

Special Meeting

Council meets in formal session this day at 6:08 o'clock p.m., in the Council Chambers.

Members Present:

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

Members Absent:

Councillor Halberstadt

Call to Order

Following the playing of the National Anthem, Mayor Francis calls the meeting to order.

Disclosures of Pecuniary Interest and the General Nature Thereof

None disclosed.

Minutes

Moved by Councillor Dilkens, seconded by Councillor Gignac,
That the Minutes of the regular meeting of Council held May 6, 2013, **BE ADOPTED**
as presented.

Carried.

Notice of Proclamations

Recreation & Parks Month – June 2013
Intergenerational Day Canada – June 1, 2013

Committee of the Whole

Moved by Councillor Marra, seconded by Councillor Hatfield,
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 of Special In-Camera Meeting** held May 21, 2013;
- (g) consideration of by-laws 74-2013 through 82-2013 (inclusive).
Carried.

Communications

Moved by Councillor Jones, seconded by Councillor Maghnieh,
M209-2013 That the following Communication Items 1 to 6, 8, 9, 10 and 13 to 17 inclusive, as set forth 13in the Council Agenda **BE REFERRED** as noted except Communication No. 7, 11 and 12 which are dealt with as follows:

Communication No. 7:

Moved by Councillor Payne, seconded by Councillor Hatfield,
M201-2013 That the correspondence received from the Association of Municipalities of Ontario (AMO) dated May 9, 2013 entitled “Ontario Government Announces Mandatory Sprinklers in Vulnerable Occupancies” **BE FORWARDED** to the Fire Chief and that a report **BE PREPARED** regarding the 5 year time for operators of homes to comply with the mandatory sprinklers in vulnerable occupancies.
 Carried.

MMA2013

Communication No. 11:

Moved by Councillor Hatfield, seconded by Councillor Maghnieh,
M204-2013 That the Executive Director of Recreation and Culture **BE DIRECTED** to review the request from Border City Brawlers to offset the fees associated with renting the WFCU Centre in the amount of \$2750.00 to determine if the organization has met the eligibility requirements of the “Waiver of Fees Policy”; and further, if the eligibility requirements are met that Administration **BE AUTHORIZED** to waive the amount of \$2750.00; and that a welcome letter **BE ISSUED** for the event.
 Carried.

APR2013

Communication No. 12:

Moved by Councillor Valentinis, seconded by Councillor Jones,
M202-2013 The correspondence from The Great Canadian Flag Project dated May 8, 2013 **BE DEALT WITH** at the “Requests for Deferrals, Referrals or Withdrawals” stage of the meeting.
 Carried.

APR2013

Item	From	Description
1	Minister of Transport, Infrastructure and Communities and Minister of the Economic Development Agency of Canada for the Regions of Quebec	Response to correspondence regarding Windsor City Council’s support of a cycling route on the new Detroit River International Crossing. <div style="text-align: right;"> City Engineer Committee Coordinator, Windsor Bicycling Committee Note & File ST/8821 </div>

2	Premier of Ontario	Response to correspondence regarding Windsor City Council's resolution regarding interest arbitration. Note & File ACO2013
3	Ministry of the Environment	Environmental Compliance Approval for storm and sanitary sewers to be constructed on Westcott Road in the City of Windsor. City Engineer Note & File SW2013
4	Ontario Municipal Board	Notice that the City of Windsor must serve a reply on the claimant, Canadian Pacific Railway Company regarding a Statement of Claim for land between Riverside Drive West and University Avenue. City Solicitor City Planner Note & File ZC2013
5	United States Environmental Protection Agency	Response to correspondence regarding the petroleum coke stockpile that was located on the Detroit River. City Engineer WECEC Committee Coordinator Note & File EI2013
6	Association of Municipalities of Ontario (AMO)	2013 Provincial Budget Released. Chief Financial Officer & City Treasurer City Engineer Community Development & Health Commissioner General Manager, Transit Windsor Note & File MMA2013
7	Association of Municipalities of Ontario (AMO)	Ontario Government Announces Mandatory Sprinklers in Vulnerable Occupancies. Fire Chief Executive Director of Housing & Children's Services Acting Administrator, Huron Lodge Note & File MMA2013
8	Town of Tecumseh	Town of Tecumseh Sanitary Sewage Collection System Improvements, Municipal Class Environmental Assessment (EA) Notice of Completion. City Engineer City Planner GM2013
9	Town of Kingsville	Kingsville Council Support of Windsor City Council Motion regarding the closure of the Visa and Immigration Sections at the Canadian Consulates General in Detroit. Note & File GM2013
10	Windsor-Essex Regional Chamber of Commerce	Windsor-Essex Chamber Resolutions Approved Province Wide at Ontario Chamber's Annual General Meeting. Note & File GM2013

