

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 Jones
Councillor Kusmierczyk
Councillor Maghnieh
Councillor Marra
Councillor Payne
Councillor Sleiman
Councillor Valentinis

Members Absent:

None.

Call to Order

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

Disclosures of Pecuniary Interest and the General Nature Thereof

Councillor Halberstadt discloses an interest and abstains from voting on Item No. 12, being the report of the City Planner entitled "Approval to Proceed with Alley Closing Subsidy Pilot Program", as he is considering closing the alley adjacent to his house.

Mayor Francis discloses an interest and abstains from voting on Item No. 15, being the report of the Executive Director of Parks and Facilities entitled "Self Watering Planters and Hanging Baskets – Green City Initiative", as his parents own property within the Wyandotte Towne Centre BIA which would be affected by this report.

Minutes

Moved by Councillor Marra, seconded by Councillor Payne,
That the Minutes of the regular meeting of Council held March 17, 2014 **BE ADOPTED**
as presented.
Carried.

Notice of Proclamations

National Poetry Month – April 2014
Holocaust Remembrance Day – April 27, 2014

Committee of the Whole

Moved by Councillor Sleiman, seconded by Councillor Valentinis,
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 March 19, 2014 (**revision attached**).
- (g) consideration of by-laws 52 -2014 through 68-2014 (inclusive).

Carried.

Communications

Moved by Councillor Dilkens, seconded by Councillor Gignac,
M138-2014 That the following Communication Items 1 to 4, 6 to 24, 26 to 39 and 41 to 43 inclusive, as set forth in the Council Agenda **BE REFERRED** as noted except Communication No. 5, No. 25 and No. 40 which are dealt with as follows:

Communication No. 5:

Moved by Councillor Payne, seconded by Councillor Halberstadt,
M141-2014 That the correspondence from the Ontario Good Roads Association (OGRA) dated March 25, 2014 regarding Joint and Several Liability, **BE RECEIVED**, and further, that Council **SUPPORT** OGRA's position on this matter, as outlined in the correspondence.

Carried.

MMA2014

Communication No. 25:

Moved by Councillor Jones, seconded by Councillor Gignac,
M142-2014 That the correspondence from Bruce Julian dated January 16, 2014 regarding an advertising request from the Royal Canadian Legion Ontario Command **BE RECEIVED**; and further, that **APPROVAL BE GIVEN** for a half page ad in the "Military Service Recognition Book" in the amount of \$695.00 and that this **BE CHARGED** to the Mayor's Office Budget.

Carried.

APR2014

Communication No. 40:

Moved by Councillor Halberstadt, seconded by Councillor Jones,
M143-2014 That the report of the Chief Administrative Officer dated March 31, 2014 entitled "Association of Municipalities of Ontario (AMO) - Request for Proposals to Host Conferences in 2018, 2019 and 2020" **BE RECEIVED**; and further, that the City of Windsor **PREPARE** a submission in response to the Request for Proposals by AMO to host conferences in 2018, 2019 and 2020, and that the County of Essex **BE REQUESTED** to participate in this effort.

Carried.

MMA2014

Item	From	Description
1	Public Works and Government Services Canada	185 Ouellette Avenue – Hoarding City Engineer Note & File SW2014
2	Ministry of Consumer Services and Office of the Deputy Minister	Update on the implementation of the <i>Ontario Underground Infrastructure Notification System Act, 2012</i> . City Engineer Note & File GP2014
3	Ministry of Citizenship and Immigration	Lincoln M. Alexander Award 2014 Note & File APR2014
4	Ministry of Municipal Affairs and Housing	2014 Annual Repayment Limit (ARL) Chief Financial Officer/City Treasurer Note & File GM2014
5	Ontario Good Roads Association (OGRA)	OGRA's Position on Joint and Several Liability City Solicitor Note & File MMA2014
6	Ontario Municipal Board (OMB)	Appeal by Howard Weeks regarding the paved pathways at Willistead Park. (Attachments are available for viewing at the City Clerk's office). City Solicitor City Planner Executive Director of Parks & Facilities Note & File ZC2014
7	Ontario Municipal Board (OMB)	Applicant Russel Lalovich Subject: Minor Variance Property Address: 481 Askin Avenue Memorandum of Oral Decision Delivered on March 5, 2014 by C. Hefferon and Order of the Board Chief Building Official City Solicitor City Planner Note File ZC2014
8	Association of Municipalities of Ontario (AMO)	Highlights of the March 2014 Board Meeting Note & File MMA2014
9	Chief Administrative Officer	Windsor Essex Active Retirement Community Initiative (WEARI) Funding Note & File APR/10339
10	Manager of Urban Design	Site Plan Approval - Agent: Architectura Inc. Location: 1375 California Avenue for classroom renovations, demolition of existing accessory buildings and addition of 28 parking stalls on existing asphalt area Note & File ZS/11882

11	Committee of Adjustment/Consent Authority Agenda Record	Committee of Adjustment/Consent Authority Agenda Record for Thursday, April 10, 2014, Council Chambers, 350 City Hall Square West, 3 rd Floor, Windsor Ontario Note & File ZC2014
12	City Clerk	Placement of Question on the October Municipal Ballot Note & File ACEE/11649
13	City Engineer	2013 United Way Campaign Summary Note & File APR2014
14	City Engineer	2013 Annual Report – Building Permit Fee Reserve Fund Note & File SB2014
15	Ministry of Agriculture and Food	The Horse Racing Partnership Plan. Note & File GP2014
16	Federation of Canadian Municipalities (FCM)	Renewing the annual membership with the Federation of Canadian Municipalities. Chief Financial Officer/City Treasurer Note & File MMF2014
17	Federation of Canadian Municipalities (FCM)	Response from FCM regarding Canada Post's proposed removal of door-to-door delivery and subsequent reliance on "community mailboxes". Note & File GF2014
18	Ontario Municipal Board (OMB)	Appeal by Greek Orthodox Community of Windsor regarding CR52/2014 which is an amendment to the zoning bylaw to rezone a portion of the subject property from Manufacturing District to Green District. City Solicitor City Planner ZC2014
19	Ontario Municipal Board (OMB)	Appeal by Greek Orthodox Community of Windsor regarding CR52/2014 which is the decision to amend the Official Plan to redesignate a portion of the subject property from Industrial to Natural. City Solicitor City Planner ZC2014
20	Association of Municipalities of Ontario (AMO)	New Accountability and Transparency Act for Broader Public Sector with Proposed New Requirements to Be Imposed on Municipal Government Note & File MMA2014
21	Association of Municipalities of Ontario (AMO)	Bill 69, The Prompt Payment Act Put Aside; Government Announces Construction Liens Act Review Chief Building Official Note & File MMA2014

22	Association of Municipalities of Ontario (AMO)	AMO's Interest Arbitration Update. Note & File MMA2014
23	Greater Essex County District School Board	Education Development Charges (EDC) – By-laws. (<u>Attachment printed for Mayor & Council Only; copy available on City website</u>) Note & File ME2014
24	Share the Road Cycling Coalition	Omnibus Legislation To Result in Safer Roads For All Users Windsor Bicycling Committee Note & File ST2014
25	City Clerk	Royal Canadian Legion Ontario Command Military Service Recognition Book COUNCIL DIRECTION REQUESTED Chief Financial Officer & City Treasurer APR2014
26	City Solicitor	Impact of Joint and Several Liability on Municipalities CR M993-2014 Note & File GM2014
27	Town of Tecumseh	Notice of public meeting regarding proposed Official Plan amendment and Zoning By-law amendment. City Planner ZB2014
28	St. Clair Society of Architects (SCSA)	Basic concerns over the planned location of new fire hall No. 2 at the corner of Milloy St. and Chandler Road Fire Chief City Engineer Note & File SF2014
29	Manager of Development Applications	Zoning Amendment application submitted by Larry Horwitz for 2879 Riverside Drive East to add the following uses: public hall, exhibition hall, professional studio, office, medical office, financial office, hotel, retail, restaurant Note & File ZB/11866
30	Manager of Urban Design	Site Plan Approval - Agent: Vijay Vasantgadkar Location: 8475 Wyandotte Street East to allow a four storey apartment building, two storey townhomes and one storey covered garage Note & File ZS/11877
31	Manager of Urban Design	Site Plan Approval – Agent: Dorota Witalec, Parkin Architects Ltd. Location: 1149 Goyeau Street to allow for adaptation of three storey building for clinical use Note & File ZS/11876
32	Manager of Urban Design	Site Plan Approval – Agent: Buschante Development Group Corp. Location: 528 Chippawa Street to allow demolition and new construction of double duplex Note & File ZS/11875

33	Manager of Urban Design	Site Plan Approval – Agent: Vijay Vasantgadkar Location: 3239 Russell Street to allow a two storey apartment building with partial basement Note & File ZS/11873
34	Manager of Urban Design	Site Plan Approval – Agent: Max DeAngelis DeAngelis Construction Inc. Location: 6845 Hawthorne Drive to allow an addition to industrial building Note & File ZS/11874
35	Manager of Urban Design	Site Plan Approval – Agent: Vijay Vasantgadkar Location: 870 Erie Street East to allow for expansion of current lodging house Note & File ZS/11872
36	Manager of Urban Design	Site Plan Approval – Agent: John Bortolotti, Sfera Architectural Association Inc. Location: 465 Victoria Avenue to allow for a full day kindergarten addition Note & File ZS/11871
37	Manager of Urban Design	Site Plan Approval – Agent: John Bortolotti, Sfera Architectural Associates Inc. Location: 2751 Partington Avenue to allow for a full day kindergarten addition Note & File ZS/11870
38	Manager of Urban Design	Site Plan Approval – Agent: John Bortolotti, Sfera Architectural Associates Inc. Location: 1400 Roselawn Drive to allow for a full day kindergarten addition Note & File ZS/11869
39	Manager of Urban Design	Site Plan Approval – Agent: City of Windsor Parks & Facilities Department Location: 7689 Riverside Drive East to allow for a parking lot upgrade Note & File ZS/11884
40	Chief Administrative Officer	Association of Municipalities of Ontario (AMO) – Request for Proposals to Host Conferences in 2018, 2019 and 2020 Note & File MMA2014
41	City Engineer	CQ35-2013 Heavy Truck Traffic Between EC Row Expressway and Highway 401 Along Dougall Avenue Note & File ST/8821
42	City Treasurer	Ward Fund Expenditures (January 2013 – December 2013) Note & File AF2014

43	Community Development & Health Commissioner	Canada Cultural Spaces Fund Announcement	Note & File APR/10168
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Carried.

