

Regular

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

Members Present:

Councillor Dilkens
Councillor Gignac (Acting Mayor)
Councillor Halberstadt
Councillor Hatfield
Councillor Jones
Councillor Maghnieh
Councillor Marra
Councillor Payne
Councillor Sleiman
Councillor Valentinis

Members Absent:

Mayor Francis (tending to City business re:
economic development)

Call to Order

Following the playing of the Canadian National Anthem, Reverend Bill Bradley from St. John's Anglican Church, offers the Opening Prayer.

Disclosures of Pecuniary Interest and the General Nature Thereof

None disclosed.

Minutes

Moved by Councillor Sleiman, seconded by Councillor Valentinis,
That the Minutes of the regular meeting of Council held June 7, 2011, **BE ADOPTED**
as presented.

Carried.

Notice of Proclamations

World Refugee Day 2011
Elvis Week – June 24-26, 2011
Bob Probert Day – June 26, 2011

Committee of the Whole

Moved by Councillor Dilkens, seconded by Councillor Maghnieh,
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); and
 - (ii) **Report No. 2-6 of the Executive Committee** of its meeting held May 30, 2011; and
 - (iii) **Report No. 1-8 of the Environment & Transportation Standing Committee** of its meeting held May 25, 2011; and
 - (iv) **Report No. 8 of the Social Development, Health & Culture Standing Committee** of its meeting held June 8, 2011;
 - (g) consideration of by-laws 107-2011 through 128-2011 (inclusive).
- Carried.

Communications

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,
M140-2011 That the following Communication Items 1 to 7 and 9 to 14 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 Marra, seconded by Councillor Hatfield,
M141-2011 That the correspondence from the Windsor Essex Therapeutic Riding Association (WETRA) dated May 18, 2011 **BE RECEIVED**; and further, that Council recognize and endorse WETRA'S value and to encourage citizens to look at WETRA'S work and to consider supporting their fundraising effort before year end.

Carried.

APR2011

Item	From	Description
1	Office of the Prime Minister	Letter acknowledging receipt of correspondence from March 18, 2011 regarding the application of the Harmonized Sales Tax (HST) to electricity and heating charges. Note & File HST/11027
2	Statistics Canada	Letter of thank you for support of the 2011 Census and request participation in the new National Household Survey (NHS). Chief Financial Officer & City Treasurer City Planner Senior Manager of Communications Note & File GT2011

3	Province of Ontario	Ontario Strengthening Patient Safety – McGuinty Government to Regulate Non-Emergency Medical Transfer Services. Executive Director of Long Term Care Services Note & File GP2011
4	Canadian Pacific Railway	Canadian Pacific 2011 Vegetation Control Program. Executive Director of Parks & Facilities City Engineer Executive Director of Operations Note & File MTR2011
5	Association of Municipalities of Ontario (AMO)	2011 Federal Budget tabled in the House of Commons. Chief Financial Officer & City Treasurer Note & File MMA2011
6	Federation of Canadian Municipalities (FCM)	Analysis of Budget 2011-12. Chief Financial Officer & City Treasurer Note & File MMF2011
7	Secretary/Treasurer Committee of Adjustment	Consent Authority Agenda Record Hearing to be held on Wednesday, June 29, 2011, Council Chambers, 3rd Floor, Windsor City Hall, 350 City Hall Square West, Windsor Note & File ZC2011
8	Mr. Jean-Pierre Michel, Windsor Essex Therapeutic Riding Association (WETRA)	Request for resolution recognizing Windsor Essex Therapeutic Riding Association (WETRA) value to Essex County and a request to citizens to support their fund-raising effort. COUNCIL DIRECTION REQUESTED APR2011
9	Manager of Urban Design	Application of Unemployed Help Centre of Windsor Inc. for Site Plan Approval to permit an expansion of the parking lot on the west side for employee parking located at 6875-6955 Cantelon. Note & File ZS/11085
10	Manager of Urban Design	Application of Diclich Corp. Antonietta Danelon, Maria Visocchi, Matteo Sauro, Edward Facca, Diego Danelon, Antonietta Danelon & John Palu Corrent for Site Plan Approval to permit a parking lot located at 515-533 Chatham, 0 Glengarry, 0 Chatham, 172 Glengarry, 182 Glengarry, 532 Chatham. Note & File ZS/11086
11	Manager of Urban Design	Application of P.X. Smith Medicine Professional Corporation for Site Plan Approval to permit a medical building with pharmacy/retail located to South property due to low hanging existing hydro lines located at 7875 Riverside Drive East. Note & File ZS/11087
12	Manager of Urban Design	Application of 701259 Ontario Limited for Site Plan Approval to permit an office, yard, Future Shop located at 600 Weaver Road. Note & File ZS/11088

13	Manager of Urban Design	Application of Loblaw Properties Limited for Site Plan Approval to permit Truck Simulation with existing and proposed fire route layout located at 7201 Tecumseh Road East. Note & File ZS/11089
14	Manager of Urban Design	Application of 860961 Ontario Inc./Thomas M. Harris for Site Plan Approval to permit public parking located at Glengarry-Riverside Drive East parking lots. Note & File ZS/11084

Carried.

Consent Agenda

Moved by Councillor Jones, seconded by Councillor Maghnieh,

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

- Item 1 A By-law for the Construction of Curbs and Gutters, Boulevard Restoration and Storm Sewers on Clemenceau Boulevard from Grand Boulevard to Roosevelt Avenue as a Local Improvement
- Item 2 Approval for Enterprise Backup and Recovery RFP
- Item 3 Tree Removals (including stumps) – 400 more or less, Tender No. 58-11
- Item 4 Riverside Arena Demolition – Tender No. 54-11

Carried.