11	President, Border City Brawlers	Request for assistance in offsetting WFCU rental fees, and for a welcome letter and for a Council representative to welcome the teams. Chief Financial Officer & City Treasurer Executive Director of Recreation and Culture Mayor's Office Chief Executive Officer, Tourism Windsor Essex Pelee Island COUNCIL DIRECTION REQUESTED APR2013
12	The Great Canadian Flag Project	Request for "Approval in Principle" for the creation of the Great Canadian Flag Project. Chief Financial Officer & City Treasurer Executive Director of Recreation and Culture Executive Director of Parks & Facilities COUNCIL DIRECTION REQUESTED APR2013
13	Manager of Urban Design	Application of James Sylvestre Enterprises Ltd. for Site Plan Approval to permit a new building located at 3550 Marentette. Note & File ZS/11674
14	City Solicitor	Response to CQ14-2013 – Title information for heritage designated properties. Note & File MBA2013
15	City Treasurer	Ward Fund Expenditures (January 2012 – December 2012) Note & File ACO2013
16	Community Development & Health Commissioner	Outcome of RFP #40-13 Consultant for the 10 Year Housing and Homelessness Plan. Note & File GH/6905
17	City Engineer	Tender No. 34-13 – Road Rehab I – Expanded Asphalt Stabilization, Cold Milling & Asphalt Paving. Note & File SW/11681

Carried.

Consent Agenda

Moved by Councillor Payne, seconded by Councillor Sleiman,

That the following Consent Agenda as amended on page 4 of the consolidated order and the recommendations contained in the administrative reports **BE APPROVED** as amended:+

- Item 1 Tender 18-13, Arthur Road Rehabilitation (Seminole Street to Milloy Street)
- Item 2 Request to Purchase a Ten Foot Wide Parcel of City-Owned Land north of 1212 Edward Avenue
- Item 4 A Provisional By-law for the Repair and Improvement to the 8th Concession Drain North
- Item 6 Extension of Tender No. 08-07 (Supply & Application of Salt Brine)
- Item 7 Extension of Contracts 03-06 and 04-06 (Winter Maintenance of Roads)
- Item 8 2012 Tax Sale Update/Municipal Vesting of Residual Properties/2013 Tax Sale Plan
- Item 9 Agreement between The Corporation of The City of Windsor and the Windsor Essex Community Housing Corporation (WECHC) for Rent Bank Funds
- Item 10 Cancellation of May 21, 2013 Council Meeting

Consent Committee Reports

<i>Environment, Transportation and Public Safety Standing Committee</i>		
No.		Description
1	Report No. 130	Housekeeping Amendments to By-Law No. 245-2004 – A By-Law for the Registration and Licensing of Dogs and for the Control of Dogs Generally within the City of Windsor (See By-Law 81-2013)
2	Report No. 132	CQ5-2013 Labelle Street and Dominion Boulevard – Motorist and Pedestrian Safety
3	Report No. 133	Minutes of the Windsor-Essex County Environment Committee meeting held March 7, 2013
4	Report No. 134	Report No. 69 of the Windsor-Essex County Environment Committee meeting held March 7, 2013
5	Report No. 135	Report No. 70 of the Windsor-Essex County Environment Committee meeting held March 7, 2013
6	Report No. 136	Minutes of the Windsor Licensing Commission meeting held February 28, 2013
7	Report No. 137	Report No. 55 of the Windsor Bicycling Committee
8	Report No. 138	Report No. 68 of the Windsor-Essex County Environment Committee

Carried.

Deferrals and/or Referrals and Withdrawals**Report No. 131 of the Environment, Transportation & Public Safety Standing Committee (Rose Street & Westminster Boulevard All-Way Stop Request)**

At the request of Councillor Marra, this matter is being deferred to the June 4, 2013 meeting of Council to allow all interested parties to be in attendance.

(For final disposition of this matter, see Clause **M191-2013** in Schedule “A” attached hereto.)

Communication No. 12- The Great Canadian Flag Project

At the request of Councillor Valentinis, this matter is being deferred to the June 4 or June 17, 2013 meeting of Council to allow for the organizers to be available for questions.

Moved by Councillor Valentinis, seconded by Councillor Jones,
M203-2013 That the correspondence dated May 8, 2013 from the Great Canadian Flag Project, regarding the request for “Approval in Principle” for the creation of the Great Canadian Flag Project **BE DEFERRED** to the June 4 or June 17, 2013 meeting of Council to allow for the organizers to be available for questions.

Carried.

APR2013

Presentations & Delegations:**DELEGATIONS**

2013 BIA Budget and Rate Approval**Larry Horwitz, Board Chair, Downtown Windsor Business Improvement Association**

Larry Horwitz, Board Chair, Downtown Windsor Business Improvement Association, appears before Council and is available for questions regarding the 2013 BIA budget and rate approval.

AFB/11544 5

(For final disposition of this matter, see Clause **CR100/2013** in Schedule “A” attached hereto.)

Report No. 120 – Environment, Transportation & Public Safety Standing Committee (Walkerville BIA – Request to Remove Parking Meters)**Joan Charette, Coordinator, Walkerville BIA**

Joan Charette, Coordinator, Walkerville BIA, appears before Council to speak against the committee recommendation to deny the Walkerville BIA’s request to remove the parking meters, and concludes by requesting Council to consider a pilot project, installing smart meters for the entire 3 blocks.

ST2013

(For final disposition of this matter, see Clause **M189-2013** in Schedule “A” attached hereto.)

