

**Regular**

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

**Members Present:**

Mayor Francis  
Councillor Dilkens  
Councillor Gignac  
Councillor Halberstadt  
Councillor Hatfield  
Councillor Jones  
Councillor Maghnieh  
Councillor Marra  
Councillor Payne  
Councillor Sleiman  
Councillor Valentinis

**Members Absent:**

None.

**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**

Councillor Valentinis discloses an interest and abstains from voting on Item No. 9, being the report of the City Solicitor regarding "RFP 81-12: Outsourced Audit Function" as a family member is employed by one of the subject proponents.

Councillor Valentinis discloses an interest and abstains from voting on Item No.10, being the report of the Chief Administrative Officer regarding "Implementation issues relating to Request for Proposal – Audit Services" as a family member is employed by one of the subject proponents.

Councillor Hatfield discloses an interest and abstains from voting on Item No. 12, being the report of the City Clerk regarding "Confirm & Ratify – Recommended Municipal support for Ontario Power Authority FIT Applications" specifically as it relates to the applications from the Greater Essex County District School Board, as his spouse is an elected trustee for that Board.

Councillor Payne discloses an interest and abstains from voting on Item No. 11, being the report of the City Planner regarding "Exemption from Sandwich Demolition Control By-law 20-2007 – 508, 520, 540, 556, 570, 590, 604, 612, 615, 622, 623, 631, 639, 646, 663, 670, 673, 686, 704, 710, 718, 724, 730, 738, 744, 750, 753, 758-760, 759, 765, 764, 769, 772, 777, 778, 781, 784, and 790 Indian Road; 812 and 862 Mill Street; and 764, 770, 780 and 788 Rosedale Avenue" due to his involvement in the BUHDAG application to quash certain bylaws.

Councillor Marra discloses an interest and abstains from voting on Item No. 5, being the report of the City Solicitor regarding "Fire Department Medical Oversight" as it involves Dr. Paul Bradford who is employed at Hotel-Dieu Grace Hospital, which also employs Councillor Marra.

Councillor Marra discloses an interest and abstains from voting on Item No. 9, being the report of the City Solicitor regarding “RFP 81-12: Outsourced Audit Function” as one of the affected parties with Price WaterhouseCoopers is a member of the Executive/Board of Directors for Hotel-Dieu Grace Hospital Foundation, which has direct oversight over his employment.

### Minutes

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,  
That the Minutes of the regular meeting of Council held December 3, 2012

**BE ADOPTED** as presented.

Carried.

That the Minutes of the Special Meeting of Council held December 3, 2012 **BE ADOPTED**  
as corrected to reflect that Councillors Halberstadt and Marra voted nay on CR284/2012.

Carried.

### Notice of Proclamations

None presented.

### Committee of the Whole

Moved by Councillor Jones, seconded by Councillor Maghnieh,

That Council do now rise and move into Committee of the Whole with the Mayor presiding for the purpose of dealing with:

- (a) communication items;
- (b) consent agenda;
- (c) hearing requests for deferrals or referrals of any items of business;
- (d) hearing presentations and delegations;
- (e) consideration of business items;
- (f) consideration of Committee reports:
  - (i) **Report of Special In-Camera Meeting or other Committee as may be held prior to Council** (if scheduled);
  - (ii) **Report of Striking Committee Meeting** held December 3, 2012; and
  - (iii) **Report of the Special In-Camera Meeting** held December 14, 2012.
- (g) consideration of by-laws 183-2012 through 191-2012 (inclusive).

Carried.

### Communications

Moved by Councillor Marra, seconded by Councillor Payne,

**M538–2012** That the following Communication Items 1 to 11 and 15 to 24 inclusive, as set forth in the Council Agenda **BE REFERRED** as noted except Communication No. 12, 13, 14 and 25 which are dealt with as follows:

**Communication No. 12:**

Moved by Councillor Hatfield, seconded by Councillor Marra,  
**M539-2012** That the request for sponsorship by the Schulich School of Medicine and Dentistry to host the Canadian Federation of Medical Students (CFMS) Annual General Meeting in September 2013, in Windsor, Ontario **BE REFERRED** to the 2013 budget deliberations and also to refer to Tourism Windsor/ Essex Peele Island, for consideration as possible co-sponsor for this application, perhaps at top level sponsorship.

Carried.

Councillor Gignac voting nay on this matter.

APR2012

**Communication No. 13:**

Moved by Councillor Sleiman, seconded by Councillor Dilkens,  
**M540-2012** That the City of Windsor **CONTRIBUTE** \$2089.00 to sponsor the Annual Willistead reception, which will be held Sunday, January 27, 2013.

