

Regular

Council meets in formal session this day at 6:08 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

Mayor Dilkens calls the meeting to order at 6:08 o'clock p.m.

Disclosures of Pecuniary Interest and the General Nature Thereof

None disclosed.

Minutes

Moved by: Councillor Francis
Seconded by: Councillor Gignac

That the Minutes of the regular meeting of Council held February 1, 2016 **BE ADOPTED**
as presented.
Carried.

Notice of Proclamations

Social Work Week – March 7-13, 2016
International Women's Day – March 8, 2016

Committee of the Whole

Moved by: Councillor Holt

Seconded by: Councillor Kusmierczyk

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-laws 6-2016 and 27-2016 through 29-2016 (inclusive).

Carried.

Communications

Moved by: Councillor Marra

Seconded by: Councillor Payne

Decision Number: CR98/2016

That the following Communication Items 1 to 17 inclusive, as set forth in the Council Agenda **BE REFERRED** as noted:

Item	From	Description
1	Public Works and Government Services Canada	Expropriation – Gordie Howe International Bridge. City Solicitor City Planner Chief Financial Officer & City Treasurer Note & File ST/8821
2	Ministry of Municipal Affairs and Housing	Ontario Investing \$92 Million to Create Jobs and Retrofit Social Housing. Chief Financial Officer & City Treasurer Community Development & Health Commissioner Note & File EI/10822
3	Ministry of the Environment and Climate Change	Environmental Compliance Approval for the construction of sanitary and storm sewers on Cypress Avenue. Note & File SW2016

4	Ontario Municipal Board (OMB)	Decision and Order of the Board regarding a minor variance of the zoning by-law at 2478-2482 Tecumseh Road East. City Planner City Solicitor Note & File ZC2016
5	Municipal Employer Pension Centre Ontario (MEPCO)	Response to letter from the City of Windsor regarding CR32/2016. Executive Director, Human Resources Chief Financial Officer & City Treasurer Note & File GP2016
6	Municipal Employer Pension Centre Ontario (MEPCO)	Ontario Proposes One Year Delay in Ontario Retirement Pension Plan (ORPP) for one year. Executive Director, Human Resources Chief Financial Officer & City Treasurer Note & File GP2016 GF2016
7	Town of Tecumseh	Notice of Public Meeting for Proposed Official Plan Amendment and Zoning By-Law Amendment to be held on February 23, 2016 at 5:00 p.m. in the Town Municipal Office Council Chambers 917 Lesperance Road. City Planner City Solicitor Note & File Z2016
8	Town of Lakeshore	Notice of Public Open House regarding the 5-Year Official Plan Review to be held on February 29, 2016 from 3:00 pm to 7:00 pm at the Atlas Tube Centre, 447 Renaud Line, Lakeshore. City Planner City Solicitor Note & File GM2016
9	Union Gas	Notice of application with the Ontario Energy Board for approval of the Panhandle Relocation Project. City Planner City Engineer City Solicitor Note & File ST/8821
10	Goodwill Industries – Essex Kent Lambton	Media release entitled “Local Goodwills across Canada Solid; Appealing to Communities for Continued Support” Community Development & Health Commissioner Note & File APR2016

11	Secretary/Treasurer, Committee of Adjustment	Committee of Adjustment Agenda for meeting to be held on Thursday, February 25, 2016 at 3:30 p.m., Council Chambers, 3 rd Floor, Windsor City Hall. Note & File ZC2016
12	Manager of Urban Design	Application of A.D.E. Development & Leasing Corp. for Site Plan Approval to permit a 3 storey, 15 unit condominium at 7400 (7448) Wyandotte Street East. Note & File ZS/12432
13	Manager of Urban Design	Application of A.D.E. Development & Leasing Corp. for Site Plan Approval to permit a proposed 3 storey 33 unit condominium at 233 Watson Avenue. Note & File ZS/12433
14	Manager of Urban Design	Application of WIND Mobile Corp. for Site Plan Approval to permit a new proposed 40m monopole telecommunication facility and radio-equipment at 2541 Dougall Avenue. Note & File ZS/12436
15	Manager of Urban Design	Application of ABC Day Nursery of Windsor for Site Plan Approval to permit a modular classroom addition at 2495 Arthur/4540 Somme Street. Note & File ZS/12437
16	Manager of Urban Design	Application of Rosati Development Corp. for Site Plan Approval to permit a medical building at 525 Cabana Road East. Note & File ZS/12438
17	City and School Boards Liaison Committee	Minutes from the meeting held Thursday, February 11, 2016. Note & File MB2016

Carried.