Report No. 137 – Planning & Economic Development Standing Committee (Repeal of By-Law 5263 exempting lands within Registered Plan 12M-77 from Part-Lot Control)**Jerry Vernhout, Forest Park of Windsor Inc.**

Jerry Vernhout, Forest Park of Windsor Inc., appears before Council to request that the repeal of by-law 5263 exempting lands within Registered Plan 12M-77 from Part-Lot Control be deferred to allow for a condominium and rezoning application to be submitted.

AB2013

(For final disposition of this matter, see Clause **M199-2013** in Schedule “A” attached hereto.)

Notice of Trespass Policy**Victoria Cross, Solicitor; and Howard Pawley representing Canadian Civil Liberties Association**

Victoria Cross, Solicitor and Howard Pawley representing Canadian Civil Liberties Association, appear before Council to speak in support of the Notice of Trespass Policy, and conclude by requesting that the recommendations contained in the correspondence submitted by the Canadian Civil Liberties Association dated May 18, 2013 also be incorporated in the policy.

Edy Haddad, resident

Edy Haddad appears before Council to provide comment regarding the City's proposed "Notice of Trespass Policy", stating that he has been subjected to no-trespass orders for the last 4 years, alleging that these were used for political purposes and that corrective measures need to be put in place immediately.

David Hanna, resident of Ward 1

David Hanna, resident of Ward 1, appears before Council to speak in support of the administrative recommendations for a Notice of Trespass Policy, stating that the changes that have been made are positive in nature.

Anna Lynn Meloche

Anna Lynn Meloche, appears before Council to express concerns regarding the proposed Notice of Trespass Policy, suggesting that the draft policy is too vague, and that the Charter of Rights and Freedoms need to be respected.

Robert Mittag, resident of Ward 3

Robert Mittag, resident of Ward 3, appears before Council to speak in support of the proposed Notice of Trespass policy, stating that due to the lack of a trespass policy, he was a victim of the City, and concludes by requesting that an apology letter be issued and that the no trespass notice be removed from his file.

Darren Parro, resident

Darren Parro, resident, appears before Council to express his concerns with the proposed Notice of Trespass Policy, stating that the policy infringes on his rights to conduct business with other levels of government within the City Hall campus.

Jaclyn Miles, resident

Jaclyn Miles, resident, appears before Council to speak in support of the administrative recommendation for the Notice of Trespass Policy, stating that the policy should be taken very seriously, and concludes by suggesting that the definition of "violent" or "dangerous" behaviour should be outlined more clearly.

AL2013 3

(For final disposition of this matter, see Clause **CR98/2013** in Schedule "A" attached hereto.)

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

None.

Consideration of Committee Reports

M205-2013 Moved by Councillor Gignac, seconded by Councillor Payne,
as presented. That the **Report of the special In-camera** meeting held May 21, 2013, **BE ADOPTED**

Carried.

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

ACO2013

By-laws

Moved by Councillor Hatfield, seconded by Councillor Jones,
That the following By-laws No. 74-2013 through 82-2013 (inclusive), be introduced and read
a first and second time:

74-2013 “A PROVISIONAL BY-LAW TO PROVIDE FOR THE REPAIR AND IMPROVEMENT
OF THE 8TH CONCESSION DRAIN”, (See Item 4)

75-2013 “A BY-LAW TO FURTHER AMEND BY-LAW 188-2000, BEING A BY-LAW TO
APPOINT PROVINCIAL OFFENCES OFFICERS FOR THE CORPORATION OF THE
CITY OF WINDSOR”, authorized by Procedure By-Law 98-2011, adopted June 7, 2011

76-2013 “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”,
authorized by CAO2294, approved April 5, 2013

77-2013 “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”,
authorized by B5-2013, adopted March 4, 2013

78-2013 “A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS
WYANDOTTE STREET EAST, IN THE CITY OF WINDSOR”, authorized by CR76/2011,
adopted February 28, 2011

79-2013 “A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE “CITY
OF WINDSOR ZONING BY-LAW””, authorized by M163-2013, adopted May 6, 2013

80-2013 “A BY-LAW TO ESTABLISH THE POSITIONS OF SCREENING OFFICER AND
HEARING OFFICER FOR THE PURPOSE OF PARKING BY-LAW 9023”, authorized by
M148-2013, adopted April 22, 2013

81-2013 “A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 245-2004 A BY-LAW FOR
THE REGISTRATION AND LICENSING OF DOGS AND FOR THE CONTROL OF
DOGS GENERALLY WITHIN THE CITY OF WINDSOR”, (See Report No. 130 of the
Environment, Transportation and Public Safety Standing Committee)

82-2013 “A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE
CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE
TWENTY-SEVENTH DAY OF MAY, 2013”

Carried.

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

Moved by Councillor Maghnieh, 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.

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

Notices of Motion

Moved by Councillor Jones, seconded by Councillor Hatfield,
M206-2013 That Rule 13.9 of the Procedure By-law **BE WAIVED** to permit the introduction of a motion for consideration without prior notice regarding the use of Ward Funds to pay for landscaping for an organization in Ward 2.

Carried.