Carried.

APR2012

**Communication No. 14:**

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,  
**M541-2012** That the request to participate in Pitch-In Week Campaign **BE REFERRED** to the Windsor Essex County Environment Committee (WECEC) and the Environmental Services Manager, for further consideration.

Carried.

EI2012

**Communication No. 25:**

Moved by Councillor Dilkens, seconded by Councillor Jones,  
**M522-2012** That the following list of FIT Project sites **BE SUPPORTED** by City Council for the Ontario Power Authority Application, and that this support **BE GRANTED** using the attached prescribed form, and that the City Clerk **BE AUTHORIZED** to sign prescribed form satisfactory in form and content to the City Planner:

<i>CONTACT NAME</i>	<i>APPLICANT NAME</i>	<i>PROJECT ADDRESS</i>
John Millson	Great Lakes Energy Inc.	2500 Central Ave 635 McEwan Ave
Melissa Clark	Solar Power Network Inc.	1050 Crawford Ave
Chris Uszynski/Sergio Grando	Corporation of the City of Windsor	1380 Matthew Brady Blvd

Carried.

MU/8327

Item	From	Description
1	Citizenship and Immigration Canada	Invitation to participate in the 2013 Paul Yuzyk Award for Multiculturalism.  Diversity & Accessibility Officer Note & File APR2012

2	Ministry of the Environment	Amended Environmental Compliance Approval for relocation and regrading of existing stormwater drainage ditches servicing the Essex County Closed Landfill No. 3 site.  <b>City Engineer Note &amp; File EI2012</b>
3	Ministry of Agriculture, Food and Rural Affairs	2013 Premier's Award for Agri-Food Innovation Excellence program.  <b>Note &amp; File APR2012</b>
4	Ministry of Citizenship and Immigration	Invitation to participate in the 2013 Volunteer Service Awards program.  <b>Note &amp; File APR2012</b>
5	Ministry of Infrastructure	Response from Minister regarding the future use of the County Jail on Brock Street.  <b>City Planner City Solicitor Note &amp; File SP/10230</b>
6	Federation of Canadian Municipalities (FCM)	Update on FCM Town Hall conference call held on November 23, 2012.  <b>Chief Financial Officer &amp; City Treasurer General Manager, Transit Windsor City Engineer Note &amp; File GM2012</b>
7	Federation of Canadian Municipalities (FCM)	Registration for FCM's 2013 Sustainable Communities Conference and Trade Show from February 13-15, 2013.  <b>City Engineer Note &amp; File GM2012</b>
8	Association of Municipalities of Ontario (AMO)	AMO Report to Members - Highlights of the November 30, 2012 Board Meeting.  <b>Note &amp; File MMA2012</b>
9	Municipal Property Assessment Corporation (MPAC)	Update from Municipal Property Assessment Corporation (MPAC).  <b>Chief Financial Officer &amp; City Treasurer Note &amp; File ACEA/11600</b>
10	Town of Tecumseh	Sanitary Sewage Collection System Improvements - Municipal Class Environmental Assessment (EA) - Notice of Study Commencement.  <b>City Engineer Note &amp; File GM2012</b>
11	Share the Road Cycling Coalition	Cycling Coalition Welcomes Launch of Ontario Bicycling Strategy.  <b>Committee Coordinator, Windsor Bicycling Committee City Engineer Note &amp; File MB/5331</b>