Consent Agenda

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

Consent Committee Reports

- Item 2 Document Fees – Electronic Tendering
- Item 3 Purchasing Shared Services Review
- Item 4 Tree Trimming (2,500 trees more or less) at various locations throughout the City of Windsor (Tender No. 38-14)
- Item 7 Request from Windsor Essex Community Housing Corporation to sell parcel of land to the Town of Tecumseh
- Item 8 Succession Planning – 2013 Initiatives & Reserve Account Expenditures Update
- Item 9 Naming of Community Rink #2 at the WFCU Centre
- Item 11 RFP 19-14, Large Fleet Three Post Hoist System
- Item 14 Establishment of 2014 Tax Rates – **TABLED**
- Item 16 Participation in Ontario's Investment Ready: Certified Sites Program
- Item 17 185 Ouellette Avenue

<i>Social Development, Health & Culture Standing Committee</i>		
No.		Description
1	Report No. 204	Response to CQ33-2013 "To investigate how other Canadian Municipalities are recognizing veterans of war or police actions sanctioned by the United Nations post the Korean War (plaques, monuments)?"
2	Report No. 214	2013 Recreation and Culture Community Impact Report
3	Report No. 216	Physiotherapy Services for Huron Lodge
4	Report No. 217	Car Pro Industries (Windsor) Limited EV Fest 2014, Riverfront Festival Plaza and Riverfront Civic Terrace, Riverfront Trail, Temporary Road Closure of Riverside Drive West
5	Report No. 218	Permission to Allow the Executive Director of Employment & Social Services to Participate on the Ontario Works Director –Administrator Reference Group (DARG)
6	Report No. 221	WFCU Centre Naming Rights Update – CQ25-2013
7	Report No. 222	Utilizing Reserve Fund 178 for relocations, repairs and maintenance of pieces within Windsor's Sculpture Garden in 2014-2015
8	Report No. 223	The minutes of the Willistead Manor Inc. Executive Committee and Board of Directors meetings held October 10, 2013
9	Report No. 224	The minutes of the Willistead Manor Inc. Executive Committee and Board of Directors meetings held November 14, 2013

<i>Environment, Transportation & Public Safety Standing Committee</i>		
No.		Description
1	Report No. 188	The minutes of the Town and Gown Committee meeting held October 15, 2013
2	Report No. 189	Report No. 3 of Rail Issues Committee (VACIS System)
3	Report No. 190	Report No. 4 of the Rail Issues Committee (audit of CN Rail Crossing at Concession 7 – recent safety issues)

<i>Windsor International Aquatic and Training Centre Steering Committee</i>		
No.		Description
1	Report No. 25	Consideration of Potential Enhancements

<i>Executive Committee</i>		
No.		Description
1	Report No. 167	Upcoming Rt. Hon. Herb Gray Parkway Construction and Truck Detour
2	Report No. 168	Internal Audit Performance Dashboard, December 31, 2013
3	Report No. 169	2013/14 Internal Audit Plan Revised – December 31, 2013
4	Report No. 170	The Corporation of the City of Windsor 2013 Internal Audit: Governance and Strategic Leadership – status update: January 27, 2014
5	Report No. 171	The Corporation of the City of Windsor Concerned Citizen/Employee Hotline and Notification Process – Proposed modifications to include section 7 – Effort allocation for Call Analysis

Carried.

Deferrals and/or Referrals and Withdrawals

None.

Presentations & Delegations:

PRESENTATIONS:

Snow Angels Volunteer Snow Removal Program

Mario Sonogo, City Engineer; Vincenza Mihalo, Executive Director of Human Resources; and Jill Braido, Marketing and Communications Officer – City of Windsor

Mario Sonogo, City Engineer; Vincenza Mihalo, Executive Director of Human Resources; and Jill Braido, Marketing and Communications Officer- City of Windsor, appear before Council to provide a brief overview of the Snow Angels Program highlighting the successes of the Program, and along with Mayor Francis present the following Snow Angel Prizes:

- Grand Prize Winner – iPadAir – to the Koekstat family (Karrie, Paisley, Burke and Peter Burke)
- Winners of one-year passes for Adventure Bay:
 - 1) Jeff Gage
 - 2) Shi Kui Wu
 - 3) Eliot Sharpe.

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(For final disposition of this matter, see Clause **CR82/2014** in Schedule “A” attached hereto.)

DELEGATIONS415 Ouellette, Site Plan Approval, SPC-025/13Jack Jorgensen, President, Advance Business Systems and Glen Muir

Jack Jorgensen, President, Advance Business Systems and Glen Muir appear before Council and provide a brief overview of their application for 415 Ouellette Avenue, and conclude by requesting that for Site Plan approval, that the required height of the railing for their outdoor rooftop patio **BE CHANGED** from the recommended 60 inches to 42 inches.

Moved by Councillor Halberstadt, seconded by Councillor Sleiman,

- I. That the application by **2380836 Ontario Inc**, (represented by Jack Jorgensen) **File No.: SPC-025/13** permitting development in accordance with Appendix A, **BE APPROVED**.
- II. That the owner **ENTER INTO** a site plan control agreement with the Corporation, providing for the following:
 - a. Basic Provisions
 - b. General Provisions
 - c. Special Provisions prior to construction permit issuance:
 - i. Security:

<u>Lighting</u>	\$ 2,000
Total	\$ 2,000
- III. That approval of the application is given a condition that:
 - a. The owner agrees, prior to the issuance of a construction permit, to obtain Committee of Adjustment variances for building height, bicycle parking, loading space and parking requirements.
 - b. The owner agrees, prior to the issuance of a construction permit, to contribute the sum of \$500.00 payable to the City of Windsor and deposited in the General Fund intended for the upkeep of alleys within the City of Windsor.
 - c. The owner agrees to submit an updated site plan illustrating noise attenuation to shield the open rooftop patio area to the satisfaction of the City Planner.
 - d. The owner agrees to raise the translucent safety barrier around the perimeter of the cantilevered patio to a minimum height of 1.524 meters (5 feet) to the satisfaction of the City Planner.

- e. The owner will be required to obtain a permit from the Engineering Department to connect to existing sanitary and/or storm sewer connections. Existing connections are to be utilized wherever possible at the entire cost and risk of the owner. If an existing connection is not utilized, it shall be capped and abandoned to the satisfaction of the City Engineer. If a new connection is required, it shall be installed, by trenchless method under the existing pavement from the sewer main tap pit, except when specific consent is given by the City Engineer.
 - f. The owner agrees to install a sanitary sampling manhole accessible at the property line of the subject lands to the City Engineer at all times. The determination of the requirement or interpretation if a sampling manhole exists or exceptions to such will be to the satisfaction of the City Engineer.
 - g. The owner agrees, prior to the issuance of a construction permit, to submit an application for a Sign By-law amendment for the proposed television sign to the satisfaction of the City Planner.
 - h. The owner agrees, prior to the issuance of a construction permit, to submit application for and execute an agreement with the Corporation for the proposed encroachments into the right-of-way consisting of the cantilevered portion of the roof top lounge located in the Ouellette right-of-way to the satisfaction of the City Engineer.
 - i. The owner agrees, prior to the issuance of a construction permit, to enter into a construction and maintenance agreement with the Corporation for the proposed pedestrian overhead bridge connection to Parking Garage #2 on the west side of the alley to the satisfaction of the City Engineer.
 - j. The owner agrees, prior to the issuance of a construction permit, to submit application for and execute an agreement with the Corporation for the proposed encroachments into the right-of-way consisting of the overhead bridge connection to Parking Garage #2 on the west side of the alley to the satisfaction of the City Engineer.
- IV. That **COUNCIL APPROVES** the waiving of All Items in General Provision G-3, Landscaping of the Site Plan Control Agreement.
- V. That **COUNCIL APPROVES** the waiving of General Provision G7-(1), Photometric Plan of the Site Plan Control Agreement
- VI. 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.

The motion is put and is lost.

Aye Votes: Councillors Gignac, Halberstadt, Maghnieh and Sleiman

Nay Votes: Councillors Valentinis, Marra, Dilkens, Payne, Jones and Kusmierczyk

ZS2014 10

(For final disposition of this matter, see Clause **CR86/2014** in Schedule "A" attached hereto.)

Mayor Francis leaves the meeting at 6:58 o'clock p.m. and Councillor Maghnieh assumes the Chair.

Self Watering Planters & Hanging Baskets – Green City Initiative

Dave Grimaldi, Sandwich BIA

Dave Grimaldi, Sandwich BIA, appears before Council to state support of the City's proposed Self Watering Planters & Hanging Baskets – Green City Initiative program, and concludes by encouraging a fair and equitable distribution of City resources across all BIA's.

Caroline Postma, Wyandotte Street BIA

Caroline Postma, Wyandotte Street BIA, appears before Council to state support of the City's proposed Self Watering Planters & Hanging Baskets – Green City Initiative program.

Larry Horwitz, Chair, Downtown Windsor BIA

Larry Horwitz, Chair, Downtown Windsor BIA, appears before Council to state support of the City's proposed Self Watering Planters & Hanging Baskets – Green City Initiative program, and concludes by stressing the importance of synergy and standardization across all BIA's.

SR2014 15

(For final disposition of this matter, see Clause **CR91/2014** in Schedule "A" attached hereto.)

Mayor Francis returns to the meeting at 7:50 o'clock p.m. and Councillor Maghnieh returns to his seat at the Council table.

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

- Item 1 Waiver of Fees & Grant Funding Policy – Response to CQ27-2013
- Item 5 2013 Year-End operating Budget Variance Report
- Item 12 Approval to Proceed with Alley Closing Subsidy Pilot Program
- Item 13 2013 & 2014 Enhanced Capital Plan Forecast and Allocation

Consideration of Committee Reports

M139-2014 Moved by Councillor Marra, seconded by Councillor Payne,
That the **Report of the special In-camera** meeting held April 7, 2014, **BE ADOPTED**
as presented.

Carried.

ACO2014

M140-2014 Moved by Councillor Marra, seconded by Councillor Payne,
That the **Report of the special In-Camera Meeting** held March 19, 2014 (Revised)
BE ADOPTED as presented.

Carried.

