

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 Payne
Councillor Valentinis

Members Absent:

Councillor Marra
Councillor Sleiman

Call to Order

Following the playing of the Canadian National Anthem, Reverend Ernie Harris from New Beginnings Christian Church, offers the Opening Prayer.

Disclosures of Pecuniary Interest and the General Nature Thereof

None disclosed.

Minutes

Moved by Councillor Kusmierczyk, seconded by Councillor Maghnieh,
That the Minutes of the regular meeting of Council held Tuesday, February 18, 2014,

BE ADOPTED as presented.

Carried.

Notice of Proclamations

Social Work Week – March 3rd to 9th, 2014
2014 March is Easter Seals Month

Committee of the Whole

Moved by Councillor Gignac, seconded by Councillor Payne,

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

- (a) communication items;
- (b) consent agenda;
- (c) hearing requests for deferrals or referrals of any items of business;
- (d) hearing presentations and delegations;
- (e) consideration of business items;
- (f) consideration of Committee reports;

- (i) **Report of Special In-Camera Meeting or other Committee as may be held prior to Council** (if scheduled); and
 - (ii) **Report No. 341 from the Windsor Heritage Committee** (Request from Windsor Heritage Committee to be included in consultative process regarding the demolition of Windsor City Hall)
 - (g) consideration of by-laws 27-2014 through 31-2014 (inclusive).
- Carried.

Communications

Moved by Councillor Halberstadt, seconded by Councillor Valentinis,
M113-2014 That the following Communication Items 1, 2, 3, 5 to 16 and 18 and 19 inclusive, as set forth in the Council Agenda **BE REFERRED** as noted except Communication No. 4 which is dealt with as follows and Communication No. 17 which is dealt with at the request for Deferrals stage of the meeting.

Communication No. 4:

Moved by Councillor Gignac, seconded by Councillor Jones,
M114-2014 That the communication from the Association of Municipalities of Ontario dated February 24, 2014 regarding “*Prompt Payment Act, 2013 – Immediate Municipal Action Required*” **BE RECEIVED**, and further, that the City Clerk **BE DIRECTED** to issue letters indicating Council’s concerns as outlined in the communication.
 Carried.

Item	From	Description
1.	Alzheimer Society Sudbury-Manitoulin	On behalf of all the executive directors of the Alzheimer Societies of Ontario a thank you for those municipal councils that have passed a resolution in support of National Dementia Strategy Note & File GM2014
2.	Canadian Union of Postal Workers (CUPW)	Thank you for passing resolutions on improving the Canadian Postal Service Charter and calling for revenue-generation, not cuts at Canada Post Note & File GF2014
3.	Ministry of Community Safety and Correctional Services; Office of the Fire Marshal and Emergency Management	Retrofit of automatic sprinklers in all vulnerable occupancies, which include care occupancies (e.g. group homes and supportive housing where residents need care for cognitive or physical disabilities and require assistance to evacuate), care and treatment occupancies (e.g. long-term care homes-formerly known as nursing homes, municipal homes for the aged and charitable homes) and licensed retirement homes (i.e. homes for seniors who may require assistance with daily living). Fire Chief Chief Building Official Note & File GP2014
4.	Association of Municipalities Ontario (AMO)	Prompt Payment Act, 2013 – Immediate Municipal Action Required City Solicitor COUNCIL DIRECTION REQUESTED MMA2014

5.	Manager of Development Applications	Zoning Amendment – Applicant Khahra Real Estate Corp./Dougall Avenue Veterinary Corp. Location: 0 & 1797 Huron Church Rd. Note & File ZB/11849
6.	Manager of Development Applications	Zoning Amendment – Applicant Superior Environmental Services Location: 2045 Continental Ave. Note File ZB/11851
7.	EnWin Utilities	1. Response to Council Question CQ69-2011: Ask EnWin Utilities to explain the rationale of \$43 assessed to customers upon receiving orange door hangers for late charges and with new hike in rates how much will be realized by the local supplier? 2. Response to Council Question CQ2-2012 Asks that Enwin explain the fee structure and repeated rate increase request due to consumer high conservation of electricity Note & File MU2014
8.	City Solicitor	Engineering Consultants Engaged via Roster – July 1, 2013 to December 31, 2013 Note & File SW2014
9.	Manager of Cultural Affairs	Update on the first round of funding through the Pilot Project: Arts, Culture and Heritage Fund Note & File APR/10206
10.	City Solicitor	Application for injunction by Pointe East Windsor Limited affecting the closure of Twin Oaks Drive and construction of a rail spur line to CS Wind Note & File MTR/11200
11.	City Solicitor	City of Windsor at the suit of 1174429 Ontario Inc., operating as the Junction Note & File SB/9775
12.	Association of Municipalities of Ontario (AMO)	2014 Provincial Policy Statement Released at ROMA/OGRA City Planner Note & File MMA2014
13.	Grape Growers of Ontario	The Government of Ontario is in the process of setting up the program for sales of VQA wine through Farmers Markets as part of the renewed Ontario Wine and Grape Strategy announced on December 16, 2013. Note & File GP2014

14	County of Essex	Notice of Adoption of a New Official Plan Pursuant to Section 17(23) of the <i>Planning Act</i> , R.S.O. 1990, as amended, in Respect to a Proposed Update to the County of Essex Official Plan City Planner Note & File ZO2014
15	EnWin Utilities	Annual Report for Year 2013 Drinking-Water Systems Regulation O. Reg. 170/03 Note & File EI2014
16	Hydro One Networks Inc.	EB-2013-0421 – Hydro One Networks’ Leave to Construct Application – Supply to Essex County Transmission Reinforcement Project – Notice of Application and Hearing Note & File MU2014
17	Executive Director of Parks & Facilities	Willistead Park Path Installation Note & File MBA/3302
18	Executive Director of Operations	WARD 2 – COLD MILLING & ASPHALT PAVING – TENDER NO. 09-14 Note & File SW/11853
19	Executive Director of Operations	WARD 2 ✓ WARD 5 ✓ - COLD MILLING & ASPHALT PAVING – TENDER NO. 17-14 Note & File SW/11854

Carried.

✓✓SV

Consent Agenda

Moved by Councillor Dilkens, seconded by Councillor Gignac,

That the following Consent Agenda and the recommendations contained in the administrative reports

BE APPROVED as amended:

- Item 1 Sidewalk Cafes and Outdoor Ovens
- Item 2 Coin Operated Viewing Devices in Riverfront Parks
- Item 3 Update – Social Housing – Authority to enter into a Consortium Agreement – Information Technology (IT) Software Development
- Item 4 Corporate Telecommunications replacement/upgrades
- Item 5 Healthy Kids Community Challenge – Approval to Submit a Joint City/County Grant Application to the Ministry of Health and Long-Term Care (MOHLTC)
- Item 7 Land Lease Agreement, Energy Services Agreement between The Corporation of the City of Windsor and Windsor Utilities Commission (District Energy), Land at rear of Family Aquatic Centre
- Item 8 East Pelton Land Development, Class EA Amendment – Sanitary Sewer Servicing Study
- Item 9 Street Light Pole Replacement on E. C. Row

Item 10 2014 Annual Tax Sale Report

Item 11 Labelle Street – Improved Pedestrian Crossing Opportunity at Northway Ave.

