

Regular

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

Members Present:

Mayor Dilkens
Councillor Borrelli
Councillor Bortolin
Councillor Elliott
Councillor Francis
Councillor Gignac
Councillor Holt
Councillor Kusmierczyk
Councillor Marra
Councillor Payne
Councillor Sleiman

Members Absent:

None.

Call to Order

Following the playing of the Canadian National Anthem and a moment of silent reflection, the Mayor calls the meeting to order.

Disclosures of Pecuniary Interest and the General Nature Thereof

None disclosed.

Committee of the Whole

Moved by Councillor Sleiman, seconded by Councillor Borrelli,

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
- (g) consideration of by-law 146-2015.

Carried.

Communications

Moved by Councillor Gignac, seconded by Councillor Holt,

M434-2015 That the following Communication Items 1 to 18 inclusive, as set forth in the Council Agenda **BE REFERRED** as noted:

Item	From	Description
1	Ministry of Citizenship, Immigration and International Trade	Call for nominations for the June Callwood Outstanding Achievement Award for Voluntarism in Ontario. Note & File GP2015
2	Ministry of the Environment and Climate Change	Environmental Compliance Approval for storm sewers to be constructed on Ontario Street from Pillette Road to Raymo Road. City Engineer Note & File SW/12293
3	Ministry of the Environment and Climate Change	Environmental Compliance Approval for sanitary and storm sewers to be constructed on Villaire Avenue from Raymond Avenue to Edgar Street. City Engineer Note & File SW/12309
4	Ministry of the Environment and Climate Change	Great Lakes Protection Act. City Engineer Note & File EW/9643
5	Municipal Property Assessment Corporation (MPAC)	2014 Enumeration Process – Final Results. City Treasurer City Clerk Note & File ACEA/11600
6	Town of Lakeshore	Notice of a Public Meeting regarding 5-Year Official Plan Review to be held on November 10, 2015, 6:00 p.m., Council Chambers, 419 Notre Dame St. Belle River, ON. City Planner City Solicitor GM2015
7	Ontario Good Roads Association	Ontario Becomes the First Province to Pilot the Self-Driving Vehicles. City Engineer Note & File GP2015
8	Ontario Good Roads Association	Nominations for the 2016-2017 Board of Directors. Note & File GM2015
9	Landmark Engineers Inc.	Riverside Drive Pedestrian Crossings Class Environmental Assessment Notice of Intent & Invitation to Comment. City Engineer Note & File APM/4691
10	Director of Water Production, EnWin	Bromate Report. City Engineer Note & File MU2015
11	Secretary/Treasurer Committee of Adjustment	Committee of Adjustment agenda for the meeting to be held on Thursday, November 5, 2015, Council Chambers, 3 rd Floor, Windsor City Hall. Note & File ZC2015

12	Manager of Urban Design	Application of Brian Bendig for Site Plan Approval to permit an addition on lands known as 3450 Wheelton Drive. Note & File ZS/12074
13	Heather Mac-Donald Ellis, Unifor Local 200	Trans-Pacific-Partnership Concerns. Note & File GF2015
14	City Treasurer	Your Quick Gateway (Windsor) Inc. – 2 nd Quarter 2015 Financial Statements. Note & File AF/11247
15	City Treasurer	Status Report – Compliance with Applicable Laws and Regulations, 2015 Q3. Note & File AF/11247
16	City Treasurer	Summary of Hotline Issues Referred to Management by PwC – 2015 Q3. Note & File AF/11247
17	City Treasurer	Management Action Plan for PwC “Windsor Public Library” Internal Audit Report. Note & File AF/11247
18	City Treasurer	Status Report on Implementation of Audit Recommendations – 2015 Q3. Note & File AF/11247

Carried.

Consent Agenda

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

- Item 3 Public Sector Accounting Board (PSAB) 3260 Accounting and Reporting Policy
- Item 4 Corporate Gift Policy
- Item 5 Improvements to the Grit Removal Facility at the Lou Romano Water Reclamation Plant
- Item 7 2015 Third Quarter Operating Budget Variance Report
- Item 10 Science Centre – Clarification regarding Financial Matter
- Item 11 Approval of Tender 131-15 for the Pavement Widening of North Talbot Road

Consent Committee Reports

<i>International Relations Committee</i>		
No.		Description
1	Report No. 42	Approval of delegates from Gunsan, South Korea from November 4-5, 2015
2	Report No. 43	Approval of delegates from Lublin, Poland from November 6-7, 2015
3		Minutes of the September 17, 2015 meeting of the International Relations Committee

<i>Roseland Board of Directors</i>		
No.		Description
1	Report No. 1	Financial Statements for Second Quarter Ending June 30, 2015

Carried.