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

Moved by Councillor Jones, seconded by Councillor Hatfield,
M207-2013 That Section 5.1 and 5.2 of the Ward Fund Policy **BE WAIVED** to allow for the allocation of Ward Funds to an upset limit of \$1600.00 to pay for landscaping at Assisted Living Southwestern Ontario located at 3141 Sandwich Street, located in Ward 2.

Carried.

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

Third Reading of By-laws

Moved by Councillor Sleiman, seconded by Councillor Valentinis,
That the following By-laws No. 75-2013 through 82-2013 (inclusive), having been read a first and second time be now read a third time and finally passed and that the Mayor and Deputy Clerk **BE AUTHORIZED** to sign and seal the same notwithstanding any contrary provision of the Council.

Carried.

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

Petitions

None presented.

Council Questions

Moved by Councillor Dilkens, seconded by Councillor Valentinis,
M208-2013 That the following Council Question by Councillor Dilkens **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:

CQ17-2013 Asks that administration look at an appropriate lumen intensity standard with respect to new digital signage contemplated for installation within the City of Windsor.

SBS2013

Carried.

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

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.

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

Accordingly, the meeting is adjourned at 7:42o'clock p.m.

MAYOR

DEPUTY CITY CLERK

THIS IS A DRAFT COPY

SUPERVISOR OF COUNCIL SERVICES/DEPUTY CITY CLERK

DEPUTY CITY CLERK/SENIOR MANAGER OF COUNCIL SERVICES

Payne
Sleiman

CR96/2013

That the following low tender **BE ACCEPTED**:

TENDERER: SLR Contracting Group Inc.
6260 Westar Dr,
Windsor, ON N9J 0B5

TENDER NO.: 18-13

TOTAL TENDER PRICE: \$2,297,500 (excluding HST)

and that the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a contract with the low tenderer, satisfactory in technical content to the City Engineer, in financial content to the City Treasurer, and in form to the City Solicitor. The costs will **BE CHARGED** to chartfield 007-5410-1790-02942-7103005.

Carried.

Report Number **16544 SW/11679 C1**

Payne
Sleiman

CR97/2013

That the request from Margaret Mary Sokol and Paul Andrew Sokol to purchase a 10' X 114' parcel of land abutting the easterly limit of Edward Avenue and the northerly limit of the improved property municipally known as 1212 Edward Avenue at the purchase price of \$6,000.00 plus HST as applicable **BE DENIED**.

Carried.

Report Number **16550 APM2013 C2**

Gignac
Dilkens

CR98/2013

That the report of the City Solicitor dated March 21, 2013 entitled "Notice of Trespass Policy" (**attached** as Appendix A) **BE RECEIVED**; and further

That the City **ADOPT** the "Notice of Trespass Policy" **attached** to the May 9, 2013 memo authored by Senior Legal Counsel, as amended to include the following additions:

Recommendation No. 2 as contained in the May 18, 2013 letter from the Canadian Civil Liberties Association (**attached** as Appendix B):

- The subject of the notice should be permitted to make representations to the City Solicitor

Recommendation No. 3 as contained in the May 18, 2013 letter from the Canadian Civil Liberties Association:

- That the default position for an individual receiving a first trespass notice be much shorter (a week or ten days for example) with the possibility of lengthier notices in only the most serious cases.

Recommendation No. 4 as contained in the May 18, 2013 letter from the Canadian Civil Liberties Association:

- The policy should reflect that long-term bans are the rare exception, rather than the rule.

Recommendation No.6 as contained in the May 18, 2013 letter from the Canadian Civil Liberties Association:

- As the City Solicitor will generally be the individual issuing the Notices at first instance, this individual should not be the one advising the CAO on matters related to appeals.

Carried.

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

Report Number **16478 AL2013 3**

Appendices
Policy

Payne
Sleiman

CR99/2013

That Council **ADOPT** the drainage report for the Repair and Improvement to the 8th Concession Drain North by Provisional By-law 74/2013 in accordance with Section 45 of *the Drainage Act*; and

That Council **AUTHORIZE** a by-law to impose upon the lands in Windsor are assessed for the Special Benefit and Outlet Costs the assessment with which it is chargeable in accordance with Section 61 of the *Draining Act*.

Carried.

Report Number **16527 SW/11446 C4**

Payne
Sleiman

CR100/2013

THAT City Council **APPROVE** the 2013 Business Improvement Area Budget Submissions (Appendix A through I) and related levy requests as detailed in Table 1; and

THAT City Council **APPROVE** the request of the Downtown Business Improvement Area for repayment of funds owing to the City as a result of an assessment appeal matter of \$126,691 over a 5 year period interest free; and

THAT City Council **APPROVE** the 2013 rates for purposes of levying the approved levy as detailed in Table 2; and

THAT the City Solicitor **BE DIRECTED** to approve the necessary by-law for purposes of levying and collecting the funds to be raised.

Carried.

Report Number 16553 AFB/11544 5

Payne
Sleiman

CR101/2013

THAT tender 08-07 (Supply & Application of Salt Brine) with Pollard Highway Products Ltd.)

BE EXTENDED for three years as afforded in the current contract at a cost of \$127,387.80 (excluding HST) and adjusted annually by terms contained in the contract for the 2014-2015 and 2015-2016 winter maintenance seasons.

