6751</b>
7	Association of Municipalities of Ontario (AMO)	AMO Calls on Province to Pay Its Bills <b>Chief Financial Officer &amp; City Treasurer Note &amp; File MMA2010</b>
8	Downtown Residents Association Windsor (DRA)	Request Regarding the Approval Process for Summer Patio Licence Renewals  <b>COUNCIL DIRECTION REQUESTED City Engineer Chief Building Official &amp; Executive Director of Building ACLB2010</b>
9	Windsor-Essex Regional Chamber of Commerce	2010 Ontario Chamber Annual General Meeting - Windsor Essex Regional Chamber Welcome Event – Motown Movers and Shakers <b>COUNCIL DIRECTION REQUESTED Chief Financial Officer &amp; City Treasurer GP2010</b>
10	Environmental Registry	Extension of the 2007 Canada-Ontario Agreement Respecting the Great Lakes Basin Ecosystem (COA)  <b>City Engineer City Planner Note &amp; File GP2010</b>
11	Windsor Utilities Commission	Drinking-Water Systems Regulation O.Reg. 170/03 - Annual Report for Calendar Year 2009  <b>City Engineer MU2010</b>
12	Manager of Development	Application of Borotis for Site Plan Approval to permit a commercial plaza – professional offices located at 3100 Blk. Dougall Avenue  <b>Note &amp; File ZS/10600</b>

13	Manager of Development	Application of Athans Holdings Ltd. for Site Plan Approval to permit a two phased development including a car wash and commercial building in phase one, as well as a restaurant in phase two located at 2212 Huron Church Road  <b>Note &amp; File ZS/10601</b>
14	Secretary/Treasurer Committee of Adjustment	Consent Authority Agenda Record Hearing to be held on Wednesday, March 10, 2010, Council Chambers, 3rd Floor, Windsor City Hall, 350 City Hall Square West, Windsor  <b>Note &amp; File ZC2010</b>
15	Chief Administrative Officer	Phase Two – Corporate Reorganization and Re-Alignment  <b>Note &amp; File AS2010</b>
16	City Engineer	CQ7-2010 – LED Signal Head Conversion  <b>Note &amp; File ST2010</b>
17	City Engineer	CQ4-2010 Traffic Control Plan Coordination  <b>Note &amp; File SW2010</b>
18	Windsor Bicycling Committee	Minutes of meeting held February 9, 2010 ( <i>previously distributed</i> for members of Council only) ( <b>copy available upon request</b> )  <b>Note &amp; File MB2010</b>
19	Chief of Staff, Office of the Mayor	Odette Roundtable 2010 Conference – University of Windsor [Clerk’s Note: Professor Georgie (Faculty Advisor to Roundtable 2010 and Andre Capaldi (Student Chair) will be available for questions regarding the roundtable or the sponsorship]  <b>COUNCIL DIRECTION REQUESTED SEE CLERK’S NOTE BELOW ACOC 2010</b>

Carried.

### Consent Agenda

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,  
That the following Consent Agenda and the recommendations contained in the administrative reports **BE APPROVED** as amended:

- Item 2 Application to close north/south and east/west alleys between Riverside Drive East and Cecile Street, west of Lauzon Road
- Item 3 Application to close a portion of Tranby Avenue westerly from Janisse Drive
- Item 4 Application to close part of Cleary Street, easterly from Glenwood Avenue
- Item 5 Application to close part of the north/south alley between Chilver Road and Kildare Road from Lens Avenue to Vimy Avenue
- Item 6 Corporate Banking Request for Proposal
- Item 8 Sign By-law 250-2004 amendments
- Item 9 CR16/2010 – Iris Place/Buckingham/Westminster Parking Regulations
- Item 10 Office Supplies System Contract Extension
- Item 11 Federation of Canadian Municipalities Funding Agreement

Carried.