Deferrals and/or Referrals and Withdrawals

Item 9 – Auditor General – Information requested by City Council

Moved by Councillor Kusmierczyk, seconded by Councillor Marra,
That the report of the Chief Financial Officer and City Treasurer dated October 15, 2015 entitled
“Auditor General – Information requested by City Council” **BE DEFERRED** to the November 2, 2015 meeting of
Council to allow for TV Cogeco to broadcast the meeting.

The motion is put and is lost.

Aye Votes: Councillors Sleiman, Holt, Kusmierczyk and Marra

Nay Votes: Councillors Gignac, Borrelli, Bortolin, Elliott, Francis and Payne

AF/11247 9

Presentations & Delegations:

PRESENTATIONS:

PwC Final Internal Audit Report – Windsor Public Library, September 9, 2015

Suk Bedi and Kevin Campagna, PricewaterhouseCoopers

Suk Bedi and Kevin Campagna, PricewaterhouseCoopers, appear before Council to provide a project summary related to the PwC final internal audit report on the Windsor Public Library, including scope, positive findings, findings, significant findings and conclusion.

Kitty Pope, CEO, Windsor Public Library

Kitty Pope, CEO, Windsor Public Library, appears before Council and is available for questions regarding the PwC final internal audit report on the Windsor Public Library.

AF/11247 1

(For final disposition of this matter, see Clause **CR193/2015** in Schedule “A” attached hereto.)

DELEGATIONS

PwC Internal Audit Performance Dashboard, September 30, 2015

Suk Bedi and Kevin Campagna, PricewaterhouseCoopers

Suk Bedi and Kevin Campagna, PricewaterhouseCoopers, appear before Council and are available for questions regarding the Internal Audit Performance Dashboard as of September 30, 2015.

AF/11247 2

(For final disposition of this matter, see Clause **CR194/2015** in Schedule “A” attached hereto.)

Auditor General – Information requested by City Council**Jacqueline Peterson, and Christopher O’Connor, PricewaterhouseCoopers**

Jacqueline Peterson, and Christopher O’Connor, PricewaterhouseCoopers, appear before Council and are available for questions regarding their contract with the City for outsourced internal audit services to the City of Windsor.

Mark Boscariol, resident

Mark Boscariol, resident, appears before Council to provide comment regarding the administrative report on “Auditor General – Information requested by City Council”, stressing the importance of honouring integrity and concludes by suggesting the report has factual inaccuracies and should be balanced with an outline of the benefits of an Auditor General.

Al Teshuba, resident of Ward 10

Al Teshuba, resident of Ward 10, appears before Council to provide comment regarding the administrative report on “Auditor General – Information requested by City Council”, suggesting a compromise approach is needed by changing the status quo so that the public’s comfort level is raised.

Paul Synnott, resident of Ward 3

Paul Synnott, resident of Ward 3, appears before Council to provide comment regarding the administrative report on “Auditor General – Information requested by City Council”, stating that this is the worst administrative report he has ever seen and that Council needs to revert back to the original intention of Councillor Marra’s notice of motion.

Kieran McKenzie, resident

Kieran McKenzie, resident, appears before Council to provide comment regarding the administrative report on “Auditor General – Information requested by City Council”, suggesting that there is a need for an independent Auditor General for the City of Windsor, to ensure proper levels of transparency and to improve service delivery levels, and concludes by stressing that what happens in-between elections is just as important for democracy.

Al Nelman, resident

Al Nelman, resident, appears before Council to provide comment regarding the administrative report on “Auditor General – Information requested by City Council”, stating his belief that there are numerous errors of fact based throughout the report, and concludes by stressing the urgent need for transparency and due diligence.

Mayor Dilkens leaves the meeting at 7:40 o’clock p.m. and Councillor Borrelli assumes the Chair.

Mayor Dilkens returns to the meeting at 7:42 o’clock p.m. and Councillor Borrelli returns to his seat at the Council table.

AF/11247 9

(For final disposition of this matter, see Clause **CR201/2015** in Schedule “A” attached hereto.)