Deferrals and/or Referrals and Withdrawals

None requested.

Presentations & Delegations:

None.

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

- PAC 1 Official Plan Review Report #27 – Urban Structure Report and Urban Structure Plan Official Plan Amendment #79
- Item 5 Request for temporary relief of By-law 2481 – Regulation of the use of Guns and other Firearms

Consideration of Committee Reports

Moved by Councillor Sleiman, seconded by Councillor Valentinis,

M142-2011 That the **Report of the special In-camera** meeting held June 20, 2011, **BE ADOPTED** as presented.

Carried.

Moved by Councillor Sleiman, seconded by Councillor Valentinis,

M143-2011 That **Report No. 2-6 of the Executive Committee**, of its meeting held May 30, 2011 comprised of the following **BE ADOPTED** as presented:

EC2/11 – Report No. 2 - Response to Council Direction to Proceed with Application with FCM International Program; and Request to participate in Korean Government

EC3/11 – Report No. 3 - Request from Windsor Utilities Commission (WUC) for a contribution to their Water Rate Assistance Program (WRAP)

EC4/11 – Report No. 4 - Operating Budget Variance Report as of April 30, 2011

EC5/11 – Report No. 5 - Contributory Pension Plan for Transit Windsor

EC6/11 - Report No. 6 - Report No. 49 of the Audit Committee

Carried.

Councillor Halberstadt voting nay on Report No. 6 of the Executive Committee.

MB2011

Moved by Councillor Sleiman, seconded by Councillor Valentinis,

M144-2011 That **Report No. 1-8 of the Environment & Transportation Standing Committee** of its meeting held May 25, 2011 comprised of the following **BE ADOPTED** as presented:

ETSC1/11 – Report No. 1 - Provincial/Division Road Drainage Study & Storm and Sanitary Sewer Functional Design

ETSC2/11 – Report No. 2 – Update Pilot Heat Alert and Response System (HARS)

ETSC3/11 – Report No. 3 – MRO Service Hangar Project Charter

ETSC4/11 – Report No. 4 – Detroit River – Shoreline Assessment

ETSC5/11 – Report No. 5 – Annexed Lands Master Drainage Plan – Project Resumption

ETSC6/11 – Report No. 6 – Windsor Bicycling Committee Report No. 49

ETSC7/11 – Report No. 7 - Windsor Bicycling Committee Report No. 50

ETSC8/11 – Report No. 8 - Windsor Bicycling Committee Report No. 51

of its meeting held May 25, 2011, **BE ADOPTED** as presented.

Carried.

MB2010

Moved by Councillor Sleiman, seconded by Councillor Valentinis,

M145-2011 That **Report No. 8 of the Social Development, Health & Culture Standing Committee** of its meeting held June 8, 2011 comprised of the following **BE ADOPTED** as presented:

SDHC8/11 – Report No. 8 – Roseland Bunker Rehabilitation/Restoration

of its meeting held June 8, 2011, **BE ADOPTED** as presented.

Carried.

Councillor Halberstadt voting nay.

MB2010

By-laws

Moved by Councillor Dilkens, seconded by Councillor Maghnieh,

That the following By-laws No. 107-2011 through 128-2011 (inclusive), be introduced and read a first and second time:

107-2011 “A BY-LAW TO AUTHORIZE THE CONSTRUCTION OF CONCRETE CURBS AND GUTTERS, BOULEVARD RESTORATION AND STORM SEWER ON CLEMENCEAU BOULEVARD FROM GRAND BOULEVARD TO ROOSEVELT AVENUE, IN THE CITY OF WINDSOR, AS A LOCAL IMPROVEMENT”

- 108-2011 "A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS LAUZON ROAD AND TECUMSEH ROAD EAST, IN THE CITY OF WINDSOR"
- 109-2011 "A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 52-1999, BEING A BY-LAW TO APPOINT MUNICIPAL ENFORCEMENT OFFICERS FOR THE CORPORATION OF THE CITY OF WINDSOR"
- 110-2011 "A BY-LAW TO FURTHER AMEND BYLAW 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"
- 111-2011 "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"
- 112-2011 "A BY-LAW TO ADOPT OPTIONAL TOOLS FOR THE PURPOSES OF ADMINISTERING LIMITS FOR ELIGIBLE PROPERTIES WITHIN THE MEANING OF SECTION 331 (NEW CONSTRUCTION) FOR THE COMMERCIAL, INDUSTRIAL AND MULTI-RESIDENTIAL PROPERTY CLASSES"
- 113-2011 "A BY-LAW TO SET TAX RATE REDUCTIONS FOR PRESCRIBED PROPERTY SUBCLASSES FOR THE YEAR 2011"
- 114-2011 "A BY-LAW TO ESTABLISH TAX RATIOS FOR PRESCRIBED PROPERTY CLASSES"
- 115-2011 "A BY-LAW TO FIX THE TAX RATES AND TO PROVIDE FOR THE LEVY AND COLLECTION OF MUNICIPAL TAXES FOR THIS YEAR"
- 116-2011 "A BY-LAW TO ADOPT ADDITIONAL TOOLS FOR THE PURPOSES OF ADMINISTERING LIMITS FOR THE COMMERCIAL, INDUSTRIAL AND MULTI-RESIDENTIAL PROPERTY CLASSES"
- 117-2011 "A BY-LAW TO ADOPT AMENDMENT NO. 82 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR"
- 118-2011 "A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE CITY OF WINDSOR ZONING BYLAW"
- 119-2011 "A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "WINDSOR CORE AREA ZONING BY-LAW"
- 120-2011 "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"
- 121-2011 "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"
- 122-2011 "A BY-LAW TO AMEND BY-LAW 5309 BEING A BYLAW TO ASSUME FOR PUBLIC USE AS A PUBLIC HIGHWAY THAT PART OF CLAIRVIEW AVENUE RIGHT OF WAY DESIGNATED AS PARTS 1 THROUGH 11 ON A REFERENCE PLAN OF SURVEY 12R-

