

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, Pastor Greg Lutz from Peace Lutheran, offers the Opening Prayer.

Disclosures of Pecuniary Interest and the General Nature Thereof

None disclosed.

Minutes

Moved by Councillor Marra, seconded by Councillor Payne,
That the Minutes of the regular meeting of Council held August 25, 2014 **BE ADOPTED** as
presented.

Carried.

Notice of Proclamations

TVCogeco 30th Anniversary – September 12, 2014
Raise-A-Reader Day – September 25, 2014
Culture Days – September 26-28, 2014
National Seniors Day – October 1, 2014
Fire Prevention Week – October 5-11, 2014

Flag Raisings:

Jour du drapeau franco-ontarien – September 25, 2014
International Day of Older Persons – October 1, 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 No. 88 of the Windsor-Essex County Environment Committee** of its meeting held September 4, 2014
 - (g) consideration of by-laws 156 through 167 (inclusive).
- Carried.

Communications

Moved by Councillor Dilkens, seconded by Councillor Gignac,

M346-2014 That the following Communication Items 1 to 3 and 5 to 11 inclusive, as set forth in the Council Agenda **BE REFERRED** as noted except Communication No. 4 which is dealt with as follows:

Communication No. 4:

Moved by Councillor Sleiman, seconded by Councillor Gignac,

M351-2014 That the City of Windsor **PROCLAIM** October 20-26, 2014 as Waste Reduction Week and **ADOPT** the following resolution:

WHEREAS the generation of solid waste and the needless waste of water and energy resources are recognized as global environmental problems, and

WHEREAS municipal and provincial governments have an important role to play in promoting waste reduction, reuse, recycling, composting and other conservation measures and,

WHEREAS communities, businesses and organizations across Canada have committed to working together to raise awareness of these issues during Waste Reduction Week in Canada, and,

NOW KNOW YE THAT We do by these presents proclaim and declare that October 20-26, 2014, inclusive, shall be known as Waste Reduction Week.

Carried.

Item	From	Description
1	Minister of State (Seniors)	National Seniors Day – October 1, 2014. Committee Coordinator – Seniors Advisory Committee Note & File APR2014
2	Ministry of the Environment	Environmental Compliance Approval for the construction of sanitary and storm sewers to be constructed on Monticello Street from Peppervine Street to Firgrove Drive. City Engineer Note & File SW2014

3	Environmental Commissioner of Ontario	How Your Municipality Can Use the <i>Environmental Bill of Rights (EBR)</i> . City Engineer Note & File GP2014 EI2014
4	Recycling Council of Ontario	Request to proclaim October 20-26, 2014 as Waste Reduction Week or adopt a resolution. City Engineer COUNCIL DIRECTION REQUESTED EI2014
5	Town of Lakeshore	Notice of a public meeting to be held on Tuesday, September 30, 2014 regarding the Community Improvement Plan (CIP) Amendment. City Planner City Solicitor Note & File Z2014
6	Secretary/Treasurer Committee of Adjustment	Consent Authority Agenda Record Hearing to be held on Thursday, September 11, 2014, Council Chambers, 3 rd Floor, 350 City Hall Square West. Note & File ZC2014
7	Manager of Urban Design	Application of Jamieson Laboratories for Site Plan Approval to permit a parking expansion located at 4025 Rhodes Drive. Note & File ZS/10209
8	Manager of Urban Design	Application of Infrastructure Ontario & Ministry of Community Safety and Correctional Services for Site Plan Approval to permit South West Detention Facility Auger Facility located at Concession Road 8. Note & File ZS/11038
9	Executive Director of Human Resources	Ministry of Labour Orders issued regarding Critical Injury occurring outside of 200 Chatham Street E. Provincial Court Building. Note & File GP2014
10	Fire Chief	Fire Underwriters Survey Update. Note & File SF2014
11	Executive Director of Parks & Facilities	Dieppe Park – Great Canadian Flag Project – Soils Report. Note & File SR2014

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:

- Item 3 Applications for Tax Reductions under Sections 357/358 of the Ontario Municipal Act, 2001
- Item 4 Little River Drainage Improvements
- Item 5 Photovoltaic Roof-Top Systems – OPA FIT 3.0 Program Applications

- Item 6 Blight Mitigation Update #9 – Proposed Demolition of Derelict Buildings at: 468 Langlois Avenue and 241 Aylmer Avenue
- Item 7 Windsor Craft Beer Fest 2014, Temporary Road Closure of Argyle Road and Assumption Street, Significant Municipal Event Status
- Item 10 Agreements with Third Party Organizations – Properties in Tax Arrears
- Item 11 Request for Proposal (RFP) 91-14, Linen Laundry Services – Huron Lodge
- Item 12 Continuation of the Poet Laureate Program
- Item 13 The Corporation of the City of Windsor (“City”) Sale to Mid-South Land Developments Corporation (“Mid-South”) of Vacant Land between Central Avenue and Electricity Drive
- Item 17 Application by Cantelon Inc. for Financial Incentives under the Economic Revitalization Community Improvement Plan
- Item 18 Application by 1078259 Ontario Limited (Dr. Paul Ziter) for Financial Incentives under the Economic Revitalization Community Improvement Plan
- Item 19 Cancellation of September 22, 2014 & October 20, 2014 Council Meetings
- Item 20 Basement Flooding Event of August 11, 2014

Consent Committee Reports

New City Hall Project Steering Committee		
No.		Description
1		Minutes of the New City Hall Project Steering Committee meeting held July 8, 2014

Planning & Economic Development Standing Committee		
No.		Description
1	Report No. 238	Official Plan Amendment & Zoning By-law Amendment for lands known as 1247 & 1271 Riverside Drive East (former Danny’s Tavern
2	Report No. 239	Brownfield Redevelopment and Economic Revitalization Community Improvement Plans (CIP) – 2014 Update
3	Report No. 240	Application by NARMCO for Financial Incentives under the Economic Revitalization Community Improvement Plan (See additional information comments in Section 8.1)
4	Report No. 241	Minutes of the Windsor Heritage Committee meeting held June 11, 2014
5	Report No. 242	Minutes of the Windsor Heritage Committee meeting held July 9, 2014

Carried.

Deferrals and/or Referrals and Withdrawals

None Requested.

Presentations & Delegations:

Appointments Under the Building Code Act

Andy Furlong, resident

Andy Furlong, resident, appears before Council and provides comment on the “Appointments Under the Building Code Act” report, and concludes by asking for clarification from Administration as to what the educational requirements are for the Deputy Chief Building Official position.

SB/2014 9

(For final disposition of this matter, see Clause **CR236/2014** in Schedule “A” attached hereto.)

Implementation Plan – Station #8 Relocation and Inclusion of Emergency Operations Centre (EOC) within the Facility**Angelo Gertsakis, President, WPFPA Local 455**

Angelo Gertsakis, President, WPFPA Local 455, appears before Council and speaks in support of the “Implementation Plan-Station #8 Relocation and Inclusion of Emergency Operations Centre (EOC) within the Facility” report, and concludes by suggesting a Risk Assessment be completed to determine the proper location for Station #5 and Station #2.

Andy Furlong, resident

Andy Furlong, resident, appears before Council and provides comment on the “Implementation Plan-Station # 8 Relocation and Inclusion of emergency Operations Centre (EOC) within the Facility”, expressing concerns in terms of the current Council making a decision on this matter, and concludes by requesting that Council defer this matter to the new term of Council.

SF/12369 15

(For final disposition of this matter, see Clause **CR242/2014** in Schedule “A” attached hereto.)