ACO2014

By-laws

Moved by Councillor Sleiman, seconded by Councillor Valentinis,
That the following By-laws No. 52-2014 through 68-2014 (inclusive), be introduced and read a first and second time:

- 52-2014 “A BY-LAW TO ESTABLISH A POLICY FOR THE DISPOSAL OF LAND”, authorized by CR30/2014, adopted February 3, 2014
- 53-2014 “A BY-LAW TO AMEND BY-LAW 208-2008, BEING A BY-LAW TO DELEGATE TO ADMINISTRATION THE AUTHORITY TO PROCESS, MAKE DECISIONS ON, AND TO EXECUTE AGREEMENTS FOR CERTAIN MATTERS”, authorized by CR30/2014, adopted February 3, 2014
- 54-2014 “A BY-LAW TO FURTHER AMEND BY-LAW 11275 WHICH DELEGATED AUTHORITY TO THE CITY PLANNER, MANAGER OF DEVELOPMENT APPLICATION AND COMMITTEE TEAM OR SITE PLAN APPROVAL OFFICER TO APPROVE SITE PLAN CONTROL PLANS AND DRAWINGS AND TO IMPOSE CONDITIONS OF THE APPROVAL”, authorized by CR44/2014, adopted February 18, 2014
- 55-2014 “A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS ZANZIBAR CRESCENT AND MANZANILLO COURT, IN THE CITY OF WINDSOR”, authorized by CR575/2006, adopted December 18, 2006
- 56-2014 “A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE “WINDSOR CORE AREA ZONING BY-LAW””, authorized by CR901/2004 adopted February 9, 2004
- 57-2014 “A BY-LAW TO AMEND BY-LAW NUMBER 11879 BEING A BY-LAW TO DESIGNATE THE LANDS AND PREMISES SITUATED WITHIN THE CITY OF WINDSOR, KNOWN AS 650 DEVONSHIRE ROAD, TO BE OF ARCHITECTURAL AND/OR HISTORIC VALUE OR SIGNIFICANCE UNDER THE PROVISIONS OF THE ONTARIO HERITAGE ACT, R.S.O. 1990, CHAPTER 0.18, AS AMENDED”, authorized by M50-2014, adopted January 6, 2014
- 58-2014 “A BY-LAW TO ASSUME FOR PUBLIC USE AS A PUBLIC HIGHWAY PART OF THE 4.57 METRE (15.0 FEET) WIDE NORTH/SOUTH AND EAST/WEST ALLEYS, BETWEEN WALLACE AVENUE AND SCOFIELD AVENUE, NEXT EAST OF HOWARD AVENUE, CITY OF WINDSOR”, authorized by M330-2013, adopted September 9, 2013
- 59-2014 “A BY-LAW TO CLOSE, STOP UP AND CONVEY PART OF THE 4.57 METRE (15.0 FEET) WIDE NORTH/SOUTH AND EAST/WEST ALLEYS, BETWEEN WALLACE AVENUE AND SCOFIELD AVENUE, NEXT EAST OF HOWARD AVENUE, CITY OF WINDSOR”, authorized by M330-2013, adopted September 9, 2013
- 60-2014 “A BY-LAW TO ASSUME FOR PUBLIC USE AS A PUBLIC HIGHWAY PART OF THE 4.9 METRE (16.0 FEET) WIDE NORTH/SOUTH ALLEY BETWEEN TOURNIER STREET AND BROCK STREET, NEXT EAST OF PETER STREET, CITY OF WINDSOR”, authorized by M364-2013, adopted October 7, 2013
- 61-2014 “A BY-LAW TO CLOSE, STOP UP AND CONVEY PART OF THE 4.9 METRE (16.0 FEET) WIDE NORTH/SOUTH ALLEY BETWEEN TOURNIER STREET AND BROCK STREET , NEXT EAST OF PETER STREET, CITY OF WINDSOR”, authorized by M364-2013, adopted October 7, 2013

- 62-2014 “A BY-LAW TO ASSUME FOR PUBLIC USE AS A PUBLIC HIGHWAY PART OF THE 4.267 METRE (14.0 FEET) WIDE EAST/WEST ALLEY BETWEEN EDWARD AVENUE AND VIRGINIA AVENUE, NEXT SOUTH OF ST. ROSE AVENUE, CITY OF WINDSOR”, authorized by M365-2013, adopted October 7, 2013
- 63-2014 “A BY-LAW TO CLOSE, STOP UP AND CONVEY PART OF THE 4.267 METRE (14.0 FEET) WIDE EAST/WEST ALLEY BETWEEN EDWARD AVENUE AND VIRGINIA AVENUE, NEXT SOUTH OF ST. ROSE AVENUE, CITY OF WINDSOR”, authorized by M365-2013, adopted October 7, 2013
- 64-2014 “A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THAT PART OF THE 4.27 METRE (14.0 FEET) WIDE NORTH/SOUTH ALLEY SOUTH OF GROVE AVENUE, NEXT WEST OF JOSEPHINE AVENUE, CITY OF WINDSOR”, authorized by M368-2013, adopted October 7, 2013
- 65-2014 “A BY-LAW TO CLOSE, STOP UP AND RETAIN FOR MUNICIPAL PURPOSES THAT PART OF THE 4.27 METRE (14.0 FEET) WIDE NORTH/SOUTH ALLEY SOUTH OF GROVE AVENUE, NEXT WEST OF JOSEPHINE AVENUE, CITY OF WINDSOR”, authorized by M368-2013, adopted October 7, 2013
- 66-2014 “A BY-LAW TO ASSUME FOR SUBSEQUENT CLOSURE THAT PART OF THE 4.57 METRE (15.0 FEET) WIDE NORTH/SOUTH ALLEY SOUTH OF GROVE AVENUE, NEXT EAST OF PARTINGTON AVENUE, CITY OF WINDSOR”, authorized by M368-2013, adopted October 7, 2013
- 67-2014 “A BY-LAW TO CLOSE, STOP UP AND RETAIN FOR MUNICIPAL PURPOSES THAT PART OF THE 4.57 METRE (15.0 FEET) WIDE NORTH/SOUTH ALLEY SOUTH OF GROVE AVENUE, NEXT EAST OF PARTINGTON AVENUE, CITY OF WINDSOR”, authorized by M368-2013, adopted October 7, 2013
- 68-2014 “A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 7TH DAY OF APRIL, 2014”

Carried.

Moved by Councillor Dilkens, seconded by Councillor Gignac,

That the Committee of the Whole does now rise and report to Council respecting the business items considered by the Committee:

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

Carried.

Notices of Motion

Moved by Councillor Valentinis, seconded by Councillor Jones,
M145-2014 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 Wigle Park.

Carried.

Moved by Councillor Valentinis, seconded by Councillor Jones,
M146-2014 **WHEREAS** there has been recent confusion and uncertainty in the community with regards to the City's intentions for Wigle Park; and
WHEREAS there have been rumours in the community that the City of Windsor is looking to sell Wigle Park;
THEREFORE BE IT RESOLVED that Windsor City Council **CONFIRMS** for the official record that Wigle Park, the oldest park in the system, is **NOT** for sale or transfer.

Carried.

SR2014

Councillor Payne gives notice that at the April 22, 2014 meeting of Council he will introduce a motion for Council consideration regarding the Province of Ontario's proposal to strengthen accountability and transparency in Ontario.

Moved by Councillor Sleiman, seconded by Councillor Maghnieh,
M147-2014 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 protected lands at Sprucewood and Matchette.

Carried.

Moved by Councillor Kusmierczyk, seconded by Councillor Halberstadt
That the following proposed motion BE DEFERRED to the next meeting of Council to allow for consultation with the Windsor Essex County Environment Committee:

"That administration **BE AUTHORIZED** to enter into discussions and act as a liaison with the Ministry of Natural Resources and Coco Paving Inc. to identify our role overseeing the works/responsibilities with respect to requirements in a permit for species-at-risk under the *Endangered Species Act* regarding the area at Sprucewood and Matchette and report the results to Council."

The motion is put and is lost

Aye votes: Councillors Halberstadt and Kusmierczyk

Nay votes: Councillors Maghnieh, Payne, Sleiman, Gignac, Dilkens, Valentinis, Jones and Marra

Moved by Councillor Gignac, seconded by Councillor Sleiman,
M148-2014 That administration **BE AUTHORIZED** to enter into discussions and act as a liaison with the Ministry of Natural Resources and Coco Paving Inc. to identify our role overseeing the works/responsibilities with respect to requirements in a permit for species-at-risk under the *Endangered Species Act* regarding the area at Sprucewood and Matchette and report the results to Council.

Carried.

Councillors Halberstadt and Kusmierczyk voting nay.

SW2014

Third Reading of By-laws

Moved by Councillor Halberstadt, seconded by Councillor Jones,
That the following By-laws No. 52 -2014 through 68-2014 (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 Marra, seconded by Councillor Payne,
M144-2014 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:

CQ12-2014

Asks for Administration to come back with a report on how City Council could pass a by-law creating a "no panhandling" area in the downtown core.

Carried.

AB2014

Adjournment

Moved by Councillor Sleiman, seconded by Councillor Valentinis,
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 8:15 o'clock p.m.

MAYOR

CITY CLERK

THIS IS A DRAFT COPY

DEPUTY CITY CLERK/SENIOR MANAGER OF COUNCIL SERVICES

Payne
Jones

CR77/2014

THAT City Council **APPROVE** the Waiver of Fees and Grant Funding Policy attached as Appendix B to this report as amended for Section 5.3 to also exclude “Charitable status organizations” (anyone that can issue a tax receipt) and **RESCIND** the Waiver of Fees Policy previously adopted by City Council back on May 8, 2012 (Appendix A);

That City Council **REAFFIRM APPROVAL** under the CAO’s Delegation of Authority to consider and approve any requests for Waiver of Fees below \$3,000 however in cases where the request is for grant funding, that all such requests **BE FORWARDED** to City Council for approval irrespective of the dollar value of the request;

And FURTHER that City Council **DIRECT** Administration to track all amounts approved under this policy during 2014 and that consideration of said amounts **BE DEFERRED** for discussion during the 2015 budget deliberations

Carried.