2539; AND FURTHER TO CLOSE THOSE PARTS OF CLAIRVIEW AVENUE ASSUMED, DESIGNATED AS PARTS 1, 3, 4, 5, 7, 9, 10, 11 PLAN 12R-2539; AND FURTHER TO DELCARE THOSE PARTS OF CLAIRVIEW AVENUE AS CLOSED DESIGNATED AS PARTS 1, 3, 7, 10 AND 11, PLAN 12R-2539 AS PARK LANDS ACCORDING TO REGISTERED PLAN 1564”

123-2011 “A BY-LAW TO ASSUME FOR PUBLIC USE AS A PUBLIC HIGHWAY THE 4.27 METRE (14 FEET) WIDE EAST/WEST ALLEY AND A PORTION OF THE 4.27 METRE (14 FEET) WIDE NORTH/SOUTH ALLEY TO THE NORTHERLY PROPERTY LIMIT OF 2999 RANDOLPH AVENUE BETWEEN ST. PATRICK’S DRIVE AND RANDOLPH AVENUE NEXT NORTH OF GRAND MARAIS ROAD WEST, CITY OF WINDSOR”

124-2011 “A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.27 METRE (14 FEET) WIDE EAST/WEST ALLEY AND A PORTION OF THE 4.27 METRE (14 FEET) WIDE NORTH/SOUTH ALLEY TO THE NORTHERLY PROPERTY LIMIT OF 2999 RANDOLPH AVENUE BETWEEN ST. PATRICK’S DRIVE AND RANDOLPH AVENUE NEXT NORTH OF GRAND MARAIS ROAD WEST, CITY OF WINDSOR”

125-2011 “A BY-LAW TO FURTHER AMEND BYLAW NUMBER 8600 CITED AS THE CITY OF WINDSOR ZONING BYLAW”

126-2011 “A BY-LAW TO FURTHER AMEND BYLAW NUMBER 8600 CITED AS THE CITY OF WINDSOR ZONING BYLAW”

127-2011 “A BY-LAW TO AMEND BY-LAW 137-2007, BEING A BY-LAW RESPECTING THE LICENSING AND REGULATING OF PUBLIC VEHICLES”

128-2011 “A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE TWENTIETH DAY OF JUNE, 2011”

Carried.

Councillor Halberstadt voting nay on By-law 114-2011.

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,

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 presented)**
- 3) **Items Deferred**
Items Referred
- 4) **Consideration of the Balance of Business Items (see Schedule “A”)**
- 5) **Committee Reports (as presented)**
- 6) **By-laws given first and second readings (as presented)**

Carried.

Notices of Motion

None presented.

Third Reading of By-laws

Moved by Councillor Jones, seconded by Councillor Maghnieh,

That the following By-laws No. 107-2011 through 128-2011 (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 Halberstadt voting nay on By-law 114-2011.

Petitions

None presented.

Council Questions

Moved by Councillor Valentinis, seconded by Councillor Dilkens,

M146-2011 That the following Council Question by Councillor Valentinis **BE APPROVED**, and that Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Question in the form of a verbal report at the Executive Committee, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

CQ46-2011

Re: Item #5: Request for temporary relief of By-Law 2481 – regulation of the use of Guns and other Firearms.

1. What approvals (Provincial/Federal) are required for this outdoor rifle range?
2. Can we have details of the proposed re-alignment of the rifle range and expansion of activities?
3. Can we ensure the neighbourhood (residential) to the north will be given the opportunity for input?

APM2011 (June 20, 2011)

Carried.

Moved by Councillor Hatfield, seconded by Councillor Maghnieh,

M147-2011 That the following Council Question by Councillor Hatfield **BE APPROVED**, and that Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Question in the form to be determined by the CAO, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

CQ48-2011

Asks in light of Council's recent decision to allow the demolition of a building which had a historic and heritage significance – and the reason given by the proponents was to save money since the taxes paid on an empty lot are less than the property taxes owed for a lot with a historic building (even though it may be empty) , could our legal and tax department investigate the possibility of bringing in a by-law or special legislation – which would allow council the ability on a case-by-case- basis to charge the owner of a property of historic significance the lesser tax rate if this will prevent the demolition of such buildings of a historic nature until a new use can be found and the building preserved and possibly restored?

SB2011 (June 20, 2011)

Carried.

Moved by Councillor Valentinis, seconded by Councillor Dilkens, **M148-2011** That the following Council Question by Councillor Valentinis **BE APPROVED**, and that Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Question in the form of a written report to the Environment and Transportation Standing Committee, consistent with Council’s instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

CQ47-2011

Asks Re: Jackson Park Lights:

When can we expect the light standards installed recently along the pathway will be straightened (vertically re-aligned) as some have tilted as a result of soil settlement

SR2011 (June 20, 2011)

Carried.