Carried.

Report Number 16530 SW/9857 C6

Payne
Sleiman

CR102/2013

THAT Council **APPROVE** the extension of contract 03-06 with Amico Contracting and Engineering for a further three years as afforded in the current contract at a cost of \$682,155 (excluding HST) and adjusted per annum by terms contained in the contract for the 2014-2015 and 2015-2016 winter maintenance seasons; and

THAT Council **APPROVE** the extension of contract 04-06 with Coco Paving for a further three years as afforded in the current contract at a cost of \$1,228,317.55 (excluding HST) and adjusted per annum by terms contained in the contract for the 2014-2015 and 2015-2016 winter maintenance seasons.

Carried.

Report Number 16531 SW/9156 SW/9155 C7

Payne
Sleiman

CR103/2013

THAT City Council **AUTHORIZE** that the list of properties (as identified in Appendix A) **BE VESTED** in the name of the Municipality; and

THAT City Council **AUTHORIZE** the City Treasurer/designate to remove from the tax roll property taxes in the amount of \$675,506.02 (inclusive of education tax) plus any additional levies or penalties that may be added from the date of this report until the date of actual write-off.

Carried.

Report Number 16551 AF2013 C8

Payne
Sleiman

CR104/2013

THAT Council **CONFIRM** and **RATIFY** this report on the transfer of \$175,971 surplus program funding (100% Provincial) from Ministry of Municipal Affairs and Housing (MMAH) rent bank funds to the Windsor Essex Community Housing Corporation; and further

THAT the CAO and Community Development & Health Commissioner **BE AUTHORIZED** to execute an Agreement between The City of Windsor and WECHC to continue delivery of the Rent Bank program. The agreement would utilize \$175,971 of surplus program funding (100% Provincial) from Ministry of Municipal Affairs and Housing (MMAH) and would **BE SUBJECT** to the agreement being in a form satisfactory to the City Solicitor; satisfactory in financial content to the City Treasurer, and satisfactory in technical content to the Executive Director of Housing and Children's Services.

Carried.

Report Number 16564 SS/4274 C9

STANDING COMMITTEE RESOLUTIONS

Moved by Councillor Gignac, seconded by Councillor Valentinis,

M189-2013 That **Report No. 120 of the Environment, Transportation & Public Safety Standing Committee** of its meeting held March 20, 2013 regarding "Walkerville BIA: Request to Remove Parking Meters" **BE ADOPTED** as presented.

Carried.

Report Number 16167 ST2013

Moved by Councillor Payne, seconded by Councillor Sleiman,

M190-2013 That **Report No. 130 of the Environment, Transportation & Public Safety Standing Committee** of its meeting held April 24, 2013 regarding "Housekeeping Amendments to By-Law No. 245-2004 – A By-Law for the Registration and Licensing of Dogs and for the Control of Dogs Generally within the City of Windsor" **BE ADOPTED** as presented.

Carried.

Report Number 16499 AB2013

Moved by Councillor Payne, seconded by Councillor Sleiman,

M191-2013 That **Report No. 131 of the Environment, Transportation & Public Safety Standing Committee** of its meeting held April 24, 2013 regarding "Rose Street & Westminster Boulevard All-Way Stop Request" **BE DEFERRED** to the June 4, 2013 meeting of Council to allow for Councillor Marra to be in attendance.

Carried.

Report Number 16496 ST2013

Moved by Councillor Payne, seconded by Councillor Sleiman,

M192-2013 That **Report No. 132 of the Environment, Transportation & Public Safety Standing Committee** of its meeting held April 24, 2013 regarding "CQ5-2013 Labelle Street and Dominion Boulevard – Motorist and Pedestrian Safety" **BE ADOPTED** as presented.

Carried.

Report Number 16495 ST2013

Moved by Councillor Payne, seconded by Councillor Sleiman,

M193-2013 That **Report No. 133 of the Environment, Transportation & Public Safety Standing Committee** of its meeting held April 24, 2013 regarding “Minutes of the Windsor-Essex County Environment Committee meeting held March 7, 2013” **BE ADOPTED** as presented.

Carried.

MB2013

Moved by Councillor Payne, seconded by Councillor Sleiman,

M194-2013 That **Report No. 134 of the Environment, Transportation & Public Safety Standing Committee** of its meeting held April 24, 2013 regarding “Report No. 69 of the Windsor-Essex County Environment Committee meeting held March 7, 2013” pertaining to petroleum coke being stock piled along the Detroit River shoreline **BE ADOPTED** as presented.

Carried.

MB2013

Moved by Councillor Payne, seconded by Councillor Sleiman,

M195-2013 That **Report No. 135 of the Environment, Transportation & Public Safety Standing Committee** of its meeting held April 24, 2013 regarding “Report No. 70 of the Windsor-Essex County Environment Committee meeting held March 7, 2013” pertaining to the Asian Carp Crisis in the Great Lakes **BE ADOPTED** as presented.

Carried.

MB2013

Moved by Councillor Payne, seconded by Councillor Sleiman,

M196-2013 That **Report No. 136 of the Environment, Transportation & Public Safety Standing Committee** of its meeting held April 24, 2013 regarding “Minutes of the Windsor Licensing Commission meeting held February 28, 2013” **BE ADOPTED** as presented.