Relief from Property Taxation 2014 – Extreme Sickness and/or Poverty**Victoria Cross, resident**

Victoria Cross, resident appears before Council to speak in support of the “Relief from Property Taxation 2014 – Extreme Sickness and/or Poverty” report, indicating that the community needs the program, and concludes by suggesting that the process is onerous for the property owner and that the program should therefore be reviewed.

Angela Fitzpatrick, resident

Angela Fitzpatrick, resident, appears before Council to comment on the “Relief from Property Taxation 2014 – Extreme Sickness and/or Poverty” report, stating that the program helps many citizens in need, and concludes by expressing concerns regarding property taxes and the high interest rate.

Paul Chislett, resident

Paul Chislett, resident, appears before Council to speak in support of the “Relief from Property Taxation 2014 – Extreme Sickness and/or Poverty” report, indicating that the program assists property owners in need, and concludes by stating that further information to the public needs to be created, so that all citizens have a clear understanding of the requirements to qualify for the program.

Mike Tessier, resident

Mike Tessier, resident appears before Council to speak in support of the “Relief from Property Taxation 2014 – Extreme Sickness and/or Poverty” report, indicating that the program is a great initiative for the property owners of Windsor, and concludes by indicating that the program be broadened to reach additional residents in need.

AF2014 2

(For final disposition of this matter, see Clause **CR229/2014** in Schedule “A” attached hereto.)

53-63 Pitt Street East – Panache Ultra Lounge/LaGuardia Restaurant/Tequila Bob’s – Proposed Sidewalk Expansion for New and Expanded Sidewalk Cafes**Abdul Basit Qureshi, resident**

Abdul Basit Qureshi, resident, appears before Council and provides comments regarding the “53-63 Pitt Street East – Panache Ultra Lounge/LaGuardia Restaurant/Tequila Bob’s – Proposed Sidewalk Expansion for New and Expanded Sidewalk Cafes” report, outlining various sight line concerns, and concludes by requesting that the matter be deferred until Administration completes the downtown traffic study.

Adele Pawley, resident

Adele Pawley, resident, appears before Council and provides comments regarding the “53-63 Pitt Street East – Panache Ultra Lounge/LaGuardia Restaurant/Tequila Bob’s – Proposed Sidewalk Expansion for New and Expanded Sidewalk Cafes” report, expressing concerns regarding the noise issues in the downtown core, and concludes by stating that there is a lack of enforcement of the Noise By-law in the downtown area.

SE2014 8

(For future disposition of this matter, see Clause **CR235/2014** in Schedule “A” attached hereto.)

Mayor Francis leaves the meeting at 7:25 o’clock p.m. and Councillor Sleiman assumes the Chair.

Mayor Francis returns to the meeting at 7:31 o’clock p.m. and Councillor Sleiman returns to his seat at the Council table.

Windsor-Essex County Health Unit Presentation**Dr. Gary Kirk, Windsor-Essex County Health Unit Associate Medical Officer of Health and CEO, and Sharon Kelly, Director of Corporate Services**

Dr. Gary Kirk, Windsor-Essex County Health Unit Associate Medical Officer of Health and CEO and Sharon Kelly, Director of Corporate Services appear before Council to provide an overview of the Windsor-Essex County Health Units 2014 budget, outlining the various public health programs provided based on the community needs, and concludes by requesting an increase of \$196,720.00 in the City of Windsor’s portion of the 2014 budget.

Moved by Councillor Payne, seconded by Councillor Marra
M348-2014 THAT \$196,720 in additional funding for the 2014 budget as requested by the Windsor Essex County Board of Health **BE APPROVED** in accordance with the provisions of the *Health Protection & Promotion Act* and further, that those funds **BE RELEASED** to the Windsor Essex County Board of Health by the Windsor Essex County Health Unit; and further

THAT the City of Windsor in collaboration with the County of Essex and the Health Unit strategize to approach the Ministry of Health to deal with the ongoing funding issue.

Carried.

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

RESULTS OF RECORDED VOTE:

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

New City Hall Facility – Design Concept Options

Diarmuid Nash, Moriyama & Teshima Architects, Dan Amicone, Architecturra Inc and Wadah Al-Yassiri, Project Manager

Diarmuid Nash, Moriyama & Teshima Architects; Dan Amicone, Architectura Inc.; and Wadah Al-Yassiri, Project Manager appear before Council to provide an overview of the design concept options for the New City Hall Facility, specifically noting 3 concepts: Campus Concept, Courtyard Concept, and Gateway Concept, and conclude by stating Administrations preference would be the Campus Concept.

David Hanna, resident of Ward 1

David Hanna, resident of Ward 1 appears before Council and provides comment on the “New City Hall Facility – Design Concept Options”, and concludes by expressing concerns over the lack of public consultation regarding the design concept options for the new City Hall Facility.

APM/9120 14

(For final disposition of this matter, see Clause **CR241/2014** in Schedule “A” attached hereto.)

Sprucewood/Matchette Road Development – OMB hearing, Species-at-Risk, Servicing Agreements & Settlement Agreement

Anthony Rossi, Coco Group and Karl Tanner, Dillon Consulting

Anthony Rossi, Coco Group and Karl Tanner, Dillon Consulting, appear before Council to speak in support of “Sprucewood/Matchette Road Development-OMB Hearing Species-at-Risk, Servicing Agreements & Settlement Agreement” report, outlining the location of land that will be utilized being the former practice track and stables, assuring the citizens that the areas that will be conveyed does not encroach on Ojibway lands, and conclude by stating that Council has provided clear direction requesting an additional 12 Acres for Ojibway Park in a naturalized state at no additional cost to the City of Windsor or the taxpayer.

Nancy Pancheshan, resident

Nancy Pancheshan, resident appears before Council, to speak against recommendation 1 of the “Sprucewood/Matchette Road Development- OMB Hearing Species-at-Risk, Servicing Agreements & Settlement” report, suggesting that it is a decision that ignores environmental concerns and current local business owners, and concludes by stating that the Ministry of Natural Resources and Forestry (MNR) has issued an Endangered Species Act permit (ESA permit) without consideration given to the increase of vehicular traffic, suggesting that it will increase by 16,000.

Giovanni Abati, resident

Giovanni Abati, resident, appears before Council to speak against the “Sprucewood/Matchette Road Development –OMB Hearing Species-at-Risk, Servicing Agreements & Settlement” report, stating that the development will affect the endangered species, and concludes by stating that any type of commercial development will harm the natural spaces that are in the area.

David Hanna, resident

David Hanna, resident, appears before Council to speak against the “Sprucewood/Matchette Road Development-OMB Hearing Species-at-Risk, Servicing Agreements & Settlement” report, suggesting that the recommendation ignores environmental concerns, and concludes by stating that the community already has numerous buildings that are vacant.

Jesse Gardner Costa, Essex County Field Naturalist Club and Member of Windsor-Essex County Environment Committee

Jesse Gardner Costa, Essex County Field Naturalist Club and Member of Windsor-Essex County Environment Committee, appears before Council to speak against the “Sprucewood/Matchette Road Development-OMB Hearing Species-at-Risk, Servicing Agreements & Settlement” report, requesting that the matter be deferred for further public consultation, and concludes by stating that issues surrounding road expansions and environmental concerns need further review prior to making a decision on the matter.

Anna Lynn Meloche, resident

Anna Lynn Meloche, resident, appears before Council to speak against the “Sprucewood/Matchette Road Development-OMB Hearing Species-at-Risk, Servicing Agreements & Settlement” report, requesting that the matter be deferred for further consultation with the citizens, and concludes by stating that Ojibway lands require expansion as opposed to a decrease.