PROPOSED IN-CAMERA AGENDA FOR JUNE 28, 2011

Moved by Councillor Dilkens , seconded by Councillor Maghnieh, **M149-2011** That the following proposed In Camera Agenda for June 28, 2011 **BE APPROVED**:

<u>Item No.</u>	<u>Subject</u>	Section – Pursuant to Municipal Act, 2001, as amended
1.	Personal matter – about identifiable individuals	239(2)(b)

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.

ACO2011

Adjournment

Moved by Councillor Halberstadt, seconded by Councillor Hatfield, 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 6:53 o'clock p.m.

ACTING MAYOR

CITY CLERK

THIS IS A DRAFT COPY

DEPUTY CITY CLERK/SENIOR MANAGER OF COUNCIL SERVICES

Jones
Maghnieh

CR190/2011

That Council **ADOPT** By-law 107/2011 for the construction of curbs and gutters, boulevard restoration and storm sewer on Clemenceau Boulevard from Grand Boulevard to Roosevelt Avenue as a Local Improvement in accordance with Section 5 of Ontario Regulation 586/06, made under *Municipal Act 2001*.

Carried.

Report Number **15332 SW2011 C1**

Jones
Maghnieh

CR192/2011

That City Council **APPROVE** the issuance of a purchase order for the replacement of Enterprise Backup and Recovery hardware and software in the amount of \$200,345 (including non recoverable portion of HST) as a result of RFP No. 140-10;

That City Council **APPROVE** the annual maintenance amount of \$20,047 (including non recoverable portion of HST);

THAT the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to sign the order document, satisfactory in form to the City Solicitor, in technical content to the Executive Director of Information Technology, and in financial matters to the City Treasurer.

Carried.

Report Number **15335 SI2011 C2**

Jones
Maghnieh

CR193/2011

That the tender, as submitted by Landgraff Forestry Limited **BE ACCEPTED** for the removal of four hundred (400) trees (more or less), including stumps, in the City of Windsor for a total tender price of \$207,000.00 plus HST to **BE CHARGED** to account 001-2980-0462-03365-0280314; and further,

That the CAO and City Clerk **BE AUTHORIZED** to sign an agreement satisfactory in form to the City Solicitor, in technical content to the Executive Director of Parks and Facility Operations, and in financial content to the City Treasurer.

Carried.

Report Number **15320 SR2011 C3**

Jones
Maghnieh

CR194/2011

To **ACCEPT** the low tender from Gagnon Enterprises, 9519 Walker Road, McGregor, ON N0R 1J0. Tender No. 54-11 for the demolition of Riverside Recreation and Memorial Centre Site for a Total Tender price of \$150,860.00 plus HST to **BE CHARGED** to project # 7109900 Riverside Arena – Demo Costs; and

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a contract satisfactory in form to the City Solicitor, technical content to the Executive Director of Parks and Facilities and financial content to the Chief Financial Officer and City Treasurer with Gagnon Enterprises for the demolition tender.

Carried.

Report Number **15336 SR2011 C4**

Marra
Jones

CR195/2011

That City Council **APPROVE** the request of the Windsor Sportsmen's Club for temporary relief of By-law 2481 regarding the discharge of firearms within the City of Windsor for the following dates:

- Saturday July 2, 2011, 10:00am-4:00pm;
- Saturday July 9, 2011, 10:00am-4:00pm;
- Saturday July 16, 2011, 10:00am-4:00pm;

subject to the applicant complying with the following terms and conditions as provided by Windsor Police Services:

- a) receiving permission in writing from the Chief of Police as directed by Constable Stannard, Provincial Firearms Officer, Windsor Police Services;
- b) one person be selected by the Sportsmen's Club to be their responsible person in charge (commonly referred to as a "Range Safety Officer") to inspect the ammunition and barrels to ensure that only blank ammunition is being used and that the firearm is free from barrel obstruction prior to the discharge of the ammunition;
- c) the community in the immediate area should be notified one week in advance of the testing by hand delivered fliers to alleviate concerns from citizens and;
- d) that Windsor Police Services emergency 911 Centre be informed by calling the non-emergency telephone number (519) 258-6111 one half hour in advance of the testing.

Carried.

Councillors Valentinis and Sleiman voting nay.

Report Number **15356 SP2011 5**

Dilkens
Jones

CR196/2011

- I That Official Plan Review Report #27: Urban Structure Report and Urban Structure Plan Official Plan Amendment Administrative Report **BE RECEIVED**; and
- II That the "Urban Structure Report" **BE RECEIVED**;
- III That Official Plan Amendment #79, the "Urban Structure Plan Official Plan Amendment" **BE ADOPTED** by Council and **BE FORWARDED** to the Minister of Municipal Affairs and Housing for approval, pursuant to Section 17(34) of the *Planning Act*; and

- IV That Council **DECLARE** to the Minister of Municipal Affairs and Housing that Official Plan Amendment #79, the “Urban Structure Plan Official Plan Amendment” meets the requirement of Section 26(1) (a) (i), (ii) and (iii) of the *Planning Act*.
- V That Administration **ADD** Ford City as a Neighbourhood Node to the Urban Structure Report and Official Plan Amendment #79.

Carried.

Report Number 15282 ZO/8949 PAC 1

ADOPTED by Council at its meeting held June 20, 2011 [M142-2011]
VC/bm

**SPECIAL MEETING OF COUNCIL – IN CAMERA
June 20, 2011**

Meeting called to order at: 5:31 p.m.

