



CITY OF WINDSOR MINUTES 04/23/2018

City Council Meeting

Date: Monday, April 23, 2018

Time: 6:00 o'clock p.m.

Members Present:

Mayor

Mayor Dilkens

Councillors

Ward 1 - Councillor Francis

Ward 2 - Councillor Elliott

Ward 3 - Councillor Bortolin

Ward 4 - Councillor Holt

Ward 5 - Councillor Sleiman

Ward 6 - Councillor Gignac

Ward 7 - Councillor Kusmierczyk

Ward 8 - Councillor Marra

Ward 9 - Councillor Payne

Ward 10 - Councillor Borrelli

1. ORDER OF BUSINESS

2. CALL TO ORDER - Playing of the National Anthem & Moment of Silent Reflection

Following the playing of the Canadian National Anthem and a moment of silent reflection, the Mayor calls the meeting to order at 6:00 o'clock p.m.

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None disclosed.

4. ADOPTION OF THE MINUTES

4.1. Adoption of the minutes of the Windsor City Council meeting held April 9, 2018

Moved by: Councillor Payne

Seconded by: Councillor Sleiman

That the minutes of the meeting of Council held April 9, 2018 **BE ADOPTED** as presented.
Carried.

Report Number: SCM 158/2018

5. NOTICE OF PROCLAMATIONS

“Human Values Day” – April 24, 2018

“Emergency Preparedness Week 2018” - May 6-12, 2018

6. COMMITTEE OF THE WHOLE

Moved by: Councillor Borrelli

Seconded by: Councillor Bortolin

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, referrals and/or withdrawals of any items of business;
- (d) hearing presentations and delegations;
- (e) consideration of business items;

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(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 58-2018.

Carried.

7. COMMUNICATIONS INFORMATION PACKAGE

7.1. Correspondence for April 23, 2018

Moved by: Councillor Elliott

Seconded by: Councillor Francis

Decision Number: CR217/2018

That the following Communication Items 7.1.1 through 7.1.7 inclusive, as set forth in the Council Agenda **BE REFERRED** as noted:

| No. | Sender | Subject |
|-------|---------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 7.1.1 | Minister of Agriculture, Food and Rural Affairs | Premier's Award for Agri-Food Innovation Excellence Note & File GP2018 |
| 7.1.2 | Minister of Transportation & Minister of Tourism, Culture and Sport | Launch of #CycleON Action Plan 2.0 and Ontario's Cycling Strategy City Engineer Windsor Bicycling Committee Note & File GP/12791 |
| 7.1.3 | Manager of Urban Design | Application for Site Plan Approval, Dino Maggio, Habitat for Humanity restore development, 55 Edinborough Note & File ZS/13127 |
| 7.1.4 | Manager of Urban Design | Application for Site Plan Approval, 1646208 Ontario Ltd, new classroom additions to existing childcare facility, 3600 Curry Note & File ZS/13124 |
| 7.1.5 | Manager of Urban Design | Application for Site Plan Approval, Alexicon Corp. (Alex Tsiaprailis), new professional building with a mix of medical & office, 330 Liberty Note & File ZS/13125 |

| No. | Sender | Subject |
|-------|-------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------|
| 7.1.6 | Manager of Urban Design | Application for Site Plan Approval, Serge Bertucci, pole barn storage or steel building storage, 2158 Continental Note & File ZS/13126 |
| 7.1.7 | Secretary/Treasurer of Committee of Adjustments | Committee of Adjustment/Consent Authority Agenda Record for the meeting scheduled for May 3, 2018 Note & File ZC2018 |

Carried.

Report Number: CMC 8/2018

7.2. Educational Assistance Reserve Account - Expenditures for 2017

Moved by: Councillor Elliott
 Seconded by: Councillor Francis

Decision Number: CR218/2018

That the Report from the Human Resources Department providing Council with an update of the expenses flowed through the Educational Assistance Reserve Account for 2017 **BE RECEIVED** for information.

Carried.