Russ Jones, resident of Amherstburg

Russ Jones, resident of Amherstburg, appears before Council and provides comment regarding the report related to the Sprucewood/Matchette Road Development, stating that Matchette Road causes the most concern as the ditches are a habitat for species at risk, and concludes by stating that widening the road will eliminate a nesting habitat for the endangered turtles and a place for the use of crayfish burrows for the snakes to hibernate.

Carol Easton, resident

Carol Easton, resident, appears before Council and provides comment regarding the report related to the Sprucewood/Matchette Road Development, stating that a decision at this time seems premature as many questions remain unanswered, and concludes by requesting the matter be deferred for further public consultation.

Mayor Francis leaves the meeting at 10:06 o'clock p.m. and Councillor Dilkens assumes the Chair.

Mayor Francis returns to the meeting at 10:07 o'clock p.m. and Councillor Dilkens returns to his seat at the Council table.

Lisa Large, resident

Lisa Large, resident, appears before Council to speak against the "Sprucewood/Matchette Road Development-OMB Hearing Species-at-Risk, Servicing Agreements & Settlement" report, suggesting that many vacant lots throughout the City could be utilized for this development, and concludes by requesting the matter be deferred to explore the possibility of utilizing another vacant location for the big box development and preserving the natural habitat.

ZO/7802 ZB/7801 16

Moved by Councillor Dilkens, seconded by Councillor Valentinis,
M349-2014 That in accordance with Section 3.5 of the Procedure By-law, the time of the meeting
BE EXTENDED beyond 11:00 o'clock p.m. to permit the continuation of the agenda.
Carried unanimously at 10:48 o'clock p.m.
Councillor Jones was absent from the meeting when the vote was taken on this matter.

Mayor Francis leaves the meeting at 11:50 o'clock p.m. and Councillor Dilkens assumes the Chair.

Mayor Francis returns to the meeting at 11:52 o'clock p.m. and Councillor Dilkens returns to his seat at the Council table.

Regular Business Items

Item 1 RFP 71-14 Opportunities for Advertising in the Public Right-of-Way

Motion to Waive the Procedural By-law

Moved by Councillor Valentinis, seconded by Councillor Marra,
M350-2014 That Rule 3.3 (c) of the *Procedure By-law, 98-2011as amended*, **BE WAIVED** to allow the Mayor to call a Special Meeting of Council on September 9, 2014 without giving twenty-four hours notice.
Carried.
Councillors Maghnieh and Halberstadt voting nay.
Councillor Jones was absent from the meeting when the vote was taken on this matter.

CLERK'S NOTE:

The following **ITEMS WERE NOT CONSIDERED AND/OR CONCLUDED AT THE SEPTEMBER 8, 2014 MEETING OF COUNCIL**. These items will be carried over to the September 9, 2014 meeting of Council for consideration:

1. Item No. 16 - Sprucewood/Matchette Road Development – OMB hearing, Species-at-Risk, Servicing Agreements & Settlement Agreement;
2. The report of the special In-Camera meeting held September 8, 2014;
3. Report No. 88 of the Windsor-Essex County Environment Committee of its meeting held September 4, 2014;
4. By-laws 156-2014 through 167-2014(inclusive);
5. New Notices of Motions.

CLERK'S NOTE:

The Confirmatory By-law was adopted at the September 9, 2014 meeting of Council

Accordingly, the meeting is adjourned at 11:55 o'clock p.m. and all outstanding matters will be dealt with at a special meeting of Council scheduled for September 9, 2014.

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

Gignac
Valentinis

CR228/2014

I. That the RFP No. 71-14 for Bus Shelter Advertising **BE AWARDED** to 1333988 Ontario Inc. o/a Streetseen Media for a term of ten years with an option to extend for five additional year and all other terms included in the RFP, and that revenues generated from the advertising on bus shelters **BE CREDITED** to the City's Operating Budget and subject to the annual budget process.

II. That this report **BE FORWARDED** to the Transit Windsor Board and that they be requested to ratify the administrative recommendation in accordance with the purchasing by-law, and acknowledge the City Council decision in this regard, and that the Board be asked to provide direction and guidance to Transit Windsor administration in regards to implementation and provide any comments to City Council in this regard.

III. That the RFP No, 71-14 for Outdoor Furnishings-Advertising and Maintenance on the Public Right of Way **BE AWARDED** to Creative Outdoor Advertising for a term of ten years with an option to extend for five additional year and all other terms included in the RFP and that revenues generated from the advertising on outdoor furniture **BE CREDITED** to the City's Operating Budget and subject to the annual budget process.

IV. That the option to have Creative Outdoor Advertising provide refuse pickup and disposal **BE DEFERRED** until CUPE Local 82 has the opportunity to present the department head with a proposal and the department head has an opportunity to review and finalize his decision in this regard, in accordance with Article 27 of the CUPE Local 82 collective agreement; and upon completion of the review, an administrative report **BE PREPARED** for Council's consideration.

V. That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to sign the above contracts with 1333988 Ontario Inc. o/a Streetseen Media and Creative Outdoor Advertising, satisfactory in form to the City Solicitor, in technical content to the City Engineer and in financial content to the City Treasurer.

Carried.

Report Number **17298 SE/11996** 1

Internal Distribution

Public Works [Tiffany Pocock]
City Engineer
City Solicitor
Executive Director of Human Resources
Manager of Purchasing & Risk Management
Chief Financial Officer/City Treasurer

External Distribution

1333988 Ontario Inc. o/a Streetseen Media (chris@streetseenmedia.com)
Sambrook Media Corporation (info@sambrookmedia.com)
Creative Outdoor Advertising (municipal@creativeoutdoor.com)
Showstops Inc. (john.dignan@cogeco.ca)
CUPE Local 82 (cupelocal82@cogeco.net)
Kerry Stomp, Ashko Enterprises Inc. (ashkofabricating@aol.com)

Abstract – Budget File

Dilkens
Jones

CR229/2014

That City Council **ACCEPT** Administration's recommendation with regards to approval of 25 applications for total tax relief of \$32,316.62; and

That City Council **SUPPORT** Administration's recommendation with regards to the denial of 42 applications for tax relief.

Carried.

Report Number **17368 AF2014 2**

Internal Distribution

Finance [Susan Brown]
Chief Financial Officer/City Treasurer
Deputy Treasurer – Taxation and Financial Projects, Janice Guthrie

External Distribution

Angela Fitzpatrick (769 Church Street, Windsor, ON N9A 2N7)
Victoria Cross (vcross@hotmail.com)
Paul Chislett (paul.chislett@gmail.com)
Mike Tessier (miketessier4mayor@gmail.com)

Halberstadt
Jones

CR230/2014

That City Council **ACCEPT** Administration's recommendations with regards to Applications for Tax Reduction, Cancellation and Refunds as noted in Appendices A through E; and

That the City Treasurer **BE AUTHORIZED** to amend the City's Tax Master Collector's Roll for the years 2011 through 2014 in the amount of \$280,092 (including education portion).

Carried.

Report Number **17373 AF2014 C3**

Appendices
A-E

Internal Distribution

Finance [Roger Lauziere]
Chief Financial Officer/City Treasurer
Deputy Treasurer – Taxation & Financial Projects, Janice Guthrie

Halberstadt
Jones

CR231/2014

That Council **AUTHORIZE** the Repairs and Improvements to Little River, in accordance with Section 78 of *the Drainage Act*.

Carried.