12	Sponsorship Chair, Canadian Federation of Medical Students, Schulich School of Medicine and Dentistry, Windsor Program	Request for sponsorship for Schulich School of Medicine and Dentistry to host the Canadian Federation of Medical Students (CFMS) Annual General Meeting in September 2013, in Windsor, Ontario. <b>Chief Financial Officer &amp; City Treasurer COUNCIL DIRECTION REQUESTED APR2012</b>
13	Willistead Board of Directors	Sponsorship Request for Annual Willistead Reception to be held on Sunday, January 27, 2013. <b>Chief Financial Officer &amp; City Treasurer COUNCIL DIRECTION REQUESTED APR2012</b>
14	Pitch-In Ontario	Request to participate in Pitch-In Week Campaign. <b>Chief Financial Officer &amp; City Treasurer City Engineer COUNCIL DIRECTION REQUESTED APR2012 EI2012</b>
15	Manager of Development Applications	Application of Shelley Kaschak & Alan Shipley for Zoning Amendment to permit construction of a semi-detached building for lands located at 951 California Avenue. <b>Note &amp; File ZB/11611</b>
16	Manager of Urban Design	Application of Conseil Scolaire de District Des Ecoles Catholique Du Sud Ouest for Site Plan Approval to permit an addition to accommodate more classrooms, located at 5305 Tecumseh Road East. <b>Note &amp; File ZS/8790</b>
17	Manager of Urban Design	Application of Academie Ste Cecile International School for Site Plan Approval to permit an addition to accommodate more classrooms, located at 925 Cousineau. <b>Note &amp; File ZS/10380</b>
18	Manager of Development Applications	Application of Greek Orthodox Community of Windsor for Official Plan Amendment to permit a change from industrial use to institutional use for lands located at 3030, 3050, 3052 and 3070 Walker Road. <b>Note &amp; File ZO/11613</b>
19	Manager of Development Applications	Application of Greek Orthodox Community of Windsor for zoning amendment to permit a change from manufacturing to institutional for lands located at 3030, 3050, 3052 and 3070 Walker Road. <b>Note &amp; File ZB/11612</b>
20	City Solicitor	“Wake UP!” Get a Working Smoke Alarm Program. <b>Note &amp; File SF2012</b>
21	City Solicitor	Decision of the Supreme Court of Canada on Paciorka v Windsor Legal File No. LIT 1759. <b>Note &amp; File AL2012</b>
22	City Solicitor	Enforcement Status of Glengarry-Marentette Parking Lots. <b>Note &amp; File Z/6274</b>

23	City Solicitor	Local Improvement Charges Regulation Amendment.	<b>Note &amp; File SW2012</b>
24	City Engineer	Lawn Restoration – New Practice for Sod.	<b>Note &amp; File SW2012</b>
25	City Planner	Recommended Municipal Support for Ontario Power Authority FIT Applications	<b>COUNCIL DIRECTION REQUESTED MU/8327</b>

Carried.

### **Consent Agenda**

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

- Item 1 2013 Essex-Windsor Solid Waste Authority Operational Plan and Budget
- Item 2 Windsor Essex Parkway, City of Windsor & Town of LaSalle Boundary Line
- Item 3 Site Plan Application for University of Windsor, 167 & 181 Ferry Street (former Windsor Star building)
- Item 5 Fire Department Medical Oversight
- Item 6 Windsor International Airport, 2012 Airport Capital Assistance Program (ACAP) Applications
- Item 7 Pre-approval of Tender, Ottawa Streetscape Improvements
- Item 10 Implementation Issues Relating to Request for Proposal – Audit Services
- Item 12 Confirm & Ratify – Recommended Municipal Support for Ontario Power Authority FIT Applications
- Item 13 Confirm & Ratify – Municipal Support Request for Solar Panel FIT Project Non-Roof Top

Carried.

### **Consent Committee Reports**

None presented.

### **2013 Essex-Windsor Solid Waste Authority Operational Plan and Budget**

#### **Eli Maodus, General Manager and Michelle Bishop, Manager, Finance & Administration, Essex-Windsor Solid Waste Authority**

Eli Maodus, General Manager and Michelle Bishop, Manager, Finance & Administration, Essex-Windsor Solid Waste Authority, appear before Council and are available for questions regarding the 2013 Essex-Windsor Solid Waste Authority Operational Plan and Budget which appear on the Consent Agenda.

EG/8335 1

(For final disposition of this matter, see Clause **CR271/2012** in Schedule “A” attached hereto.)

**Deferrals and/or Referrals and Withdrawals**

**Exemption from Sandwich Demolition Control By-law 20-2007 – 508, 520, 540, 556, 570, 590, 604, 612, 615, 622, 623, 631, 639, 646, 663, 670, 673, 686, 704, 710, 718, 724, 730, 738, 744, 750, 753, 758-760, 759, 765, 764, 769, 772, 777, 778, 781, 784, and 790 Indian Road; 812 and 862 Mill Street; and 764, 770, 780 and 788 Rosedale Avenue**

At the request of the Canadian Transit Company, this matter is being deferred to a future meeting of Council to allow for further discussions with administration on this matter.

Z/8581 11

**Transit Windsor 2013 Fare Increase**

At the request of City Council, this matter is being deferred to a future meeting of Council to allow City Council to strategically examine the structure of Transit Windsor and determine if there is a more balanced approach to the budget.

MT2012 4

**Presentations & Delegations:****DELEGATIONS****Development Charges Grant for Schlegel Villages Incorporated****David Hanna, resident of Ward 1**

David Hanna, resident of Ward 1, appears before Council to provide comment regarding the proposed Development Charges grant for Schlegel Villages Incorporated, and concludes by suggesting various additional alternatives that the developer can perhaps consider.