Consent Agenda

Moved by: Councillor Sleiman

Seconded by: Councillor Borrelli

That the following Consent Agenda and the recommendations contained in the administrative reports **BE APPROVED** as amended:

Item 2 Managed Services Agreement between The Corporation of the City of Windsor and the Windsor Detroit Tunnel Corporation (WDTC)

Item 4 2016 Insurance Review and RFP

Item 5 Windsor Utilities Commission: George Avenue Reservoir; EnWin Utilities Ltd.: Substations (various)

Item 9 Social Housing Electrical Efficiency Program (SHEEP) and the Social Housing Apartment Retrofit Program (SHARP)

Consent Committee Reports

<i>Social Development, Health & Culture Standing Committee</i>		
No.		Description
1	Report No. 376	Investment Plan with the Ministry of Municipal Affairs and Housing (MMAH) for the Community Homelessness Prevention Initiative (CHPI)

Carried.

Deferrals and/or Referrals and Withdrawals

None requested.

Presentations & Delegations:

DELEGATIONS

Proposed expropriation of lands in airport area (Legal File EXP7842-7843)

Ondrej Sabo, Solicitor representing property owner Rosemary Tako

Ondrej Sabo, Solicitor representing property owner Rosemary Tako, appears before Council to provide comment regarding the proposed expropriation of lands in the airport area, stating that if the expropriation of Ms. Tako's land is approved, that Council consider an arrangement that would allow her to remain on the property for as long as possible, until her land is actually needed, either in the form of a lease or rental accommodation from the City for the immediate future, as she greatly enjoys the privacy on her land, and has not been able to find a comparable property anywhere in Windsor thus far.

Agenda Item: 1
Report Number: 18112
Clerk's File: APM2016

(For final disposition of this matter, see Clause **CR88/2016** in Schedule "A" attached hereto.)

FCM – Green Municipal Fund Agreement for the development of the Corporate Climate Action Plan and the Community Energy Plan

David Hanna, Resident of Ward 1

David Hanna, resident of Ward 1, appears before Council to provide comment regarding the Federation of Canadian Municipalities (FCM) Green Municipal Fund agreement for the development of the Corporate Climate Action Plan and the Community Energy Plan, applauding this application, but concludes by advising Council of the need for greater community engagement on the matter, as this engagement has not been too successful in the most recent past.

Agenda Item: 7
Report Number: 18114
Clerk's File: EI/10822

(For final disposition of this matter, see Clause **CR94/2016** in Schedule "A" attached hereto.)

Waste and Recycling Tender Results**Rob Kolody, President of CUPE Local 82**

Rob Kolody, President of CUPE Local 82, appears before Council and is available for questions regarding the Waste and Recycling Tender Results.

Agenda Item: 8
Report Number: 18116
Clerk's File: EI/12444

(For final disposition of this matter, see Clause **CR95/2016** in Schedule "A" attached hereto.)

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

Item 3 2016 Chevrolet Detroit Belle Isle Grand Prix
Item 6 2016 Enhanced Capital Funding for Ward Funds

Consideration of Committee Reports

Moved by: Councillor Francis
Seconded by: Councillor Gignac

Decision Number: CR99/2016

That the **Report of the special In-camera** meeting held February 22, 2016, **BE ADOPTED** as presented.

Carried.

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

By-laws

Moved by: Councillor Holt

Seconded by: Councillor Kusmierczyk

That the following By-laws No. 6-2016 and 27-2016 through 29-2016 (inclusive), be introduced and read a first and second time:

- 6-2016 “A BY-LAW TO APPOINT ONORIO COLUCCI AS THE CHIEF ADMINISTRATIVE OFFICER FOR THE CORPORATION OF THE CITY OF WINDSOR, AND TO RESCIND THE APPOINTMENT OF HELGA REIDEL AS THE CHIEF ADMINISTRATIVE OFFICER OF THE CORPORATION OF THE CITY OF WINDSOR”, authorized by CR45/2016, adopted February 1, 2016
- 27-2016 “A BY-LAW TO RESCIND THE APPOINTMENT OF HELGA REIDEL AS A DEPUTY CLERK OF THE CORPORATION OF THE CITY OF WINDSOR”, authorized by CR45/2016, adopted February 1, 2016
- 28-2016 “A BY-LAW TO FURTHER AMEND BY-LAW 9023 BEING A BY-LAW TO REGULATE VEHICULAR PARKING WITHIN THE LIMITS OF THE CITY OF WINDSOR ON MUNICIPAL STREETS, MUNICIPAL PARKING LOTS AND PRIVATE PROPERTIES”, authorized by M500-2015, adopted December 7, 2015
- 29-2016 “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 SECOND DAY OF FEBRUARY, 2016”

Carried.

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

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.

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

Notices of Motion

Councillor Bortolin gives notice that he intends to introduce a motion at the March 7, 2016 meeting of Council regarding reconsideration of the waiver of fees for sidewalk patio encroachment fees until 2018.

SE2016

Third Reading of By-laws

Moved by: Councillor Sleiman
Seconded by: Councillor Borrelli

That the following By-laws No. 6-2016 and 27-2016 through 29-2016 (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 Elliott was absent from the meeting when the vote was taken on this matter.

Petitions

None presented.

Council Questions

Moved by: Councillor Francis
Seconded by: Councillor Gignac

Decision Number: CR100/2016

That the following Council Question by Councillor Marra **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:

CQ9-2016

Asks that Administration from Parks, Facility and Recreation Department meet with Mr. John Zucchet and his committee, Chair of the Board of Directors for Windsor's AKO Fratman Board of Directors, to further explore and discuss AKO's proposed plans for Windsor Stadium and the Potential impact on abutting City of Windsor parkland and recreational/sports fields. Administration is then requested to report their findings and any possible recommendations to City Council.

SR2016

Carried.

Moved by: Councillor Francis
Seconded by: Councillor Gignac

Decision Number: CR101/2016

That the following Council Question by Councillor Kusmierczyk **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:

CQ10-2016

Asks that administration report back on best practices from other cities regarding metered on-street accessible parking AND to provide feasibility and cost of implementing free metered parking for residents with Accessible Parking Permits.

ST2016

Carried.

Adjournment

Moved by: Councillor Holt
Seconded by: Councillor Kusmierczyk

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 8:32 o'clock p.m.

MAYOR

CITY CLERK

THIS IS A DRAFT COPY

DEPUTY CITY CLERK/SENIOR MANAGER OF COUNCIL SERVICES

Moved by: Councillor Gignac
 Seconded by: Councillor Marra

Decision Number: CR88/2016

That the City Council of the City of Windsor acting as the approving authority pursuant to the *Expropriations Act* hereby resolves to **EXPROPRIATE** the lands described in Schedule "A" hereto and authorizes the CAO and City Clerk to **EXECUTE** the necessary Expropriation Plan and **REGISTER** the same on title, as well as the Certificate of Approval and all other necessary documents to put the expropriation into effect; and further,

That the reasons stated for the expropriation of the lands be the same as those stated by the Inquiry Officer, David Vine Q.C., that being for the purposes of consolidation into the Windsor Airport lands as part of the Economic Revitalization Community Improvement Plan and works ancillary thereto and further;

That Mr. Edwin Hooker, counsel for the Janisses **BE PAID** costs of \$200; and further,

That administration **BE DIRECTED** to undertake discussions with representatives of Ms. Tako for the possibility of allowing her to remain on the property for as long as possible, until her land is actually needed, either in the form of a lease or rental accommodation from the City for the immediate future, and that administration **REPORT BACK** to Council on those discussions.

Carried.