Consent Committee Reports

<i>Planning & Economic Development Standing Committee</i>		
No.		Description
1	Report No. 211	Marihuana for Medical Purposes Regulations (MMPR) – Zoning Information
2	Report No. 212	Marihuana for Medical Purposes Regulations (MMPR) – Formal Notice Requirements
3	Report No. 213	The minutes of the Property Standards Committee meeting held November 20, 2013

<i>Executive Committee</i>		
No.		Description
1	Report No. 166	East Pelton Secondary Plan: North Portion OPA No. 94

Carried.

Deferrals and/or Referrals and Withdrawals

Item 6 Status of the Natural Area at 3030 Walker Road, Official Plan Amendment/Zoning By-law Amendment ZNG3587 “Greek Orthodox Community of Windsor”

Ilias Kiritsis, Solicitor representing the Greek Orthodox Community of Windsor; and Pat Papadeas, President of the Greek Orthodox Community Council

Ilias Kiritsis, Solicitor representing the Greek Orthodox Community of Windsor; and Pat Papadeas, President of the Greek Orthodox Community Council appear before Council to request that Council defer consideration of the report of the City Planner regarding the “Status of the Natural Area at 3050 Walker Road – Official Plan Amendment/Zoning By-law Amendment ZNG3587 – Greek Orthodox Community of Windsor” until at least the end of April, 2014 as a new Greek Council has been elected and the new Council and General Assembly have not had an opportunity to meet and discuss the proposed recommendations.

Clerk’s Note: Councillor Valentinis puts forward a motion for deferral as requested by the Applicant, but there is no seconder and therefore the matter will be dealt with as originally scheduled for the March 3, 2014 City Council meeting.

Windsor Heritage Committee Report No. 337, 338 and 339 (Willistead Manor, 1899 Niagara Street, Heritage Alteration: Install Paths in Park); and Communication No. 17 (Willistead Park Path Installation)

Howard Weeks, Organizer, Save the Willistead Park Group; Peter Angermann, Gerry Pouget, Jeremy Proulx, and David Hanna – residents

Howard Weeks, Organizer, Save the Willistead Park Group; Peter Angermann, Gerry Pouget, Jeremy Proulx, and David Hanna – residents, appear before Council and request that Windsor Heritage Committee Report No. 337, 338 and 339 (Willistead Manor, 1899 Niagara Street, Heritage Alteration: Install Paths in Park); and Communication No. 17 (Willistead Park Path Installation) be deferred in order to allow all interested parties an opportunity to review Communication No. 17 which was only issued on Friday, February 28, 2014 and to allow for Councillor Marra to be in attendance.

Moved by Councillor Gignac, seconded by Councillor Dilkens,
M115-2014 That Windsor Heritage Committee Report No. 337, 338 and 339 (Willistead Manor, 1899 Niagara Street, Heritage Alteration: Install Paths in Park); and Communication No. 17 (Willistead Park Path Installation) **BE DEFERRED** peremptory to the March 17, 2014 meeting of Council, to allow for all interested parties an opportunity to review all of the subject reports on the matter.

Carried.

Presentations & Delegations:

PRESENTATIONS:

Windsor Heritage Committee Awards

Robin Easterbrook, Chair, representing the Windsor Heritage Committee

Robin Easterbrook, Chair, representing the Windsor Heritage Committee appears before Council, and along with Mayor Francis, recognizes the owners of these three properties with Built Heritage Awards:

- Esdras Parent House, 827 Esdras Avenue;
- Morand Family Farm House, 3954 Howard Avenue;
- Windsor Truck & Storage, 201 Shepherd Street East;

As well, Heritage Plaques are presented to the owners of these properties, which Council granted heritage designation in 2013:

- Federal Building/Dominion Public Building/Paul Martin Building, 185 Ouellette;
- Knights of Columbus/Auditorium Building, 716 Pelissier Street and 703-717 Ouellette Avenue (now Raindance).

MB2014

DELEGATIONS

Report No. 165 of the Executive Committee – CQ38-2013 – The proposed east/west arterial with respect to the Windsor Christian Fellowship Access, part of the Lauzon Parkway Environmental Assessment

Brian Ciaramitaro, Windsor Christian Fellowship and Chris Pidgeon of the GSP Group

Brian Ciaramitaro, Windsor Christian Fellowship; and Chris Pidgeon, of the GSP Group, appear before Council to speak in support of the recommendation of the Executive Committee of Council regarding the proposed east/west arterial with respect to Windsor Christian Fellowship Access (part of the Lauzon Parkway Environmental Assessment), and advise that they are not making any suggested revisions to that recommendation, and conclude by requesting that the City Engineer provide an overview of the process for an addenda to the Environmental Assessment.

Report Number 16937 ST2014

(For final disposition of this matter, see Clause **M111-2014** in Schedule “A” attached hereto.)

Status of the Natural Area at 3030 Walker Road, Official Plan Amendment/Zoning By-law Amendment ZNG3587 “Greek Orthodox Community of Windsor”

Ilias Kiritsis, Solicitor representing the Greek Orthodox Community of Windsor; and Pat Papadeas, President of the Greek Orthodox Community Council

Ilias Kiritsis, Solicitor representing the Greek Orthodox Community of Windsor; and Pat Papadeas, President of the Greek Orthodox Community Council appear before Council to reiterate their request that Council defer consideration of the report of the City Planner regarding the “Status of the Natural Area at 3050 Walker Road – Official Plan Amendment/Zoning By-law Amendment ZNG3587 – Greek Orthodox Community of Windsor” until at least the end of April, 2014 as a new Greek Council has been elected and the new Council and General Assembly have not had an opportunity to meet and discuss the proposed recommendations, and conclude by stating that they have met with the Ministry of Natural Resources regarding the subject property and require further opportunity to explore the relevant issues with both the Ministry and city administration.

ZB/11612 ZO/11613 6

(For final disposition of this matter, see Clause **CR52/2014** in Schedule “A” attached hereto.)

Report No. 210 of the Planning & Economic Development Standing Committee (Rezoning, David Tran, 1478 Wyandotte St. E., add site specific provision to allow a pawnshop as an additional permitted use on subject land)

Giselle Olivier, resident

Giselle Olivier, resident, appears before Council to speak in opposition to the rezoning request for 1478 Wyandotte Street East, to add a site specific provision to allow a pawnshop as an additional permitted use on subject land, as the Walkerville area is in transition, and if this is approved, it would have a negative impact on the area and neighbourhood.

Report Number 16855 ZB/11790

(For final disposition of this matter, see Clause **M107-2014** in Schedule “A” attached hereto.)

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

Item 12 2014 Ontario Summer Games

Item 13 Tender 28-14: Windsor International Airport, Terminal Improvements Phase 3

Consideration of Committee Reports

M116-2014 Moved by Councillor Valentinis, seconded by Councillor Maghnieh,
That the **Report of the special In-camera** meeting held March 3, 2014, **BE ADOPTED**
as presented.

Carried.

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

ACO2014

M117-2014 Moved by Councillor Valentinis, seconded by Councillor Maghnieh,
That **Report No. 341 of the Windsor Heritage Committee** of its meeting held January 29, 2014
regarding the letter from Robin Easterbrook, Chair, Windsor Heritage Committee to the Mayor and Members of
Council dated February 12, 2014 **BE ADOPTED** as presented.