**Deferrals and/or Referrals and Withdrawals****PAC 1 Hendrikus Van Aspert, rezoning, 677 Victoria Avenue, convert the existing residential unit to provide 6 rooms, 4 bathrooms and a kitchen facility and requests a site specific amendment to permit a lodging house use**

- Rashid Farhat, Solicitor representing the Applicant, appears before Council to request that the rezoning application for 677 Victoria Avenue, to convert the existing residential unit to provide 6 rooms, 4 bathrooms and a kitchen facility and for a site specific amendment to permit a lodging house use, be deferred to allow for them to meet with the neighbours and attempt to review and address as many of their concerns as possible, and Council agrees to defer this to the March 22, 2010 meeting of Council .

**REPORT NO. 47 OF THE WINDSOR-ESSEX COUNTY ENVIRONMENTAL COMMITTEE (WECEC)**

- at the request of Council, this matter is being referred to Striking Committee for consideration.

Moved by Councillor Jones, seconded by Councillor Lewenza,

**M72-2010** That **Report No. 47 of the Windsor-Essex County Environment Committee** of its meeting held February 5, 2010 **BE REFERRED** to Striking Committee for consideration.

Carried.

MB2010

**Presentations & Delegations:****DELEGATIONS****Permanent Financing for Lou Romano Water Reclamation Plant (LRWRP) Upgrade & Expansion Project – Phase II****Alex Foley, Ward 1 resident**

Alex Foley, Ward 1 resident, appears before Council to state opposition to the recommendation to approve permanent financing of Phase II of the Lou Romano Water Reclamation Plant (LRWRP) Upgrade and Expansion Project through the issue of debentures to Ontario Infrastructure Projects Corporation, stating that it is not necessary to approach a third party on this, given that financing can be obtained through the reserve fund.

SWT/6598 1

(For final disposition of this matter, see Clause **CR75/2010** in Schedule “A” attached hereto.)

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

Item 7 2010 Windsor Star Advertising Contract

Item 12 2010 Schedule of Fees for Parks and Recreation

**Consideration of Committee Reports**

Moved by Councillor Marra, seconded by Councillor Postma,

**M73-2010** That the **Report of the special In-camera** meeting held March 1, 2010, **BE ADOPTED** as presented.

Carried.

ACO2010

Moved by Councillor Marra, seconded by Councillor Postma,  
**M74-2010** That **Report No. 44 of the Audit Committee** of its meeting held February 18, 2010,  
**BE ADOPTED** as presented, and that the Executive Director of Human Resources confirm that all City of Windsor hiring policies and procedures are complied with.

Carried.

MB2010

Moved by Councillor Marra, seconded by Councillor Postma,  
**M75-2010** That **Report No. 276 of the Windsor Heritage Committee** of its meeting held January 13, 2010,  
**BE ADOPTED** as presented.

Carried.

MB2010

### By-laws

Moved by Councillor Valentinis, seconded by Councillor Brister,  
That the following By-laws No. 35-2010 through 42-2010 be introduced and read a first and second time:

35-2010 "A BY-LAW TO AMEND BY-LAW NUMBER 250-2004 CITED AS THE "WINDSOR SIGN BY-LAW"

36-2010 "A BY-LAW TO AUTHORIZE THE BORROWING UPON AMORTIZING DEBENTURES OF THE CORPORATION OF THE CITY OF WINDSOR in the principal amount of \$4,123,724.43 towards the cost of certain capital works of The Corporation of the City of Windsor"

37-2010 "A BY-LAW TO AUTHORIZE THE EXECUTION OF A COMBINED LOAN AND GRANT AGREEMENT WITH THE FEDERATION OF CANADIAN MUNICIPALITIES AS TRUSTEE OF THE GREEN MUNICIPAL FUND AND TO DESIGNATE THE SIGNING OFFICERS OF SUCH AGREEMENT"

38-2010 "A BY-LAW TO FURTHER AMEND ZONING BY-LAW NUMBER 8600"

39-2010 "A BY-LAW TO ADOPT AMENDMENT NO. 75 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR"

40-2010 "A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 244-2004, BEING A BY-LAW TO AMEND ANIMAL CONTROL OFFICERS FOR THE CORPORATION OF THE CITY OF WINDSOR"

41-2010 "A BY-LAW TO APPOINT PROVINCIAL OFFENCES OFFICERS"

42-2010 "A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE FIRST DAY OF MARCH, 2010"

Carried.

Moved by Councillor Dilkens, seconded by Councillor Gignac,  
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.