Charles Clark Square – Consideration as it relates to a New City Hall Civic Esplanade and Central Riverfront Implementation Plan (CRIP) versus Repairs and Operating 2015/2016**Art Roth, All Saints Church Skate Program Coordinator**

Art Roth, All Saints Church Skate Program Coordinator, appears before Council to provide facts and comments about the All Saints Church Skating Program, and concludes by suggesting the ice rink at Charles Clark Square has potential to do more than it does currently.

APM/4691 APM/9120 8

(For final disposition of this matter, see Clause **CR200/2015** in Schedule “A” attached hereto.)

Moved by Councillor Gignac, seconded by Councillor Elliott,

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 10:58 o’clock p.m.

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

Item 6 Recycling Contract Extension

Consideration of Committee Reports

None presented.

By-laws

Moved by Councillor Holt, seconded by Councillor Kusmierczyk,

That the following By-law No. 146-2015 be introduced and read a first and second time:

146-2015 “A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE TWENTY-NINTH DAY OF OCTOBER, 2015”

Carried.

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

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

Carried.

Notices of Motion

None presented.

Third Reading of By-law

Moved by Councillor Sleiman, seconded by Councillor Borrelli,
That the following By-law No. 146-2015, having been read a first and second time be now read a
third time and finally passed and that the Mayor and Clerk **BE AUTHORIZED** to sign and seal the same
notwithstanding any contrary provision of the Council.

Carried.

Petitions

None presented.

ACO/12103

Council Questions

None registered.

Adjournment

Moved by Councillor Francis, seconded by Councillor Gignac,
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 11:20 o'clock p.m.

MAYOR

THIS IS A DRAFT COPY

CITY CLERK

DEPUTY CITY CLERK/SENIOR MANAGER OF COUNCIL SERVICES

Sleiman
Francis

CR193/2015

That the report of PricewaterhouseCoopers (PWC) dated September 9, 2015 entitled “The Corporation of the City of Windsor –Windsor Public Library Final Internal Audit Report”, attached hereto as Appendix A **BE RECEIVED** for information.

Carried.

AFT/11247 1

Appendices
Report

Sleiman
Elliott

CR194/2015

That the report of PriceWaterhouseCoopers (PWC) dated September 30, 2015 entitled “The Corporation of the City of Windsor Internal Audit Performance Dashboard”, attached hereto as Appendix A **BE RECEIVED** for information.

Carried.

AFT/11247 2

Appendices
Report

Bortolin
Elliott

CR195/2015

That City Council **APPROVE** the Public Sector Accounting Board (PSAB) 3260 Accounting and Reporting Policy attached as Appendix A.

Carried.

Report Number 17984 AF2015 C3

Appendices
Policy

Bortolin
Elliott

CR196/2015

THAT City Council **APPROVE** the Corporate Gift Policy attached as Appendix A to this report.

Carried.

Report Number 17981 AS2015 C4

Appendices
Policy

Bortolin
Elliott

CR197/2015

THAT the following low tender be **ACCEPTED**:

TENDERER: Kingdom Construction Limited
3172 Alps Road
Ayr, Ontario N0B 1E0

TENDER NO: 82-15

TOTAL TENDER PRICE: \$6,586,491.00 (excluding HST)

ACCOUNT CHARGED: 007-2915-1790-02942-7092006

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

THAT funds totalling \$800,000 **BE TRANSFERRED** from Project 7091009 (LRWRP Annual Repair Costs) to Project 7092006 (LRWRP Grit System Improvement); AND,

THAT the additional \$475,000 in funds required to complete the project **BE TRANSFERRED** from the Lou Romano Water Reclamation Plant Reserve (Fund 131).

Carried.

Report Number **17975 SW/12359 C5**

Holt
Gignac

CR198/2015

- I) That Council **DIRECT** Administration to extend the current Recycling contract with Green for Life for a period of six months, under the current terms, at a total cost of \$701,845.02 or \$116,974.17 monthly, excluding HST; and,
- II) That Council **DIRECT** Administration to tender City of Windsor Recycling and Garbage collection exclusive of the Essex Windsor Solid Waste Authority as soon as practicable and report to council to provide the outcome of this tender process and the estimated impact on the City of Windsor budget, if any.

Carried.