Carried.

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

MB2014

By-laws

Moved by Councillor Gignac, seconded by Councillor Payne,
That the following By-laws No. 27-2014 through 31-2014 (inclusive) be introduced and read a first
and second time:

- 27-2014 "A BY-LAW TO ADOPT AMENDMENT NO.92 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR", authorized by M43-2013, adopted February 4, 2013
- 28-2014 "A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE CITY OF WINDSOR ZONING", authorized by M43-2013, adopted February 4, 2013
- 29-2014 "A BY-LAW TO EXEMPT CERTAIN TRANSACTIONS FROM THE APPLICATION OF BYLAW 93-2012, BEING A BYLAW OF THE CITY OF WINDSOR GOVERNING PURCHASING POLICIES AND PROCEDURES", authorized by report 17047 (See item 12)
- 30-2014 "A BY-LAW TO REPEAL BY-LAW 5263 BEING A BY-LAW TO PROVIDE THAT PART-LOT CONTROL SHALL NOT APPLY TO CERTAIN LAND THAT IS WITHIN *REGISTERED BY PLAN 12M-77*, IN THE CITY OF WINDSOR", authorized by CR161/2013, adopted August 26, 2013
- 31-2014 "A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 3RD DAY OF MARCH, 2014"

Carried.

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

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

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

Carried.

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

Notices of Motion

None presented.

Third Reading of By-laws

Moved by Councillor Dilkens, seconded by Councillor Gignac,

That the following By-laws No. 27-2014 through 31-2014 (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.

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

Petitions

None presented.

Council Questions

Moved by Councillor Kusmierczyk, seconded by Councillor Maghnieh,

M118-2014 That the following Council Question by Councillor Halberstadt **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:

CQ8-2014

Asks Administration, when it reports to Council on the damage to our roads caused by the severe winter weather, be asked to identify what can be accomplished by directing \$8 million the unallocated capital money for the new city hall to road rehab and reconstruction.

Carried.

Councillors Gignac, Jones and Dilkens voting nay.

SW2014

Adjournment

Moved by Councillor Gignac, seconded by Councillor Payne,
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 8:05 o'clock p.m.

MAYOR

CITY CLERK

THIS IS A DRAFT COPY

DEPUTY CITY CLERK/SENIOR MANAGER OF COUNCIL SERVICES

Dilkens
Gignac

CR47/2014

- I. That the report from the City Engineer regarding requirements for outdoor ovens within sidewalk cafes on the municipal right-of-way **BE RECEIVED** for information.
- II. That Council **APPROVE** the issuance of permits by the City Engineer for sidewalk cafes (March 1, 2014 to February 28, 2015) on a trial basis for the 2014/2015 season subject to compliance with “Requirements for Outdoor Ovens within Sidewalk Cafes” (Appendix “A” attached) and any other applicable requirements of the Sidewalk Cafe Handbook and Administration will report back on the results for the trial period.

Carried.

Report Number **17015 SE2014 C1**

Appendices
Requirements

Internal Distribution
Public Works [Stacey Shyshak]
City Engineer
City Solicitor
Planning, Neil Robertson
Fire Prevention, John Lee

External Distribution

Windsor-Essex Health Unit, Attn: Katie Fraser	kfraser@wechu.org
---	--

Dilkens
Gignac

CR48/2014

That City Council **AUTHORIZE TO RENEW** the agreement with Tower Optical Company, Inc., P.O. Box 251, South Norwalk, Conn., 06856, and grant them exclusive rights to maintain a minimum of eleven, and not more than sixteen, coin operated binocular viewing devices in Riverfront Parks in the City of Windsor, for a further period of five (5) years commencing April 1, 2014 and terminating March 31, 2019, on the same terms and conditions, subject to the following:

- a) The usage charge to be 25 cents per use with the City receiving 50% of all funds deposited in the devices, with the balance of the monies (50%) being remitted to Tower Optical Co., Inc.;
- b) The Department of Recreation and Culture to assume the responsibility of collecting and accounting of all monies deposited in the viewing devices;
- c) The Department of Recreation and Culture and the Department of Parks and Facilities to approve the site location of each viewing device prior to any new installations;
- d) The Tower Optical Co., Inc. to be responsible for all insurance, satisfactory to the Risk Management Supervisor, and the maintenance and repair of the viewing devices; and further,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign the agreement, satisfactory in form to the City Solicitor, in financial content to the City Treasurer, and in content to the Executive Director of Recreation and Culture.

Carried.

Report Number **16993 SR/11850 C2**

Internal Distribution

Recreation and Culture [Pam LaBute]
 Executive Director of Recreation and Culture
 Community Development and Health Commissioner
 Executive Director of Parks & Facilities
 Chief Financial Officer and City Treasurer
 City Solicitor

External Distribution

Tower Optical Company, Inc.	P.O. Box 251 South Norwalk, Conn. 06856	toweroptical@toweropticalco.com
-----------------------------	--	--

Dilkens
 Gignac

CR49/2014

THAT this report updating the March 14, 2013 report from the Executive Director of Housing and Children Services regarding the participation in collaborative Social Housing IT software initiative with seven other municipal service managers **BE RECEIVED**; and further,

THAT Council Resolution CR61/2013 **BE AMENDED** to include the following:

THAT the Executive Director of Housing and Children's Services and/or their designate **BE APPOINTED** to represent the City of Windsor as the authorized "Nominee" (primary and alternate) as required in the "Consortium Agreement – Housing Collaborative Initiative"; and further,

THAT the City of Windsor's share for the Project Manager (PM) of this project **BE FUNDED** from the balance of approximately \$ 320,000 remaining of one-time (100%) funding previously received from the Ministry of Municipal Affairs and Housing under the Delivering Opportunities for Ontario Renters (DOOR) to an upset limit of \$ 50,000.

Carried.

Report Number **17031 GH/11654 C3**

Internal Distribution

Housing and Children's Services [Mike Deimling]
 Community Development and Health Commissioner
 Executive Director - Housing and Children's Services, Debbie Cercone
 Executive Director of Information Technology
 Chief Financial Officer and City Treasurer
 City Solicitor

External Distribution

Abstract – Amend Minutes
 Dilkens

Gignac

CR50/2014

THAT City Council **APPROVE** expenditures not to exceed \$182,735 (excluding taxes) for the purchase of hardware, software and implementation services from Kelcom Voice and Data Solutions for Phase 1 of a City Hall campus telecommunications upgrade (Office of Community Development & Health Services). It is estimated that Employment & Social Services and Housing & Children's Services will fund \$151,468 of the gross cost, of which \$99,300 will be recovered from the Province and the County, resulting in a net city cost of \$52,168. The balance of the gross cost totaling \$31,267 will **BE CHARGED** to Capital Project #7032178.

Carried.