SPL/10759 8

(For final disposition of this matter, see Clause **CR290/2012** in Schedule “A” attached hereto.)

**RFP 81-12: Outsourced Audit Function****Remi Tosti, Jim Pryce and Aneesa Ruffedeem, representing Deloitte & Touche LLP**

Remi Tosti, Jim Pryce and Aneesa Ruffedeem, representing Deloitte & Touche LLP, appear before Council and are available for questions regarding “RFP 81-12: Outsourced Audit Function”.

**Jacqueline Peterson, Chirag Shah and Cathryn Clendenning, representing PricewaterhouseCoopers LLP**

Jacqueline Peterson, Chirag Shah and Cathryn Clendenning, representing PricewaterhouseCoopers LLP, appear before Council and are available for questions regarding “RFP 81-12: Outsourced Audit Function”.

AF/11247 9

(For final disposition of this matter, see Clause **CR291/2012** in Schedule “A” attached hereto.)

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

Nil.

**Consideration of Committee Reports**

**M542-2012** Moved by Councillor Halberstadt, seconded by Councillor Hatfield,  
as presented. That the **Report of the Striking Committee** meeting held December 3, 2012, **BE ADOPTED**

Carried.

ACO2012

**M543-2012** Moved by Councillor Halberstadt, seconded by Councillor Hatfield,  
as presented. That the **Report of the special In-camera** meeting held December 14, 2012, **BE ADOPTED**

Carried.

ACO2012

**By-laws**

Moved by Councillor Jones, seconded by Councillor Maghnieh,  
That the following By-laws No. 183-2012 through 191-2012 (inclusive), be introduced and read a first and second time:

183-2012 "A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS CHURCH STREET AND BRUCE AVENUE, IN THE CITY OF WINDSOR"

184-2012 "A BY-LAW TO FURTHER AMEND BY-LAW 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"

185-2012 "A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS MCKAY AVENUE, IN THE CITY OF WINDSOR"

186-2012 "A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 1-2004, BEING A BY-LAW TO DESIGNATE ALL LANDS IN THE CORPORATION OF THE CITY OF WINDSOR AS A SITE PLAN CONTROL AREA"

187-2012 "A BY-LAW TO ASSUME MAGNOLIA AVENUE FROM MCHUGH STREET TO FIRGROVE DRIVE BEING STREETS SHOWN ON PLAN 12M-551 KNOWN AS MAGNOLIA AVENUE AND THE MUNICIPAL SERVICES LOCATED THEREIN, IN THE CITY OF WINDSOR"

188-2012 "A BY-LAW TO ASSUME FOR PUBLIC USE AS A PUBLIC HIGHWAY THE 4.27 METRE (14 FEET) WIDE NORTH/SOUTH ALLEY BETWEEN DOUGALL AVENUE AND CHURCH STREET, SOUTH OF WEST GRAND BOULEVARD, CITY OF WINDSOR"

189-2012 "A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.27 METRE (14 FEET) WIDE NORTH/SOUTH ALLEY BETWEEN DOUGALL AVENUE AND CHURCH STREET, SOUTH OF WEST GRAND BOULEVARD, CITY OF WINDSOR"



190-2012 “A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE “WINDSOR CORE ARE ZONING BY-LAW””

191-2012 “A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE SEVENTEENTH DAY OF DECEMBER, 2012”

Carried.

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

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

Carried.

### Notices of Motion

Moved by Councillor Valentinis, seconded by Councillor Dilkens,  
**M544-2012** That Rule 13.9 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 regarding the extension of Sidewalk Cafe Licenses and the waiving of Encroachment and Application fees.

Carried.

Moved by Councillor Valentinis, seconded by Councillor Marra,  
**M545-2012** **WHEREAS** City Council at its meeting held November 19, 2012 adopted M481/2012 as follows:

That the request by the Downtown Windsor Business Improvement Area (DWBIA) dated November 16, 2012 regarding “Follow Up to Request for Extension of Sidewalk Cafe Licenses, Waiving of Encroachment and Application Fees” **BE RECEIVED**, and further, that the existing licences set to expire on November 30 **BE EXTENDED** up to and including December 31 in order for the DWBIA to prepare a report that outlines criteria and patio standards that merchants should adhere to; and

**WHEREAS** since Administration is still working on this matter;

**THEREFORE BE IT RESOLVED** that the existing licences set to expire on December 31 the waiving **BE EXTENDED** up to and including January 31, 2013.

Carried.

Moved by Councillor Valentinis, seconded by Councillor Hatfield,  
**M546-2012** That Rule 13.9 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 regarding The Windsor Classic on December 28, 2012 as it relates to the hours of the road closure.  
Carried.