Report Number: CM 18/2018
 Clerk's File: ME2018

8. CONSENT AGENDA

8.1. Repeal of By-Law 1027 – portions of certain alleys located at 1860 Chandler and 1982 Norman

Moved by: Councillor Gignac
 Seconded by: Councillor Holt

Decision Number: CR219/2018

- I. That By-Law 1027 closing portions of certain alleys located at 1860 Chandler and 1982 Norman, as shown on the aerial diagrams attached as Appendix A (the "Alleys"), to be conveyed to the Board of Trustees of the Roman Catholic Separate Schools for the City of East Windsor (the "Board of Trustees"), **BE REPEALED**.

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- II. That the Alleys, **BE CLOSED AND CONVEYED** entirely to the Windsor-Essex Catholic District School Board (the “School Board”), successor of the Board of Trustees.
 - III. That the Conveyance Cost **BE SET** at \$1.00.
 - IV. That the transactions **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.
 - V. That the City **WILL BEAR** the costs of the above-referenced transaction, which will be charged to 001-4025-5144-02942-0125230.

Carried.

Report Number: C 66/2018
Clerk’s File: SAA2018

8.2. International Urban Cooperation (IUC) European Union – North America for the City-to-City Cooperation Partnership_City Wide

Moved by: Councillor Gignac
Seconded by: Councillor Holt

Decision Number: CR220/2018

1. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign agreements with the International Urban Cooperation (IUC) European Union – North America for the City-to-City Cooperation Partnership, with approval in technical content by the City Engineer, in financial content to the City Treasurer, and in legal form to the City Solicitor; and further,
2. That the Chief Administrative Officer **DELEGATE** signing of all claims and applicable schedules and other such documents required as part of the request for payment to the City Engineer, subject to financial content approval from the area’s Financial Planning Administrator.

Carried.

Report Number: C 60/2018
Clerk’s File: EI2018

8.3. Ottawa Street Cold Milling & Asphalt Paving - Tender No. 36-18 - Ward 4

Moved by: Councillor Gignac
Seconded by: Councillor Holt

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Decision Number: CR221/2018

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

| | |
|------------------------------|----------------------------------------------------------------------|
| Tenderer: | Coco Paving Inc. 485 Little Baseline Road Tecumseh, ON N8N 2L9 |
| Work: | Ottawa Street Cold Milling & Asphalt Paving Tender 36-18 |
| Total Tendered Price: | \$575,200.00 (excluding HST) |
| Accounts Charged: | 2018 City Wide Road Rehabilitation Project ID 7181024 |

And,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a contract with the low tenderer (Coco Paving Inc.), satisfactory in form to the City Solicitor, in technical content to the City Engineer, and in financial content to the Chief Financial Officer and City Treasurer, for Tender No. 36-18.

II. That **APPROVAL BE GIVEN** to transfer the remaining funds from the 2013 Ward 4 Road Rehabilitation Project (ID 7132004) to the 2018 City Wide Road Rehabilitation Project (ID 7181024) to fund work under Tender 36-18, and close the 2013 Ward 4 Road Rehabilitation Project (ID 7132004).

Carried.

Report Number: C 70/2018
Clerk's File: SW/13119

8.4. Lake Trail Cold Milling & Asphalt Paving - Tender No. 41-18 - Ward 1

Moved by: Councillor Gignac

Seconded by: Councillor Holt

Decision Number: CR222/2018

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

| | |
|------------------------------|----------------------------------------------------------------------|
| Tenderer: | Coco Paving Inc. 485 Little Baseline Road Tecumseh, ON N8N 2L9 |
| Work: | Lake Trail Cold Milling & Asphalt Paving Tender 41-18 |
| Total Tendered Price: | \$414,550.00 (excluding HST) |

| | |
|--------------------------|---------------------------------------------------------------------------|
| Accounts Charged: | 2017 Lake Trail Drive Cold Milling & Asphalt Paving Project ID 7171062 |
|--------------------------|---------------------------------------------------------------------------|

And,

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a contract with the low tenderer (Coco Paving Inc.), satisfactory in form to the City Solicitor, in technical content to the City Engineer, and in financial content to the Chief Financial Officer and City Treasurer, for Tender No. 41-18.