Report Number **16991 MC2014 C4**

Internal Distribution

Information Technology [Norm Synnott]
Executive Director of Information Technology
Employment & Social Services,
Executive Director of Housing and Children's Services, Debbie Cercone
Manager of Purchasing and Risk Management
Chief Financial Officer and City Treasurer

External Distribution

Dilkens

Gignac

CR51/2014

THAT City Council **ENDORSE** a joint application with the 7 County Municipalities to the Healthy Kids Community Challenge for funding which will be used to reduce the incidence of overweight and obese children **AND**;

THAT City Council **APPROVE** the City as lead applicant on behalf of the region **AND**;

THAT City Council **APPOINT** the Mayor (and/or his designate) as the local Community Champion per the project guidelines **AND**;

THAT City Council **APPROVE** Administration to engage in a recruitment process or appoint an employee temporarily (should the submission be successful) as the local Project Manager to oversee and lead the project as identified in the guidelines of the Healthy Kids Community Challenge **AND**;

THAT City Council **APPROVE** all or portions of Wards 2, 3 and 7 (to an estimated maximum population of 65,000) as the priority neighbourhoods as identified by Administration **AND FURTHER**, should the County not support these neighbourhoods or a regional application;

THAT City Council **AUTHORIZE** Administration to submit an application to the Healthy Kids Community Challenge solely for the City of Windsor **AND**;

THAT the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to execute any agreement(s) required as a condition of receiving funding related to the Healthy Kids Community Challenge satisfactory in form to the City Solicitor, in technical content to the Community Development and Health Commissioner, Executive Director of Recreation & Culture and the Executive Director of Housing & Children's Services, and financial content to the City Treasurer.

Carried.

Report Number **16746 SS/11852 C5**

Internal Distribution

Community Development and Health Commissioner [Jelena Payne]
Executive Initiatives Coordinator [Sandra Bradt]

Executive Director of Housing and Children's Services, Debbie Cercone
 Mayor's Office, Norma Coleman
 Executive Director of Recreation and Culture
 Chief Financial Officer and City Treasurer
 City Solicitor

External Distribution

Dr. Gary Kirk Windsor-Essex County Health Unit	1005 Ouellette Avenue Windsor, ON N9A 4J8	gkirk@wechealthunit.org
---	--	--

Payne
 Gignac

CR52/2014

THAT City Council **PROCEED** with part of M43-2013 Report No. 117 of the Planning & Economic Development Standing Committee of its meeting held January 14th 2013 concerning that part of Greek Orthodox Community of Windsor lands at the east end of 3030 Walker Road known as the "Walker Junction Woodland" described as part of Lot 13, Registered Plan 1456 as shown on the location map attached and THAT Council **PASS** By-law 27-2014 and By-law 28-2014 at this meeting of Council.

Carried, Councillor Valentinis voting nay.

Report Number **17004 ZB/11612 ZO/11613 6**

Appendices

Map

Internal Distribution

Planning [Don Wilson]
 City Planner
 City Clerk/Licence Commissioner
 City Solicitor

External Distribution

Pat Papadeas, President	GOCC	ppapadeas@sympatico.ca
Karl Tanner	3200 Deziel Dr. Windsor	ktanner@dillon.ca
Duncan E.S. Hall, A/Area Enforcement Manager		duncan.hall@ontario.ca
Ilias Kiritsis, Solicitor	Mousseau DeLuca McPherson Prince	kiritsis@mousseaulaw.com

Dilkens
 Gignac

CR53/2014

THAT the report of Manager of Real Estate Services with respect to a LAND LEASE AGREEMENT and ENERGY SERVICES AGREEMENT between The Corporation of the City of Windsor and The Windsor Utilities Commission– Vacant land @ Rear of Family Aquatic Complex **BE RECEIVED** for Information;

AND THAT the lease of the vacant land at the rear of the Family Aquatic Complex to The Windsor Utilities Commission (District Energy) in accordance with the following terms **BE APPROVED**:

BASIC TERMS:

- a) **Tenant** The Windsor Utilities Commission
- b) **Tenant's Address** 787 Ouellette Avenue
- c) **Commencement Date** April 1, 2013
- d) **Term** 49 Years 9 months
- e) **Termination Date** December 31, 2062
- f) **Leased Premises** Per Schedule A-1 attached
- g) **Area of Leased Premises** Approximately 9,149 square feet
- h) **Ground Rent** \$30,000 per annum, 3% increase each 3 year anniversary
- i) **Expansion Land Ground Rent** \$23,000 per annum, 3% increase each 3 year anniversary, upon exercise of option.
- j) **Security Deposit** None
- k) **Land Taxes** Paid by Tenant
- l) **Utilities** Paid by Tenant as applicable
- m) **Permitted Use** District Energy Facility
- n) **Insurance** General Liability Insurance
Minimum Limit \$5,000,000.00
- o) **Over holding Monthly** \$5,000 per month (plus HST) (Rental)
- p) **Annual Option Cos** \$2,300 per annum
- q) **Guarantor** None
- r) **Option Expansion Lands:** See Schedule A-1 attached
- s) **Access Lands** See Schedule A-1 attached
- t) **Termination Right** Tenant's right on 1 year notice (and subject to the Windsor Utilities Commission having a discussion on the inclusion of the owner's right to terminate on notice.)

ENERGY SERVICES AGREEMENT:**BASIC TERMS:**

- a) **Term** 20 years
- b) **Service Commencement Date** June, 1 2013
- c) **Contract Capacity** 3.6 MW Hot Water; 880 kW Chilled Water
- d) **Energy Rate(s)** See attached Schedule A, Energy Services Agreement;

AND THAT the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to sign a Lease Agreement, to be in a form satisfactory to the City Solicitor, in content satisfactory to the Manager of Real Estate Services, in technical content satisfactory to the City Engineer, and in financial content to the City Treasurer;

AND THAT the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign the Energy Services Agreement (attached) to be in a form satisfactory to the City Solicitor, in technical content satisfactory to the City Engineer and in financial content satisfactory to the City Treasurer.

Carried.

Report Number **17037 APM2014 C7**

Appendices

Schedule A-1/ Schedule A

Internal Distribution

Legal [Mike Stamp]

City Solicitor

FAC Project Manager, Don Sadler

City Engineer

Chief Financial Officer and City Treasurer

External Distribution

Dilkens

Gignac

CR54/2014

- I. That the report by the City Engineer initiating an amendment to the Sanitary Sewer Servicing Study for Lands Annexed from the Town of Tecumseh to amend the sanitary sewer sewershed **BE RECEIVED** for information;
- II. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a cost sharing agreement between The Corporation of the City of Windsor and 1413600 Ontario Ltd. and 1433310 Ontario Ltd., satisfactory in form to the City Solicitor, in technical content to the City Engineer and in financial content to the City Treasurer to comply with the following terms and conditions:

- a) The Corporation shall hire a consultant to amend the Sanitary Sewer Servicing Study for lands annexed from the Town of Tecumseh (the EA) to amend the sanitary sewershed to include Roll numbers 090-010-11500, 090-010-02000, 090-010-02100 and 090-010-02200;
- b) The owners of Roll numbers 090-010-11500 and 090-010-02100 shall pay their proportionate share of the cost of said amendment to the EA at 81% of the final cost of the amendment, including consulting engineering, disbursements, taxes, City of Windsor engineering and advertising;
- c) Payment of item (b) above shall be based on final costs and invoiced to the owner following filing of the EA amendment and receipt of final billings by the Corporation;
- III. That an expenditure of \$27,500.00 (HST excluded) for the amendment to the Sanitary Sewer Servicing Study for Lands Annexed from the Town of Tecumseh **BE APPROVED** with all costs and subsequent recoveries to Project ID #7035119;
- IV. That Administration **BE AUTHORIZED** to collect the proportionate share of the cost of the amendment from the remaining benefitting property owners at such time as they make application or request permits to develop the subject lands (Roll #'s 090-010-02000 & 090-010-02200).