Report Number **17065 AF2014 1**

Halberstadt
Jones

CR78/2014

That the Fees and Charges Bylaw for 2014 **BE AMENDED** to include all document fees for purchasing documents as follows:

Counter Documents:

Estimated Project Value	Document Fee
\$100,000 or less	\$25.00
\$100,001 to \$1,000,000	\$50.00
\$1,000,001 to \$5,000,000	\$75.00
\$5,000,001 to \$10,000,000	\$175.00
\$10,000,000 or more	\$200.00*

*refundable to compliant unsuccessful bidders

Electronic Documents: \$25.00.

Carried.

Report Number **17097 AF2014 C2**

Halberstadt
Jones

CR79/2014

I. That Administration **BE DIRECTED** to develop a joint procurement protocol for shared tenders, requests for proposals and other purchasing projects with EnWin Utilities Ltd., which protocol shall include a mechanism for information sharing and analysis of common purchases; and,

- II. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute a reciprocal service and indemnity agreement with EnWin Utilities Ltd. in respect of shared procurements, satisfactory in form and content to the City Solicitor; and,
- III. That the City **BE AUTHORIZED** to participate in shared procurements run by EnWin that, in the opinion of the Purchasing Manager and the responsible department head: (a) would benefit the City, and (b) comply with the requirements of the Purchasing Bylaw 93-2012; and further that the results of such procurements **SHALL BE AWARDED** in accordance with the terms of the Purchasing Bylaw as though they were conducted by the City; and,
- IV. That Administration **BE AUTHORIZED** to collaborate with EnWin Utilities Ltd. on training opportunities that may be shared between the organizations.

Carried.

Report Number **17096 AF/11878 C3**

Halberstadt
Jones

CR80/2014

That the tender, as submitted by Columbia Utility Services, Inc. **BE ACCEPTED** for the trimming of 2,500 trees (more or less) at various locations throughout the City of Windsor for a term of one year at a total tender price of \$164,875.00 plus H.S.T. to **BE CHARGED** to account 001 2980 0464 02942 0280325; and 007-2980-7131021; 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 Facilities, and in financial content to the City Treasurer; and

That upon the expiration of the one year term set out in the agreement, the Executive Director of Parks and Facilities **BE AUTHORIZED** to extend the contract for one additional one year term as identified in the tender documents upon mutual consent based on the same conditions and price of the original tender.

Carried.

Report Number **17085 SR/11879 C4**

Valentinis
Sleiman

CR81/2014

1. THAT Council RECEIVE FOR INFORMATION the 2013 Year-end Operating Budget Variance Report, dated March 10, 2014;
2. THAT the 2013 Operating Budget Surplus of \$3,961,778 (net of the contingency transfer) **BE ALLOCATED** as follows:
 - a. \$2,200,000 **BE TRANSFERRED** to the Building Permit Fee Reserve Contra Account;
 - b. the remaining operating surplus of \$1,511,778 **BE TRANSFERRED** to the Budget Stabilization Reserve (BSR) Fund;

- c. an allocation of up to \$250,000. to clean sidewalks, streets and beautify parks and repair damages due to extensive winter season.
3. THAT in order to avoid the need to re-budget for various items, Council APPROVE \$2,637,757 in budget carryovers as detailed in Appendix C: 2013 Budget Carry-Forwards;
4. THAT Council APPROVE the balancing of and transfers from Capital Projects, as detailed in Appendix D: 2013 Capital Closeouts;
5. THAT Council APPROVE the establishment of a new reserve fund entitled BIA Maintenance Reserve – PW Operations for the purpose of contingency funding for annual BIA Maintenance with transfers to/from the Reserve taking place and being reported each year end;
6. THAT Council APPROVE the establishment of a new reserve account entitled Landfill #3 Perpetual Care Reserve – PW Environmental for the purpose of contingency funding for annual perpetual care costs related to Landfill #3 with transfers to/from the Reserve taking place and being reported each year end;
7. THAT Council APPROVE the following housekeeping items and various transfers to/from reserves:
 - a. \$140,579.19 from the Capital Expenditure Reserve (Fund#160) to the City owned Vacant Lands (Dept ID#0122623) to fund the lawn maintenance and grounds upkeep of vacant land owned by the City of Windsor.
 - b. \$6,168.26 transferred from the Buskers Festival Reserve account (Account #1767) to the revenue contingency account (Dept ID#0229611) and further that the reserve account BE CLOSED as funding is no longer required
 - c. Close the strike related reserve (account #1779) as the balance is zero and no future revenue or expenses are expected
8. THAT Council APPROVE the attached Development Charges 2010 to 2013 Income Statement Schedules (Appendix E)
9. THAT, as per the request of the Police Services Board, Council APPROVE the transfer of \$198,251.65 from Police Equipment Replacement Reserve fund (195) to the Windsor Police 2013 Operating budget for the purchase of Health and Safety related equipment in 2013 (Appendix F).

Carried.

Report Number 17075 AFB/11544 5

Appendices
Appendix E

Sleiman
Gignac

CR82/2014

- I THAT the Snow Angels Volunteer Snow Removal Program **BE CONTINUED**; and
- II THAT an annualized budget of \$25,000 be **APPROVED** and included as a pre-commitment in the 2015 operating budget for the Public Works Operations Department winter control budget; and
- III THAT the Snow Angels program be delivered by City Staff into the future; and
- IV THAT administration continue to work with Volunteer organizations to recruit volunteers; and
- V THAT an accompanying presentation be made to recognize the winners of the of the draw for participating in the program and helping those who needed this service; and further
- VI THAT Paisley Koekstat and Burke Koekstat **BE AWARDED** a year round pass to Adventure Bay at the Windsor International Aquatic and Training Centre.

Carried.

Report Number **17092 SW2014 6**

Halberstadt
Jones

CR83/2014

- a) THAT Council, as the service manager designated by the Housing Services Act for social housing programs in the Windsor Essex service area and as sole shareholder of the Windsor Essex Community Housing Corporation **CONSENT** to the sale of a parcel of land at 11934 Arbour St., Tecumseh Ontario to the Town of Tecumseh for road improvement work provided further:
 - i) the Board of Directors of the Windsor Essex Community Housing Corporation **APPROVES** the sale and;
 - ii) the sale price **BE AT LEAST** for the appraised value of \$6100.00 and;
 - iii) the Town of Tecumseh **PAY** for all costs including legal fees related to this transaction and;
 - iv) the Town of Tecumseh **PAY** all expenses to restore any damaged property owned by the Windsor Essex Community Housing Corporation and;
- b) THAT the Windsor Essex Community Housing Corporation **BE AUTHORIZED TO RETAIN** all proceeds from the sale of the land for use in their general operational revenue account for the 2014 fiscal year and;
- c) THAT the Commissioner of Community Development and Health Services **BE AUTHORIZED** to sign agreements and related documents if necessary to enable the sale of the parcel of land provided the agreements and related documents if any, are in a form satisfactory to the City Solicitor and satisfactory in financial content to the Chief Financial Officer and City Treasurer and satisfactory in technical content to the Executive Director of Housing and Children's Services.

Carried.

Report Number **17090 APM2014 C7**

Halberstadt
Jones

CR84/2014

THAT the report of the Executive Director of Human Resources dated February 25, 2014 providing Council with an update on program initiatives and expenses that flowed through the Succession Planning Reserve Account (1784) in 2013 **BE RECEIVED** for information; and

Additionally that City Council **APPROVE** a maximum amount of \$15,000 from the Succession Planning Reserve Account in 2014 towards the development of a Talent Management Program (Career Counselling) to build on existing succession planning strategies.

Carried.

Report Number **17070 AS/10122 C8**

Halberstadt
Jones

CR85/2014

THAT City Council **APPROVE** the renaming of Community Rink #2 at the Windsor Family Credit Union Centre to the "Corporal A.P. Grenon and Canadian Veterans Memorial Rink".

Carried.

Report Number **17091 GM/9330 C9**

Marra
Dilkens

CR86/2014

- I. That the application by **2380836 Ontario Inc.**, (represented by Jack Jorgensen) **File No.:** **SPC-025/13** permitting development in accordance with Appendix A, **BE APPROVED**.
- II. That the owner **ENTER INTO** a site plan control agreement with the Corporation, providing for the following:
 - a. Basic Provisions
 - b. General Provisions
 - c. Special Provisions prior to construction permit issuance:
 - i. Security:

<u>Lighting</u>	\$ 2,000
Total	\$ 2,000

- III. That approval of the application is given a condition that:

- k. The owner agrees, prior to the issuance of a construction permit, to obtain Committee of Adjustment variances for building height, bicycle parking, loading space and parking requirements.

- l. The owner agrees, prior to the issuance of a construction permit, to contribute the sum of \$500.00 payable to the City of Windsor and deposited in the General Fund intended for the upkeep of alleys within the City of Windsor.
 - m. The owner agrees to submit an updated site plan illustrating noise attenuation to shield the open rooftop patio area to the satisfaction of the City Planner.
 - n. The owner agrees to install a translucent safety barrier around the perimeter of the cantilevered patio to a minimum height of 42 inches including rail to the satisfaction of the City Planner.
 - o. The owner will be required to obtain a permit from the Engineering Department to connect to existing sanitary and/or storm sewer connections. Existing connections are to be utilized wherever possible at the entire cost and risk of the owner. If an existing connection is not utilized, it shall be capped and abandoned to the satisfaction of the City Engineer. If a new connection is required, it shall be installed, by trenchless method under the existing pavement from the sewer main tap pit, except when specific consent is given by the City Engineer.
 - p. The owner agrees to install a sanitary sampling manhole accessible at the property line of the subject lands to the City Engineer at all times. The determination of the requirement or interpretation if a sampling manhole exists or exceptions to such will be to the satisfaction of the City Engineer.
 - q. The owner agrees, prior to the issuance of a construction permit, to submit an application for a Sign By-law amendment for the proposed television sign to the satisfaction of the City Planner.
 - r. The owner agrees, prior to the issuance of a construction permit, to submit application for and execute an agreement with the Corporation for the proposed encroachments into the right-of-way consisting of the cantilevered portion of the roof top lounge located in the Ouellette right-of-way to the satisfaction of the City Engineer.
 - s. The owner agrees, prior to the issuance of a construction permit, to enter into a construction and maintenance agreement with the Corporation for the proposed pedestrian overhead bridge connection to Parking Garage #2 on the west side of the alley to the satisfaction of the City Engineer.
 - t. The owner agrees, prior to the issuance of a construction permit, to submit application for and execute an agreement with the Corporation for the proposed encroachments into the right-of-way consisting of the overhead bridge connection to Parking Garage #2 on the west side of the alley to the satisfaction of the City Engineer.
- IV. That **COUNCIL APPROVES** the waiving of All Items in General Provision G-3, Landscaping of the Site Plan Control Agreement.
- V. That **COUNCIL APPROVES** the waiving of General Provision G7-(1), Photometric Plan of the Site Plan Control Agreement
- VI. 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.