II. That **APPROVAL BE GIVEN** to transfer \$21,847 from the 2018 City Wide Road Rehabilitation Project (ID 7181024) to the 2017 Lake Trail Drive Mill & Pave Project (ID 7171062) to fund work under Tender 41-18.

Carried.

Report Number: C 71/2018
Clerk's File: SW/13120

8.5. Purchase of one (1) Rear Loading Packer - City Wide

Moved by: Councillor Gignac
Seconded by: Councillor Holt

Decision Number: CR223/2018

That City Council **APPROVE** the purchase of one (1) 20 cu. yd. rear loading packer; and,

That the Purchasing Manager **BE AUTHORIZED** to issue a purchase order to Joe Johnson Equipment in the amount of \$220,873.36 (excluding HST) for the purchase of one (1) 20 cu. yd, rear loading packer, satisfactory in financial content to the City Treasurer, and in technical content to the City Engineer.

Carried.

Report Number: C 72/2018
Clerk's File: SW/13121

8.6. Award of Tender 3-18 – Mountbatten Crescent Phase 2 Development - Ward 7

Moved by: Councillor Gignac
Seconded by: Councillor Holt

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Decision Number: CR224/2018

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

| | |
|-------------------------------|-----------------------------------------|
| TENDERER: | D'Amore Construction (2000) Ltd. |
| TENDER NO: | 03-18 |
| TOTAL TENDER PRICE: | \$2,118,960.00 (excluding HST) |
| ACCOUNT TO BE CHARGED: | 007-5410-9998-02942-7103001 |

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

2. That the following vacant parcel of land **BE DECLARED** surplus:

- Municipal address: 485 to 551 Mountbatten Crescent and 427 to 475 Martinique Avenue
- Legal Description: Part Lots 135 and 136, Concession 1, being Blocks 1 to 26, inclusive, on a Plan of Subdivision to be registered (Appendix A)
- Improvements: none – vacant residential land Hereinafter the “**Mountbatten Crescent Phase 2 Lands**”

3. That the Manager of Real Estate Services **BE DIRECTED** to commence marketing and sales of the Mountbatten Crescent Phase 2 Lands.

Carried.

Report Number: C 58/2018
Clerk's File: SW/13122

8.7.. Provincial/Division Corridor Improvements, Phase 2 to 4
RFP #54-18 – Retain Consultant

Moved by: Councillor Gignac
Seconded by: Councillor Holt

Decision Number: CR225/2018

I. That the firm of Dillon Consulting Limited **BE RETAINED** for the engineering consulting services for Provincial/Division Corridor Improvements Project, Phase 2 to 4, at a maximum fee of \$725,000.00 (plus HST) in accordance with their proposal for consulting services, dated March 8, 2018 as a charge to Project ID 7086003; and

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- II. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign an agreement with Dillon Consulting Limited, satisfactory in form to the City Solicitor, in financial content to the City Treasurer, and in technical content to the City Engineer.

Carried.

Report Number: C 69/2018
Clerk's File: SW/10746

8.8. Transformational Changes in Social Assistance: Providing Clients a Clear Path to Support

Moved by: Councillor Gignac

Seconded by: Councillor Holt

Decision Number: CR226/2018 SDHC 556

That the presentation by the Executive Director of Employment and Social Services entitled "Transformational Changes in Social Assistance: Providing Clients a Clear Path to Support" **BE RECEIVED** for information.

Carried.

Report Number: SCM 72/2018 & SCM 143/2018
Clerk's File: MH2018

8.9. Minutes of the Housing Advisory Committee of its meeting held February 20, 2018

Moved by: Councillor Gignac

Seconded by: Councillor Holt

Decision Number: CR227/2018 SDHC 557

That the minutes of the Housing Advisory Committee of its meeting held February 20, 2018 **BE RECEIVED** for information.

Carried.

Report Number: SCM 103/2018 & SCM 144/2018
Clerk's File: MB2018

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8.11. Minutes of the Seniors Advisory Committee of its meeting held February 6, 2018

Moved by: Councillor Gignac
Seconded by: Councillor Holt

Decision Number: CR229/2018 SDHC 559

That the minutes of the Seniors Advisory Committee of its meeting held February 6, 2018 **BE RECEIVED** for information.