Carried.

Report Number **17014 Z/10374 C8**

Internal Distribution

Public Works [Stacey Shyshak]
 City Engineer
 Chief Financial Officer and City Treasurer
 City Solicitor

External Distribution

Yunis Haddad	24 Shepherd St E, Windsor ON N8X 2J8
Wade Jason O'Neil	RR3, 5396 Concession 11, Maidstone ON N0R 1K0
Richard Robert & Debra Anne Seguin	RR 1, Stn A, Windsor ON N9A 6J3
1413600 Ontario Ltd	4521 Southwood Lakes Blvd, Windsor ON N9G 2M6
1433310 Ontario Ltd	4521 Southwood Lakes Blvd, Windsor ON N9G 2M6

Dilkens
 Gignac

CR55/2014

THAT Council **APPROVE** the expenditure of \$326,400 (excluding HST) for the replacement of 33 street light poles with new LED fixtures along E. C. Row Expressway.

Carried.

Report Number **16949 SW/10870 C9**

Internal Distribution

Public Works [Tiffany Pocock]
 City Engineer
 Chief Financial Officer and City Treasurer
 City Solicitor

External Distribution

Dilkens
Gignac

√√SV

CR56/2014

THAT City Council **RECEIVE** the information with regards to the 2013 Tax Sale and 2014 Tax Sale plan for information; and

THAT City Council **AUTHORIZE** that the list of six (6) properties (as identified in Appendix A) known municipally as:

- 1207 Drouillard
- 1191 Drouillard
- 291 Watkins
- ~~v1201 Laurendeau~~ v1210 Laurendeau
- 546 Aylmer
- 0 Little River

BE VESTED in the name of the Municipality; and

THAT City Council **AUTHORIZE** the City Treasurer/designate to remove from the tax roll property taxes in the amount of \$240,099.38 (inclusive of education tax) plus any additional levies or penalties that may be added from the date of this report until the date of actual write-off; and

THAT City Council **AUTHORIZE** the use of the Capital Expenditure Reserve fund to address the cost of demolishing 1207 and 1191 Drouillard, securing the improved properties and ongoing maintenance of the newly vested properties until such time as the properties can be sold (charged to 160-0131680) and to receive the transfer of any funds recovered from previous tax sales (deposited to 160-6990-0229611).

Carried.

Report Number **17008 AF2014 C10**

Internal Distribution

Finance [Vince Grillo]
Chief Financial Officer and City Treasurer
Deputy Treasurer, Taxation and Financial Projects, Janice Guthrie
City Solicitor
Manager of Real Estate Services (Mike Stamp)

External Distribution

Stephen Lynn & Mariana Clemens
slynn@fcnr.org

CR57/2014 RESCINDED BY CR176/2019 ADOPTED APRIL 15, 2019

Dilkens
Gignac

CR57/2014

That Council **APPROVE** \$12,000 to **BE FUNDED** from Project # 7069022 Traffic Calming for the construction of a pedestrian refuge island on Labelle Street at Northway Avenue including the curb cut and lead walk on the north side of Labelle Street and approx 18m of sidewalk on the south side of Labelle Street from Northway Avenue to the first driveway west.

Carried.

Report Number **17041 ST2014 11**

Internal Distribution

Public Works [Jeff Hagan]
City Engineer
Deputy City Engineer, West Hicks
Chief Financial Officer and City Treasurer

External Distribution

Vittorio Liburdi
2413 Labelle
Windsor, ON N9E 4K4

Gignac
Dilkens

CR58/2014

THAT City Council **APPROVE** the estimated net City budget commitment of \$1,300,000 to host the 2014 Ontario Summer Games, previously approved as a placeholder as part of the 2014 Capital Budget enhanced capital plan; and

THAT Administration **BE DIRECTED** to establish a capital project in order to track expenditures and revenue as it relates to the 2014 Ontario Summer Games; and

THAT City Council **APPROVE** the establishment of a Games Organizing Committee confirming Mayor Francis as Chair.

THAT City Council **AUTHORIZE** the Games Organizing Committee to proceed with all activities necessary to properly plan and execute the 2014 Ontario Summer Games; and

THAT City Council **AUTHORIZE** the CAO and/or City Clerk to sign agreements, contracts and/ or grant applications as considered necessary as it relates to the organization and hosting of the 2014 Ontario Summer Games subject to review as to content by the Event General Manager, legal review by the City Solicitor and financial review by the CFO/City Treasurer; and

THAT City Council **AUTHORIZE** that the General Manager position be a secondment that is temporary in nature with a specific end date at the conclusion of the 2014 Ontario Summer Games; and

THAT the General Manager position **BE FUNDED** from the capital project; and

THAT City Council **APPROVE** the establishment of an Administrative Committee comprised of the Games Organizing Chair, General Manager, Treasurer, and Legal Counsel; and

THAT the Administrative Committee **BE AUTHORIZED** to approve changes in budget allocations within the overall project budget amongst the various committees based upon demonstrated needs; and

THAT in cases where additional funding has been secured, and subject to a report back to City Council, the Administrative Committee **BE AUTHORIZED** to increase the overall project budget accordingly so that the net cost to the City remains the same; and

THAT Administration **BE DIRECTED** to author a Project Charter for the 2014 Ontario Summer Games to be brought back to City Council for approval; and

THAT the application of Bylaw 93-2012 (the Purchasing Bylaw) **BE WAIVED** with respect to all purchases less than \$100,000.01 made for the 2014 Ontario Summer Games and that purchasing authority for these purchases **BE GRANTED** to the Administrative Committee, who shall make reasonable effort to observe the spirit of the Purchasing Bylaw in so doing where possible; and

THAT all expenditures made under the exemption **BE REPORTED** to Council by the 2014 Ontario Summer Games General Manager within a reasonable time following the conclusion of the Project; and

THAT Bylaw 29-2014 **BE ADOPTED** by Council to waive the Purchasing Bylaw in respect of purchases less than \$100,000.01 made for the Ontario Summer Games.

Carried.

At the request of Mayor Francis a **recorded vote** is taken:

RESULTS OF RECORDED VOTE:

In Favour	Councillors Gignac, Payne, Maghnieh, Kusmierczyk, Valentinis, Jones, Dilkens and Mayor Francis
Opposed	Councillor Halberstadt
Abstain	None
Absent	Councillors Marra and Sleiman

Report Number **17047 SR/11775 12**

Internal Distribution

Finance [Janice Guthrie]
 Chief Financial Officer and City Treasurer
 City Solicitor
 Ontario Summer Games General Manager (Michael Chantler)

External Distribution

Jones
 Dilkens

CR59/2014

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

TENDERER:

Adine Builders Limited

3210 Moynahan, Box 125
Oldcastle, Ontario N0R 1L0

TENDER NO.: 28-14

TOTAL TENDER PRICE: \$604,800.00 plus HST

ACCOUNT CHARGED: 007-5410-1790-02942-7111027

and that the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a contract with the low tender, satisfactory in technical content to the City Engineer, in financial content to the City Treasurer and in form to the City Solicitor;

- II.** That **APPROVAL BE GIVEN** to undertake an expenditure of \$613,100.00 for the construction of the Terminal Improvements Phase 3 at the Windsor International Airport to be funded as follows:
- i. \$225,000 previously approved for Airport Terminal Improvements Phase 3 project (Project ID 7111027);
 - ii. \$260,000 previously approved in the 2013 Capital Works Budgets (Project ID 7111009); and
 - iii. \$128,100 from the uncommitted balance available in the Airport \$1.0 million 2013 enhanced capital plan placeholder.
- III.** That YQG **BE GIVEN** flexibility that in the future in terms of undertaking capital projects, that they be able to do so through their own accounts, in accordance with the necessary YQG Board approval.