Councillor Gignac voting nay.

Halberstadt
Jones

CR87/2014

THAT Council **APPROVE** the purchase and installation of a three post in-ground hoist system with a total lifting capacity of 90,000lbs, as well as the removal and disposal of the existing apparatus hoist and/or any contaminated soil at a net City cost of \$264,200 plus HST, to **BE FUNDED** from Fire Apparatus Hoist Repair/Maintenance project 7074071; and

THAT Council **APPROVE** the selection of All Tool Canada Inc. as the successful proponent to provide the aforementioned services, and that the City Solicitor **BE AUTHORIZED** to prepare a contract for those services, and that the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to sign the contract, satisfactory in form to the City Solicitor, in technical content to the Executive Director and in financial content to the City Treasurer; and

THAT Council **APPROVE** additional funding of \$106,750 to Fire Apparatus Hoist Repair/Maintenance project 7074071 from Capital Expenditure Reserve Fund 160 in order to offset the projected deficit.

Carried.

Report Number **17099 AF2014 C11**

Payne
Marra

CR88/2014

- I. That Council **AUTHORIZE** Administration to proceed with the **Alley Closing Subsidy Program (ACSP)**, as identified in CR240/2013, to **BE FUNDED** through the 2014 enhanced Capital Plan via B38/2013; for a total of \$790,000 and;
- II. That Council **AUTHORIZE** the Planning Department to implement the program using the process and alley closing classification criteria provided in Appendices "A" and "B" to this report, and;
- III. That Council **AUTHORIZE** Administration to proceed with recruitment for the Temporary Planner II and Temporary Street and Alley Legal Clerk positions described in CR240/2013;
- IV. That Administration **REPORT BACK** to City Council with a status report regarding the results of the Alley Closing Subsidy Program (ACSP) prior to 2016 budget deliberations.

Carried.

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

Report Number **17038 SW2014 12**

Gignac
Sleiman

CR89/2014 ITEM 43 REPLACED BY CR269/2014 ADOPTED NOVEMBER 17, 2014

CR89/2014

- I. THAT City Council **AUTHORIZE** Administration to **MOVE FORWARD** with the 2013 and 2014 Enhanced Capital Project as well as 2018 Debt Reduction work identified in Schedule A; and
- II. THAT projects (3 to 7, 13 to 15, 22, 23, 25, 43, 54, 57 & 58) highlighted in Schedule A **BE APPROVED** and have the \$37.771M in funding allocated as identified in Schedule A; and
- III. THAT all tenders for the works **BE PRE-APPROVED**, subject to being within the allocated budget, and that the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign the agreements, in form satisfactory to the City Solicitor, financial content satisfactory to the City Treasurer and technical content to the City Engineer; and
- IV. THAT Administration **REPORT BACK** to City Council through a Communication Report(s) the results of all tenders that were awarded and approved. Any that require additional funding will be reported to Council separately; and
- V. THAT Council **BE ADVISED** that the projects contained in Schedule A may be accelerated or delayed from the current projection schedule due either to available capacity to perform the work or due to complicating factors which may develop (i.e. environmental assessment); and
- VI. THAT Council **APPROVE** the use of \$2M from the 2014 Enhanced Plan contingency placeholder previously approved by Council for the purpose of funding interim financing costs AND that Council **AUTHORIZE** the City Treasurer to distribute these budget funds, based on his discretion, to those 2013 and 2014 enhanced capital plan projects that may require such funding due to the timing of the project and timing of the availability of permanent financing.

Carried.

Report Number **17088 AFB/11647 13**

Halberstadt
Jones

CR90/2014

That the report of the Chief Financial Officer and City Treasurer dated March 24, 2014 entitled "Establishment of 2014 Tax Rates" **BE TABLED** to allow for public review and that City Council **CONSIDER** this matter at the meeting of April 22, 2014.

Carried.

Report Number **17104 AF2014 C14**

Halberstadt
Marra

CR91/2014

- 1) That City Council **REAFFIRM** its past commitment to the self watering baskets program, specifically as it relates to inclusion of the hanging baskets and maintenance by city forces, within the BIA's in as equitable a distribution as is possible based on Parks Administration's recommendation for reallocation in the BIA's and other city owned locations .

- 2) That the City of Windsor Parks and Facility Operations Department **BE AUTHORIZED** to acquire 119 self-watering hanging baskets from the DWBIA at a net cost of \$3,888.54 (representing a refund of the purchase price of \$21,369.64 paid by the DWBIA (which includes non-recoverable HST) less 2013 maintenance costs related to these baskets of \$17,481.10), to **BE FUNDED** from the Parks 2014 Operating Budget, and to **BE INCLUDED** in the City inventory.
- 3) That the City of Windsor Parks and Facility Operations Department **BE DIRECTED** to provide the BIAs with the option to participate and to consult with the BIAs re: the distribution of the new inventory of 845 hanging baskets to the BIA's using BIA levy assessments for each BIA as an evaluating factor to determine distribution numbers (Option #2 – Hanging Basket allocation table).
- 4) That the Executive Director of Parks & Facilities and the Manager of Employee Relations **BE DIRECTED** to negotiate the necessary MOA allowing for the use of a part-time/temporary workforce for the delivery of Parks and Facilities seasonal services related to the maintenance of all city-owned hanging baskets, in cooperation with Local 82 and ensuring that the provision of these services remains within budget; and
- 5) That the City Clerk, Manager of Employee Relations, Executive Director of Parks and Facilities, and Executive Director of Human Resources **BE AUTHORIZED** to sign this MOA; and
- 6) That in conjunction with the hanging baskets program (Option #2) the fixed planter program **BE PROVIDED** by the Parks and Facility Operations Department utilizing part time/temporary staff and managed as part of the overall Green Cities Initiative to ensure a consistent service level, with no increased additional annual funding required.

Carried.

Councillors Gignac, Dilkens and Maghnieh voting nay.

Mayor Francis discloses an interest and abstains from voting on this matter.

Report Number **16751 SR2014 15**

Halberstadt

Jones

CR92/2014

- I. THAT the CAO and City Clerk **BE AUTHORIZED** to sign a funding agreement and associated schedules with the Ministry of Economic Development, Trade and Employment acknowledging the City's participation in Ontario's Investment Ready: Certified Sites Program, in technical content satisfactory to the City Planner, in form satisfactory to the City Solicitor, and financial content satisfactory to the City Treasurer;
- II. THAT the City Planner **BE DIRECTED** to coordinate the certified site process for the area highlighted on Map 1; and
- III. THAT The City Planner **REPORT BACK** on the cost of required information needed to support the certification process for Council's consideration.

Carried.

Report Number **17105 GP/11825 C16**

Halberstadt
Jones

CR93/2014

- I) That Public Works Canada **BE INFORMED** of the following conditions related to 185 Ouellette Avenue, Windsor, and the occupancy of the City right-of-way:
- a) The existing permit for hoarding **WILL BE RENEWED** until July 2nd, 2014 only;
 - b) After July 2nd, 2014, an Encroachment Agreement **MUST BE ENTERED INTO** to occupy the City of Windsor right-of-way which will include the following terms:
 - i. Fee for use of the right-of-way under the new fee structure for long-term encroachments until plans for renovations can be put in place;
 - ii. Indemnity and insurance in an amount satisfactory to the City Solicitor will be deposited;
 - iii. The Encroachment Agreement is to be reviewed yearly by City Council;
 - iv. That any other appropriate terms be included in this agreement, satisfactory in content to the City Engineer and form to the City Solicitor; and
 - v. That the CAO and City Clerk be authorized to sign the necessary Encroachment Agreement satisfactory in technical content to the City Engineer and form satisfactory to the City Solicitor.
- II) That Public Works and Government Services Canada **BE REQUESTED TO FOLLOW** their own Facility Maintenance Policy to address the facade and building at 185 Ouellette and to maintain this heritage building.
- III) That a new City wide Encroachment Agreement fee for use of City lands and rights-of-ways **BE ESTABLISHED** for all properties, subject to the following conditions:
- a) For properties that have had hoarding of City rights-of-ways and/ or City property for two (2) or more years and construction and repair is not proceeding or ongoing, that an Encroachment Agreement be required and that the fee for use of City lands / rights-of-way will be calculated on the following formula:

Cost to encroach on ROW/City Lands = Area of Encroachment x Land Value x Encroachment Factor (1.25)

- b) Such Encroachment Agreements shall contain the following terms:
 - i. The Encroachment Agreement must be approved yearly by City Council;
 - ii. Proper Insurance must be submitted, to the satisfaction of the City Solicitor;
 - iii. The City Engineer and Chief Building Official (CBO), upon concurrence by the CAO, can extend the temporary hoarding to a period beyond two (2) years if construction is ongoing and the construction schedule is presented;
 - iv. Any other terms deemed appropriate by the City Solicitor;
 - v. That the CAO and City Clerk **BE AUTHORIZED** to sign the agreement satisfactory in technical content to the City Engineer and form satisfactory to the City Solicitor.

Carried.

Report Number 17115 SE2014 C17

STANDING COMMITTEE RESOLUTIONS

Moved by Councillor Halberstadt, seconded by Councillor Jones,

M150-2014 That **Report No. 204 of the Social Development, Health & Culture Standing Committee** of its meeting held February 5, 2014 regarding “Response to CQ33-2013 “To investigate how other Canadian Municipalities are recognizing veterans of war or police actions sanctioned by the United Nations post the Korean War (plaques, monuments)?”” **BE ADOPTED** as presented.

Carried.

Report Number 16942 GM2014

Moved by Councillor Halberstadt, seconded by Councillor Jones,

M151-2014 That **Report No. 214 of the Social Development, Health & Culture Standing Committee** of its meeting held March 5, 2014 regarding “2013 Recreation and Culture Community Impact Report” **BE ADOPTED** as presented.

Carried.