### Notices of Motion

Moved by Councillor Valentinis, seconded by Councillor Marra,  
**M76-2009** 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 for consideration without prior notice respecting the renewal of business licences.

Carried.

Moved by Councillor Valentinis, seconded by Councillor Jones,  
**M77-2010** **WHEREAS** By-Law No. 395-2004, section 3.7 requires that,  
1) Every applicant shall provide in full, at the time the application is submitted, all of the information requested on the application form as well as:  
a. Payment of the prescribed licence fee set out in Schedule "1" of this by-law and  
b. Any other document or information as may be required in any other part of this by-law;  
and

**WHEREAS** By-Law No. 395-2004, section 3.23 requires that,

- 1) Every person applying for renewal of a business licence shall procure such licence from the Windsor Licensing Commission in accordance to the deadline schedule contained in Appendix "A" attached hereto, and shall, at the time of filing the application for such licence, pay the licence fee shown in Schedule 1 of this by-law, provided, however, that where a licence is renewed after the deadline, the applicant shall be liable to pay the licence fee established by this by-law together with the penalty of 50% over the base fee;  
and

**WHEREAS** businesses in the current licensing period are experiencing difficulties in providing necessary investigations/approvals through various agencies; and

**WHEREAS** a 50% late penalty may cause hardship to these business owners in the current economy; and

**WHEREAS** the City endeavours to strictly adhere to the current By-Law No. 395-2004;

**THEREFORE BE IT RESOLVED** that an extension of 45 days to April 15, 2010

**BE APPROVED** for licenses expiring on February 28, 2010 to allow businesses time to comply with all the requirements of By-Law No. 395-2004.

Carried.

**New Notice of Motion**

Councillor Halberstadt gives notice that he intends to introduce the following “draft” motion for consideration at the March 8, 2010 meeting of Council:

Moved by Councillor Halberstadt, seconded by Councillor \_\_\_\_\_,

That City Council **ESTABLISH**, through Council Services, an attendance tracking system for City Councillors, posted on the City website, recording month-to-month attendances and absences for Council meetings, In-Camera meetings, Budget Meetings, Advisory Committees, Agencies and Board meetings, with a notice protocol for Councillors to indicate the reason for absences, including conflicts with any other City-related meetings or obligations

ACO2010

**Third Reading of By-laws**

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,

That the following By-laws No. 35-2010 through 42-2010, having been read a first and second time be now read a third time and finally passed and that the Mayor and Clerk **BE AUTHORIZED** to sign and seal the same notwithstanding any contrary provision of the Council.

Carried.

**Petitions**

None presented.

**Council Questions**

Moved by Councillor Marra, seconded by Councillor Postma,

**M78-2010** 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.

ACQ2010

**PROPOSED IN-CAMERA AGENDA FOR MARCH 8, 2010**

Moved by Councillor Valentinis, seconded by Councillor Brister,

**M79-2010** That the following proposed In Camera Agenda for March 8, 2010 **BE APPROVED**:

Item No.	Subject	Section – Pursuant to Municipal Act, 2001, as amended
1.	Property/Legal matter – lease of land	239(2)(c)
2.	Property matter – sale of land	239(2)(c)
3.	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.

ACO2010



**Adjournment**

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

Carried.

Accordingly, the meeting is adjourned at 7:25 o'clock p.m.

**MAYOR**

**CITY CLERK**

Brister  
Dilkens

CR75/2010

THAT **APPROVAL BE GIVEN** to permanently finance Phase II of the LRWRP upgrade & expansion project (the “project”) through the issue of debentures to Ontario Infrastructure Projects Corporation (“OIPC”) in an estimated amount of \$4,123,724, in accordance with Financing Agreement No. 03Win3703970FA between the City of Windsor and OIPC dated and effective as of October 17, 2003 (the “Original Agreement”); and

THAT the CAO of the City of Windsor and the City Treasurer, or any one of the three Deputy Treasurers on behalf of the City Treasurer, **BE AUTHORIZED** to sign on behalf of the City of Windsor the debenture certificate or certificates, as the case may be; and