Members in Attendance:

Councillor D. Dilkens
Councillor R. Jones
Councillor A. Halberstadt (arrives at 5:36 p.m.)
Councillor F. Valentinis (arrives at 5:34 p.m.)
Councillor B. Marra
Councillor J. Gignac (Acting Chair)
Councillor A. Maghnieh
Councillor H. Payne
Councillor E. Sleiman

Members Absent:

Mayor E. Francis (absent on city business)
Councillor P. Hatfield (does not attend as he is in conflict on the item of business as it pertains to the Greater Essex County District School Board and his spouse is the Chair of that Board)

Also in attendance:

H. Reidel, Chief Administrative Officer
M. Sonego, City Engineer and Corporate Leader Environmental Protection and Transportation
G. Wilkki, City Solicitor and Corporate Leader Economic Development and Public Safety
V. Critchley, City Clerk/Licence Commissioner and Corporate Leader Public Engagement and Human Resources
O. Colucci, Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology
N. Coleman, Mayor's Chief of Staff

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

<u>Item No.</u>	<u>Subject</u>	<u>Section – Pursuant to Municipal Act, 2001, as amended</u>
1.	Property matter – disposition of land	239(2)(c)

Motion Carried.

Declarations of Pecuniary Interest:

None declared.

Discussion on the items of business. (Item 1)

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

Motion Carried.

Moved by Councillor Sleiman, seconded by Councillor Payne, THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held June 20, 2011 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 and Corporate Leader Economic Development and Public Safety, and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property matter – disposition of land **BE APPROVED.**

Motion Carried.

Moved by Councillor Sleiman, seconded by Councillor Valentinis, That the special meeting of council held June 20, 2011 BE ADJOURNED.

(Time: 5:49 p.m.)

Motion Carried.

ADOPTED by Council at its meeting held June 20, 2011 [M143-2011 – EC2/11]

/AA
Windsor, Ontario June 20, 2011

REPORT NO. 2 of the
EXECUTIVE COMMITTEE
of its meeting held May 30, 2011

Members Present:

- Mayor E. Francis**
- Councillor D. Dilkens**
- Councillor J. Gignac**
- Councillor A. Halberstadt**
- Councillor R. Jones**
- Councillor A. Maghnieh**
- Councillor B. Marra**
- Councillor H. Payne**
- Councillor E. Sleiman**
- Councillor F. Valentinis**

Member Absent: **Councillor P. Hatfield**

That the following recommendation of the Executive Committee **BE APPROVED** as follows:

Moved by Councillor Jones, Seconded by Councillor Halberstadt,
THAT City Council **RECEIVE FOR INFORMATION** Administration's response to Council's request to participate with FCM International program in Mali, Vietnam and Bolivia; and

THAT City Council **APPROVE** the City of Windsor's participation in the Korean Government's Overseas Research Fellowship Program.

Carried.

Clerk's Note: The Report from the Chief Administrative Officer dated May 9, 2011 is *attached* as background information.

CHAIRPERSON

SENIOR MANAGER OF COUNCIL SERVICES
& DEPUTY CITY CLERK

ADOPTED by Council at its meeting held June 20, 2011 [M143-2011 – EC3/11]
/AA
Windsor, Ontario June 20, 2011

REPORT NO. 3 of the
EXECUTIVE COMMITTEE
of its meeting held May 30, 2011

Members Present:

- Mayor E. Francis**
- Councillor D. Dilkens**
- Councillor J. Gignac**
- Councillor A. Halberstadt**
- Councillor R. Jones**
- Councillor A. Maghnieh**
- Councillor B. Marra**
- Councillor H. Payne**
- Councillor E. Sleiman**
- Councillor F. Valentinis**

Member Absent: **Councillor P. Hatfield**

That the following recommendation of the Executive Committee **BE APPROVED** as follows:

Moved by Councillor Marra, Seconded by Councillor Gignac,
That Council **APPROVE** a contribution of \$37,500 from the sewer surcharge reserve fund to the Windsor Utilities Commission's Water Rate Assistance Program (WRAP).
Carried.

Clerk's Note: **The Report from the Chief Financial Officer and City Treasurer dated May 11, 2011 is attached as background information.**

CHAIRPERSON

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

ADOPTED by Council at its meeting held June 20, 2011 [M143-2011 – EC4/11]
/AA
Windsor, Ontario June 20, 2011

REPORT NO. 4 of the
EXECUTIVE COMMITTEE
of its meeting held May 30, 2011

Members Present:

- Mayor E. Francis**
- Councillor D. Dilkens**
- Councillor J. Gignac**
- Councillor A. Halberstadt**
- Councillor R. Jones**
- Councillor A. Maghnieh**
- Councillor B. Marra**
- Councillor H. Payne**
- Councillor E. Sleiman**
- Councillor F. Valentinis**

Member Absent: **Councillor P. Hatfield**

That the following recommendation of the Executive Committee **BE APPROVED** as follows:

Moved by Councillor Payne, Seconded by Councillor Marra,
THAT Council RECEIVE FOR INFORMATION the 2011 Operating Budget Variance Report as at April 30th, dated May 19, 2011 from the CFO & City Treasurer and;

THAT the CAO in concert with the CFO & City Treasurer BE DIRECTED to continue monitoring the 2011 Operating Budget and continue to seek further means of offsetting the projected variances.

Carried.

Clerk's Note: The Report from the Chief Financial Officer and City Treasurer dated May 19, 2011 is *attached* as background information.