Moved by Councillor Valentinis, seconded by Councillor Hatfield,  
**M547-2012** **WHEREAS** City Council at its meeting held November 19, 2012 adopted CR258/2012  
as follows:

That the request from Investors Group to close Riverside Drive West between Ouellette Avenue and Ferry Street to host a street hockey event, The Windsor Classic on December 28, 2012 from 11a.m. through December 29, 2012 10 p.m. **BE APPROVED** subject to the terms and conditions of the Special Event Agreement, and further that the **APPROVAL BE** for the 2012 year only; and

**WHEREAS** since then Administration met with the organizers of the event, and it was determined that based on the operational set of physically closing the street and the installation of equipment for the construction of the road hockey playing surfaces, Health and Safety became a concern;

**THEREFORE BE IT RESOLVED** that the road closure on Riverside Drive West between Ouellette Avenue and Ferry Street commence at 6:00 am as opposed to 11:00am.

Carried.

Report Number **16220 SR2012 4**

Moved by Councillor Valentinis, seconded by Councillor Maghnieh,  
That Rule 13.9 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 regarding Winter Fest held December 15, 2012 and consideration of exemption of fees.

The motion is put and is lost.

Aye Votes: Councillors Marra, Valentinis and Maghnieh

Nay Votes: Councillors Dilkens, Jones, Halberstadt, Gignac, Hatfield, Payne and Sleiman

### **Third Reading of By-laws**

Moved by Councillor Sleiman, seconded by Councillor Valentinis,  
That the following By-laws No. 183-2012 through 191-2012 (inclusive), 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 Payne, seconded by Councillor Dilkens,,  
**M548-2012** That the following Council Question by Councillor Payne **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, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

**CQ29-2012**

Asks for a report on the feasibility of constructing a multi-use recreational trail on Cabana Road from Huron Line to Provincial Road and that this matter **BE REFERRED** to the 2013 budget deliberations.

SR2012

Carried.

Moved by Councillor Gignac , seconded by Councillor Sleiman,  
**M549-2012** That the following Council Question by Councillor Gignac **BE APPROVED**, and that Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Question in the form of written report, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

**CQ30-2012**

Asks for a report on the total required renovation costs of the City Marina for budget deliberations.

SRM2012

Carried.

**Adjournment**

Moved by Councillor Jones, seconded by Councillor Maghnieh,  
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 7:35o'clock p.m.

**MAYOR****CITY CLERK****THIS IS A DRAFT COPY****DEPUTY CITY CLERK/SENIOR MANAGER OF COUNCIL SERVICES**

Sleiman  
Valentinis

CR271/2012

That City Council APPROVE the 2013 Essex-Windsor Solid Waste Authority (EWSWA) Operational Plan and Budget as submitted and attached as Appendix A.

Carried.

Report Number **16255 EG/8335 C1**

Appendices  
Appendix A

Sleiman  
Valentinis

CR273/2012

- I. THAT the Ministry of Ontario letter dated July 19, 2011 and attached as Schedule A, regarding the adjustment of the boundary line between the City of Windsor and the Town of LaSalle **BE RECEIVED** for information; and
- II. THAT Administration **BE DIRECTED** to proceed with discussions with the Town of LaSalle, the County of Essex, the Province, and other entities as appropriate and applicable, with the intent that the boundary line between the City of Windsor and the Town of LaSalle correspond to the final northern border of the Windsor Essex Parkway, from Howard Avenue to Cabana Road.

Carried.

Report Number **16169 ST/8821 C2**

Appendices  
Schedule A

Sleiman  
Valentinis

CR285/2012

- I That the Site Plan Approval Officer recommends approval of the application by **UNIVERSITY OF WINDSOR (File No.: SPC-028/12)** permitting development in accordance with Appendix #4 (Site Plan, Map No. SPC-028/12 – A1.1) and Appendix #7 (Elevations and Sections, Map No. SPC-028/12 – A3.1)
- II That the Site Plan Approval Officer recommends that the owner **ENTER INTO** a site plan control agreement with the Corporation, providing for the following:
- i. Basic Provisions
  - ii. General Provisions
  - iii. Special Provisions prior to construction permit issuance:
    1. Bonding: (Estimated amounts; final amounts to be determined on submittal of a Landscape Plan).