THAT the City Treasurer, or any one of the three Deputy Treasurers on behalf of the City Treasurer, and the City Clerk **BE AUTHORIZED** to sign on behalf of the City of Windsor all other documents required in connection with the issue of debentures for Phase II of the project, subject to approval in form by the City Solicitor, approval in respect of financial content by the City Treasurer, and approval in respect of technical content by the City Engineer, as necessary; and

THAT City Administration **BE AUTHORIZED** to retain the services of the law firm of Borden Ladner Gervais LLP, as may be administratively appropriate, for the purposes of the project, including the preparation of the relevant documents in connection with the issue of debentures for Phase II of the project, including the debenture by-law, and the provision of the enforceability opinion in connection with such debentures; and

THAT By-Law 36-2010, being a by-law authorizing the entering into an agreement with Ontario Infrastructure Projects Corporation (“OIPC”) to permanently finance Phase II of the LRWRP upgrade & expansion project (the “project”) through the issue of debentures in the amount of approximately \$4,123,724 **BE PASSED**.

Carried.

Report Number 14545 SWT/6598 1

Internal Distribution

Corporate Services [Vince Grillo]  
Deputy Treasurer, Taxation and Revenue – Janice Guthrie  
City Engineer  
Chief Financial Officer/City Treasurer  
City Solicitor

Halberstadt  
Hatfield

CR76/2010

That the application to close the 4.67 metre (14 feet) wide north/south alley abutting 7800 and 7820 Cecile Street and the east/west alley, between Riverside Drive East and Cecile Street, west of Lauzon Road as shown on Drawing No. CC-1596, attached hereto as Appendix “A” and the aerial photo attached hereto of Appendix “B” **BE DENIED** as the alleys are required by the owners of 7860 Cecile Street and the owners of 7777 Riverside Drive East to access their rear yards for parking purposes.

Carried.

Report Number 14498 SAA/10525 C2

APPENDICES

Drawing No. CC-1596  
Aerial Photo

Internal Distribution

Building [Don Wilson]  
Chief Building Official  
Building - Sharon Amlin  
Building - Legal Documents Clerk - Laura MacDonald  
City Planner  
City Engineer  
City Solicitor

Halberstadt  
Hatfield

CR77/2010

That a 3.963 metre (13 feet) wide southerly portion of Tranby Avenue westerly from Janisse Drive, identified as Part 1 on Drawing Number CC-1595, attached hereto as Appendix "A" and on the aerial photo attached hereto as Appendix "B" **BE ASSUMED** for subsequent closure and conveyance to Michael S. Stadler, owner of 1305 Janisse Drive (Lot 11 and part Lot 12, Plan 959) and further the City Solicitor **BE REQUESTED** to prepare the necessary by-law.

Carried.

Report Number **14509 SAS/10506 C3**

APPENDICES

Drawing No. CC-1595  
Aerial Photo

Internal Distribution

Building [Don Wilson]  
Chief Building Official  
Building - Sharon Amlin  
Legal [Frank Scarfone; Shelby Askin Hager]-Prepare the Easement/Assuming/Closing By-law.

Halberstadt  
Hatfield

CR78/2010

That a 3.963 metre (13 feet) wide southerly portion of Tranby Avenue westerly from Janisse Drive, identified as Part 1 on Drawing Number CC-1595, attached hereto as Appendix "A" and on the aerial photo attached hereto as Appendix "B" **BE CLOSED AND CONVEYED** to the owners of 1305 Janisse Drive (Lot 11 and part Lot 12, Plan 959), subject to the following:

- (a) Easements required in favour of:
- Cogeco Cable Systems Inc
  - Enwin Utilities – hydro division for a 16kV high voltage pole line

- Windsor Utilities Commission – for a 500mm feedermain
- (b) the lands are to be conveyed at:
- \$92.56 per square metre (\$8.60 per square foot) with no easements (deed preparation and survey costs included)
  - \$46.28 per square metre (\$4.30 per square foot) for lands with easements (deed preparation and survey costs included)
- for lands abutting properties zoned RD1.1

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-1595, 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 14509 SAS/10506 C3