Report Number 17324 SW2014 C4

Internal Distribution

Public Works [Anna M. Godo]
City Engineer
Chief Financial Officer/City Treasurer
City Solicitor
Manager of Purchasing & Risk Management

External Distribution

John Henderson, ERCA (jhenderson@erca.org)
Oliver Ng, Stantec Consulting Ltd. (oliver.ng@stantec.com)

Halberstadt
Jones

CR232/2014

THAT Council **AUTHORIZE** Administration to execute FIT 3.0 contracts for the three OPA approved Photovoltaic (PV) Systems at the following sites: WFCU Centre, Transit Windsor, and Forest Glade Arena; and

THAT Council **APPROVE** an amount of \$62,500 for Contract and Performance Security Deposits of which \$44,500 will be paid out of project ID 7085900 (funds previously approved by Council for FIT applications) and the balance of \$18,000 to **BE FUNDED** from the Corporate Energy Reserve Fund 188; and

THAT Council **APPROVE** the issuing of a Request for Proposal (RFP) in accordance with Purchasing Bylaw 93-2012 for the City's installation of three PV systems at WFCU Centre, Transit Windsor, and Forest Glade Arena; and

THAT the Council **DIRECT** Administration to report back on the outcome of the RFP identifying the successful proponent along with a detailed business case analysis for each project; and

THAT the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign as may be required agreements and contracts with the Provincial Government and its affiliated agencies as well as EnWin Utilities; such documents to be satisfactory in form to the City Solicitor, in technical content to the Manager of Energy Initiatives and in financial content to the City Treasurer.

Carried.

Report Number 17371 MU/8327 C5

Internal Distribution

Asset Planning [Sergio Grando]
Asset Planning [Sokol Aliko]
Asset Planning [Melissa Osborne]
Chief Financial Officer/City Treasurer
Manager of Purchasing & Risk Management
Executive Director of Recreation & Culture
General Manager, Transit Windsor
Executive Director of Parks & Facilities

Halberstadt
Jones

CR233/2014

That City Council **PROVIDE** an exemption from Demolition Control By-law #11806 for the property located at 241 Aylmer Ave., as the property has been identified by the Building Department as being 'Derelict' under the Property Standards By-Law, and that the owners **BE PERMITTED** to demolish the subject properties; and,

That demolition permits for the property located at 241 Aylmer Ave. **BE ISSUED** in accordance with the Demolition Control By-Law #11806, as a result of being identified by the Building Department as being 'Derelict' under the Property Standards By-Law (147-2011) and the Building Code Act; and,

That the City Council **ACKNOWLEDGE** the intent to demolish the structure at 468 Langlois Ave. as outlined in the report of the City Engineer dated August 21, 2014.

Carried.

Report Number **17360 SB/10571 C6**

Internal Distribution

Building Department [Dan Lunardi]
Chief Building Official
City Engineer
Chief Financial Officer/City Treasurer
City Solicitor

External Distribution

Lucinda Lai Wah Wong (lucindawong18@yahoo.ca)
Ronald Carriere (P O Box 7003, Station Sandwich, Windsor, ON N9C 3Y6)

Halberstadt
Jones

CR234/2014

THAT the request from Windsor Eats Inc. to host the 2nd Annual Windsor Craft Beer Fest and for a temporary road closure of Argyle Road between Brant Street and Assumption Street and Assumption Street between Argyle Road and Devoshire Road on October 17 and 18, 2014 **BE APPROVED**; and further,

THAT the event **BE DESIGNATED** as "Significant Municipal Event Status" for the purpose of applying for a Special Occasions Permit.

Carried.

Report Number **17350 SR/11997 C7**

Internal Distribution

Community Special Events [Mike Taylor]
Executive Director, Recreation & Culture
Executive Director of Operations & Deputy City Engineer
Community Development & Health Commissioner

External Distribution

Adriano Ciotoli (info@windsoreats.com)
Special Events Mailing List

Dilkens
Jones

CR235/2014

That the application by Michael Stojcic, on behalf of the operators of 53-63 Pitt Street East (Panache Ultra Lounge, LaGuardia Restaurant, Tequila Bob's) for permission to expand the existing sidewalk to facilitate new and expanded sidewalk cafes adjacent to the north elevation of the building fronting Pitt Street East **BE DEFERRED** to allow Administration to complete the downtown traffic study.

Carried.
Councillors Gignac, Maghnieh and Kusmierczyk voting nay.

Report Number **17363 SE2014 8**

Internal Distribution

Engineering Department [Patrick Winters]
City Engineer
City Solicitor

External Distribution

DWBIA, Debi Croucher (debi@downtownwindsor.ca)
Mike Stojcic, Panache Ultra Lounge (jodycur@live.com)
LaGuardia Italian Cuisine (59 Pitt Street East, Windsor, ON N9A 2V3)
Patrick Kim, Tequila Bob's Nightclub (pat@thinkwindsor.com)
Adele Pawley (pawley@uwindsor.ca)
Paula Reid (paulafreid@gmail.com)
Mike Holdsworth, Downtown Residents Assoc. (drawindsorwebsite@gmail.com)
Abdul Basit Qureshi (pasha.queshi@gmail.com)

Abstract – SV - Deferred List

Gignac
Dilkens

CR236/2014

That City Council **PASS** by-laws to appoint a Chief Building Official (CBO), two Deputy Chief Building Officials, and Inspectors who have the same powers and duties as the Chief Building Official in relation to plumbing and sewage systems, effective October 1, 2014.

Carried.

Report Number **17358 SB2014 9**

Internal Distribution

Chief Building Official [Lee Anne Doyle]
City Planner
City Engineer
City Solicitor

External Distribution

Dennis Gerrard, Windsor Essex Home Builders Association (gwhba@wincom.net)
Jim Lyons, Windsor Construction Association (jlyons@wca.on.ca)

Halberstadt
Jones

CR237/2014

That the CAO and City Clerk **BE AUTHORIZED** to enter into agreements with third party organizations as necessary as it relates to the collection of outstanding liens and property taxes subject to review for legal content by the City Solicitor and to financial and technical content by the City Treasurer.

Carried.

Report Number **17375 AF/11998** C10

Internal Distribution

Taxation and Financial Projects [Janice Guthrie]
Chief Financial Officer/City Treasurer
City Solicitor

External Distribution

Andy Furlong (andy.furlong@yahoo.com)

Halberstadt
Jones

CR238/2014

That Council **APPROVE** the selection of 509805 Ontario Limited, operating as Brite Linen Services as the successful proponent for the provision of linen laundry services, in accordance with their submission in response to RFP #91-14; 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/Administrator Huron Lodge and in financial content to the Chief Financial Officer and City Treasurer; and

THAT City Council **PRE-COMMIT** to the 2015 Operating Budget, an increase in the amount of \$190,000 for linen laundry services as there are insufficient budget dollars to support this agreement in the current budget line item for laundry services, with the understanding that the overall budget for Huron Lodge and Facility Operations remains subject to review as part of the annual budget process for 2015.

Carried.

Report Number **17366 AH/11999** C11

Internal Distribution

Huron Lodge [Mary Bateman]
Supervisor Maintenance, contracts & Special Projects [Adrian Busa]
Administrator, Huron Lodge
Executive Director of Parks & Facilities
Chief Financial Officer/City Treasurer
Community Development & Health Commissioner
City Solicitor
City Engineer

External Distribution

Brite Linen & Laundry Services (briteproclean@aol.com)

Abstract – Budget File

Halberstadt
Jones

CR239/2014

THAT the report from the Manager of Cultural Affairs regarding the Port Laureate Program **BE RECEIVED**; and further

THAT the Poet Laureate Program **BE ESTABLISHED** as an ongoing program within the Cultural Affairs division of the Recreation and Culture Department as status quo; and further

THAT the funds to support these programs (\$2,500) **BE CHARGED** to the existing budget allocation in Cultural Affairs as part of the Municipal Cultural Master Plan Initiatives each year of the program, subject to annual approvals as part of the overall operating budget process.