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

RESULTS OF RECORDED VOTE:

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

Appendices
 Schedule A

Agenda Item: 1
 Report Number: 18112
 Clerk's File: APM2016

Internal Distribution
 Legal [Patrick Brode]
 City Solicitor
 Executive Director of Planning and Building
 Chief Financial Officer and City Treasurer

External Distribution

Andrea Thielk Andrea Thielk Professional Corporation	150 Ouellette Place Suite 101 Windsor, ON N8X 1L9	athielk@injurylawgroup.ca
Ondrej Sabo Ledroit Law	37 Ridout Street South London, ON N6C 3W7	osabo@ledroitlaw.com
Edwin Hooker Wolf Hooker Professional Corporation	72 Talbot Street North Suite 100 Essex, ON N8M 1A2	ehooker@wolfhooker.com

Moved by: Councillor Sleiman
Seconded by: Councillor Borrelli

Decision Number: CR89/2016

THAT City Council **APPROVE** the following requests of the Windsor Detroit Tunnel Corporation (WDTC) pertaining to the draft Managed Services Agreement attached:

- I. **THAT** the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to execute a Managed Services Agreement with WDTC allowing the Corporation of the City of Windsor to provide staffing and administrative services to oversee the management of the Canadian Tunnel assets; the Agreement to be satisfactory in form and content to the City Solicitor and in financial and technical content to City's Treasurer/CFO; and,
- II. **THAT** in recognition of the ongoing need for a Tunnel Financial Officer, that the City's Executive Director of Human Resources **BE AUTHORIZED** to recruit, on behalf of the Windsor Detroit Tunnel Corporation, a Tunnel Financial Officer on a full-time, permanent basis, adding 1 (one) permanent FTE to the City's complement, subject to all non union employment conditions offered by the city, and that the fully burdened costs of this position be charged to the Windsor Detroit Tunnel Corporation with the understanding that, should the WDTC decide to amend its staffing requirements in any way, that any legacy costs related to the employees be charged proportionally to the WDTC; and,
- III. **THAT** City Council **AUTHORIZE** the City Solicitor to provide such services as may be required from time to time to the Windsor Detroit Tunnel Corporation.

Carried.

Agenda Item: C2
Report Number: 18117
Clerk's File: MT/11906

Appendices

Draft Agreement

Internal Distribution

Chief Administrative Officer [Helga Reidel]
City Solicitor
Chief Financial Officer and City Treasurer
Executive Director of Human Resources

External Distribution

Moved by: Councillor Francis
Seconded by: Councillor Gignac

Decision Number: CR90/2016

That City Council **APPROVE** the release of \$50,000, allocated as a placeholder in the 2016 Approved Capital Budget, to support the City of Windsor's participation in the 2016 Chevrolet Detroit Belle Isle Grand Prix, subject to a **REPORT BACK** to Council prior to 2017 budget deliberations, outlining the results derived and benefits realized from allocating funds to the 2016 Grand Prix; and,

That City Council **DIRECTS** that the City Clerk and Chief Administrative Officer **BE AUTHORIZED** to execute the associated agreements, satisfactory in form to the City Solicitor and the City Treasurer and in technical content to the Mayor.

Carried.

Councillors Kusmierczyk, Bortolin, Marra and Holt voting nay.

Agenda Item: 3
Report Number: 18122
Clerk's File: SR/12442

Internal Distribution

Mayor Drew Dilkens
Chief Financial Officer and City Treasurer
City Solicitor

External Distribution

Moved by: Councillor Sleiman
Seconded by: Councillor Borrelli

Decision Number: CR91/2016

- I. That Administration **BE DIRECTED** to issue a Request for Proposals to engage a consultant to review the City's insurance needs and to assist in the preparation and evaluation of a Request for Proposals for insurance services; and
- II. That the cost of the consultant **BE FUNDED** from the Self Insurance Reserve Fund 142, with a total cost having an upset limit of \$30,000 plus applicable taxes.
- III. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign an agreement with the successful proponent, approved by the City Solicitor as to legal content, the Chief Financial Officer and City Treasurer as to financial content, and the Manager of Risk and Insurance as to technical content.

- IV. That Administration **BE AUTHORIZED** to issue a Request for Proposals for insurance services in 2016 for the 2017 underwriting year, and to provide Ontario Municipal Insurance Exchange (OMEX) with notice by May 31, 2016 that the City may terminate its subscription with OMEX commencing January 1, 2017.
- V. That Administration **BE DIRECTED** to report to Council with the results of the insurance RFP.

Carried.