Landscaping	\$ 20,000
<u>Lighting</u>	<u>\$ 12,000</u>

Total \$ 32,000

2. Prior to the issuance of a construction permit, the owner shall agree that the walls of the east façade and the original section of the north façade are to remain. In the event of a structural failure, the walls will be reconstructed with as much original material and as similar in design as possible.
3. Prior to the issuance of a construction permit, the **owner shall provide an engineered structural system to permanently support the Ferry Street heritage wall blade designed by an Ontario registered professional engineer to the satisfaction of the Chief Building Official.**
4. Prior to the issuance of a construction permit, the owner shall initiate a request for heritage designation, under Part IV of the Ontario Heritage Act, of the 167 Ferry Street and 181 Ferry Street buildings.
5. **Prior to the issuance of a construction permit, the owner shall consult with the City and agree to a cost sharing formula for providing improvements to address transportation and pedestrian related impacts resulting from the development, including but not limited, to the following: public right-of-way streetscaping, traffic calming and pedestrian elements to the satisfaction of The City Planner and The City Engineer.**
6. **Prior to the issuance of a construction permit, the owner shall provide lighting Manufacturers' Data Specification Sheets and ensure that all exterior light fixtures used are 'Full Cut-Off' (Night Sky Friendly) to the satisfaction of The City Planner.**

III General Provision (G7-[1]) to be deleted.

IV General Provision (G20) will be amended to permit up to two years for the completion of construction after the issuance of a construction permit.

V That in accordance with By-law 11275, the City Planner **BE AUTHORIZED** to approve any future changes to the approved site plan and building elevations.

Carried.

Report Number **16267 ZS/11589 C3**

Gignac  
Marra

CR286/2012

That the report of the City Engineer dated December 3, 2012 entitled "Transit Windsor 2013 Fare Increase" **BE DEFERRED** to allow City Council to strategically examine the structure of Transit Windsor and determine if there is a more balanced approach to the budget.

Carried.

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

Report Number **16279 MT2012 4**

Sleiman  
Valentinis

CR287/2012

That Council **APPROVE** the appointment of Dr. Paul Bradford of Southwest Ontario Regional Base Hospital (SWORBH) as Medical Director of Windsor Fire and Rescue Services.

Carried.

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

Report Number **16275 SF2012 C5**

Sleiman  
Valentinis

CR288/2012

1. That Administration **BE AUTHORIZED** to apply for Airport Capital Assistance Program (ACAP) for the replacement of various items/equipment (fire truck, snow plows/wings, runway condition reporting unit, wind direction indicators, and non-conforming airfield signs and cabinets) in order to obtain federal funding; and
2. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign the ACAP contribution agreements with Transport Canada, satisfactory, in form to the City Solicitor, in financial content to the City Treasurer, and in technical content to the City Engineer; and
3. That pending the successful ACAP applications, the City share of the funding agreements (estimated total to be at an upset limit of \$51,010) **BE APPROVED** as a pre-commitment within the previously submitted 2013 capital budget request for the 'Windsor Airport's Infrastructure – Asset Management' account; and
4. Pending the successful ACAP applications, that Administration **BE AUTHORIZED** to proceed with the procurement of the items/equipment as noted in recommendation 1 above, and the City Engineer **BE AUTHORIZED** to proceed with the Award of Tenders, as required, to the low bidders, subject to the tenders meeting project specifications, and subject to the terms and conditions of the City's Purchasing By-law.

Carried.

Report Number **16281 APM/10315 C6**

Sleiman  
Valentinis

CR289/2012

1. THAT Council **APPROVE** an expenditure of \$1,785,000 (excluding HST) for construction of streetscape improvements on Ottawa Street from Windermere Road to Pierre Avenue; and
2. THAT Council **APPROVE** an expenditure for replacement of street lighting (estimated at \$170,000 excluding HST) in conjunction with streetscape improvements on Ottawa Street from Windermere Road to Pierre Avenue, with the funds based on the actual tender cost to **BE TRANSFERRED** from Street Lighting Relamping Project ID #7093003 to the Ottawa Streetscaping Project ID #7121024; and

3. THAT, subject to the tender being within the approved budget, the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign an agreement with the successful tenderer for the Ottawa streetscape improvements, satisfactory in form to the City Solicitor, in financial content to the City Treasurer and in technical content to the City Engineer, and further, that the results of this tender be subsequently **REPORTED BACK** to Council for information.

Carried.

Report Number **16280 SW/11609 C7**

Dilkens  
Sleiman

CR290/2012

THAT Council **APPROVE** a \$500,000 Development Charges Grant (funded from the Budget Stabilization Reserve Fund) for Schlegel Villages Incorporated project at Talbot Road (St. Clair College) consistent with the Economic Revitalization CIP.

Carried.