Carried.

Report Number: SCM 106/2018 & SCM 147/2018
Clerk's File: MB2018

8.12. Minutes of the meetings of the Executive Committee and the Board of Directors, Willistead Manor Inc., held February 8, 2018

Moved by: Councillor Gignac
Seconded by: Councillor Holt

Decision Number: CR230/2018 SDHC 560

That the minutes of the Executive Committee and the Board of Directors, Willistead Manor Inc. of its meeting held February 8, 2018 **BE RECEIVED** for information.

Carried.

Report Number: SCM 107/2018 & SCM 148/2018
Clerk's File: MB2018

8.13. City of Windsor Lancaster Bomber FM 212 Progress Report for 2017

Moved by: Councillor Gignac
Seconded by: Councillor Holt

Decision Number: CR231/2018 SDHC 561

That the Report provided by the Manager of Cultural Affairs dated February 16, 2018 entitled "City of Windsor Lancaster Bomber FM 212 Progress Report for 2017" **BE RECEIVED** for information; and,

That the request to provide \$5,000 in funding to the Canadian Historical Aircraft Association (CH2A) from the existing Cultural Affairs operating budget to pay for aluminum, rivets and other materials **BE APPROVED**; and,

That Administration **BE AUTHORIZED** to approve expenditures from the Canadian Historical Aircraft Association (CH2A) related to repairs and maintenance up to the maximum limit of \$50,000.00 within the existing budget.
Carried.

Report Number: C 36/2018 & SCM 149/2018
Clerk's File: APR/1699

8.14. Significant Municipal 2018 Event Status - Wards 2, 3, 4, 6, 7

Moved by: Councillor Gignac
Seconded by: Councillor Holt

Decision Number: CR232/2018 SDHC 562

That the request from Windsor Eats Inc., 2465967 Ontario Limited; Rotary Club of Windsor (1918); Fuji 1 Promotions Inc. and 1933900 Ontario Ltd. be designated as a 'Significant Event Status' for the purpose of applying for their individual liquor services **BE APPROVED** by Council subject to the terms and conditions of the Special Event Agreement:

Dinner on a Beach May 24, 2018
Sandpoint Beach
(Windsor Eats Inc.)

Windsor Rib Fest, May 31, 2018 – June 3, 2018
Riverfront Festival Plaza and Riverfront Civic Terrace
(2465967 Ontario Limited)

Sandwich Throw Down, June 1, 2018
Art Gallery of Windsor
(Windsor Eats Inc.)

Art in the Park June 1 – 3, 2018
Willistead Park
(Rotary Club of Windsor (1918))

Street Food Fest, July 13, 2018
Lanspeary Park and Outdoor Rink
(Windsor Eats)

Dinner on a Pier July 19, 2018
Assumption Park
(Windsor Eats Inc.)

Roots and Rhythm Music Festival, July 27 – July 28, 2018

Riverfront Festival Plaza
(Fuji 1 Promotions Inc.)

Coming Home Fest, September 15, 2018
Riverfront Festival Plaza and Riverfront Civic Terrace
(1933900 Ontario Ltd.)

And private locations:

Whiskey Town Festival, August 4, 2018
(Private Location)
(Windsor Eats Inc.)

Foodie Fest, August 10, 2018
Private Location
(Windsor Eats Inc.)

Sausage Party, September 21, 2018
Private Locations
(Windsor Eats Inc.)

Carried.

Report Number: S 31/2018 & SCM 150/2018
Clerk's File: SR/13020

8.15. Poutine Feast 2018 - Mc G Jr Presents

Moved by: Councillor Gignac
Seconded by: Councillor Holt

Decision Number: CR233/2018 SDHC 563

That the request from Mc G Jr Presents to host the Poutine Feast at Festival Plaza on Friday, June 8 – Sunday, June 10, 2018 **BE APPROVED**, subject to the terms and conditions of the Special Event Agreement; and further,

THAT the request from Mc G Jr Presents for approval of designation as 'Significant Event Status' for the purpose of applying for their liquor services **BE APPROVED**.