Agenda Item: C4
Report Number: 18119
Clerk's File: MT/10869

Internal Distribution

Purchasing and Risk Management [Dana Paladino]
City Solicitor
Chief Financial Officer and City Treasurer

External Distribution

CR92/2016 AMENDED BY CR239/2016 ADOPTED BY COUNCIL APRIL 18, 2016

Moved by: Councillor Sleiman

Seconded by: Councillor Borrelli

Decision Number: CR92/2016

- I. That the Executive Director of Parks **BE AUTHORIZED** to conduct public consultation regarding the sale of George Avenue Park to the Windsor Utilities Commission, subject to the retention of a permanent easement for use as parkland; and,
- II. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign an Agreement of Purchase and Sale with the Windsor Utilities Commission, suitable in technical content to the Manager of Real Estate Services, in financial content to the City Treasurer, and in legal content to the City Solicitor, pertaining to George Avenue Park, situated at the southeast corner of Wyandotte Street East and George Avenue, as follows:

Legal Description: PIN 01097-0732: Part Lot 105, Concession 1 Sandwich East as in FC10266, FC8360, FC8250, FC8380 except Part 1, Plan 12R-8083 and Parts 1 to 3, Plan 12R-8164 S/T R1208064

PIN: 01097-0731: Part Lot 105 Concession 1 Sandwich East and more particularly described as Parts 1 and 2, Plan 12R-8164 S/T R1208065

Price: \$512,000 plus HST as applicable.

Conditions: The City will retain an easement on all or part of the land described above, as determined by the City Solicitor and agreed between the parties, in favour of the City of Windsor for George Avenue Park, with the wording of said easement to be agreed as between the parties; and,

The Windsor Utilities Commission shall, as part of the restoration of the site, be responsible for the following elements, at its own expense and in consultation with the Executive Director of Parks and in accordance with the park redevelopment plan:

- Site restoration with dry meadow seed mix (on on reservoir lid)
- Tree planting with Carolinian zone, site suitable species (densely planted off reservoir lid)
- Installation of AODA-compliant 10' perimeter trail
- 6 benches and bench pads
- 4 light standards (located off lid, adjacent trail)

The Windsor Utilities Commission shall also pay to the City on closing the sum of \$56,000 to fund the contingency allowance for the construction of the playground and associated elements as outlined in the parkland redevelopment budget. The City may utilize this contingency allowance consistent with its usual practice in such projects, acting reasonably. At the closing of the project, any unused funding in this contingency allowance shall be calculated and returned to the Windsor Utilities Commission, without interest, in recognition of the intent to utilize the fund for contingency purposes.

Transaction to be completed no later than May 1, 2016

Account: Parkland Acquisition Fund 151.

III. That all transactions **BE COMPLETED** electronically, for the properties where it is available, 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 transactions, as required, and that the City Solicitor or designate **BE AUTHORIZED** to execute documents standard to a real estate transaction.

Carried.

Agenda Item: C5
Report Number: 18093
Clerk's File: SR/11917

Internal Distribution

Legal [Shelby Askin Hager, City Solicitor]
Manager of Real Estate Services
Executive Director of Parks
City Engineer
Chief Financial Officer and City Treasurer

External Distribution

Enwin Utilities Ltd. – John Wlardarski, Enwin
jwlardarski@enwin.com

Moved by: Councillor Marra
Seconded by: Councillor Borrelli

Decision Number: CR93/2016

THAT City Council **RELEASE** the \$400,000 in funding from the placeholder provision approved by Council as part of the 2016 Capital budget, and that those funds **BE ALLOCATED** evenly amongst the ten wards.

Carried.

Councillors Holt and Bortolin voting nay.

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

Agenda Item: 6
Report Number: 18120
Clerk's File: AFB/12410

Internal Distribution

Finance [David Soave]
Chief Financial Officer and City Treasurer

External Distribution

Moved by: Councillor Kusmierczyk
Seconded by: Councillor Sleiman

Decision Number: CR94/2016

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign the Green Municipal Fund agreement satisfactory in form to the City Solicitor, in financial content to the City Treasurer, and in technical content to the City Engineer, with the Federation of Canadian Municipalities (FCM) for the development of the Corporate Climate Action Plan and the Community Energy Plan for maximum funds of \$148,300, to **BE DEPOSITED** to Project ID 7159001.

Carried.