APPENDICES

Drawing No. CC-1595  
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

Halberstadt  
Hatfield

CR79/2010

That the northerly and southerly portions of the 3.65 metre (12 foot) wide portion of Cleary Street, easterly from Glenwood Avenue, as shown on Revised Drawing No. CC-1586, attached hereto as Appendix “A”, **BE CLOSED AND CONVEYED** subject to the following:

- (a) lands to be conveyed at \$118.40 per square metre (\$11.00 per square foot), for lands with no easements and \$59.20 per square metre (\$5.50 per square foot) for lands with easements plus the cost of deed preparation (12R costs included)
- (b) easements to be retained in favour of:
  - Enwin Utilities – hydro division
  - City of Windsor for storm and sanitary sewers
- (c) Northerly 3.65 metre (12 foot) wide portion of Cleary Street to be conveyed to the owner of the land abutting Cleary Street to the north (Plan 12M-555, Block 30)
- (d) Southerly 3.65 metre (12 foot) wide portion of Cleary Street to be conveyed to the owners of 2306 Glenwood Avenue (Lot 229 and part Lot 230, Plan 1110)

and further, the City Planner, **BE AUTHORIZED** to publish the required legal notice, and the City Engineer **BE REQUESTED** to supply the appropriate legal description in accordance with Revised Drawing No. CC-1586 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 **14524 SAS/10451 C4**

APPENDICES

Revised Drawing No. CC-1586

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

Halberstadt

Hatfield

CR80/2010

That the application to close the 4.27 metre (14 feet) wide north/south alley between Chilver Road and Kildare Road from Lens Avenue to Vimy Avenue, as shown on Drawing Number CC-1594, attached hereto as Appendix "A" and on the aerial photo attached hereto as Appendix "B" **BE DENIED** as the alley is required by City for access to the 250 mm vitrified clay sanitary sewer and to the 375mm concrete storm sewer.

Carried.

Report Number **14507 SAA/10505 C5**

APPENDICES

Drawing No. CC-1594

Aerial Photo

Internal Distribution

Building [Don Wilson]

Chief Building Official

Building - Sharon Amlin

Building - Legal Documents Clerk - Laura MacDonald

City Planner

City Engineer

City Solicitor

Halberstadt

Hatfield

CR81/2010

THAT City Council **AUTHORIZE** the CFO & City Treasurer to execute an extension agreement with the Bank of Nova Scotia(Scotiabank) and Paymentech Canada to April 29, 2012; and

THAT City Council **AUTHORIZE** Administration to conduct a request for an Expression of Interest with regards to the corporation's banking services.

Carried.

Report Number **14534 AF/9045 C6**

Internal Distribution

Corporate Services [Janice Guthrie]  
Chief Financial Officer/City Treasurer  
City Solicitor

Lewenza  
Postma

CR82/2010

That the report of the City Solicitor dated February 11, 2010 entitled "2010 Windsor Star Advertising Contract" **BE REFERRED** back to Administration to allow for further discussions with the Windsor Star Advertising Manager, in an attempt to negotiate a proposed rate for 2010 at 2009 levels.

Carried.

Councillor Brister voting nay.

Report Number **14532 APR/10591 7**

Internal Distribution

Legal [Elaine Castellan]  
City Solicitor  
Manager of Purchasing and Risk Management  
Chief Financial Officer/City Treasurer

Halberstadt  
Hatfield

CR83/2010

That Sign By-law 250-2004 **BE AMENDED** to indicate that where the Corporation undertakes infrastructure improvements that require an existing sign on private property to be moved to another location on the same private property, then:

- 1) such relocation will be deemed to not result in a contravention of the location provisions of the Sign By-law, and
- 2) any required replacement of the existing sign structure because of age or condition, by a new sign of the same dimensions will be deemed to not result in a contravention of the dimension provisions of the Sign By-law,

and that By-law 35-2010 **BE PASSED** by Council for this purpose.

Carried.

Report Number #: **14530 SBS2010 C8**

Internal Distribution

Legal [Wira Vendrasco]  
Chief Building Official  
City Planner  
City Engineer  
City Solicitor

Halberstadt  
Hatfield

CR84/2010

i) That the report from the City Engineer dated February 12, 2009 in response to CR16/2010 – Iris Place/Buckingham/Westminster Parking Regulations **BE RECEIVED** for information, and

ii) That Schedule “C” of Parking By-Law 9023, **BE AMENDED** to add no parking on the north side of Iris Place from Westminster Boulevard to Buckingham Drive, and, no parking on the west side of Buckingham Drive from Iris Place to 91 metres south of Haig Avenue.