Carried.

Report Number **17367 SR2014 C12**

Internal Distribution

Manager of Cultural Affairs [Cathy Masterson]
Executive Director of Recreation & Culture
Community Development & Health Commissioner
Chief Financial Officer/City Treasurer

Halberstadt
Jones

CR240/2014

THAT the report of the Manager of Real Estate Services dated August 22, 2014, with respect to the above matter **BE RECEIVED** for Information; and

I. THAT, in keeping with Section 5.1.2. of the City's Land Disposal Policy, the following vacant land on the west side of Electricity Drive **BE DECLARED SURPLUS** to the needs of the City: Part of Lot 102, Concession 3 McNiff's Survey, Windsor, more particularly described as Parts 1 to 5, inclusive, on draft Reference Plan, Plan File Number 1H-577 (Clarke Surveyors); and the surplus land **BE OFFERED** for sale to the abutting property owner; and

II. THAT **APPROVAL BE GIVEN** to the sale of the following vacant parcel of non-viable land to allow for creation of a landscaping, storage and a parking area.

A. PURCHASER: Mid-South Land Developments Corporation
c/o Mr. Dino Maggio
3235 Electricity Drive, Unit D
Windsor, Ontario N9W 5J1

B. VACANT PARCEL: An approximate 28,194 square foot vacant parcel of non-viable land located on the west side of Electricity Drive, described legally as Part of Lot 102, Concession 3 McNiff's Survey, Windsor, more particularly described as Parts 1 to 5, inclusive, on draft Reference Plan, Plan File Number 1H-577 (Clarke Surveyors).

C. SALE PRICE: \$86,488.00 PLUS HST, as applicable.

D. ACCOUNT: The proceeds will deposited into Fund 160

E. TERMS AND CONDITIONS:

- a) The transaction will close on or before September 30, 2014.
- b) The Purchaser will be responsible for all survey costs and its own legal fees.
- c) The City will reserve a permanent easement over Parts 3 and 5 on draft Reference Plan, Plan File Number 1H-577 (Clarke Surveyors) to allow for access to and maintenance of its storm water management pond west of the subject lands. Landscaping, storage and a parking area will be allowed on the easement areas however no permanent buildings or structures will be allowed to be constructed on or over the easement area.
- d) The Purchaser will grant a permanent easement over Part of Lot 103, Concession 3, McNiff's Survey, Windsor more particularly described as Part 6 on draft Reference Plan, Plan File Number 1H-577 (Clarke Surveyors) to allow for access to the City's storm water management pond west of the subject parcel.
- e) The Purchaser agrees to install a gate in the perimeter fence of the storm water pond to allow access to the pond from Part 3, draft Reference Plan, Plan File Number 1H-577 (Clarke Surveyors).
- f) No fencing will be allowed along the easterly perimeter of Part 5, draft Reference Plan, Plan File Number 1H-577 (Clarke Surveyors).
- g) In the event that approval is given, the Purchaser will be granted a Consent to Enter the subject lands prior to the closing date to begin its redevelopment. As a condition of the Consent to Enter, the Purchaser will be required to provide \$2.0M in general liability insurance satisfactory in form and content to the Manager of Risk & Insurance. While access to the site will be allowed under the Consent to Enter document, work on the site by the Purchaser will be restricted to the commencement of the construction of the parking lot/storage area only.
- h) In keeping with Section 5.3.1.3 of the City's Land Disposal Policy, the subject parcel may be sold directly to Mid-South; and

III. THAT the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign all necessary agreements satisfactory in form and content to the City Solicitor, technical content satisfactory to the Manager of Real Estate Services and City Engineer; and

IV. THAT this transaction **BE COMPLETED** electronically pursuant to By-Law 366-2003 and that the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to execute all documents necessary to complete the transaction, as required and that the City Solicitor or designate **BE AUTHORIZED** to execute documents standard to a real estate transaction.

Carried.

Report Number **17374 APM2014 C13**

Internal Distribution

Legal Department [Mike Stamp]
City Solicitor
City Engineer
Chief Financial Officer/City Treasurer

External Distribution

Mid-South Land Developments Corporation
c/o Dino Maggio
3235 Electricity Drive, Unit D
Windsor, ON N9W 5J1

Gignac
Dilkens

CR241/2014

That the report of the City Engineer dated August 26, 2014 entitled “New City Hall Facility- Design Concept Options” **BE RECEIVED**; and further

That design concepts (1) Campus Concept and (3) Gateway Concept presented by Moriyama & Teshima Architects and Architecttura Inc., for the New City Hall Facility **BE PRESENTED** to the general public for input, and that the results of the public consultation **BE REPORTED** back to Council for consideration within a month.

Carried.

Councillors Halberstadt and Payne voting nay.

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

Report Number **17332 APM/9120 14**

Internal Distribution

Project Administrator [Wadah Al-Yassiri]
Senior Manager, Development & Geomatics
City Engineer
City Clerk/Licence Commissioner
Chief Financial Officer & City Treasurer

External Distribution

David Hanna ([dhan96@hotmail.com](mailto:ghan96@hotmail.com))
Diarmuid Nash (dnash@mtarch.com)
Dan Amicone (dan@architecttura-inc.com)
Carmen Brunone (carmen@architecttura-inc.com)
Chei-wei Tai (ctai@mtarch.com)

Jones
Gignac

CR242/2014

- I. THAT City Council **RECEIVE** the report of the Fire Chief dated August 27, 2014, in accordance with the In Camera Report presented to Municipal Council on August 5, 2014; and
- II. THAT City Council **APPROVE** the move of Fire Station #8 as outlined herein and in related reports following construction of a new Fire Station #8, resulting in an improvement to current initial response to South Windsor residents; and
 - i. THAT City Council **APPROVE** the consolidation of the “approved-in-principle” new Emergency Operations Centre (EOC) project within the above new Fire Station #8 project to maximize operational and capital efficiencies of shared services; and
- III. THAT \$6,520,000 **BE CONFIRMED** as the overall budget for the design and construction of the new Fire Station #8 and EOC Facility, funded from:
 - a) On May 20, 2014, Council approved the allocation of freed up Pay as you Go Capital funding of \$2,571,936 towards the new Fire Station #8 build (CR131/2014); and

- b) As part of the 2014 Capital Budget, City Council approved the Enhanced Capital Budget (B38-2013) which included \$1.5 million as the overall budget for design and construction of a new EOC; and
- c) The remaining balance of \$2,448,064 from a pre-commitment of the 2019 capital budget (part of the 2015-2019 5-year capital plan).
- IV. THAT Administration **BE AUTHORIZED** to prepare and issue an RFP to retain a design team to complete a full design, tender and contract administration services for the construction of a new Fire Station #8 & EOC facility in compliance with the Purchasing Bylaw, and that the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign an Agreement with the successful proponent, subject to approval in form to the City Solicitor, in financial content to the City Treasurer, and in technical content to the City Engineer; and further
- V. THAT the City Engineer **BE AUTHORIZED** to issue a tender for the new Fire Station #8 & EOC facility, satisfactory in legal form to the City Solicitor and in compliance with the Purchasing By-law; and that the results of the tender **BE REPORTED** to City Council for final approval.

Carried.

Report Number **17376 SF/12369 15**

Internal Distribution

Fire Chief [Bruce Montone]
Chief Financial Officer/City Treasurer
Manager of Purchasing & Risk Management
City Solicitor
City Engineer
Executive Director, Parks & Facilities

External Distribution

Angelo Gertsakis, President, WPPFA Local 455 (angelo@cogeco.ca)
Andy Furlong (andy.furlong@yahoo.com)

Abstract – Budget File

Note: Item 16 was dealt with at the meeting held September 9, 2014.