Agenda Item: 7
Report Number: 18114
Clerk's File: EI/10822

Internal Distribution

Public Works [Karina Richters]
City Engineer
Senior Manager of Pollution Control
Chief Financial Officer and City Treasurer
City Solicitor

External Distribution

David Hanna – dhan96@hotmail.com

CR95/2016 AMENDED BY CR465/2017 ADOPTED AUGUST 8, 2017

Moved by: Councillor Kusmierczyk

Seconded by: Councillor Sleiman

Decision Number: CR95/2016

- I. THAT Council **ACCEPT** the bid from Green for Life in the amount of \$1,651,543/yr (amount already includes a discount of \$74,912 based on a combined bid, ~~√net of non-recoverable HST√~~ ~~√not including HST√~~) on tender #142-15 for the provision of bi-weekly recycling collection services in the City of Windsor, to begin on February 27, 2017; and

THAT the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign an agreement with Green for Life for the provision of recycling collection services, which agreement shall be approved as to technical content by the City Engineer, financial content by the City Treasurer and Chief Financial Officer, and as to legal content by the City Solicitor; and

- II. THAT Council **ACCEPT** the bid from Green for Life in the amount of \$66.81 per metric tonne (amount already includes a discount of \$0.96 per metric tonne based on a combined bid) for total estimated contract cost of \$3,474,120/yr (based on estimated 44,000 tonnes of garbage and 8,000 tonnes of yard waste, and ~~√net of non-recoverable HST√~~ ~~√not including HST√~~) on tender #143-15 for the provision of residential waste and yard waste collection services to begin November 18, 2017; and

THAT the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign and agreement with Green for Life for the provision of residential waste and yard waste collection services, which agreement shall be approved as to technical content by the City Engineer, financial content by the City Treasurer and Chief Financial Officer, and as to legal content by the City Solicitor; and

- III. THAT Council **APPROVE** a pre-commitment of the annualized cost of \$431,173 to the 2017 Operating Budget, and an additional annualized cost of \$571,066 to the 2018 Operating Budget for Environmental Services, to cover the cost of the increased tender pricing.

Carried.

Agenda Item: 8
Report Number: 18116
Clerk's File: EI/12444

Internal Distribution

Public Works [Anne-Marie Albidone]

City Engineer

Executive Director of Operations

Manager of Purchasing and Risk Management

Chief Financial Officer and City Treasurer

City Solicitor

External Distribution

CUPE Local 82	1576 Parent Windsor, ON N8X 4J7	local82@cupe82.ca
Green For Life	125 Villarboit Cres., Suite B Vaughan, ON L4K 4K2	bhenderson@gflenv.com
Windsor Disposal Services Ltd	2700 Deziel Dr Windsor, ON N8W 5H8	mcoulson@wds-group.com
Miller Waste Systems Inc.	8050 Woodbine Ave Markham, ON L3R 2N8	Brad.Harper@millergroup.ca
Halton Recycling Ltd. Db Environmental	1122 Pioneer Rd Burlington, ON L7M 1K4	Paulina.leung@emterra.ca
Canadian Waste Management Inc	5425 Dixie Rd, Suite 15 Mississauga, ON L4W 1E6	Cwm@bellnet.ca
Rizzo Environmental Services of Canada Inc.	2485 Ouellette Ave, Suite 201 Windsor, ON N8X 1L5	chuckjr@rizzoservices.com

ABSTRACT – Budget File

Moved by: Councillor Sleiman

Seconded by: Councillor Borrelli

Decision Number: CR96/2016

That the report of the Executive Director of Housing and Children's Services dated February 17, 2016 entitled "Social Housing Electrical Efficiency Program (SHEEP) and the Social Housing Apartment Retrofit Program (SHARP)" **BE ACCEPTED**; and,

That the Executive Director of Housing and Children's Services **BE AUTHORIZED** to make the necessary submissions to secure funding and deliver Social Housing Electrical Efficiency Program (SHEEP) and the Social Housing Apartment Retrofit Program (SHARP); and,

That in the event the City of Windsor is allocated funds under the SHARP and/or SHEEP program(s) that the Executive Director **BE AUTHORIZED** to confirm to the Ministry of Municipal Affairs and Housing, that the City of Windsor as Service Manager will deliver the SHARP and/or SHEEP programs and further participate in and deliver any subsequent additional funding allocation from the Ministry of Municipal Affairs and Housing and/or provincial ministry having authority over the program(s) under the SHARP and/or SHEEP if such additional funding allocation becomes available; and