Carried.

Report Number 14536 ACO/10302 C9

Internal Distribution

Public Works [Josette Eugeni]  
City Engineer  
Senior Manager of Engineering & Deputy City Engineer  
Chief Fire Prevention Officer – Lee Tome  
City Solicitor  
Chief Building Official

Halberstadt  
Hatfield

CR85/2010

That Council **APPROVE** an extension to the Office Supplies Systems Contract for an additional two (2) year term and exercise the one-time contract extension option to Monarch Office Supply Inc., and that the CAO and City Clerk **BE AUTHORIZED** to execute the said contract, satisfactory in form and technical content to the City Solicitor, and in financial content to the City Treasurer and Chief Financial Officer.

Carried.

Report Number 14538 AE/10592 C10

Internal Distribution

Purchasing and Risk Management [Elaine Castellan]  
Manager of Purchasing and Risk Management  
Chief Financial Officer/City Treasurer  
City Solicitor

Halberstadt  
Hatfield

CR86/2010

That the Combined Loan and Grant Agreement between The Corporation of the City of Windsor and the Federation of Canadian Municipalities (FCM) as Trustee of the Green Municipal Fund for a 20 Year Debenture loan in an amount of \$2,000,000 and a grant in the amount of \$400,000, as attached hereto as Appendix "A", **BE APPROVED** and that the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute the agreement subject to review for legal content by the City Solicitor, technical content by the General Manager, Transit, and financial content by the CFO/City Treasurer;

THAT the CFO/City Treasurer, or any one of the three Deputy Treasurers on behalf of the City Treasurer, and the City Clerk (as necessary) **BE AUTHORIZED** to sign, on behalf of the City of Windsor, all other necessary agreements and/or documents required in connection with the issue of the debenture/grant for this agreement with FCM.; and

THAT City Administration **BE AUTHORIZED** to retain the services of the law firm of Borden Ladner Gervais LLP, as may be administratively appropriate, for the purposes of the project, including the preparation of the relevant documents in connection with the issue of debentures for this agreement, the debenture by-law, and the provision of the enforceability opinion in connection with such debentures; and

AND THAT the City Solicitor be directed to **PREPARE** the necessary By-law(s) as required by the agreement.

THAT a new reserve fund be set up called FCM Debenture AND THAT \$2.4 million be transferred from the Pay As You Go Capital Reserve to the FCM Debenture Reserve to fund the principle and interest payments on the 20 year debenture.

Carried.

Report Number 14473 MMF/10593 C11

Appendices  
Agreement

Internal Distribution

Transit Windsor [Penny Williams, General Manager]  
City Engineer  
Chief Financial Officer/City Treasurer  
City Solicitor  
Deputy City Treasurer – Tony Ardovini

Hatfield  
Postma

CR87/2010

That the report of the Executive Director of Recreation dated February 3, 2010 entitled "2010 Schedule of fees for Parks and Recreation" **BE REFERRED** to the March 10, 2010 Special Meeting of Council to consider **in context with** the 2010 City Operating Budget, to allow for additional information from Administration pertaining to trending in the recreation area as it relates to revenue streams and the users of the various facilities.

Carried.

Report Number 14515 AF/10594 12



Internal Distribution

Recreation [Jan Wilson, Executive Director]  
Community Development & Health Commissioner  
Chief Financial Officer/City Treasurer  
Deputy Treasurer – Tony Ardovini

Postma  
Jones

CR88/2010

That the report of the Planning Advisory Committee dated March 1, 2010 respecting "Hendrikus Van Aspert, rezoning, 677 Victoria Avenue, convert the existing residential unit to provide 6 rooms, 4 bathrooms and a kitchen facility and requests a site specific amendment to permit a lodging house use" **BE DEFERRED** to the March 22, 2010 meeting of Council, to allow representatives for the Applicant to meet with the neighbours and attempt to review and address as many of their concerns as possible.