Carried.

MB2013

Moved by Councillor Hatfield, seconded by Councillor Jones,

M197-2013 That **Report No. 137 of the Environment, Transportation & Public Safety Standing Committee** of its meeting held April 24, 2013 regarding “Report No. 55 of the Windsor Bicycling Committee” pertaining to Revised Terms of Reference for fundraising initiatives **BE ADOPTED** as presented.

Carried.

MB2013

Moved by Councillor Payne, seconded by Councillor Sleiman,

M198-2013 That **Report No. 138 of the Environment, Transportation & Public Safety Standing Committee** of its meeting held April 24, 2013 regarding “Report No. 68 of the Windsor-Essex County Environment Committee” pertaining to Revised Terms of Reference for composition and selection of members **BE ADOPTED** as presented.

Carried.

MB2013

Moved by Councillor Payne, seconded by Councillor Sleiman,
M199-2013 That **Report No. 137 of the Planning & Economic Development Standing Committee Standing Committee** of its meeting held April 15, 2013 regarding “Repeal of By-Law 5263 exempting lands within Registered Plan 12M-77 from Part-Lot Control” **BE DEFERRED** at least 21 days to allow the applicant to submit Condominium and Rezoning application.

Carried.

Report Number 16487 AB2013

STANDING COMMITTEE REPORTS

Adopted by Council at its meeting held May 27, 2013 [M189-2013]
DEFERRED to the May 21, 2013 meeting of Council
as adopted by Council at its meeting held April 8, 2013 [M122-2013]

/AA
Windsor, Ontario April 8, 2013

REPORT NO. 120 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held March 20, 2013

Present: Councillor J. Gignac
Councillor A. Halberstadt
Councillor R. Jones,
Councillor H. Payne
Councillor F. Valentinis, Chair

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

Moved by Councillor Gignac, seconded by Councillor Payne,
THAT the request by the Walkerville BIA for the removal of parking meters

BE DENIED.

Carried.
Councillor Halberstadt voting nay.

Clerk’s Note: The report authored by the Manager of Traffic Operations dated November 1, 2012 entitled “WALKERVILLE BIA: Request to Remove Parking Meters” is *attached* as background information.

Livelink 16167, ST2013

CHAIRPERSON

DEPUTY CLERK

Adopted by Council at its meeting held May 27, 2013 [M190-2013]

/AA

Windsor, Ontario May 21, 2013

REPORT NO. 130 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held April 24, 2013

Present: **Councillor J. Gignac**
 Councillor A. Halberstadt
 Councillor R. Jones,
 Councillor H. Payne
 Councillor F. Valentinis, Chair

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

Moved by Councillor Jones, seconded by Councillor Halberstadt,
THAT Section 26(1) of By-law 245-2004 **BE AMENDED** by changing the term “potentially dangerous dog” to “restricted dog”.
Carried.

Clerk’s Note: The administrative report authored by the Manager of By-law Enforcement dated March 11, 2013 entitled “Housekeeping Amendments to By-law No. 245-2004 – A By-law for the Registration and Licensing of Dogs and for the Control of Dogs Generally within the City of Windsor” is attached as background information.

LIVELINK 16499, AB2013

CHAIRPERSON

DEPUTY CLERK

**DEFERRED to the June 4, 2013 meeting of Council
to allow for Councillor Marra to be in attendance
Adopted by Council at its meeting held May 27, 2013 [M191-2013]**

/AA
Windsor, Ontario May 21, 2013

**REPORT NO. 131 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held April 24, 2013**

Present:
Councillor J. Gignac
Councillor A. Halberstadt
Councillor R. Jones,
Councillor H. Payne
Councillor F. Valentinis, Chair

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

Moved by Councillor Payne, seconded by Councillor Gignac,
THAT the report Rose Street & Westminster Boulevard All-Way Stop Request from the City Engineer **BE RECEIVED** for information, and
THAT Westminster Boulevard issues, along with those of nearby parallel streets,
BE REFERRED to the updated City of Windsor Traffic Calming Policy once the Policy has been adopted.
Carried.

Clerk's Note: The administrative report authored by the City Engineer dated April 9, 2013 entitled "Rose Street & Westminster Boulevard All-Way Stop Request" is attached as background information.

LIVELINK 16496, ST2013

CHAIRPERSON

DEPUTY CLERK

Adopted by Council at its meeting held May 27, 2013 [M192-2013]

/AA

Windsor, Ontario May 21, 2013

REPORT NO. 132 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held April 24, 2013

Present: Councillor J. Gignac
Councillor A. Halberstadt
Councillor R. Jones,
Councillor H. Payne
Councillor F. Valentinis, Chair

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

Moved by Councillor Gignac, seconded by Councillor Jones,
THAT the report CQ5-2013 Labelle Street and Dominion Boulevard – Motorist and Pedestrian Safety from the City Engineer **BE RECEIVED** for information, and
THAT Administration **BE REQUESTED** to install a pedestrian countdown signal at this location.
Carried.