That the Chief Administrative Officer and City Clerk or their authorized designates **BE AUTHORIZED** to execute the Transfer Payment Agreements and any related amendments and extensions between the City of Windsor, including any current or subsequent related programs and related program extensions and the Ministry of Municipal Affairs and Housing and/or provincial ministry having authority over the program(s), provided that the Transfer Payment Agreements and any related amendments and extensions are in a form satisfactory to the City Solicitor, satisfactory in financial content to the City Treasurer, and in technical content to the Executive Director of Housing and Children's Services; and

That the Executive Director of Housing and Children's Services **BE AUTHORIZED**, throughout the duration of the SHARP and/or SHEEP and any subsequent extensions to take such actions required to implement, operationalize and manage the program, apply practical operational tasks and activity, approve projects, allocate funds, withdraw, negotiate and re-allocate program funds, including re-allocation between different program components and program recipients, agencies and organizations to maintain and ensure compliance with program rules and criteria and/or to enable full take-up of program funds; and

That as the Community Development and Health Commissioner or their authorized designate **BE AUTHORIZED** to develop, execute, sign, amend, and terminate necessary program agreements and documents provided such agreements and documents comply with the governing program requirements and are in a form satisfactory to the City Solicitor; satisfactory in financial content to the City Treasurer and satisfactory in technical content to the Executive Director of Housing and Children's Services; and

That the Executive Director of Housing and Children's Services or their authorized designate **BE AUTHORIZED** to acquire resources and partner to deliver the SHARP and SHEEP programs, at a cost not to exceed the provincial funds provided by the Ministry of Municipal Affairs and Housing or any amounts allocated to the programs in the approved City budget in each respective year.

Carried.

Agenda Item: C9
Report Number: 18126
Clerk's File: SS/12451

Internal Distribution

Community Development and Health Services [Debbie Cercone]
Community Development and Health Commissioner
Chief Financial Officer and City Treasurer
City Solicitor

External Distribution

Brian Gregg, CAO, County of Essex
bgregg@countyofessex.on.ca

STANDING COMMITTEE RESOLUTIONS

Moved by: Councillor Sleiman
Seconded by: Councillor Borrelli

Decision Number: CR97/2016

That Report No. 376 of the Social Development, Health & Culture Standing Committee of its meeting held February 3, 2016 regarding "Investment Plan with the Ministry of Municipal Affairs and Housing (MMAH) for the Community Homelessness Prevention Initiative (CHPI)"

BE ADOPTED as presented.

Carried.

Report Number: S 16/2016

Clerk's File: GH/11710

Internal Distribution

Community Development and Health Commissioner
Manager, Housing Support Services [Lucy Sobczyk]
Chief Financial Officer and City Treasurer
Executive Director of Housing and Children's Services, Debbie Cercone
Financial Planning Administrator, Nancy Jaekel
City Solicitor

External Distribution

ADOPTED by Council at its meeting held February 22, 2016 [CR97/2016]

/AC

Windsor, Ontario, February 22, 2016

REPORT NO. 376 of the
SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE
of its meeting held February 3, 2016

Present: Councillor Ed Sleiman, Chair
Councillor Paul Borrelli
Councillor Rino Bortolin
Councillor John Elliott

Absent: Councillor Jo-Anne Gignac

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

Moved by Councillor Borrelli, seconded by Councillor Elliott,

THAT the Community Development and Health Commissioner **BE AUTHORIZED** to **APPROVE** and **SUBMIT** a CHPI Investment Plan to the Ministry of Municipal Affairs and Housing to coincide with the Ministry fiscal plan for Windsor Essex provided that any submission, amendment or reallocation does not exceed the City's budgeted contributions to the program; and

THAT the Executive Director of Housing and Children's Services **BE AUTHORIZED** to **APPROVE** amendments to the CHPI Investment Plan and submit the amended Plan to the Ministry of Municipal Affairs and Housing over the program duration provided that any submission, amendment or reallocation does not exceed the City's budgeted contributions to the program; and

THAT the Executive Director of Housing and Children's Services **BE AUTHORIZED** throughout the duration of the CHPI to **RE-ALLOCATE** funds in year between the four different program components and program recipients, agencies and organizations to maintain and ensure compliance with program rules and criteria and/or to enable full take-up of program funds and/or to address local community needs provided that any submission, amendment or reallocation does not exceed the City's budgeted contributions to the program; and