CHAIRPERSON

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

ADOPTED by Council at its meeting held June 20, 2011 [M143-2011 – EC5/11]
/AA
Windsor, Ontario June 20, 2011

REPORT NO. 5 of the
EXECUTIVE COMMITTEE
of its meeting held May 30, 2011

Members Present:

- Mayor E. Francis**
- Councillor D. Dilkens**
- Councillor J. Gignac**
- Councillor A. Halberstadt**
- Councillor R. Jones**
- Councillor A. Maghnieh**
- Councillor B. Marra**
- Councillor H. Payne**
- Councillor E. Sleiman**
- Councillor F. Valentinis**

Member Absent: **Councillor P. Hatfield**

That the following recommendation of the Executive Committee **BE APPROVED** as follows:

Moved by Councillor Marra, Seconded by Councillor Sleiman,

- I. That the City Council **APPROVE** securing an Irrevocable Letter of Credit with Scotia Bank in the estimated amount of \$820,000, with an upset limit of \$875,000, in lieu of making the 2011 minimum required solvency special payments to the pension fund of the frozen Transit Windsor Contributory Pension Plan to have deposited with the trustee and;
- II. That City Council **AUTHORIZE** the Mayor and the City Treasurer to sign the Scotia Bank Irrevocable Letter of Credit application, in the estimated amount of \$820,000, with an upset limit of \$875,000, in lieu of making the 2011 minimum required solvency special payments to the pension fund of the frozen Transit Windsor Contributory Pension Plan, in favour of a trustee to be determined, satisfactory in content to the City Treasurer, and in form to the City Solicitor and in compliance with the Regulations made under the Pension Benefits Standards Act, 1985 and the regulations thereunder and;

Report No. 5 - 2 - Windsor, Ontario June 20, 2011
Executive Committee May 30, 2011

- III. That City Council **APPROVE** retaining or appointing a trustee for the purpose of holding an Irrevocable Letter of Credit in trust for Transit Windsor's Contributory Pension Plan as may be deemed appropriate by the City Treasurer and, in connection therewith, to enter into a trust agreement with said trustee which trust agreement shall set out the terms and conditions for the holding of the letter of credit and;
- IV. That City Council **AUTHORIZE** the CAO and the City Clerk to sign all Administrative documents associated with securing the Irrevocable Letter of Credit, including any Trustee agreements, in lieu of making the 2011 minimum required solvency special payments to the pension fund of the frozen Transit Windsor Contributory Pension Plan,
- V. satisfactory in content to the City Treasurer, and in form to the City Solicitor and in compliance with the Regulations made under the Pension Benefits Standards Act, 1985 and the regulations thereunder and;
- VI. That the final amount of the Letter of Credit will **BE DETERMINED** by the actuaries, Mercer Canada, based on the December 31, 2010 valuation report and;
- VII. That the Irrevocable Letter of Credit **BE UPDATED AND RENEWED** annually as of December 31st of each year, and more frequently if required, for the amount identified by the actuarial annual valuation, with an upset limit of \$3,854,000, in accordance with the requirements of the Pension Bpenefits Standards Act, 1985 and the regulations thereunder and satisfactory to the City Treasurer and;
- VIII. That City Council **AUTHORIZE** the Mayor and the City Treasurer to sign the annual (renewal) application of an Irrevocable Letter of Credit application, with an upset limit of \$3,854,000, in lieu of making the minimum required solvency special payments to the pension fund of the frozen Transit Windsor Contributory Pension Plan, in favour of a trustee, satisfactory in content to the City Treasurer, and in form to the City Solicitor.

Carried.

Councillor Jones discloses an interest and abstains from voting on this matter.

Clerk's Note: The Report from the Chief Financial Officer and City Treasurer dated May 18, 2011 is *attached* as background information.

CHAIRPERSON

SENIOR MANAGER OF COUNCIL SERVICES
& DEPUTY CITY CLERK

ADOPTED by Council at its meeting held June 20, 2011 [M143-2011 – EC6/11]
/AA
Windsor, Ontario June 20, 2011

REPORT NO. 6 of the
EXECUTIVE COMMITTEE
of its meeting held May 30, 2011

Members Present:

- Mayor E. Francis**
- Councillor D. Dilkens**
- Councillor J. Gignac**
- Councillor A. Halberstadt**
- Councillor R. Jones**
- Councillor A. Maghnieh**
- Councillor B. Marra**
- Councillor H. Payne**
- Councillor E. Sleiman**
- Councillor F. Valentinis**

Member Absent: **Councillor P. Hatfield**

Referencing: **REPORT NO. 49 of the AUDIT COMMITTEE**

That the following recommendation of the Executive Committee **BE APPROVED** as follows:

Moved by Councillor Marra, Seconded by Councillor Sleiman,

That the Audit Committee **CONFIRM and RATIFY** the Committee Chairperson's approval of the engagement letter with KPMG to spend up to \$80,000 for the resourcing of the AGO for completing the WFCU Centre audit and if additional resourcing work is requested that KPMG **BE REQUESTED** to advise of that request; and further,

That the reporting mechanism for this audit be consistent with the audit for the 400 Building was handled.

Carried.

Councillor Halberstadt voting nay.

Clerk's Note: The Report No. 49 from the Audit Committee dated May 19, 2011 is *attached* as background information.