Report Number **16270 SPL/10759 8**

Gignac  
Dilkens

CR291/2012

That City Council **APPROVE** the following:

1. That City Council **APPROVE** an Outsourced Audit model which will extend to all aspects of the operations of the City including any agencies, boards, commissions or other entities that are accountable to City Council and/or controlled by the City subject to their respective board approvals if required and as directed by the Executive Committee of Council.
2. That the firm of Price Waterhouse Coopers LLP **BE APPOINTED** in response to RFP 81-12 to provide Outsourced Audit services to the City for a three year period, and that this contract may be renewed for two additional one year terms at the City's sole and absolute discretion, subject to agreement on terms.
3. That the CAO and City Clerk **BE AUTHORIZED** to sign an agreement/engagement letter with Price Waterhouse Coopers LLP in order to formalize this contract satisfactory in legal form to the City Solicitor and in financial and technical content to the Chief Financial Officer and City Treasurer.

Carried.

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

At the request of Councillor Gignac a recorded vote is taken:

**RESULTS OF RECORDED VOTE:**

In Favour	Councillors Gignac, Sleiman, Dilkens, Jones, Payne and Mayor Francis
Opposed	Councillors Halberstadt, Hatfield and Maghnieh
Abstain	Councillors Valentinis and Marra

Absent	None
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Report Number **16285 AF/11247 9**

Halberstadt  
Maghnieh

CR292/2012

That the report of the Chief Administrative Officer dated December 5, 2012 entitled “Implementation issues relating to Request for Proposal – Audit Services” **BE NOTED AND FILED.**

Carried.

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

Report Number **16284 AF/11247 C10**

Dilkens  
Sleiman

CR293/2012

That the report of the City Planner dated November 21, 2012 entitled “Exemption from Sandwich Demolition Control By-law 20-2007 — 508, 520, 540, 556, 570, 590, 604, 612, 615, 622, 623, 631, 639, 646, 663, 670, 673, 686, 704, 710, 718, 724, 730, 738, 744, 750, 753, 758-760, 759, 765, 764, 769, 772, 777, 778, 781, 784, and 790 Indian Road, 812 and 862 Mill Street, and 764, 770, 780 and 788 Rosedale Avenue” **BE DEFERRED** as requested by the Canadian Transit Company, to allow for further discussions with administration on this matter.

Carried.

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

Report Number **16287 Z/8581 11**

Sleiman  
Valentinis

CR294/2012

That the results of the poll conducted by the Deputy City Clerk on December 13, 2012 approving the following **BE CONFIRMED AND RATIFIED:**

That City Council, by way of a Council Resolution, **PROVIDE** municipal support to the FIT Project sites that the Planning Department is recommending to receive Council support.

<i><b>CONTACT PERSON</b></i>	<i><b>APPLICANT NAME</b></i>	<i><b>PROJECT ADDRESS</b></i>
John Millson (Great Lakes Energy)	Great Lakes Energy Inc.	525 Hill Street
		735 Prince Road
Melissa Clark (Solar Power Network)	Solar Power Network Inc.	3380 Wheelton Drive
		11365 Tecumseh Road East
Megan Zakaib (Acadian Projects) for Schlegel Villages Inc.	Schlegel Villages Inc.	1800 Talbot Road



David Kline	Nautilus Green Energy Cooperative of Ontario LP	3030 Marentette Avenue
Bruce Ferguson / Giuliana Hinchliffe	Reliant First Nation Limited Partnership	2500 Labelle 3555 Forest Glade Dr 9367 Esplanade Dr 9485 Esplanade Dr 1601 Norfolk 1646 Alexis 1901 E.C. Row Ave 1255 Tecumseh Rd East 8800 Menard 1100 Northwood 3070 Stillmeadow 8465 Jerome 620 Cabana Rd East 6265 Roseville Gardens 1355 Cabana Rd West 1800 Liberty 451 Park St West 811 Dougall Ave 853 Chilver Rd 284 Cameron Ave 1375 California Ave 2229 Chilver Rd 1094 Assumption St 3312 Sandwich St W 5400 Coronation St 2855 Rivard 3557 Melbourne St 1648 Francois Rd 4195 Milloy St 949 Giles St East 5399 Raymond Ave 1376 Victoria Ave 4000 Ducharme St 1930 Rossini Blvd 245 Tecumseh Rd East 2100 Richmond St 280 Eugenie St East

Carried.

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

Report Number 16298 MU/8327 C12

Sleiman  
Valentinis

CR295/2012

That the results of the poll conducted by the Deputy City Clerk on December 12, 2012 approving the following  
**BE CONFIRMED AND RATIFIED:**

That the request submitted by the Passa Architects seeking municipal support under the Ontario Power Authority's Feed in Tariff (FIT) program for the proposed installation of solar panels on the side of the south wall of 540 Ouellette Avenue **BE PROVIDED** subject to Council's review and approval of building permits required for installation.