Clerk’s Note: The administrative report authored by the City Engineer dated April 9, 2013 entitled “*CQ5-2013 Labelle Street and Dominion Boulevard – Motorist and Pedestrian Safety*” is attached as background information.

LIVELINK 16495, ST2013

CHAIRPERSON

DEPUTY CLERK

Adopted by Council at its meeting held May 27, 2013 [M193-2013]
/AA
Windsor, Ontario May 21, 2013

REPORT NO. 133 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held April 24, 2013

Present: **Councillor J. Gignac**
 Councillor A. Halberstadt
 Councillor R. Jones,
 Councillor H. Payne
 Councillor F. Valentinis, Chair

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

Moved by Councillor Gignac, seconded by Councillor Jones,
THAT the minutes of the Windsor-Essex County Environment Committee meeting held March 7, 2013 **BE RECEIVED** for information.
Carried.

Clerk’s Note: The minutes of the Windsor-Essex County Environment Committee meeting held March 7, 2013 are *attached* as background information.

CHAIRPERSON

DEPUTY CLERK

**Adopted by Council at its meeting held May 27, 2013 [M194-2013]
/AA
Windsor, Ontario May 21, 2013**

**REPORT NO. 134 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held April 24, 2013**

**Present: Councillor J. Gignac
 Councillor A. Halberstadt
 Councillor R. Jones,
 Councillor H. Payne
 Councillor F. Valentinis, Chair**

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

Moved by Councillor Gignac, seconded by Councillor Jones,
THAT Report No. 69 of the Windsor-Essex County Environment Committee meeting held March 7, 2013 regarding the petroleum coke being stock piled along the Detroit River shoreline just east of the Ambassador Bridge **BE APPROVED.**
Carried.

Clerk’s Note: Report No. 69 of the Windsor-Essex County Environment Committee meeting held March 7, 2013 is *attached* as background information.

CHAIRPERSON

DEPUTY CLERK

Adopted by Council at its meeting held May 27, 2013 [M195-2013]

/AA

Windsor, Ontario May 21, 2013

REPORT NO. 135 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held April 24, 2013

Present:
Councillor J. Gignac
Councillor A. Halberstadt
Councillor R. Jones,
Councillor H. Payne
Councillor F. Valentinis, Chair

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

Moved by Councillor Halberstadt, seconded by Councillor Jones,
THAT Report No. 70 of the Windsor-Essex County Environment Committee meeting held March 7, 2013 regarding the Asian carp crisis in the Great Lakes **BE APPROVED.**
Carried.

Clerk's Note: Report No. 70 of the Windsor-Essex County Environment Committee meeting held March 7, 2013 is *attached* as background information.

CHAIRPERSON

DEPUTY CLERK

Adopted by Council at its meeting held May 27, 2013 [M196-2013]

/AA

Windsor, Ontario May 21, 2013

**REPORT NO. 136 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held April 24, 2013**

Present:
Councillor J. Gignac
Councillor A. Halberstadt
Councillor R. Jones,
Councillor H. Payne
Councillor F. Valentinis, Chair

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

Moved by Councillor Jones, seconded by Councillor Halberstadt,
THAT the minutes of the Windsor Licensing Commission meeting held February 28, 2013 **BE RECEIVED** for information.
Carried.

Clerk's Note: The minutes of the Windsor Licensing Commission meeting held February 28, 2013 are attached as background information.

CHAIRPERSON

DEPUTY CLERK

Adopted by Council at its meeting held May 27, 2013 [M197-2013]

/AA

Windsor, Ontario May 21, 2013

**REPORT NO. 137 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held April 24, 2013**

Present:
Councillor J. Gignac
Councillor A. Halberstadt
Councillor R. Jones,
Councillor H. Payne
Councillor F. Valentinis, Chair

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

Moved by Councillor Gignac, seconded by Councillor Jones,
THAT Report No. 55 of the Windsor Bicycling Committee of its meeting held February 6, 2013 regarding the Revised Terms of Reference **BE APPROVED.**
Carried.

Clerk's Note: Report No. 55 of the Windsor Bicycling Committee is *attached* as background information.

CHAIRPERSON

DEPUTY CLERK

Adopted by Council at its meeting held May 27, 2013 [M198-2013]

/AA

Windsor, Ontario May 21, 2013

REPORT NO. 138 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held April 24, 2013

Present:
Councillor J. Gignac
Councillor A. Halberstadt
Councillor R. Jones,
Councillor H. Payne
Councillor F. Valentinis, Chair

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

Moved by Councillor Gignac, seconded by Councillor Halberstadt,
THAT Report No. 68 of the Windsor-Essex County Environment Committee of its meeting held December 6, 2012 regarding the revised Terms of Reference **BE APPROVED.**
Carried.

Clerk's Note: Report No. 68 of the Windsor-Essex County Environment Committee is *attached* as background information.