CHAIRPERSON

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

ADOPTED by Council at its meeting held June 20, 2011 [M144-2011 – ETSC6/11]
/SV
Windsor, Ontario June 20, 2011

REPORT NO. 1 of the
ENVIRONMENT & TRANSPORTATION STANDING COMMITTEE
of its meeting held May 25, 2011

Present: **Councillor Halberstadt**
 Councillor Sleiman
 Councillor Valentinis

Absent: **Councillor Hatfield**
 Councillor Payne

That the following recommendations of the Environment and Transportation Standing Committee **BE APPROVED:**

Moved by Councillor Valentinis, seconded by Councillor Sleiman,

That the report of Provincial/Division Road Drainage Study and Storm and Sanitary Sewer Functional Design, completed by AECOM, dated May 18, 2011, **BE RECEIVED** for information and

That the recommended works **BE REFERRED** to the future capital budget process and used when planning road construction as approved by the Provincial/Division Road Environmental Assessment report.

Carried.

NOTE: **The report of the Engineer III (Acting) dated May 4, 2011 entitled "Provincial/Division Road Drainage Study and Storm and Sanitary Sewer Functional Design" is attached.**

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held June 20, 2011 [M144-2011 – ETSC1/11]
/SV
Windsor, Ontario June 20, 2011

REPORT NO. 2 of the
ENVIRONMENT & TRANSPORTATION STANDING COMMITTEE
of its meeting held May 25, 2011

Present: Councillor Halberstadt
Councillor Sleiman
Councillor Valentinis

Absent: Councillor Hatfield
Councillor Payne

That the following recommendations of the Environment and Transportation Standing Committee **BE APPROVED:**

Moved by Councillor Valentinis, seconded by Councillor Sleiman,
That the report of the City Engineer dated April, 19, 2011 entitled “Update Pilot Heat Alert and Response System (HARS) **BE RECEIVED FOR INFORMATION.**
Carried.

NOTE: The report of the Environmental Coordinator dated April 19, 2011 entitled “Update Pilot Heat Alert and Response System (HARS)” is *attached*.

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held June 20, 2011 [M144-2011 – ETSC1/11]
/SV
Windsor, Ontario June 20, 2011

REPORT NO. 2 of the
ENVIRONMENT & TRANSPORTATION STANDING COMMITTEE
of its meeting held May 25, 2011

Present: **Councillor Halberstadt**
 Councillor Sleiman
 Councillor Valentinis

Absent: **Councillor Hatfield**
 Councillor Payne

That the following recommendations of the Environment and Transportation Standing Committee **BE APPROVED:**

Moved by Councillor Valentinis, seconded by Councillor Sleiman,
That the report of the City Engineer dated April, 19, 2011 entitled “Update Pilot Heat Alert and Response System (HARS) **BE RECEIVED FOR INFORMATION.**
Carried.

NOTE: **The report of the Environmental Coordinator dated April 19, 2011 entitled “Update Pilot Heat Alert and Response System (HARS)” is attached.**

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held June 20, 2011 [M144-2011 – ETSC7/11]
SV
Windsor, Ontario June 20, 2011

**REPORT NO. 3 of the
ENVIRONMENT & TRANSPORTATION STANDING COMMITTEE
of its meeting held May 25, 2011**

Present: **Councillor Halberstadt
Councillor Sleiman
Councillor Valentinis**

Absent: **Councillor Hatfield
Councillor Payne**

That the following recommendations of the Environment and Transportation Standing Committee **BE APPROVED:**

Moved by Councillor Sleiman, seconded by Councillor Valentinis,

- I.** That the Environmental and Transportation Standing Committee **APPROVE** the Project Charter dated May 2, 2011 for the new Maintenance, Repair & Overhaul (MRO) Service Hangar facility at YQG Airport, attached as Appendix A; and
- II.** That the MRO Project Charter be **RECOMMENDED** to City Council for **APPROVAL**.
Carried.

NOTE: **The report of the Project Administrator dated May 5, 2011 entitled "MRO SERVICE HANGAR Project Charter" is attached.**

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held June 20, 2011 [M144-2011 – ETSC2/11]
/SV
Windsor, Ontario June 20, 2011

**REPORT NO. 4 of the
ENVIRONMENT & TRANSPORTATION STANDING COMMITTEE
of its meeting held May 25, 2011**

Present: **Councillor Halberstadt
Councillor Sleiman
Councillor Valentinis**

Absent: **Councillor Hatfield
Councillor Payne**

That the following recommendations of the Environment and Transportation Standing Committee **BE APPROVED:**

Moved by Councillor Valentinis, seconded by Councillor Sleiman,
That Council **APPROVE** the transfer of capital funds in the amount of \$10,000.00 in order to participate in the Detroit River Shoreline Assessment Study, from project # 7082010 - Prado Place - Riverside to Wyandotte.
Carried.

NOTE: **The report of the Senior Manager, Infrastructure and Transportation Planning/Deputy City Engineer dated April 29, 2011 entitled "Detroit River – Shoreline Assessment" is attached.**

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held June 20, 2011 [M144-2011 – ETSC8/11]
/SV
Windsor, Ontario June 20, 2011

REPORT NO. 5 of the
ENVIRONMENT & TRANSPORTATION STANDING COMMITTEE
of its meeting held May 25, 2011

Present: Councillor Halberstadt
Councillor Sleiman
Councillor Valentinis

Absent: Councillor Hatfield
Councillor Payne

That the following recommendations of the Environment and Transportation Standing Committee **BE APPROVED:**

Moved by Councillor Valentinis, seconded by Councillor Sleiman,

- I.** That **APPROVAL BE GIVEN** to proceed with the preparation of a Class Environmental Assessment for the drainage plan for the lands annexed by the City from the Town of Tecumseh.
- II.** That the Essex Region Conservation Authority **BE REQUESTED** to continue act as the City's agent in the preparation of the Annexed Lands Master Drainage Plan.
- III.** That **APPROVAL BE GIVEN** to undertake an expenditure of \$190,000 for increased project cost for preparation of the Annexed Lands Master Drainage Plan, to be funded from Project ID# 7076102 Sandwich South (formerly Tecumseh) Lands Servicing.
Carried.