Carried.

Report Number **14511 ZB/10541 PAC 1**

Internal Distribution

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

**REFERRED** to Striking Committee for consideration  
by Council at its meeting held March 1, 2010 [M72-2010]  
MLM/  
March 1, 2010

**REPORT NO. 47**  
of the  
**WINDSOR-ESSEX COUNTY ENVIRONMENT COMMITTEE (WECEC)**  
of its meeting held February 5, 2010  
Conference Room, Windsor Airport

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**Present:** Robert Sylvester, Chair  
Councillor Alan Halberstadt  
Councillor Percy Hatfield  
John Adams  
Pauline Cheslock  
Derek Coronado  
Rick Coronado  
Paul Henshaw  
David McGregor  
Phil Roberts  
Tim Stratichuk

**Your Committee submits the following recommendation:**

That the 2010 Committee Membership Structure for the Windsor Essex County Environment Committee (WECEC), dated February 4, 2010 **BE APPROVED** as presented.

Note: A copy of the 2010 Committee Membership Structure is **attached**.

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CHAIRPERSON

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COUNCIL COMMITTEE COORDINATOR

ADOPTED by Council at its meeting held March 1, 2010 [M73-2010]  
VC/bm

**SPECIAL MEETING OF COUNCIL – IN CAMERA  
March 1, 2010**

**Meeting called to order at: 3:30 p.m.**

**Members in Attendance:**

- Mayor E. Francis
- Councillor D. Brister (arrives at 3:32 p.m.)
- Councillor C. Postma
- Councillor R. Jones
- Councillor A. Halberstadt
- Councillor F. Valentinis
- Councillor K. Lewenza (arrives at 3:31 p.m.)
- Councillor B. Marra (arrives at 3:34 p.m.)
- Councillor P. Hatfield
- Councillor J. Gignac

**Members Absent:**

- Councillor D. Dilkens

**Also in attendance:**

- H. Reidel, Chief Administrative Officer
- R. Warsh, Community Development and Health Commissioner
- M. Sonego, City Engineer
- G. Wilkki, City Solicitor
- V. Critchley, City Clerk
- O. Colucci, Chief Financial Officer
- L. Doyle, Chief Building Official (Item 1)

**Verbal Motion is presented by Councillor Halberstadt, seconded by Councillor Postma to move in Camera for discussion of the following item(s), adding items 7 & 8:**

<u>o.</u>	<u>Subject</u>	h – Pursuant to Municipal Act, 2001, as amended
1.	al Matter – about an identifiable individual (s)	239(2)(b)

2.	ty matter – sale of land	239(2)(c)
	ty matter – purchase of land	239(2)(c)
	matter – Statement of Claim	239(2)(e)
	Personal matter – legal opinion – solicitor-client privilege/labour relations	239(2)(d)(f)
	r Update – update on Legal matters	239(2)(a), (c), (e) and (f)
	ty of Property of Corporation – Economic Development matter – ADDED	239(2)(a)
	matter – In-camera portion of Audit Committee matter – Report No. 44 - ADDED	239(2)(b)

**Motion Carried.**

**Declarations of Pecuniary Interest:**

None declared

**Discussion on the items of business. (Items 1, 2, 3, 4, 5, 7 and 8)**

**Councillor Postma leaves the meeting at 4:07 p.m., and returns at 4:09 p.m.**

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

**Motion Carried.**

**Moved by Councillor Postma, seconded by Councillor Jones, THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held March 1, 2010 directly to Council for consideration at the next Regular Meeting.**

1. That the confidential report from the Executive Director of Building/Chief Building Official and the City Solicitor respecting a personal matter about an identifiable individual **BE RECEIVED FOR INFORMATION.**

2. That the recommendation contained in the in-camera report from the Property Agent, Senior Property Agent, City Solicitor and Chief Financial Officer and City Treasurer respecting a property matter – sale of land **BE APPROVED.**