Carried.

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

Report Number **17056 APM/9795 13**

Internal Distribution

Public Works [Tiffany Pocock]
City Engineer
Manager of Purchasing and Risk Management
Chief Financial Officer and City Treasurer
City Solicitor

External Distribution

Adine Builders Limited	3210 Moynahan, Box 125 Oldcastle, Ontario N0R 1L0	greg@adine.ca
Vince Ferro Construction Ltd.	3244 Walker Road, Suite 200 Windsor, Ontario N9A 7K6	vferro@mnsi.net
Oscar Construction Company Limited	2025 Blackacre Drive, P.O. 21 Oldcastle, ON N0R 1L0	oscarcst@msni.net
Bondfield Construction Company Limited	407 Basaltic Road Concord, ON L4k 4W8	jaquino@bondfield.com
Surendra K. Bagga Architect Inc.	933 Goyeau Street Windsor, Ontario N9A 1H7	skbagga@skbinc.org

STANDING COMMITTEE RESOLUTIONS

Moved by Councillor Dilkens, seconded by Councillor Payne,
M107-2014 That **Report No. 210 of the Planning & Economic Development Standing Committee** of its meeting held February 10, 2014 regarding “Rezoning, David Tran, 1478 Wyandotte St. E., add site specific provision to allow a pawnshop as an additional permitted use on subject land” **BE ADOPTED** as presented.

Carried.

Councillors Gignac and Maghnieh voting nay.

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

Report Number 16855 ZB/11790

Internal Distribution

City Planner

City Solicitor

Planning [Justina Nwaesei]

Manager of Development Applications, Don Wilson

Chief Building Official

City Engineer

Zoning Clerk – Council Services

Deputy Licence Commissioner

Supervisor of Licensing

City Clerk and Licence Commissioner

Chief Financial Officer & City Treasurer

External Distribution

David Tran, applicant	david.huu.tran@gmail.com
Gisele Olivier	contact.gisele@gmail.com
Steve Green	stevegreen@ymail.com

Moved by Councillor Dilkens, seconded by Councillor Gignac,
M108-2014 That **Report No. 211 of the Planning & Economic Development Standing Committee** of its meeting held February 10, 2014 regarding “Marihuana for Medical Purposes Regulations (MMPR) – Zoning Information” **BE ADOPTED** as presented.

Carried.

Report Number 16987 MH/11846

Internal Distribution

City Planner

City Solicitor

Planning [Adam Szymczak]

Manager of Development Applications, Don Wilson

Planner II, Development Review, Justina Nwaesei

Chief Building Official

City Engineer

Zoning Clerk – Council Services

Deputy Licence Commissioner
Supervisor of Licensing
City Clerk and Licence Commissioner
Chief Financial Officer & City Treasurer

External Distribution

Alexander M. Ciotoli, President
Medical Marihuana Patient Relief Inc.
alexc@mmpatientrelief.com

Moved by Councillor Dilkens, seconded by Councillor Gignac,
M109-2014 That **Report No. 212 of the Planning & Economic Development Standing Committee** of its meeting held February 10, 2014 regarding “Marihuana for Medical Purposes Regulations (MMPR) – Formal Notice Requirement” **BE ADOPTED** as presented.

Carried.

Report Number 16985 Z/8581 MBA/9191

Internal Distribution

City Planner
City Solicitor
Building [Lee Anne Doyle, Chief Building Official]
Manager of Development Applications, Don Wilson
Planner II, Development Review, Justina Nwaesei
Chief Building Official
City Engineer
Zoning Clerk – Council Services
Deputy Licence Commissioner
Supervisor of Licensing
City Clerk and Licence Commissioner
Chief Financial Officer & City Treasurer

External Distribution

Alexander M. Ciotoli, President
Medical Marihuana Patient Relief Inc.
alexc@mmpatientrelief.com

Moved by Councillor Dilkens, seconded by Councillor Gignac,
M110-2014 That **Report No. 213 of the Planning & Economic Development Standing Committee** of its meeting held February 10, 2014 regarding “The minutes of the Property Standards Committee meeting held November 20, 2013” **BE ADOPTED** as presented.

Carried.

Report Number 16985 Z/8581 MBA/9191

Internal Distribution

Coordinator, Property Standards Committee

External Distribution

Moved by Councillor Payne, seconded by Councillor Jones,
M111-2014 That **Report No. 165 of the Executive Committee of Council** of its meeting held February 24, 2014 regarding “CQ38-2013 – The Proposed east/west arterial with respect to Windsor Christian Fellowship Access (part of the Lauzon Parkway Environmental Assessment)” **BE ADOPTED** as presented.
 Carried.
 Councillor Gignac voting nay.

Report Number 16937 ST2014

Internal Distribution

Chief Administrative Officer
 Chief Financial Officer & City Treasurer
 Finance [Jeff Hagan]
 City Engineer
 City Solicitor
 Council Secretariat

External Distribution

Michael Chiu, McCormick Rankin	chium@mmm.ca
Rakesh Shreewastav, Ontario Ministry of Transportation	rakesh.shreewastav@ontario.ca
Jane Mustac, County of Essex	jmustac@countyofofsex.on.ca
Brian Ciaramitaro, WCF	bfc@wcf.ca
507822 Ontario Inc.	nicole@tilburyconcrete.com
Raymax Construction Ltd.	Fax 519-735-2707
Chris Pidgeon, GSP Group	cpidgeon@gspgroup.ca
Konstantionos Politidis	kdpolitidis@ath.forthnet.gr
Brad Connor, MNR	brad.connor@ontario.ca
Pat Papadeas	ppapadeas@sympatico.ca

Moved by Councillor Dilkens, seconded by Councillor Gignac,
M112-2014 That **Report No. 166 of the Executive Committee of Council** of its meeting held February 24, 2014 regarding “East Pelton Secondary Plan: North Portion OPA No. 94” **BE ADOPTED** as presented.
 Carried.