NOTE: The report of the Engineer III dated May 6, 2011 entitled "Annexed Lands Master Drainage Plan – Project Resumption" is *attached*.

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held June 20, 2011 [M144-2011 – ETSC3/11]
/SV
Windsor, Ontario June 20, 2011

REPORT NO. 6 of the
ENVIRONMENT & TRANSPORTATION STANDING COMMITTEE
of its meeting held May 25, 2011

Present: Councillor Halberstadt
Councillor Sleiman
Councillor Valentinis

Absent: Councillor Hatfield
Councillor Payne

Referencing: **REPORT NO. 49**
WINDSOR BICYCLING COMMITTEE
of its meeting held May 10, 2011

That the following recommendations of the Environment and Transportation Standing Committee **BE APPROVED:**

Moved by Councillor Valentinis, seconded by Councillor Sleiman,

That the Windsor Bicycling Committee recommends that bicycle lanes and bike parking post and rings **BE RECOMMENDED FOR CONSIDERATION** in each of the following two Public Works projects, Wyandotte Street West (Sunset to Campbell streets) and Wyandotte Street East Beautification Project.

Carried.

Clerk's Note: Report No. 49 of the Windsor Bicycling Committee from the May 10, 2011 meeting is attached for information.

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held June 20, 2011 [M144-2011 – ETSC4/11]
/SV
Windsor, Ontario June 20, 2011

REPORT NO. 7 of the
ENVIRONMENT & TRANSPORTATION STANDING COMMITTEE
of its meeting held May 25, 2011

Present: Councillor Halberstadt
Councillor Sleiman
Councillor Valentinis

Absent: Councillor Hatfield
Councillor Payne

Referencing: **REPORT NO. 50**
WINDSOR BICYCLING COMMITTEE
of its meeting held May 10, 2011

That the following recommendations of the Environment and Transportation Standing Committee **BE APPROVED:**

Moved by Councillor Valentinis, seconded by Councillor Sleiman,

That bicycle amenities **BE RECOMMENDED FOR CONSIDERATION** in the Ottawa Street rehabilitation project including and not limited to the application or installation of post and rings, bike parking, and share road signs including the outlining of sharrow lanes.

Carried.

Clerk's Note: Report No. 50 of the Windsor Bicycling Committee from the May 10, 2011 meeting is attached for information.

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held June 20, 2011 [M144-2011 – ETSC5/11]
/SV
Windsor, Ontario June 20, 2011

REPORT NO. 8 of the
ENVIRONMENT & TRANSPORTATION STANDING COMMITTEE
of its meeting held May 25, 2011

Present: Councillor Halberstadt
Councillor Sleiman
Councillor Valentinis

Absent: Councillor Hatfield
Councillor Payne

Referencing: **REPORT NO. 51**
WINDSOR BICYCLING COMMITTEE
of its meeting held May 10, 2011

That the following recommendations of the Environment and Transportation Standing Committee **BE APPROVED:**

Moved by Councillor Valentinis, seconded by Councillor Sleiman,

That the Bike Lanes previously designated for inclusion on Erie Street according to B.U.M.P. **BE RECOMMENDED FOR CONSIDERATION** to **BE RELOCATED** on Giles Street East, easterly between Ouellette Avenue and Lincoln Road and westerly between Ouellette Avenue and Janette Boulevard.

Carried.

Clerk's Note: Report No. 51 of the Windsor Bicycling Committee from the May 10, 2011 meeting is attached for information.

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held June 20, 2011 [M145-2011 – SDHC8/11]
/SV
Windsor, Ontario June 20, 2011

**REPORT NO. 8 of the
SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE**
of its meeting held June 8, 2011

Present:
Councillor Al Maghnieh, Chair
Councillor Alan Halberstadt
Councillor Percy Hatfield
Councillor Ron Jones
Councillor Ed Sleiman

That the following recommendation of the Social Development, Health and Culture Standing Committee **BE APPROVED** as follows:

Moved by Councillor Hatfield, seconded by Councillor Jones,

That Council **APPROVE** funding in the amount of \$1,000,000 (funding approved as a placeholder in the 2011 Capital Budget) for improvements at Roseland Golf and Curling Club including the Bunker Rehabilitation project as outlined in TABLE 1 of this report.

Carried.

Councillor Halberstadt voting nay.

TABLE 1

PROJECT	DESCRIPTION	ESTIMATED COSTS 2009 Dollars
Bunker re-habilitation	Including sand, excavation, hauling, shaping, bunker drainage, etc.	\$849,000.00
Architectural observation	On site management to ensure the following of completed architectural drawings	105,000.00
Repair to course above ground	Seed, sod and soil allotments for repair of constructed areas as well as limited contouring	74,000.00
Repair to course below ground	Repair to drainage and re-routing/repairing irrigation	17,000.00
TOTAL COST		\$ 1,045,000.00

Clerk's Note: The Administrative Report from the General Manager of Roseland Golf Club Board of Directors, entitled "Roseland Bunker Rehabilitation/Restoration", dated April 12, 2011 is *attached* for information.

CHAIRPERSON

DEPUTY CITY CLERK