Report Number 17025 SR2014

Moved by Councillor Halberstadt, seconded by Councillor Jones,

M152-2014 That **Report No. 216 of the Social Development, Health & Culture Standing Committee** of its meeting held March 5, 2014 regarding “Physiotherapy Services for Huron Lodge” **BE ADOPTED** as presented.

Carried.

Report Number 17029 AH/11782

Moved by Councillor Halberstadt, seconded by Councillor Jones,

M153-2014 That **Report No. 217 of the Social Development, Health & Culture Standing Committee** of its meeting held March 5, 2014 regarding “Car Pro Industries (Windsor) Limited EV Fest 2014, Riverfront Festival Plaza and Riverfront Civic Terrace, Riverfront Trail, Temporary Road Closure of Riverside Drive West” **BE ADOPTED** as presented.

Carried.

Report Number 17030 SR2014

Moved by Councillor Halberstadt, seconded by Councillor Jones,

M154-2014 That **Report No. 218 of the Social Development, Health & Culture Standing Committee** of its meeting held March 5, 2014 regarding “Permission to Allow the Executive Director of Employment & Social Services to Participate on the Ontario Works Director-Administrator Reference Group (DARG)” **BE ADOPTED** as presented.

Carried.

Report Number 17018 AS2014

Moved by Councillor Halberstadt, seconded by Councillor Jones,

M155-2014 That **Report No. 221 of the Social Development, Health & Culture Standing Committee** of its meeting held March 5, 2014 regarding “WFCU Centre Naming Rights Update – CQ25-2013” **BE ADOPTED** as presented.

Carried.

Report Number 16960 SR/8880

Moved by Councillor Halberstadt, seconded by Councillor Jones,
M156-2014 That **Report No. 222 of the Social Development, Health & Culture Standing Committee** of its meeting held March 5, 2014 regarding “Utilizing Reserve Fund 178 for relocations, repairs and maintenance of pieces within Windsor’s Sculpture Garden in 2014-2015” **BE ADOPTED** as presented.

Carried.

Report Number 17024 SR/7573

Moved by Councillor Halberstadt, seconded by Councillor Jones,
M157-2014 That **Report No. 223 of the Social Development, Health & Culture Standing Committee** of its meeting held March 5, 2014 regarding “The minutes of the Willistead Manor Inc. Executive Committee and Board of Directors meetings held October 10, 2013” **BE ADOPTED** as presented.

Carried.

MB2014

Moved by Councillor Halberstadt, seconded by Councillor Jones,
M158-2014 That **Report No. 224 of the Social Development, Health & Culture Standing Committee** of its meeting held March 5, 2014 regarding “The minutes of the Willistead Manor Inc. Executive Committee and Board of Directors meetings held November 14, 2013” **BE ADOPTED** as presented.

Carried.

MB2014

Moved by Councillor Halberstadt, seconded by Councillor Jones,
M159-2014 That **Report No. 188 of the Environment, Transportation & Public Safety Standing Committee** of its meeting held February 19, 2014 regarding “The minutes of the Town and Gown Committee meeting held October 15, 2013” **BE ADOPTED** as presented.

Carried.

MB2014

Moved by Councillor Halberstadt, seconded by Councillor Jones,
M160-2014 That **Report No. 189 of the Environment, Transportation & Public Safety Standing Committee** of its meeting held February 19, 2014 regarding “Report No. 3 of Rail Issues Committee (VACIS System)” **BE ADOPTED** as presented.

Carried.

MB2014

Moved by Councillor Halberstadt, seconded by Councillor Jones,
M161-2014 That **Report No. 190 of the Environment, Transportation & Public Safety Standing Committee** of its meeting held February 19, 2014 regarding “Report No. 4 of the Rail Issues Committee (audit of CN Rail Crossing at Concession 7 – recent safety issues)” **BE ADOPTED** as presented.

Carried.

Report Number

Moved by Councillor Halberstadt, seconded by Councillor Jones,

M162-2014 That **Report No. 25 of the Windsor International Aquatic and Training Centre Steering Committee** of its meeting held February 21, 2014 regarding “Consideration of Potential Enhancements” **BE ADOPTED** as presented.

Carried.

SR/11026

Moved by Councillor Halberstadt, seconded by Councillor Jones,

M163-2014 That **Report No. 167 of the Executive Committee of Council** of its meeting held February 24, 2014 regarding “Upcoming Rt. Hon. Herb Gray Parkway Construction and Truck Detour” **BE ADOPTED** as presented.

Carried.

SW2014

Moved by Councillor Halberstadt, seconded by Councillor Jones,

M164-2014 That **Report No. 168 of the Executive Committee of Council** of its meeting held February 24, 2014 regarding “Internal Audit Performance Dashboard, December 31, 2013” **BE ADOPTED** as presented.

Carried.

AF2014

Moved by Councillor Halberstadt, seconded by Councillor Jones,

M165-2014 That **Report No. 169 of the Executive Committee of Council** of its meeting held February 24, 2014 regarding “2013/14 Internal Audit Plan Revised – December 31, 2013” **BE ADOPTED** as presented.

Carried.

AF2014

Moved by Councillor Halberstadt, seconded by Councillor Jones,

M166-2014 That **Report No. 170 of the Executive Committee of Council** of its meeting held February 24, 2014 regarding “The Corporation of the City of Windsor 2013 Internal Audit: Governance and Strategic Leadership – status update: January 27, 2014” **BE ADOPTED** as presented.

Carried.

AF2014

Moved by Councillor Halberstadt, seconded by Councillor Jones,

M167-2014 That **Report No. 171 of the Executive Committee of Council** of its meeting held February 24, 2014 regarding “The Corporation of the City of Windsor Concerned Citizen/Employee Hotline and Notification Process – Proposed modifications to include section 7 – Effort allocation for Call Analysis” **BE ADOPTED** as presented.

Carried.

AF2014

Adopted by Council at its meeting held April 7, 2014 [M150-2014]

SG

Windsor, Ontario, April 7, 2014

REPORT NO. 204 of the
**SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE**
of its meeting held February 5, 2014

Present:

Councillor Ed Sleiman, Chair
Councillor Jo-Anne Gignac
Councillor Alan Halberstadt
Councillor Al Maghnieh
Councillor Fulvio Valentinis

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

Moved by Councillor Gignac, seconded by Councillor Halberstadt,

THAT Council **BE REQUESTED** to direct Administration to reach out to the Legion for the purpose of discussions on how to possibly incorporate recognition of the peacekeepers on the Cenotaph or an alternate location.

Carried.

Livelinek #16942, GM2014

Clerk's Note: The administrative report authored by the Manager of Cultural Affairs dated January 6, 2014 entitled "Response to CQ33-2013 To investigate how other Canadian municipalities are recognizing veterans of war or police actions sanctioned by the United Nations post the Korean War: plaques, monuments?" is attached as background information.

CHAIRPERSON

COUNCIL SECRETARIAT

Adopted by Council at its meeting held April 7, 2014 [M151-2014]

SG

Windsor, Ontario, April 7, 2014

REPORT NO. 214 of the
**SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE**
of its meeting held March 5, 2014

Present:

Councillor Ed Sleiman, Chair
Councillor Jo-Anne Gignac
Councillor Alan Halberstadt
Councillor Al Maghnieh
Councillor Fulvio Valentinis

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

Moved by Councillor Halberstadt, seconded by Councillor Valentinis,

THAT the administrative report authored by the Executive Director of Recreation and Culture dated February 14, 2014 entitled “2013 Recreation and Culture Community Impact Report” **BE RECEIVED** for information.

Carried.

Livelihood 17025, SR2014

Clerk’s Note: The report authored by the Executive Director of Recreation and Culture dated February 14, 2014 entitled “*2013 Recreation and Culture Community Impact Report*” is **attached** as background information.

CHAIRPERSON

COUNCIL SECRETARIAT

Adopted by Council at its meeting held April 7, 2014 [M152-2014]

SG

Windsor, Ontario, April 7, 2014

**REPORT NO. 216 of the
SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE**
of its meeting held March 5, 2014

Present:

Councillor Ed Sleiman, Chair
Councillor Jo-Anne Gignac
Councillor Alan Halberstadt
Councillor Al Maghnieh
Councillor Fulvio Valentinis

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

Moved by Councillor Valentinis, seconded by Councillor Gignac,

THAT the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to sign the Service Agreement between Huron Lodge and the successful proponent, Centric Health for RFP #130-13 Physiotherapy Services – Huron Lodge subject to the approval by the City Solicitor as to form; subject to approval as to financial content by the City Treasurer, and approval as to technical content by the Acting Administrator of Huron Lodge.

Carried.

Livelinek 17029, AH/11782

Clerk's Note: The report authored by the Director of Residents Services dated February 11, 2014 entitled "*Physiotherapy Services for Huron Lodge*" is **attached** as background information.

CHAIRPERSON

COUNCIL SECRETARIAT

Adopted by Council at its meeting held April 7, 2014 [M153-2014]

SG

Windsor, Ontario, April 7, 2014

REPORT NO. 217 of the
**SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE**
of its meeting held March 5, 2014

Present:

Councillor Ed Sleiman, Chair
Councillor Jo-Anne Gignac
Councillor Alan Halberstadt
Councillor Al Maghnieh
Councillor Fulvio Valentinis

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

Moved by Councillor Gignac, seconded by Councillor Valentinis,

THAT the application from Car Pro Industries (Windsor) Limited to host EV Fest at the Riverfront Festival Plaza and the Riverfront Civic Terrace and the Riverfront Trail on September 27 – 28, 2014 **BE APPROVED**; and further

THAT a temporary road closure on Riverside Drive West between Ouellette Avenue and Huron Church Road on September 28, 2014 **BE APPROVED** subject to the terms and conditions of the Special Event Agreement

Carried.

Livelihood 17030, SR2014

Clerk's Note: The report authored by the Coordinator of Special Events, Recreation & Culture dated February 13, 2014 entitled "*Car Pro Industries (Windsor) Limited, EV Fest 2014, Riverfront Festival Plaza and Riverfront Civic Terrace, Riverfront Trail, Temporary Road Closure of Riverside Drive West*" is **attached** as background information.