Report Number 16900 ZO/11817

Internal Distribution

Chief Administrative Officer
 Chief Financial Officer & City Treasurer
 Planning [Simona Simion]
 Planning, Michael Cooke
 City Solicitor
 Manager of Development Applications, Don Wilson
 Chief Building Official
 City Engineer
 Zoning Clerk – Council Services
 Deputy Licence Commissioner

Supervisor of Licensing
City Clerk and Licence Commissioner

External Distribution

Abdul Karim Habib		karimhomesa@msn.com
Frank Fazio		ffazio@fazioandassociates.com
Peter Valente		pvalente3@cogeco.ca
Patty Fraize, Coco Group		pfraize@cocogroup.com
Chris & Rob Woodall		floatingdoc@cogeco.ca chris@tranorindustries.com
Yunis Haddad		haddad@haddadmorgan.com
Chris Pidgeon, GSP Group		cpidgeon@gspgroup.ca
Michael Chiu, McCormick Rankin		lauzonparkwayea@mrc.ca
Peter Valente & Jo-Anne Bortolin	219 Starwood Tecumseh, ON N8N 4X3	
Carmine & Antonietta Ciarlariello	4655 8 th Conc Tecumseh, ON N0R 1K0	

Adopted by Council at its meeting held March 3, 2014 [M107-2014]
/RB

Windsor, Ontario March 3, 2014

REPORT NO. 210 of the
PLANNING & ECONOMIC DEVELOPMENT STANDING COMMITTEE
of its meeting held February 10, 2014

Present:
Councillor Drew Dilkens
Councillor Irek Kusmierczyk
Councillor Bill Marra (Chair)
Councillor Hilary Payne
Councillor Ed Sleiman
Merrill Baker

Regrets: Barbara Bjarneson

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

Moved by Councillor Payne, seconded by Councillor Sleiman

THAT an amendment to the Zoning By-law 8600 **BE APPROVED** to change the zoning of the property located on the north side of Wyandotte Street East, west of Gladstone Avenue, described as Lot 290, Registered Plan 359, and municipally known as 1478 Wyandotte Street East, by adding a site specific provision to allow a Pawnshop as an additional permitted use on the subject land, subject to the following:

- a. The Pawnshop use shall be carried out entirely within the building
- b. Outdoor storage shall not be permitted

Carried.

Livelihood #16855, ZB/11790

Clerk's Note: The administrative report authored by the City Planner dated November 18, 2013 entitled "Rezoning, David Tran, 1478 Wyandotte St. E., add site specific provision to allow a pawnshop as an additional permitted use on subject land" is **attached** as background information. Also included is a copy of a petition (with 35 signatures) in opposition to the application.

CHAIRPERSON

COUNCIL SECRETARIAT

Adopted by Council at its meeting held March 3, 2014 [M108-2014]

/RB

Windsor, Ontario March 3, 2014

REPORT NO. 211 of the
PLANNING & ECONOMIC DEVELOPMENT STANDING COMMITTEE
of its meeting held February 10, 2014

Present:

- Councillor Drew Dilkens**
- Councillor Irek Kusmierczyk**
- Councillor Bill Marra (Chair)**
- Councillor Hilary Payne**
- Councillor Ed Sleiman**

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

Moved by Councillor Dilkens, seconded by Councillor Sleiman

THAT the administrative report authored by the City Planner dated January 28, 2014 entitled “Marihuana for Medical Purposes Regulations (MMPR) – Zoning Information” **BE RECEIVED** for information.

Carried.

Livelihood #16987, MH/11846

Clerk's Note: The administrative report authored by the City Planner dated January 28, 2014 entitled “Marihuana for Medical Purposes Regulations (MMPR) – Zoning Information” is ***attached*** as background information. Also included is a Notice of Intent from Medical Marihuana Patient Relief Inc. dated February 3, 2014.

CHAIRPERSON

COUNCIL SECRETARIAT

Adopted by Council at its meeting held March 3, 2014 [M109-2014]

/RB

Windsor, Ontario March 3, 2014

REPORT NO. 212 of the
PLANNING & ECONOMIC DEVELOPMENT STANDING COMMITTEE
of its meeting held February 10, 2014

Present:

Councillor Drew Dilkens
Councillor Irek Kusmierczyk
Councillor Bill Marra (Chair)
Councillor Hilary Payne
Councillor Ed Sleiman

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

Moved by Councillor Dilkens, seconded by Councillor Sleiman

THAT the administrative report authored by the Chief Building Official dated January 24, 2014 entitled “Marihuana for Medical Purposes Regulations (MMPR) – Formal Notice Requirement” **BE RECEIVED** for information.

Carried.

Livelink #16985, MH/11846

Clerk's Note: The administrative report authored by the Chief Building Official dated January 24, 2014 entitled “*Marihuana for Medical Purposes Regulations (MMPR) – Formal Notice Requirement*” is **attached** as background information. Also included is a Notice of Intent dated February 3, 2014 from Medical Marihuana Patient Relief Inc.

CHAIRPERSON

COUNCIL SECRETARIAT

Adopted by Council at its meeting held March 3, 2014 [M110-2014]

/RB

Windsor, Ontario March 3, 2014

REPORT NO. 213 of the
PLANNING & ECONOMIC DEVELOPMENT STANDING COMMITTEE
of its meeting held February 10, 2014

Present:

Councillor Drew Dilkens
Councillor Irek Kusmierczyk
Councillor Bill Marra (Chair)
Councillor Hilary Payne
Councillor Ed Sleiman

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

Moved by Councillor Payne, seconded by Councillor Dilkens

THAT the minutes of the Property Standards Committee meeting held November 20, 2013 **BE RECEIVED** for information.

Carried.

Clerk's Note: The minutes of the Property Standards Committee meeting held November 20, 2013 are **attached** as background information.

CHAIRPERSON

COUNCIL SECRETARIAT

Adopted by Council at its meeting held March 3, 2014 [M111-2014]

/SV

Windsor, Ontario March 3, 2014

REPORT NO. 165 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 Payne, seconded by Councillor Marra,

THAT with regards to Report No. 160 of the Executive Committee (*attached*) of its meeting held January 27, 2014 regarding “CQ38-2013 – The Proposed east/west arterial with respect to the Windsor Christian Fellowship Access (part of the Lauzon Parkway Environmental Assessment)” and the report of the City Engineer dated February 13, 2014 entitled “Windsor Christian Fellowship (WCF) – Follow-up Meeting – Access to east/west arterial part of Lauzon Parkway – Environmental Assessment Study” (*attached*), that the following **BE ADOPTED**:

THAT the recommended alternative for access to the Windsor Christian Fellowship property at Walker Road and Seventh Concession as shown on the Plan dated February 19, 2014 from the GSP Group, Consulting Engineers **BE RECOMMENDED** to Council for approval on March 3, 2014 as an addendum to the EA for the future east/west arterial road south of the WCF property, and further that administration **BE DIRECTED** to issue a request to CN Rail to install the appropriate rail controls.

Carried.

At the request of Councillor Gignac, a recorded vote is taken.

Aye votes: Councillors Sleiman, Halberstadt, Payne, Maghnieh, Kusmierczyk, Marra, Valentinis, Jones and Dilkens.

Nay votes: Councillor Gignac and Mayor Francis

Abstain: None

Absent: None

Livelihood #16937, ST2014

Clerk’s Note: This matter was originally scheduled for consideration at the January 27, 2014 Executive Committee meeting where it was recommended that it be considered at the February 24, 2014 Executive Committee meeting.

CHAIRPERSON

CITY CLERK

Adopted by Council at its meeting held March 3, 2014 [M112-2014]

/SV

Windsor, Ontario March 3, 2014

REPORT NO. 166 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 Jones,

THAT Official Plan Amendment No. 94 – East Pelton Secondary Plan: North Portion **BE APPROVED** and Official Plan Vol. 2 Chapter 7 East Pelton **BE AMENDED** by adding OPA 94; and

THAT Administration **BE DIRECTED** to prepare a By-law to implement Official Plan Amendment No. 94.