Carried.

Report Number 16299 MU/8327 C13

Adopted by Council at its meeting held December 17, 2012 [M542-2012]

VC/bm

Windsor, Ontario, December 17, 2012

**REPORT OF THE STRIKING COMMITTEE**  
**of its meeting held**  
December 3, 2012

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**PRESENT:** Mayor E. Francis  
Councillor J. Gignac  
Councillor R. Jones  
Councillor B. Marra  
Councillor F. Valentinis  
Councillor P. Hatfield  
Councillor E. Sleiman  
Councillor A. Halberstadt  
Councillor H. Payne

**ABSENT:** Councillor D. Dilkens

**Declarations of Pecuniary Interest:**

None declared.

Your Committee submits the following recommendations:

(1) That the resignation of Councillor Marra on the *Windsor Essex County Health Unit Board* **BE ACCEPTED** and that Councillor Jones **BE APPOINTED** to fill the vacancy on the Board for the term expiring November 30, 2014.

(2) That the resignation of Councillor Dilkens on the *Transit Windsor Board of Directors* **BE ACCEPTED** and that Councillor Hatfield **BE APPOINTED** to fill the vacancy on the Board for the term expiring November 30, 2014.

(3) That the resignation of Lorena Shepley on the *Windsor Public Library Board* **BE ACCEPTED** and that the Clerk **BE REQUESTED** to place an Ad in the newspaper for a citizen appointee in accordance with the *Public Libraries Act*.

(4) That Prakash Pandya **BE APPOINTED** to the *Mayor's Youth Advisory Committee* for the term expiring November 30, 2014, or until a successor is appointed.

(5) That the term of the Council appointees on the following Committees and Boards **BE EXTENDED** to November 30, 2014:

- *Essex Region Conservation Authority*
- *Transit Windsor Board of Directors*
- *Windsor Detroit Tunnel Corporation*
- *Windsor Utilities Commission*
- *Windsor Essex County Health Unit Board*

CHAIR

CITY CLERK

Adopted by Council at its meeting held December 17, 2012 [M543-2012]  
SV/bm

**SPECIAL MEETING OF COUNCIL – IN CAMERA  
December 14, 2012**

**Meeting called to order at: 5:00 p.m.**

**Members in Attendance:**

Mayor E. Francis  
Councillor D. Dilkens  
Councillor R. Jones  
Councillor F. Valentinis  
Councillor P. Hatfield  
Councillor J. Gignac  
Councillor A. Maghnieh  
Councillor H. Payne  
Councillor E. Sleiman

**Members Absent:**

Councillor A. Halberstadt (participates by conference call)  
Councillor B. Marra

**Also in attendance:**

H. Reidel, Chief Administrative Officer  
M. Sonogo, 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  
S. Vlachodimos, Deputy Clerk  
J. Lechicky, Manager of Employee Relations (Item 1)  
V. Mihalo, Executive Director of Human Resources (Item 1)  
D. Sweet, Negotiating Team (Item 1)  
R. Slater, Negotiating Team (Item 1)

**Verbal Motion is presented by Councillor Jones, seconded by Councillor Sleiman,  
That Rule 3.3(c) of the *Procedure By-law, 98-2011*, BE WAIVED to allow for the  
Mayor to call a special meeting without 24 hours notice.**

**Motion Carried.**

Verbal Motion is presented by Councillor Sleiman, seconded by Councillor Dilkens,  
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.	Personal matter – update on labour negotiations – verbal report	239(2)(d)

**Motion Carried.**

**Declarations of Pecuniary Interest:**

None declared.

**Discussion on the items of business.**

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

**Motion Carried.**

Moved by Councillor Dilkens, seconded by Councillor Sleiman,  
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held December 17, 2012 directly to Council for consideration at the next Regular Meeting.

1. That the confidential verbal report from the City Clerk/Licence Commissioner and Corporate Leader Public Engagement and Human Services and Manager of Employee Relations respecting update on labour negotiations **BE RECEIVED** and further that Administration **BE AUTHORIZED** to proceed in accordance with the verbal direction of Council.

**Councillors Halberstadt and Marra absent.**

**Motion Carried.**

Moved by Councillor Dilkens, seconded by Councillor Sleiman,  
That the special meeting of council held December 14, 2012 BE ADJOURNED.  
(Time: 5:22 p.m.)

**Motion Carried.**