CHAIRPERSON

COUNCIL SECRETARIAT

Adopted by Council at its meeting held April 7, 2014 [M154-2014]

SG

Windsor, Ontario, April 7, 2014

REPORT NO. 218 of the
**SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE**
of its meeting held March 5, 2014

Present:

Councillor Ed Sleiman, Chair
Councillor Jo-Anne Gignac
Councillor Alan Halberstadt
Councillor Al Maghnieh
Councillor Fulvio Valentinis

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

Moved by Councillor Maghnieh, seconded by Councillor Halberstadt,

THAT City Council **AUTHORIZE** the Executive Director of Employment & Social Services to serve as the Municipal *Alternate* Member for the South West Region on the Ontario Works Director – Administrator Reference Group (DARG) for a period of two (2) years ending December 31, 2015; and further

THAT City Council **ALLOW** the Executive Director of Employment & Social Services to serve as the *Municipal Member* for the South West Region on the Ontario Works Director – Administrator Reference Group (DARG) for a period of an additional two (2) years ending December 31, 2017.

Carried.

Livelihood 17018, AS2014

Clerk's Note: The report authored by the Executive Director of Employment & Social Services dated January 24, 2014 entitled "*Permission to Allow the Executive Director of Employment & Social Services to Participate on the Ontario Works Director-Administrator Reference Group (DARG)*" is **attached** as background information.

CHAIRPERSON

COUNCIL SECRETARIAT

Adopted by Council at its meeting held April 7, 2014 [M155-2014]

SG

Windsor, Ontario, April 7, 2014

**REPORT NO. 221 of the
SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE**
of its meeting held March 5, 2014

Present:
Councillor Ed Sleiman, Chair
Councillor Jo-Anne Gignac
Councillor Alan Halberstadt
Councillor Al Maghnieh
Councillor Fulvio Valentinis

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

Moved by Councillor Gignac, seconded by Councillor Valentinis,

THAT the administrative report authored by the Executive Director of Recreation & Culture dated January 16, 2014 entitled “WFCU Centre Naming Rights Update – CQ25-2013” **BE RECEIVED** for information.

Carried.

Livelihood 16960, SR/8880

Clerk’s Note: The report authored by the Executive Director of Recreation & Culture dated January 16, 2014 entitled “*WFCU Centre Naming Rights Update – CQ25-2013*” is **attached** as background information.

CHAIRPERSON

COUNCIL SECRETARIAT

Adopted by Council at its meeting held April 7, 2014 [M156-2014]

SG

Windsor, Ontario, April 7, 2014

REPORT NO. 222 of the
**SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE**
of its meeting held March 5, 2014

Present:
Councillor Ed Sleiman, Chair
Councillor Jo-Anne Gignac
Councillor Alan Halberstadt
Councillor Al Maghnieh
Councillor Fulvio Valentinis

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

Moved by Councillor Maghnieh, seconded by Councillor Gignac,

THAT the report from the Manager of Cultural Affairs on Utilizing Reserve Fund 178 for relocations, repairs and maintenance of pieces within Windsor's Sculpture Garden in 2014-2015 **BE RECEIVED**; and further

THAT administration **BE AUTHORIZED** to issue an RFP for the painting of appropriate sculptures, an RFP for the relocation of appropriate sculptures and an RFP for other sculpture repairs to include plumbing and welding as appropriate be issued pursuant to the Purchasing Bylaw within the funding envelope of available funds within the Reserve Fund 178; and further

THAT the City Clerk and Chief Administrative Officer **BE AUTHORIZED** to award and execute the Agreement's with the successful services proponent(s) subject to technical content satisfactory to the Executive Director of Recreation and Culture and the Executive Director of Parks and Facilities, in form to the City Solicitor, and in financial content to the City Treasurer, and further;

THAT the Manager of Cultural Affairs and Executive Director of Parks and Facilities **BE AUTHORIZED** to hire 1 Temporary Museums Collection Assistant- Sculpture Park and up to 6 students through the Student Lottery who will work with Parks and Facilities staff to relocate the Sculptures identified as requiring a new location, provide up to date condition reports outlining all cleaning, maintenance, condition concerns and repairs completed.

Carried.

Livelihood 17024, SR/7573

Clerk's Note: The report authored by the Manager of Cultural Affairs dated February 14, 2014 entitled "Utilizing Reserve Fund 178 for relocations, repairs and maintenance of pieces within Windsor's Sculpture Garden in 2014-2015" is attached as background information.

CHAIRPERSON

COUNCIL SECRETARIAT

Adopted by Council at its meeting held April 7, 2014 [M157-2014]

SG

Windsor, Ontario, April 7, 2014

REPORT NO. 223 of the
**SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE**
of its meeting held March 5, 2014

Present:
Councillor Ed Sleiman, Chair
Councillor Jo-Anne Gignac
Councillor Alan Halberstadt
Councillor Al Maghnieh
Councillor Fulvio Valentinis

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

Moved by Councillor Maghnieh, seconded by Councillor Gignac,
THAT the minutes of the Willistead Manor Inc. Executive Committee and Board of Directors meetings held October 10, 2013 **BE RECEIVED** for information.
Carried.

Clerk's Note: The minutes of the Willistead Manor Inc. Executive Committee and Board of Directors meetings held October 10, 2013 are attached as background information.

CHAIRPERSON

COUNCIL SECRETARIAT

Adopted by Council at its meeting held April 7, 2014 [M158-2014]

SG

Windsor, Ontario, April 7, 2014

**REPORT NO. 224 of the
SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE**
of its meeting held March 5, 2014

Present:
Councillor Ed Sleiman, Chair
Councillor Jo-Anne Gignac
Councillor Alan Halberstadt
Councillor Al Maghnieh
Councillor Fulvio Valentinis

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

Moved by Councillor Maghnieh, seconded by Councillor Gignac,
THAT the minutes of the Willistead Manor Inc. Executive Committee and Board of Directors meetings held November 14, 2013 **BE RECEIVED** for information.
Carried.

Clerk's Note: The minutes of the Willistead Manor Inc. Executive Committee and Board of Directors meetings held November 14, 2013 are ***attached*** as background information.

CHAIRPERSON

COUNCIL SECRETARIAT

Adopted by Council at its meeting held April 7, 2014 [M159-2014]

/RB

Windsor, Ontario April 7, 2014

REPORT NO. 188 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held February 19, 2014

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 minutes of the Town and Gown Committee meeting held October 15, 2013
BE RECEIVED for information.
Carried.
Councillor Jones was absent at the time the vote was taken.

Clerk's Note: The minutes of the Town and Gown Committee meeting held October 15, 2013 are *attached* as background information.

CHAIRPERSON

COUNCIL ASSISTANT

Adopted by Council at its meeting held April 7, 2014 [M160-2014]

/RB

Windsor, Ontario April 7, 2014

REPORT NO. 189 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held February 19, 2014

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

Reference: **Report No. 3 of the Rail Issues Committee (VACIS System)**

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. 3 of the Rail Issues Committee (Vehicle and Cargo Inspection System) **BE RECEIVED** for information.
Carried.
Councillor Jones was absent at the time the vote was taken.

Clerk's Note: Report No. 3 of the Rail Issues Committee (VACIS System) is *attached* as background information.

CHAIRPERSON

COUNCIL ASSISTANT

Adopted by Council at its meeting held April 7, 2014 [M161-2014]

/RB

Windsor, Ontario April 7, 2014

REPORT NO. 190 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held February 19, 2014

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

Reference: **Report No. 4 of the Rail Issues Committee (audit of CN Rail Crossing at Concession 7 – recent safety issues)**

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. 4 of the Rail Issues Committee (audit of CN Rail Crossing at Concession 7 – recent safety issues) **BE RECEIVED** for information.

Carried.

Councillor Jones was absent at the time the vote was taken.

Clerk's Note: Report No. 4 of the Rail Issues Committee (audit of CN Rail Crossing at Concession 7 – recent safety issues) is *attached* as background information.

CHAIRPERSON

COUNCIL ASSISTANT

Adopted by Council at its meeting held April 7, 2014 [M162-2014]

KK/
Windsor, Ontario April 7, 2014

REPORT NO. 25 of the
**WINDSOR INTERNATIONAL AQUATIC AND TRAINING CENTRE STEERING
COMMITTEE**
of its meeting held
February 21, 2014

Present: Councillor Drew Dilkens, Chair
Councillor Ed Sleiman
Councillor Fulvio Valentinis

Absent: Councillor Ron Jones
Councillor Hilary Payne

Your Committee submits the following recommendation:

Moved by Councillor Valentinis, seconded by Councillor Sleiman,

WHEREAS City Council at its meeting held March 19, 2012 approved the Project Charter for the Family Aquatic Facility (**M159-2012**); and

WHEREAS one of the responsibilities of the Steering Committee as noted in the Project Charter is to *“approve significant design/fit up decision valued over \$150,000 based on the recommendation of the Executive Committee and, to approve changes to budget allocations (within overall approved budget) over \$150,000”*,

THEREFORE BE IT RESOLVED that the following prioritized list of enhancement and budget values for the Windsor International Aquatic and Training Centre **BE APPROVED**;

- | | |
|--|-----------|
| 1. Share of upgraded Flooring | \$ 25,000 |
| 2. Expanded Water Park and second floor patron seating are | \$360,000 |
| 3. Slide Raft Conveyer | \$340,000 |

And that Administration **BE AUTHORIZED** to purchase items 1 and 2 through contract amendment with the design-builder, item 3 pursuant to the sole source provisions of the Purchasing By-law, and that the funding be earmarked from the net projected savings in the various budget line items of the project;

And further, that the Vinyl Mural West Wall in the amount of \$100,000 **BE DEFERRED** to allow for administration and the City Centre West Neighbourhood Association to meet to discuss ideas and concepts for the treatment of the west wall for the Windsor International Aquatic and Training Centre.

Carried.

NOTE The report of the Project Manager and the Chief Financial Officer/City Treasurer dated February 14, 2014 entitled "Consideration of Potential Enhancements" is *attached*.

CHAIRPERSON

COMMITTEE COORDINATOR

Adopted by Council at its meeting held April 7, 2014 [M163-2014]

/SV

Windsor, Ontario April 7, 2014

REPORT NO. 167 of the
EXECUTIVE COMMITTEE
of its meeting held February 24, 2014

Members Present:

Mayor E. Francis (Chair)
Councillor D. Dilkens
Councillor J. Gignac
Councillor A. Halberstadt
Councillor I. Kusmierczyk
Councillor R. Jones
Councillor A. Maghnieh
Councillor B. Marra
Councillor H. Payne
Councillor E. Sleiman
Councillor F. Valentinis

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

Moved by Councillor Jones, seconded by Councillor Valentinis,
THAT the communication correspondence from the Transportation Planning Division, Office of the City Engineer dated February 21, 2014 regarding “Upcoming Rt. Hon. Herb Gray Parkway Construction and Truck Detour” **BE RECEIVED** for information.
Carried.