Carried.

Livelihood #16900, ZO/11817

Clerk's Note:

Attached for reference is Report No. 200 of the Planning & Economic Development Standing Committee (East Pelton Secondary Plan: North Portion OPA No. 94) which was deferred to the February 24, 2014 Executive Committee of Council.

CHAIRPERSON

CITY CLERK

BE DEFERRED peremptory to the March 17, 2014 meeting of Council,
to allow for all interested parties an opportunity
to review all of the subject reports on the matter
as adopted by Council at its meeting held March 3, 2014 [M115-2014]

KK/
Windsor, Ontario March 3, 2014

REPORT NO. 337

of the

Windsor Heritage Committee

at its meeting held

January 8, 2014

5:30 o'clock p.m.

Meeting Room 409, 400 City Hall Square East

Members Present at the January 8, 2014 meeting:

Robin Easterbrook, Chair
Councillor Fulvio Valentinis
Lynn Baker
Andrew Foot
Noreen Slack

Your Committee submits the following recommendations:

Moved by Councillor Valentinis, seconded by N. Slack,

That City Council **BE REQUESTED** to approve asphalt as the surface material for the new paths to be installed in Willistead Park.

Carried.

NOTE: The report of the Heritage Planner dated December 24, 2013 entitled "Willistead Manor, 1899 Niagara Street Heritage Alteration: Install paths in Park" – *attached.*
Reports Nos. 337, 338, and 339 constitute the January 8, 2014 recommendations of the Windsor Heritage Committee regarding Willistead Park. *Recommendations pertaining to the paths at the entry ways and around the Queen Victoria Fountain, and other details will be determined at a future meeting.*

CHAIR

COMMITTEE COORDINATOR

BE DEFERRED peremptory to the March 17, 2014 meeting of Council,
to allow for all interested parties an opportunity
to review all of the subject reports on the matter
as adopted by Council at its meeting held March 3, 2014 [M115-2014]

KK/

Windsor, Ontario March 3, 2014

REPORT NO. 338

of the

Windsor Heritage Committee

at its meeting held

January 8, 2014

5:30 o'clock p.m.

Meeting Room 409, 400 City Hall Square East

Members Present at the January 8, 2014 meeting:

Robin Easterbrook, Chair
Councillor Fulvio Valentinis
Lynn Baker
Andrew Foot
Noreen Slack

Your Committee submits the following recommendations:

Moved by L. Baker, seconded by A. Foot,

That City Council **BE REQUESTED** to approve the width of six feet (1.83 m) for the installation of the new pathways in Willistead Park.

Carried.

Councillor Valentinis voting nay.

NOTE: The report of the Heritage Planner dated December 24, 2013 entitled "Willistead Manor, 1899 Niagara Street, Heritage Alteration: Install Paths in Park" is **attached to Report No. 337.**

Reports Nos. 337, 338 and 339 constitute the January 8, 2014 recommendations of the Windsor Heritage Committee regarding Willistead Park. *Recommendations pertaining to the paths at the entry ways and around the Queen Victoria Fountain, and other details will be determined at a future meeting.*

CHAIR

COMMITTEE COORDINATOR

BE DEFERRED peremptory to the March 17, 2014 meeting of Council,
to allow for all interested parties an opportunity
to review all of the subject reports on the matter
as adopted by Council at its meeting held March 3, 2014 [M115-2014]

KK/

Windsor, Ontario March 3, 2014

REPORT NO. 339

of the

Windsor Heritage Committee

at its meeting held

January 8, 2014

5:30 o'clock p.m.

Meeting Room 409, 400 City Hall Square East

Members Present at the January 8, 2014 meeting:

Robin Easterbrook, Chair
Councillor Fulvio Valentinis
Lynn Baker
Andrew Foot
Noreen Slack

Your Committee submits the following recommendations:

Moved by Councillor Valentinis, seconded by N. Slack,

That City Council **BE REQUESTED** to approve the running length of the paths in Willistead Park as proposed in the diagram entitled "Proposed Pathways – December 2013" ***attached*** as Appendix "A".

Carried.

L. Baker and A. Foot voting nay.

NOTE: The report of the Heritage Planner dated December 24, 2013 entitled "Willistead Manor, 1899 Niagara Street, Heritage Alteration: Install Paths in Park" is ***attached*** to Report No. 337.

Reports Nos. 337, 338, and 339 constitute the January 8, 2014 recommendations of the Windsor Heritage Committee regarding Willistead Park. *Recommendations pertaining to the paths at the entry ways and around the Queen Victoria Fountain, and other details will be determined at a future meeting.*

CHAIR

COMMITTEE COORDINATOR

Adopted by Council at its meeting held March 3, 2014 [M117-2014]

KK/

Windsor, Ontario March 3, 2014

REPORT NO. 341

of the

Windsor Heritage Committee

at its meeting held

January 29, 2014

5:30 o'clock p.m.

Meeting Room 407, 400 City Hall Square East

Members Present at the January 29, 2014 meeting:

Robin Easterbrook, Chair
Councillor Fulvio Valentinis
Lynn Baker
Simon Chamely
Andrew Foot

Your Committee submits the following recommendations:

Moved by A. Foot, seconded by L. Baker,

That City Council **BE REQUESTED** to include the Windsor Heritage Committee (WHC) in the consultative process as it relates to the demolition of City Hall, 350 City Hall Square West as the structure is listed on the Windsor Municipal Heritage Register (not designated), and further, that the Chair of the WHC **BE AUTHORIZED** to send a letter to the Mayor and Members of Council addressing this issue.

Carried.

Note: The letter from Robin Easterbrook, Chair, Windsor Heritage Committee to the Mayor and Members of Council dated February 12, 2014 is attached.

CHAIR

COMMITTEE COORDINATOR

Adopted by Council at its meeting held March 3, 2014 [M116-2014]
VC/bm

SPECIAL MEETING OF COUNCIL – IN CAMERA
March 3, 2014

Meeting called to order at: 5:30 p.m.

Members in Attendance:

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

Members Absent:

Councillor B. Marra
Councillor E. Sleiman

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. Brode, Senior Legal Counsel (Items 1 and 2)

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

<u>Item No.</u>	<u>Subject</u>	<u>Section – Pursuant to Municipal Act, 2001, as amended</u>
1.	Legal/Property matter – expropriation settlements	239(2)(e)(f)
2.	Legal/Property matter - expropriation settlement	239(2)(e)(f)

Motion Carried.

Declarations of Pecuniary Interest:

None declared.

Discussion on the items of business. (Items 1 and 2)

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

Motion Carried.

Moved by Councillor Gignac, seconded by Councillor Jones, THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held March 3, 2014 directly to Council for consideration at the next Regular Meeting.

1. That the recommendation contained in the in-camera report from Senior Legal Counsel, 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 legal/property matter – expropriation settlements **BE APPROVED.**

2. That the recommendation contained in the in-camera report from Senior Legal Counsel, 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 legal/property matter – expropriation settlement **BE APPROVED.**

Motion Carried.

Moved by Councillor Jones, seconded by Councillor Valentinis, That the special meeting of council held March 3, 2014 BE ADJOURNED. (Time: 5:33 p.m.)

Motion Carried.