THAT the Community Development and Health Commissioner **BE AUTHORIZED** to sign, amend, or terminate agreements with Purchase of Service agencies on behalf of the City in accordance with the existing criteria and any changed criteria established by the MMAH Agreement when guidelines become available, satisfactory in form to the City Solicitor, in technical content to the Executive Director of Housing and Children's Services and financial content to the City Treasurer and where the net city contribution does not exceed \$150,000 or \$1,000,000 gross. For Purchase of Service agreements that exceed a \$150,000 net city contribution or a \$1,000,000 gross contribution, that in addition to the Community Development and Health Commissioner that the Chief Administrative Officer **BE REQUIRED** to sign as a secondary authority.

Carried.

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

Clerk's Note: The report of the Manager, Housing Support Services dated January 11, 2016 entitled "*Investment Plan with the Ministry of Municipal Affairs and Housing (MMAH) for the Community Homelessness Prevention Initiative (CHPI)*" is **attached** as background information.

S 16/2016 GH/11710

CHAIRPERSON

SUPERVISOR OF COUNCIL SERVICES

ADOPTED by Council at its meeting held February 22, 2016 [CR99/2016]
VC/bm

SPECIAL MEETING OF COUNCIL – IN CAMERA
February 22, 2016

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

Members in Attendance:

Mayor D. Dilkens
Councillor F. Francis
Councillor J. Elliott
Councillor C. Holt
Councillor R. Bortolin
Councillor B. Marra (arrives at 5:37 p.m.)
Councillor J. Gignac
Councillor P. Borrelli
Councillor H. Payne
Councillor E. Sleiman
Councillor I. Kusmierczyk

Also in attendance:

H. Reidel, Chief Administrative Officer
J. Payne, Community Development and Health Commissioner and
Corporate Leader Social Development, Health, Recreation and Culture
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 (arrives at 5:31 p.m.)
S. Askin-Hager, City Solicitor and Corporate Leader Economic Development
and Public Safety
C. Brown, CEO for YQG and WDTC/Corporate Leader of Transportation Services
P. Brode, Senior Legal Counsel (Item 2)

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

3. Property matter – acquisition/disposition of land.

Motion Carried.

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

<u>Item No.</u>	<u>Subject</u>	<u>Section - Pursuant to Municipal Act, 2001, as amended</u>
1.	Property matter - lease	239(2)(c)
2.	Legal matter - litigation settlement	239(2)(e)
3.	Property matter - acquisition/disposition of land - ADDED	239(2)(c)

Motion Carried.

Declarations of Pecuniary Interest:

None declared.

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

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

**Moved by Councillor Elliott, 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 February 22, 2016 directly to Council for consideration at the next Regular Meeting.**

1. That the recommendation contained in the in-camera report from the Asset/Lease Administrator, Manager of Real Estate Services, Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology and City Solicitor and Corporate Leader Economic Development and Public Safety respecting a property matter - lease **BE APPROVED.**

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

3. That the confidential verbal report from the City Solicitor and Corporate Leader Economic Development and Public Safety regarding the acquisition/disposition of property **BE RECEIVED FOR INFORMATION.**

Motion Carried.

**Moved by Councillor Marra, seconded by Councillor Payne,
That the special meeting of council held February 22, 2016 BE ADJOURNED.
(Time: 5:54 p.m.)**

Motion Carried.

SCHEDULE "A"**1. Property Description:**

Part Lot 119 (McNiff), Concession 3; Sandwich East
Formerly Lot 118 (Iradell), Concession 3
Part Lot 120 (McNiff), Concession 3; Sandwich East
Formerly Lot 119 (Iradell), Concession 3
Designated as Part 8 on Plan 12R-534; Tecumseh
s/t Easement in Gross over Part 1 on Plan 12R-24400 as in CE442659

Owners:

Edward Janisse
Dorothy Janisse
2099 Lesperance Road
Tecumseh, Ontario N8N 1Y6

2. Property Description:

Part Lot 120 (McNiff), Concession 3; Sandwich East
Formerly Lot 119 (Iradell), Concession 3 as in R1263700
s/t Easement in Gross over Part 2 on Plan 12R-24400 as in CE449714

Owners:

Rosemary Tako
R.R. #2, Station Tecumseh
Tecumseh, Ontario N8N 2M1