CHAIRPERSON

DEPUTY CLERK

Adopted by Council at its meeting held May 27, 2013 [M199-2013]
/AA
Windsor, Ontario May 21, 2013

REPORT NO. 137 of the
PLANNING & ECONOMIC DEVELOPMENT STANDING COMMITTEE
of its meeting held April 15, 2013

Present: Councillor Drew Dilkens
 Councillor Percy Hatfield
 Councillor Bill Marra, Chair
 Councillor Hilary Payne
 Councillor Ed Sleiman

That the following recommendations of the Planning & Economic Development Standing Committee **BE APPROVED** as follows:

Moved by Councillor Hatfield, seconded by Councillor Sleiman
THAT the matter of repealing By-law 6263 exempting lands within Registered Plan 12M-77 from Part-Lot Control **BE REFERRED** to Windsor City Council for decision.
Carried.

LIVELINK 16487, AB2013

Clerk's Note: The administrative report authored by the City Planner dated March 25, 2013 entitled "Repeal of By-law 5263 exempting lands within Registered Plan 12M-77 from Part-Lot Control" is ***attached*** as background information. Also ***attached*** is a letter dated April 11, 2013 from the Senior Planner, GSP Group regarding 3163 Forest Glade Drive and a letter dated March 12, 2013 (***attached***) from the Manager of Development Applications addressed to Caroline Baker, GSP Group Inc.

CHAIRPERSON

DEPUTY CITY CLERK

Adopted by Council at its meeting held May 27, 2013 [M205-2013]
VC/bm

**SPECIAL MEETING OF COUNCIL – IN CAMERA
May 21, 2013**

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

Members in Attendance:

Mayor E. Francis
Councillor D. Dilkens
Councillor R. Jones
Councillor A. Halberstadt (arrives at 3:39
p.m.)
Councillor F. Valentinis
Councillor P. Hatfield
Councillor J. Gignac
Councillor A. Maghnieh (arrives at 3:39
p.m.)
Councillor H. Payne
Councillor E. Sleiman

Members Absent:

Councillor B. Marra

Also in attendance:

H. Reidel, Chief Administrative Officer
M. Palanacki, Acting 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
P. Brode, Senior Legal Counsel (Items 2 and 4)
M. Nazarewich, Senior Legal Counsel (Item 3)

**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, amended</u>	<u>– to Act, as</u>
1	Property matter – purchase of land	239(2)(c)	
2	Legal matter – litigation	239(2)(e)(f)	
3	Legal matter – litigation <u>NOTE:</u> This matter was deferred at the in-camera meeting of Council on May 6, 2013	239(2)(e)(f)	
4	Property/Legal matter – litigation	239(2)(e)(f)	

Motion Carried.

Declarations of Pecuniary Interest:

Councillor Hatfield discloses an interest and abstains from voting on Item 1 regarding a property matter – purchase of land as his wife is a trustee with the Greater Essex County District School Board.

Discussion on the items of business. (Items 1, 2, 3(b), 3(c), 3(a) and 4).

Verbal Motion is presented by Councillor Gignac, seconded by Councillor Valentinis,
to move back into public session.

Motion Carried.

Moved by Councillor Gignac, seconded by Councillor Valentinis,
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held May 21, 2013 directly to Council for consideration at the next Regular Meeting.

1. That the recommendation contained in the in-camera report from the Manager of Real Estate Services, City Solicitor and Corporate Leader Economic Development and Public Safety, Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology and City Engineer and Corporate Leader Environmental Protection and Transportation respecting a property matter – purchase of land **BE APPROVED**.

Councillor Hatfield discloses an interest and abstains from voting.

Councillors Maghnieh, Halberstadt and Marra are absent for the vote.

2. That the recommendation contained in the in-camera report from Senior Legal Counsel, City Solicitor and Corporate Leader Economic Development and Public Safety, Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology and City Engineer and Corporate Leader Environmental Protection and Transportation respecting a legal matter - litigation **BE APPROVED**.

Councillors Maghnieh, Halberstadt and Marra are absent for the vote.

3(a). That the recommendation contained in the in-camera report from Senior Legal Counsel, City Solicitor and Corporate Leader Economic Development and Public Safety, Senior Manager Development and Geomatics, Acting Manager of Facility Operations and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a legal matter - litigation **BE APPROVED**.

Councillor Marra absent for the vote.

3(b). That the in-camera report from Senior Legal Counsel, City Solicitor and Corporate Leader Economic Development and Public Safety, Senior Manager Development and Geomatics, Acting Manager of Facility Operations and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a legal matter - litigation **BE RECEIVED** and that Administration **BE AUTHORIZED TO PROCEED** on the verbal direction of Council.

Councillor Marra absent for the vote.

3(c). That the in-camera report from Senior Legal Counsel, City Solicitor and Corporate Leader Economic Development and Public Safety, Senior Manager Development and Geomatics, Acting Manager of Facility Operations and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a legal matter - litigation **BE RECEIVED** and that Administration **BE AUTHORIZED TO PROCEED** on the verbal direction of Council.

Councillor Marra absent for the vote.

4. That the in-camera report from Senior Legal Counsel and City Solicitor and Corporate Leader Economic Development and Public Safety respecting a property/legal matter - litigation **BE RECEIVED FOR INFORMATION**.

Mayor Francis and Councillor Marra absent for the vote.

Motion Carried.

**Moved by Councillor Jones, seconded by Councillor Maghnieh,
That the special meeting of council held May 21, 2013 BE ADJOURNED.**

(Time: 4:40 p.m.)

Motion Carried.