Halberstadt
Jones

CR243/2014 AMENDED BY CR658/2016 ADOPTED NOVEMBER 7, 2016

CR243/2014

- I. THAT the request made by Cantelon Inc. under the Business Retention and Expansion Grant Program **BE APPROVED** for 100% of the municipal portion of the tax increment resulting from the proposed development at 6500 Cantelon Drive pursuant to the City of Windsor Economic Revitalization Community Improvement Plan up to a maximum of grant value of \$2,000,000; and
- II. THAT, Administration **BE DIRECTED** to prepare an agreement to implement the Business Retention and Expansion Grant Program in accordance with all applicable policies, requirements, and provisions contained

within the Economic Revitalization Community Improvement Plan to the satisfaction of the City Planner as to content, the City Solicitor as to legal form, and the CFO/City Treasurer as to financial implications; and

- III. THAT, the CAO and City Clerk **BE AUTHORIZED** to sign the Business Retention and Expansion Grant Agreement.

Carried.

Report Number **17369 SPL/10759** C17

Internal Distribution

Planning Department [Greg Atkinson]
City Planner
Chief Financial Officer/City Treasurer
City Clerk/Licence Commissioner
City Solicitor

External Distribution

Dino Maggio, Mid-South Land Development Corp. (deltasouth@bellnet.ca)
Jim Williams (jwilliams@remaxcapital.com)
Erica Krygsman (erica@kirwinpartners.com)
Cantelon Inc. (shamshdhala@hotmail.com)

Halberstadt
Jones

CR244/2014

- I. THAT minor revisions to the Economic Revitalization Community Improvement Plan set out in Appendix C attached hereto, **BE APPROVED**; and
- II. THAT the request made by 1078259 Ontario Limited under the Business Retention and Expansion Grant Program **BE APPROVED** for 100% of the municipal portion of the tax increment resulting from the proposed development at 2462 Howard Avenue pursuant to the City of Windsor Economic Revitalization Community Improvement Plan; and
- III. THAT, Administration **BE DIRECTED** to prepare an agreement to implement the Business Retention and Expansion Grant Program in accordance with all applicable policies, requirements, and provisions contained within the Economic Revitalization Community Improvement Plan to the satisfaction of the City Planner as to content, the City Solicitor as to legal form, and the CFO/City Treasurer as to financial implications; and
- IV. THAT, the CAO and City Clerk **BE AUTHORIZED** to sign the Business Retention and Expansion Grant Agreement.

Carried.

Report Number **17370 SPL/10759** C18

Appendices

Appendix C

Internal Distribution

Planning Department [Greg Atkinson]
City Planner
Chief Financial Officer/City Treasurer

City Clerk/Licence Commissioner
City Solicitor

External Distribution

1078259 Ontario Ltd. (docpsz@mnsi.net)
Aaron Marcotte (amarcotte@bartlet.com)

Halberstadt
Jones

CR245/2014

That the meetings of City Council scheduled for September 22, 2014 and October 20, 2014
BE CANCELLED due to Windsor City Council being considered a lame duck council.

Carried.

Report Number **17383 ACO2014 C19**

Internal Distribution

Council Services [Steve Vlachodimos]
City Clerk/Licence Commissioner

External Distribution

Cliff Danby, Cogeco Cable 11 (cliff.danby@cogeco.com)
Closed Captioning

Halberstadt
Jones

CR246/2014

- I. That the Basement Flooding Subsidy Program **BE AMENDED** by October 1, 2014 to include that \$300 be made available for those with existing sump pumps to provide an overflow to the outside onto a homeowner's yard under the following basic terms:
 - Plumbing permit to be obtained
 - \$2800 is still the maximum subsidy for any qualifying unit; and
- II. That an upset amount of \$150,000 limit **BE ALLOCATED** from the Westcott Road Sanitary Sewer Project, Account Number 7111017 projected surplus so that an independent consultant engineering firm can review specific sewer systems to determine any actions to reduce the chance of flooding; and
- III. That further information **BE DEVELOPED** for homeowners with respect to what they can do to diagnose potential issues in and around their home with respect to basement flooding and that such information be made available to homes throughout the City of Windsor and placed on the City of Windsor's website.

Carried.

Report Number **17377 SW2014 C20**

Internal Distribution

City Engineer [Mario Sonego]
Chief Financial Officer/City Treasurer
City Solicitor

External Distribution

STANDING COMMITTEE RESOLUTIONS

Moved by Councillor Halberstadt, seconded by Councillor Jones
M340-2014 That **Report No. 238 of the Planning & Economic Development Standing Committee** of its meeting held August 11, 2014 regarding “Official Plan Amendment & Zoning By-law Amendment for lands known as 1247 & 1271 Riverside Drive East, former Danny’s Tavern” **BE ADOPTED** as presented.
Carried.

Report Number **17310 ZO/11930 ZB/11931**Internal Distribution

Planning Department [Justina Nwaesei]
City Planner
City Solicitor
Manager of Development Applications, Don Wilson
Planner II, Development Review, Justina Nwaesei
Heritage Planner, John R. Calhoun
Chief Building Official
City Engineer
Zoning Clerk – Council Services
Deputy Licence Commissioner
Supervisor of Licensing
City Clerk and Licence Commissioner

External Distribution

St. Clair Rhodes Development Corp. (deltasouth@bellnet.ca)
Jeffrey Slopen (slopen@shibleyrighton.com)
Karl Tanner (ktanner@dillon.ca)
Mayer Schulman (bjfp@uwindsor.ca)

Marianne & Peter Nykilchuck
438 Old Tecumseh Road
Tecumseh, ON N8N 3S8

Jamie Quinion
214 Hall Avenue
Windsor, ON N9A 2L6

Moved by Councillor Halberstadt, seconded by Councillor Jones
M341-2014 That **Report No. 239 of the Planning & Economic Development Standing Committee** of its meeting held August 11, 2014 regarding “Brownfield Redevelopment and Economic Revitalization Community Improvement Plans (CIP) – 2014 Update” **BE ADOPTED** as presented.
Carried.

Report Number **17301 SPL/10759**Internal Distribution

Planning Department [Greg Atkinson]
City Planner
City Solicitor
Manager of Development Applications, Don Wilson
Planner II, Development Review, Justina Nwaesei

Heritage Planner, John R. Calhoun
Chief Building Official
City Engineer
Zoning Clerk – Council Services
Deputy Licence Commissioner
Supervisor of Licensing
City Clerk and Licence Commissioner

External Distribution

Tammie Ryall (tammie.ryall@ontario.ca)

Moved by Councillor Halberstadt, seconded by Councillor Jones

M342-2014 That **Report No. 240 of the Planning & Economic Development Standing Committee** of its meeting held August 11, 2014 regarding “Application by NARMCO for Financial Incentives Under the Economic Revitalization Community Improvement Plan **BE ADOPTED AS AMENDED** to remove Clause IV from the recommendation, as Administration advises that Canadian Electracoating has agreed to drop its request for waiver of the municipal fees associated with the future development and amend Clause V of the recommendation “ **THAT Council CONSIDER**, as part of future capital budget spending, the creation of a turn lane onto Prince Road (widening to 3 lanes) and the creation of a sidewalk on Carmichael Road—at MicMac Park in addition to improved lighting in that area.”

Carried.