Report Number **17950 EI2015 6**

Bortolin
Elliott

CR199/2015

THAT Council **RECEIVE FOR INFORMATION** the 2015 3rd Quarter Operating Budget Variance Report dated October 9, 2015 from the Chief Financial Officer and City Treasurer and;

That the Chief Administrative Officer along with the Chief Financial Officer and City Treasurer **BE DIRECTED** to monitor the 2015 Operating Budget and pro-actively take steps to mitigate any significant variances that may arise and;

THAT due to the significant work load challenges in the Finance Department, City Council **APPROVE** that the Capital Variance Report for the period ending September 30, 2015 normally presented in the late Fall, be deferred to the first quarter of 2016.

Carried.

Report Number **17994 AFB/11935 C7**

Gignac
Marra

CR200/2015

That the report of the Executive Director of Parks dated October 12, 2015 entitled “Charles Clark Square – Consideration as it relates to a New City Hall Civic Esplanade and Central Riverfront Implementation Plan (CRIP) versus Repairs and Operating 2015/2016” **BE RECEIVED**; and further,

That administration **BE DIRECTED** to utilize the synthetic ice option at Charles Clark Square for 2015/2016, and further, that administration **REPORT BACK** on long-term plans for the City Hall Plaza and the Central Riverfront Implementation Plan (CRIP) for Council’s consideration.

Carried.

Aye Votes: Councillors Francis, Payne, Marra, Borrelli, Gignac and Mayor Dilkens

Nay Votes: Councillors Holt, Bortolin, Elliott, Sleiman and Kusmierczyk voting nay.

Absent: None

Abstain: None

Report Number **17923 APM/4691 APM/9120 8**

Borrelli
Elliott

CR201/2015

That the report of the Chief Financial Officer and City Treasurer dated October 15, 2015 entitled “Auditor General – Information requested by City Council” **BE RECEIVED** for information; and further,

That Administration **BE DIRECTED** to exercise the City’s right per RFP 81-12 to extend its contract with Pricewaterhouse Coopers LLP for a period not to exceed four years, subject to agreement on terms and that the City Clerk and Chief Administrative Officer **BE AUTHORIZED** to sign an agreement/engagement letter with Pricewaterhouse Coopers LLP in order to extend its contract for a period of four years from April 12, 2016 to April 11, 2020 and that such agreement/engagement letter be satisfactory in legal form to the City Solicitor and in financial and technical content to the Chief Financial Officer and City Treasurer.

Carried.

At the request of Councillor Marra a **recorded vote** is taken:

RESULTS OF RECORDED VOTE:

In Favour	Councillors Elliott, Francis, Payne, Borrelli, Gignac and Mayor Dilkens
Opposed	Councillors Sleiman, Holt, Kusmierczyk, Marra, and Bortolin
Abstain	None
Absent	None

Report Number 17998 AF/11247 9

Borrelli
Elliott

CR202/2015

That the City of Windsor **SUPPORT** the creation of a Municipal Auditor General's office not at the local level but at the Provincial level similar to the model established in the provinces of British Columbia and Nova Scotia where audits are undertaken in an independent, dispassionate, objective and systematic manner at no additional costs to municipalities, and that this resolution

BE FORWARDED to the Province on or before the October 31, 2015 deadline.

Carried.

At the request of Councillor Marra a **recorded vote** is taken:

RESULTS OF RECORDED VOTE:

In Favour	Councillors Borrelli, Elliott, Francis, Payne, Gignac and Mayor Dilkens
Opposed	Councillors Sleiman, Marra, Holt and Kusmierczyk
Abstain	Councillor Bortolin
Absent	None

Report Number 17998 AF/11247 9

Bortolin
Elliott

CR203/2015

THAT City Council **AUTHORIZE** the City Treasurer to release funds up to \$48,000 representing full and final payment in regard to any outstanding loans owed by Science Centre to its lenders with any residual balance directed to moving expenses, subject to appropriately documented signed release in form and content satisfactory to the City Solicitor.

Carried.