3. That the recommendation contained in the in-camera report from the Property Agent, Senior Property Agent, City Solicitor and Chief Financial Officer and City Treasurer respecting a property matter – purchase of land **BE APPROVED**
4. That the confidential report from the City Solicitor respecting a legal matter – Statement of Claim **BE RECEIVED** and that the City Solicitor **BE AUTHORIZED** to proceed in accordance with the verbal direction of Council.
5. That the in-camera report from the City Engineer, City Solicitor and Chief Financial Officer and City Treasurer respecting a legal/personal matter – legal opinion and solicitor-client privilege/labour relations **BE RECEIVED** and Administration **PROCEED** on the verbal direction of Council.  
**Councillors Jones and Lewenza opposed**
6. No report.
7. That the verbal report of Mayor Francis regarding an economic development matter **BE RECEIVED**.
8. That the verbal report pertaining to the in-camera portion of Audit Committee Report No. 44 **BE RECEIVED**.

**Motion Carried.**

**Moved by Councillor Postma, seconded by Councillor Jones,  
That the special meeting of council held March 1, 2010 BE ADJOURNED.  
(Time: 5:07 p.m.)  
Motion Carried.**

ADOPTED by Council at its meeting held March 1, 2010 [M74-2010]  
KK/  
Windsor, Ontario, March 1, 2010

**REPORT NO. 44**  
of the  
**AUDIT COMMITTEE**  
of its meeting held  
February 18, 2010

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**Present:** Maxwell Zalev, Chair  
Councillor Alan Halberstadt  
Councillor Bill Marra  
Bill Carter  
George Sandala

Your Committee submits the following recommendation:

That the terms and conditions contained in the draft Offer of Employment letter for the contract position of the Auditor General **BE APPROVED**, and further, upon approval by City Council of the offer for said contract, that the Chair of the Audit Committee **BE AUTHORIZED** to sign the Offer letter.

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CHAIR

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

**ADOPTED** by Council at its meeting held March 1, 2010 [M75-2010]  
**DEFERRED** to the March 1, 2010 meeting of Council  
to allow for clarification from Administration  
by Council at its meeting held February 22, 2010 [M66-2010]  
MLM/  
Windsor, Ontario March 1, 2010

**REPORT NO. 276**  
of the  
**Windsor Heritage Committee**  
at its meeting held  
January 13, 2010  
5:30 o'clock p.m.  
Meeting Room 407, 400 City Hall Square East

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**Present:** Robin Easterbrook, Acting Chair  
Councillor Percy Hatfield  
Tony Amato  
Andrew Foot  
Simon Chamely  
Janis Marchand  
Jeffrey Mellow  
Noreen Slack

Your Committee submits the following recommendation:

That the statement included in Committee Report No. 236, "That the Windsor Heritage Committee be authorized to update the Windsor Heritage Properties Inventory/Register as additional information is brought forward, and to keep Council informed of such updates", **BE RESCINDED**.

NOTE: Committee Report No. 236, dated August 27, 2007, is attached.

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ACTING CHAIR

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

ADOPTED by Council at its meeting held August 27, 2007 [M228-2007]

KK/

Windsor, Ontario August 27, 2007

**REPORT NO. 236**  
of the  
**Windsor Heritage Committee**  
at its meeting held  
August 1, 2007  
at 5:30 o'clock p.m.  
Room 405, 400 City Hall Square East

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**Present:** Greg Heil, Chair  
Councillor Dave Brister  
Tony Amato  
Lynn Raeburn Baker  
John Bewsher  
Robin Easterbrook  
Andrew Foot  
John Hrovat  
Sabina Tunea

Your Committee submits the following recommendation:

That the attached updated Windsor Heritage Properties Inventory **BE APPROVED**; and further,  
That the properties listed on the Windsor Heritage Properties Inventory with a "R" (Register) or "D" (Designated) classification **BE ADOPTED** as the municipal Register of properties of cultural heritage value or interest as provided for under the *Ontario Heritage Act*; and further,

That the Windsor Heritage Committee **BE AUTHORIZED** to update the Windsor Heritage Properties Inventory/Register as additional information is brought forward, and to keep Council informed of such updates; and further,

That the Heritage Planner **BE REQUESTED** to post the updated Windsor Heritage Properties Inventory/Register for public access on the City of Windsor website and update the City of Windsor EIS system accordingly.

CHAIR

COMMITTEE COORDINATOR