Report Number **17312 SPL/10759**

Internal Distribution

Planning Department [Michael Cooke]
City Planner
City Solicitor
Manager of Development Applications, Don Wilson
Planner II, Development Review, Justina Nwaesei
Heritage Planner, John R. Calhoun
Chief Building Official
City Engineer
Zoning Clerk – Council Services
Deputy Licence Commissioner
Supervisor of Licensing
City Clerk and Licence Commissioner

External Distribution

Gary Kelly (gkelly@narmco.com)
Jeff Gaudette (jgaudette@narmco.com)
Phil Alexander Jr. (philalexanderjr@gmail.com)

Moved by Councillor Halberstadt, seconded by Councillor Jones

M343-2014 That **Report No. 241 of the Planning & Economic Development Standing Committee** of its meeting held August 11, 2014 regarding the minutes of the Windsor Heritage Committee meeting held June 11, 2014 **BE ADOPTED** as presented.

Carried.

MB2014

Internal Distribution

Coordinator, Advisory Committees of Council

Moved by Councillor Halberstadt, seconded by Councillor Jones

M344-2014 That **Report No. 242 of the Planning & Economic Development Standing Committee** of its meeting held August 11, 2014 regarding the minutes of the Windsor Heritage Committee meeting held July 9, 2014 **BE ADOPTED** as presented.

Carried.

MB2014

Internal Distribution

Coordinator, Windsor Heritage Committee

Moved by Councillor Halberstadt, seconded by Councillor Jones

M345-2014 That the Minutes of the New City Hall Project Steering Committee meeting held July 8, 2014 **BE ADOPTED** as presented.

Carried.

MB2014

Internal Distribution

Coordinator, Windsor Heritage Committee

Adopted by Council at its meeting held September 8, 2014 [M340-2014]

/AC

Windsor, Ontario September 8, 2014

REPORT NO. 238 of the
PLANNING & ECONOMIC DEVELOPMENT STANDING COMMITTEE
of its meeting held August 11, 2014

Present: Councillor Irek Kusmierczyk
Councillor Ed Sleiman
Councillor Drew Dilkens (Acting Chair)
Merrill Baker

Regrets: Councillor Bill Marra
Councillor Hilary Payne
Barbara Bjarneson

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

Moved by M. Baker, seconded by Councillor Sleiman

- I That OPA #97 **BE ADOPTED** to amend the City of Windsor Official Plan by adding the following site specific policies:
- (1) The property described as Pt Lot 92, Concession 1; and Lot 6, Registered Plan 433, at the southwest corner of the intersection of Riverside Drive East and Hall Avenue is designated on Schedule A: Planning Districts and Policy Areas in Volume I – The Primary Plan.
 - (2) Notwithstanding the “Residential” designation of these lands on Schedule D: Land Use in Volume I – The Primary Plan, “a business office” shall be an additional permitted use, and can be developed in combination with a residential use.
 - (3) The following guidelines shall be considered when evaluating the proposed design of a business office or combination of business office and a permitted residential use on the above described lands:
 - a) The ability to achieve conformity with the Infill Development Policies (8.7.2.3) as outlined in the Urban Design Chapter of this Plan;
 - b) The provision of appropriate landscaping or other buffers to enhance and screen:
 - i. All parking lots, and outdoor loading, storage and service areas; and
 - ii. The separation between the use and adjacent uses, where appropriate;
 - c) Motorized vehicle access is oriented in such a manner that direct traffic shall not be permitted from Riverside Drive East or the east-west alley abutting Hall Avenue at the most southerly limit of the subject lands;

- d) Pedestrian and cycling access is accommodated in a manner that is distinguishable from the access provided to motorized vehicles and is safer and convenient; and
- e) Pitched roof design shall be encouraged for any development on the subject land.

II That an amendment to the Zoning By-law 8600 **BE APPROVED** to change the zoning of the lands located at the southwest corner of the intersection of Riverside Drive East and Hall Avenue, and described as Pt Lot 92, Concession 1; and Lot 6, Registered Plan 433, by adding a site specific provision to allow “a business office” and a “business office in a combined use building with any one of the uses listed under Section 11(2)(a), provided that all dwelling units, not including entrances thereto, are located entirely above the office use” as an additional permitted uses, subject to the following regulations:

- a) Vehicular access is prohibited along the Riverside Drive frontage of the subject lands, and along the east-west alley abutting Hall Avenue situated at the most southerly limit of the subject lands;
- b) Parking space shall be setback a minimum of 12.0 m from the south limit of Riverside Drive East right-of-way, and shall be screened from Riverside Dr. E. and the adjacent dwellings;
- c) Parking spaces are prohibited in any required front yard
- d) Parking area separation from the abutting north-south alley only, shall be 1.1m;
- e) Minimum building setback shall be as follows:
 - i. From the exterior lot line along Hall Avenue – 1.2 m, and 3.2 m for any part of the building above 8 metres in height;
 - ii. From the exterior lot line along Riverside Drive – 6.0 m; and 8.0 m for any part of the building above 8 metres in height;
 - iii. From the interior lot lines – 15.0 m, for the area within 30 metres from Riverside Drive right-of-way, and 1.5 m for the remainder of the area; and
 - iv. From the rear lot line – 50.0 m;
- f) Maximum total lot coverage of 30% of the lot area;
- g) Minimum landscape open space of 15% of the lot area; and
- h) Maximum building height of 14.0 m, and not more than 3 storeys.
Carried.

Clerk's Note: The report of the City Planner dated July 30, 2014 entitled "Official Plan Amendment & Zoning By-law Amendment for lands known as 1247 & 1271 Riverside Drive East (former Danny's Tavern)" is attached as background information.

CHAIRPERSON

SUPERVISOR OF COUNCIL SERVICES (A)

Adopted by Council at its meeting held September 8, 2014 [M341-2014]

/AC

Windsor, Ontario September 8, 2014

REPORT NO. 239 of the
PLANNING & ECONOMIC DEVELOPMENT STANDING COMMITTEE
of its meeting held August 11, 2014

Present: Councillor Irek Kusmierczyk
Councillor Ed Sleiman
Councillor Drew Dilkens (Acting Chair)

Regrets: Councillor Bill Marra
Councillor Hilary Payne

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

Moved by Councillor Sleiman, seconded by Councillor Kusmierczyk

That the administrative report authored by the City Planner dated July 9, 2014 entitled "Brownfield Redevelopment and Economic Revitalization Community Improvement Plans (CIP) – 2014 Update" **BE RECEIVED** for information.

Carried.

Livelihood 17301, SPL/10759 Z/8955

Clerk's Note: The report of the City Planner dated July 9, 2014 entitled "Brownfield Redevelopment and Economic Revitalization Community Improvement Plans (CIP) – 2014 Update" is **attached** as background information.

CHAIRPERSON

SUPERVISOR OF COUNCIL SERVICES (A)

ADOPTED AS AMENDED AMENDED to remove Clause IV from the recommendation, as Administration advises that Canadian Electracoating has agreed to drop its request for waiver of the municipal fees associated with the future development and amend Clause V of the recommendation “THAT Council **CONSIDER**, as part of future capital budget spending, the creation of a turn lane onto Prince Road (widening to 3 lanes) and the creation of a sidewalk on Carmichael Road—at MicMac Park in addition to improved lighting in that area.”
as adopted by Council at its meeting held September 8, 2014 [M342-2014]

/AC

Windsor, Ontario September 8, 2014

REPORT NO. 240 of the
PLANNING & ECONOMIC DEVELOPMENT STANDING COMMITTEE
of its meeting held August 11, 2014

Present: Councillor Irek Kusmierczyk
Councillor Ed Sleiman
Councillor Drew Dilkens (Acting Chair)

Regrets: Councillor Bill Marra
Councillor Hilary Payne

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

Moved by Councillor Sleiman, seconded by Councillor Kusmierczyk

I. THAT the request made by the NARMCO Group of Companies **BE APPROVED** for 100% of the municipal portion of the tax increment (which includes development fees as an ‘eligible cost’) for up to ten years pursuant to the City of Windsor Economic Revitalization Community Improvement Plan;

II. THAT administration **BE DIRECTED** to prepare an agreement to implement the Business Retention and Expansion Grant Program in accordance with all applicable policies, requirements, and provisions contained within the Economic Revitalization Community Improvement Plan to the satisfaction of the City Planner as to content, the City Solicitor as to legal form, and the CFO/City Treasurer as to financial implications; and

III. THAT the CAO and City Clerk **BE AUTHORIZED** to sign the Business Retention and Expansion Grant Agreement.

IV. THAT administration **REVIEW** the feasibility of granting other fees involved with this application specifically building and/or other municipal permit fees as requested by the applicant and **REPORT** the findings to City Council.