Clerk’s Note: *Attached* for reference is the memo entitled “*Upcoming Rt. Hon. Herb Gray Parkway Construction and Truck Detour*” dated February 21, 2014.

CHAIRPERSON

CITY CLERK

Adopted by Council at its meeting held April 7, 2014 [M164-2014]
/SV
Windsor, Ontario April 7, 2014

REPORT NO. 168 of the
EXECUTIVE COMMITTEE
of its meeting held February 24, 2014

Members Present:

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

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

Moved by Councillor Sleiman, seconded by Councillor Valentinis,
THAT the report of PricewaterhouseCoopers entitled “Internal Audit Performance Dashboard, December 31, 2013” **BE RECEIVED**.
Carried.

Clerk’s Note: The report authored by PricewaterhouseCoopers entitled “*Internal Audit Performance Dashboard, December 31, 2013*” is **attached** as background information.

CHAIRPERSON

CITY CLERK

Adopted by Council at its meeting held April 7, 2014 [M165-2014]
/SV

Windsor, Ontario April 7, 2014

REPORT NO. 169 of the
EXECUTIVE COMMITTEE
of its meeting held February 24, 2014

Members Present:

Mayor E. Francis (Chair)
Councillor D. Dilkens
Councillor J. Gignac
Councillor A. Halberstadt
Councillor I. Kusmierczyk
Councillor R. Jones
Councillor A. Maghnieh
Councillor B. Marra
Councillor H. Payne
Councillor E. Sleiman
Councillor F. Valentinis

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

Moved by Councillor Marra, seconded by Councillor Gignac,

THAT the report of PricewaterhouseCoopers entitled “2013/14 Internal Audit Plan Revised – December 31, 2013” **BE APPROVED**, and further

THAT Administration **BE DIRECTED** to extend an invitation to the Windsor-Essex County Health Unit and to the Essex Region Conservation Authority to appear before a future meeting of Council for discussions on the possibility of including them as auditable entities as well as to answer questions regarding budgeting.

Carried.

Clerk’s Note: The report authored by PricewaterhouseCoopers entitled “2013/14 Internal Audit Plan Revised – December 31, 2013” is **attached** as background information.

CHAIRPERSON

CITY CLERK

Adopted by Council at its meeting held April 7, 2014 [M166-2014]
/SV
Windsor, Ontario April 7, 2014

REPORT NO. 170 of the
EXECUTIVE COMMITTEE
of its meeting held February 24, 2014

Members Present:

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

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

Moved by Councillor Sleiman, seconded by Councillor Dilkens,
THAT the report of PricewaterhouseCoopers entitled “The Corporation of the City of Windsor 2013 Internal Audit: Governance and Strategic Leadership – status update: January 27, 2014” **BE APPROVED**.
Carried.

Clerk’s Note: The report authored by PricewaterhouseCoopers entitled “*The Corporation of the City of Windsor 2013 Internal Audit: Governance and Strategic Leadership – status update: January 27, 2014*” is **attached** as background information.

CHAIRPERSON

CITY CLERK

Adopted by Council at its meeting held April 7, 2014 [M167-2014]
/SV
Windsor, Ontario April 7, 2014

REPORT NO. 171 of the
EXECUTIVE COMMITTEE
of its meeting held February 24, 2014

Members Present:

Mayor E. Francis (Chair)
Councillor D. Dilkens
Councillor J. Gignac
Councillor A. Halberstadt
Councillor I. Kusmierczyk
Councillor R. Jones
Councillor A. Maghnieh
Councillor B. Marra
Councillor H. Payne
Councillor E. Sleiman
Councillor F. Valentinis

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

Moved by Councillor Marra, seconded by Councillor Dilkens,

THAT the report of PricewaterhouseCoopers entitled “The Corporation of the City of Windsor Concerned Citizen/Employee Hotline and Notification Process – Proposed modifications to include section 7 – Effort allocation for Call Analysis” **BE APPROVED.**

Carried.

Clerk’s Note: The report authored by PricewaterhouseCoopers entitled “*The Corporation of the City of Windsor Concerned Citizen/Employee Hotline and Notification Process – Proposed modifications to include section 7 – Effort allocation for Call Analysis*” is **attached** as background information.

CHAIRPERSON

CITY CLERK

Adopted by Council at its meeting held April 7, 2014 [M139-2014]
VC/bm

SPECIAL MEETING OF COUNCIL – IN CAMERA
April 7, 2014

Meeting called to order at: 3:00 p.m.

Members in Attendance:

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

Also in attendance:

H. Reidel, Chief Administrative Officer
J. Payne, Community Development and Health Commissioner and
Corporate Leader Social Development, Health, Recreation and Culture
M. Sonogo, City Engineer and Corporate Leader Environmental Protection and
Transportation
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. Askin-Hager, City Solicitor
P. William, General Manager Transit Windsor (Item 6)
P. Delmore, Director of Operations, Transit Windsor (Item 6)
W. Willis, Legal Counsel (Item 6)

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 add and delete the following Agenda items:

- 7. ADD - Personal Matter – about an identifiable individual;**
- 5. REMOVE Item 5 – consider in open session**

Motion Carried.

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

<u>Item No.</u>	<u>Subject</u>	Section – Pursuant to Municipal Act, 2001, as amended
1.	Property matter – easement	239(2)(c)
2.	Property matter – disposition of land	239(2)(c)
3.	Property matter – sale of land	239(2)(c)
4.	Property matter – sale of land	239(2)(c)
5.	Property/legal matter – transfer of land – REMOVED – consider in open session	239(2)(c)
6.	Legal matter – Solicitor-client privilege – verbal report	239(2)(f)
7.	Personal matter – about an identifiable individual - ADDED	239(2)(b)

Motion Carried.

Declarations of Pecuniary Interest:

None declared.

Discussion on the items of business. (Items 1, 2, 3, 4, 7 and 6)

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

Motion Carried.

Moved by Councillor Gignac, 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 April 7, 2014 directly to
Council for consideration at the next Regular Meeting.

1. That the recommendation contained in the in-camera report from the Coordinator of Real Estate Services, Manager of Real Estate Services, City Solicitor, City Engineer and Corporate Leader Environmental Protection and Transportation and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property matter – easement **BE APPROVED**.
2. That the recommendation contained in the in-camera report from the Manager of Real Estate Services, City Solicitor, 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 – disposition of land **BE APPROVED**.
3. That the recommendation contained in the in-camera report from the Manager of Real Estate Services, City Solicitor, 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 – sale of land **BE APPROVED**.
4. That the recommendation contained in the in-camera report from the Manager of Real Estate Services, City Solicitor, City Engineer and Corporate Leader Environmental Protection and Transportation, City Planner and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property matter – sale of land **BE APPROVED**.
5. That the report from the City Engineer and Corporate Leader Environmental Protection and Transportation and City Solicitor respecting a property/legal matter – transfer of land **BE CONSIDERED** in the open session.
6. That the verbal report from Mayor Francis respecting a legal matter – solicitor-client privilege **BE RECEIVED** and further that the Mayor **BE AUTHORIZED** to proceed on the verbal direction of Council.
7. That the verbal report from Mayor Francis respecting a personnel matter relating to an identifiable individual **BE RECEIVED** and further that Administration **BE AUTHORIZED** to proceed on the verbal direction of Council.

Motion Carried.

**Moved by Councillor Jones, seconded by Councillor Dilkens,
That the special meeting of council held April 7, 2014 BE ADJOURNED.**

(Time: 4:30 p.m.)

Motion Carried.

Adopted by Council at its meeting held April 7, 2014 [M140-2014]
VC/bm

**SPECIAL MEETING OF COUNCIL – IN CAMERA
March 19, 2014**

Meeting called to order at: 4:05 p.m.

Members in Attendance:

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

Also in attendance:

H. Reidel, Chief Administrative Officer
J. Payne, Community Development and Health Commissioner and
Corporate Leader Social Development, Health, Recreation and Culture
M. Sonogo, City Engineer and Corporate Leader Environmental Protection and
Transportation
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. Askin-Hager, City Solicitor
W. Willis, Legal Counsel (Item 5)
T. Hunt, City Planner (Item 5)
C. Glassford, Legal Counsel (Item 5)

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

<u>Item No.</u>	<u>Subject</u>	Section – Pursuant to Municipal Act, 2001, as amended

1.	Property matter – lease	239(2)(c)
2.	Property matter – acquisition of land - DEFERRED	239(2)(c)
3.	Personal matter – about an identifiable individual	239(2)(b)
4.	Property/legal matter – naming	239(2)(b)
5.	Property matter – verbal report	239(2)(c)

Motion Carried.

Declarations of Pecuniary Interest:

Councillor Halberstadt declares a conflict and abstains from voting on Item 2 as his wife has a contract with a third party to the agreement.

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

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

**Moved by Councillor Marra, 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 March 19, 2014 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, 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 - lease **BE APPROVED.**

2. That the in-camera report from the City Engineer and Corporate Leader Environmental Protection and Transportation, City Solicitor, Chief Financial Officer/City Treasurer, Corporate Leader Finance and Technology and Community Development and Health Commissioner and Corporate Leader Social Development, Health, Recreation and Culture respecting a property matter – acquisition of land **BE DEFERRED .**

3. That the recommendation contained in the in-camera report from the Community Development and Health Commissioner and Corporate Leader Social Development, Health, Recreation and Culture and Executive Director of Human Resources respecting a personal matter – about an identifiable individual **BE APPROVED.**

4. That the recommendation contained in the in-camera report from the Executive Initiatives Coordinator, Community Development and Health Commissioner and Corporate Leader Social Development, Health, Recreation and Culture and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property/legal matter - naming **BE APPROVED AS AMENDED**.

5. That the verbal report from the Chief Administrative Officer and City Planner respecting a property matter **BE RECEIVED** and further that Legal Counsel **BE AUTHORIZED** to proceed in accordance with the verbal direction of Council.

Motion Carried.

**Moved by Councillor Jones, seconded by Councillor Gignac,
That the special meeting of council held March 19, 2014 BE ADJOURNED.
(Time: 5:09 p.m.)**

Motion Carried.