Report Number 18004 APM/1894 C10

Bortolin
Elliott

CR204/2015

That City Council **AUTHORIZE** Administration to proceed with construction of the works specified by Tender 131-15, generally being a pavement widening for bicycle lanes on North Talbot Road, which is to be fully reimbursable plus 10% Administrative fees as agreed by the Ontario Ministry of Transportation (see attached) and at no cost to the City of Windsor; and

That the Bikeways Development Program (Project ID 7111031) **COVER** any charges received prior to MTO reimbursement and that the funding received **BE RETURNED** to the same project; and

That the CAO and City Clerk **BE AUTHORIZED** to execute the contract with SheaRock Construction Group in the amount of \$209,993 plus tax for the purpose of constructing the works described by Tender 131-15, with said contract to be 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 **18011 SW/12363 C11**

Appendices

Ministry letter

Moved by Councillor Bortolin, seconded by Councillor Elliott,
M430-2015 That **Report No. 42 of the International Relations Committee** entitled “Approval of delegates from Gunsan, South Korea from November 4-5, 2015” **BE ADOPTED** as presented.

Carried.

MB2015

Moved by Councillor Bortolin, seconded by Councillor Elliott,
M431-2015 That **Report No. 43 of the International Relations Committee** entitled “Approval of delegates from Lublin, Poland from November 6-7, 2015” **BE ADOPTED** as presented.

Carried.

MB2015

Moved by Councillor Bortolin, seconded by Councillor Elliott,
M432-2015 That the Minutes of the September 17, 2015 meeting of the International Relations Committee **BE ADOPTED** as presented.

Carried.

MB2015

Moved by Councillor Bortolin, seconded by Councillor Elliott,
M433-2015 That **Report No. 1 of the Roseland Board of Directors Committee** entitled “Financial Statements for Second Quarter Ending June 30, 2015” **BE ADOPTED** as presented.; and further,

That on a go forward basis, that administration **BE DIRECTED** to separate the financials of Little River Golf Course and Roseland Golf and Curling Club.

Carried.

Councillor Francis voting nay.

MB2015

Adopted by Council at its meeting held October 29, 2015 [M430-2015]

KK

Windsor, Ontario, October 29, 2015

REPORT NO. 42
of the
INTERNATIONAL RELATIONS COMMITTEE
Meeting held September 17, 2015
of its electronic e-mail poll held on October 19, 2015

Approval of the e-mail poll as of 2:43 o'clock p.m on October 19, 2015

Present: Councillor Fred Francis, Chair
Wissam Aoun
Bryan Bailey
Jerry Barycki
Maria Belenkova
Dr. Sushil Jain
Donika McFarlane
Blake Roberts
L. T. Zhao

Your Committee submits the following recommendation:

That the visit to the City of Windsor by Mayor Moon, Gunsan, South Korea and the ten delegates from November 4-5, 2015 **BE APPROVED.**

Carried.

CHAIR

COMMITTEE COORDINATOR

Adopted by Council at its meeting held October 29, 2015 [M431-2015]

KK/

Windsor, Ontario, October 29, 2015

REPORT NO. 43
of the
INTERNATIONAL RELATIONS COMMITTEE
Meeting held September 17, 2015
of its electronic e-mail poll held on October 19, 2015

Approval of the e-mail poll as of 2:43 o'clock p.m on October 19, 2015

Present: Councillor Fred Francis, Chair
Wissam Aoun
Bryan Bailey
Jerry Barycki
Maria Belenkova
Dr. Sushil Jain
Donika McFarlane
Blake Roberts
L. T. Zhao

Your Committee submits the following recommendation:

That the visit to the City of Windsor by Deputy Mayor Krzysztof Komorski and two delegates from Lublin, Poland from November 6-7, 2015 **BE APPROVED.**

Carried.

CHAIR

COMMITTEE COORDINATOR

BE ADOPTED as presented.; and further,
That on a go forward basis, that
administration BE DIRECTED to separate the financials
of Little River Golf Course and Roseland Golf and Curling Club

REPORT NO. 1 of the
ROSELAND BOARD OF DIRECTORS
of its meeting held
September 29, 2015

Present: **Councillor Fred Francis, Chair**
 Councillor Rino Bortolin
 Councillor Ed Sleiman
 Diletta Bello Casey
 Bruce Wintemute

Your Board of Directors submits the following recommendation:

Moved by Councillor Sleiman, seconded by Councillor Bortolin,
That the memo of the Treasurer to the Roseland Board of Directors dated September 21, 2015
entitled "Financial Statements for Second Quarter Ending June 30, 2015" **BE RECEIVED** for
information.

CHAIR

COMMITTEE COORDINATOR

Clerk's Note: The memo of the Treasurer dated September 21, 2015 to the Roseland Board of Directors
entitled "Financial Statements for Second Quarter Ending June 30, 2015" is *attached*.