V. THAT administration **REVIEW** the feasibility of the creation of a turn lane onto Prince Road (widening to 3 lanes) and the creation of a sidewalk on Carmichael Road—at MicMac Park in addition to improved lighting in that area at the City’s expense and **REPORT** the findings to City Council.

Carried.

Livelinek 17312, SPL/10759

Clerk's Note: The report of the City Planner dated July 25, 2014 entitled "Application by NARMCO for Financial Incentives Under the Economic Revitalization Community Improvement Plan" is **attached** as background information.

CHAIRPERSON

SUPERVISOR OF COUNCIL SERVICES (A)

Adopted by Council at its meeting held September 8, 2014 [M343-2014]

/AC

Windsor, Ontario September 8, 2014

REPORT NO. 241 of the
PLANNING & ECONOMIC DEVELOPMENT STANDING COMMITTEE
of its meeting held August 11, 2014

Present: Councillor Irek Kusmierczyk
Councillor Ed Sleiman
Councillor Drew Dilkens (Acting Chair)

Regrets: Councillor Bill Marra
Councillor Hilary Payne

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

Moved by Councillor Kusmierczyk, seconded by Councillor Sleiman
THAT the minutes of the Windsor Heritage Committee meeting held June 11,
2014 **BE RECEIVED** for information.
Carried.

Clerk's Note: The minutes of the Windsor Heritage Committee meeting held June 11, 2014 are **attached** as background information.

CHAIRPERSON

SUPERVISOR OF COUNCIL SERVICES (A)

Adopted by Council at its meeting held September 8, 2014 [M344-2014]

/AC

Windsor, Ontario September 8, 2014

REPORT NO. 242 of the
PLANNING & ECONOMIC DEVELOPMENT STANDING COMMITTEE
of its meeting held August 11, 2014

Present: Councillor Irek Kusmierczyk
Councillor Ed Sleiman
Councillor Drew Dilkens (Acting Chair)

Regrets: Councillor Bill Marra
Councillor Hilary Payne

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

Moved by Councillor Kusmierczyk, seconded by Councillor Sleiman
THAT the minutes of the Windsor Heritage Committee meeting held July 9, 2014
BE RECEIVED for information.
Carried.

Clerk's Note: The minutes of the Windsor Heritage Committee meeting held July 9, 2014 are ***attached*** as background information.

CHAIRPERSON

SUPERVISOR OF COUNCIL SERVICES (A)

Adopted by Council at its meeting held September 9, 2014 [M347-2014]
VC/bm

**SPECIAL MEETING OF COUNCIL – IN CAMERA
September 8, 2014**

Meeting called to order at: 3:32 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 (arrives at 3:33
p.m.)
Councillor H. Payne
Councillor E. Sleiman
Councillor I. Kusmierczyk (arrives at
4:55 p.m.)

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. Sonego, 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
M. Stamp, Manager of Real Estate Services (Items 3, 4, 5, 6 and 7)
P. Williams, General Manager, Transit Windsor (Item 2)
P. Delmore, Director of Operations, Transit Windsor (Item 2)

Verbal Motion is presented by Councillor Dilkens, seconded by Councillor Sleiman, that Rule 3.3 (c) of the *Procedure By-law, 98-2011*, BE WAIVED to add the following Agenda items:

- 8. Personal Matter – about an identifiable individual;**
- 9. Property Matter – security of the property of the City/purchase of land;**
- 10. Property Matter – disposition of land.**

Motion Carried.

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

<u>o.</u>	<u>Subject</u>	Section – Pursuant to Municipal Act, 2001, as amended
1.	Property/Legal matter – agreement amendments	239(2)(a)(c)(e)(f)
2.	Property/Legal matter – security of the property of the City/advice subject to solicitor-client privilege	239(2)(a)(f)
3.	Property matter – sale of land	239(2)(c)
4.	Property matter – purchase of land	239(2)(c)
5.	Property matter – sale of land	239(2)(c)
6.	Property matter – purchase of land	239(2)(c)
7.	Property matter – purchase of land	239(2)(c)
8.	Personal matter – about an identifiable individual – ADDED	239(2)(b)
9.	Property matter – security of the property of the city/purchase of land – ADDED	239(2)(a)(c)
10.	Property matter – disposition of land – ADDED	239(2)(c)

Motion Carried.

Declarations of Pecuniary Interest:

Mayor Francis declares a conflict and abstains from discussion and voting on Item 7 as his brother is employed by one of the parties in the report.

Councillor Dilkens declares a conflict and abstains from discussion and voting on Item 6 as he is currently leasing space from the vendor.

Discussion on the items of business. (Items 1, 2, 7, 3, 4, 5, 6, 8, 10 and 9)

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

**Moved by Councillor Dilkens, seconded by Councillor Gignac,
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the
report(s) discussed at the In-Camera Council Meeting held September 8, 2014 directly to
Council for consideration at the next Regular Meeting.**

1. That the recommendation contained in the in-camera report from the City Engineer and Corporate Leader Environmental Protection and Transportation, Legal Counsel, City Solicitor and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property/legal matter – agreement amendments **BE APPROVED**.

2. That the in-camera report from Legal Counsel respecting a property/legal matter – security of the property of the City/advice subject to solicitor-client privilege **BE RECEIVED** and further that Legal Counsel **BE AUTHORIZED** to proceed in accordance with the verbal direction of Council.

3. 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 Executive Director Policy, Environmental Master Plan, Heritage and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property matter – sale of land **BE APPROVED**.

4. 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 – purchase of land **BE APPROVED**.

5. That the recommendation contained in the in-camera report from the Manager of Real Estate Services, City Solicitor and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property matter – sale of land **BE APPROVED**.

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

Councillor Dilkens declares an interest and abstains from discussion and voting on this item.

7. That the recommendation contained in the in-camera report from the Manager of Real Estate Services, City Solicitor, Fire Chief and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property matter – purchase of land **BE APPROVED**.

Mayor Francis declares an interest and abstains from discussion and voting on this item.

8. That the in-camera verbal report from the Chief Administrative Officer respecting a personal matter about an identifiable individual **BE RECEIVED**.

9. That the in-camera verbal report from Mayor Francis respecting a property matter – security of the property of the City/purchase of land **BE RECEIVED** and further, that the Mayor **BE AUTHORIZED** to proceed in accordance with the verbal direction of Council.

10. That the verbal report of Administration regarding a property matter **BE RECEIVED** and that Administration **PROCEED** on the verbal directions of Council.

Motion Carried.

**Moved by Councillor Jones, seconded by Councillor Gignac,
That the special meeting of council held September 8, 2014 BE ADJOURNED.
(Time: 5:39 p.m.)**

Motion Carried.