Carried.

Report Number: S 26/2018 & SCM 151/2018
Clerk's File: SR/13020

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8.16. Windsor Essex Community Housing Corporation Capital Improvements Project

Moved by: Councillor Gignac

Seconded by: Councillor Holt

Decision Number: CR234/2018 SDHC 564

That Council **APPROVE** the use of the 2014 Enhanced Capital Plan placeholder funding of \$2,252,800 (\$1,500,000 City funding and \$752,800 County) for the Windsor Essex Community Housing Corporation (CHC) to use for Capital Improvements as described in the Financial Matters and to be charged to Capital Project (HCS-001-14); and further,

That Council **APPROVE** the reimbursement of \$1,000,000 to the CHC Non Profit Family Reserve Fund for works undertaken in 2017 from Capital Improvements Capital Project (HCS-001-14); and further,

That Council **AUTHORIZE** the Executive Director of Housing & Children's Services, or designate, authority in each year, to allocate as may be required, additional operating funds to CHC in excess of the annual Operating Budget as approved by Council for CHC, provided that such additional funding is available within the overall Housing Services approved Operating Budget within the Housing and Children's Services Department; and further,

That the requested funds **MEET** all of the required Housing Services guidelines with respect to the funding of additional one-time requests.

Carried.

Report Number: S 45/2018 & SCM 152/2018

Clerk's File: SS/12556

8.17. Per Diem Rate Increase for Housing with Supports (Former Domiciliary Hostel Program) City Wide

Moved by: Councillor Gignac

Seconded by: Councillor Holt

Decision Number: CR235/2018 SDHC 565

That the Community Development and Health Commissioner **BE AUTHORIZED** to increase the per diem rate for licensed Housing with Support Homes, currently funded under the Provincial Community Homelessness Prevention Initiative (CHPI) and under formal agreement with the City of Windsor, up to \$53.09 effective April 1, 2018 and up to \$55.00 effective April 1, 2019 such that

the increase in cost does not exceed the CHPI funding allocation and the City's budgeted contribution to the program; and further,

That the increase to the per diem rate up to \$53.09 effective April 1, 2018 and up to \$55.00 effective April 1, 2019 also **APPLY** to Housing with Support Homes in the County of Essex under an agreement with the County of Essex, such that the increase in cost does not exceed the Provincial Community Homelessness Prevention Initiative (CHPI) funding allocation and the County's budgeted contribution to the program; and further,

That Council Resolution M282-2014, which established the previous per diem rate for licensed Housing with Support Homes, **BE RESCINDED**.
Carried.

Report Number: S 47/2018 & SCM 153/2018
Clerk's File: SS/1857

8.18. Report No. 153 of the Windsor Licensing Commission - Release of Fifteen Taxicab Wheelchair Accessible Plates

Moved by: Councillor Gignac
Seconded by: Councillor Holt

Decision Number: CR236/2018 ETPS 592

That report no. 153 of the Windsor Licensing Commission – Release of Fifteen Taxicab Wheelchair Accessible Plates indicating:

- I. That the report of the Supervisor of Licensing & Deputy Licence Commissioner dated March 9, 2018 entitled "Release of Taxicab Wheelchair Accessible Plates" relating to the release of fifteen (15) Taxicab Wheelchair Accessible plates BE APPROVED.
- II. That Section 7.1 of Schedule 5 to Public Vehicle Licensing Bylaw # 137-2007 as it relates to Driver's List requirements BE WAIVED until December 31, 2018 for the sole purpose of releasing the fifteen (15) Taxicab Wheelchair Accessible plates.

BE APPROVED.
Carried.

Report Number: SCM 131/2018 & SCM 173/2018
Clerk's File: ACLT/12113

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11.2. Application to demolish residential dwellings located at 1558-1560 Ouellette Avenue and 1559 Dufferin Place, which are subject to Demolition Control By-law 131-2017 (Ward 3)

Moved by: Councillor Gignac
Seconded by: Councillor Holt

Decision Number: CR238/2018

That the Chief Building Official **BE AUTHORIZED** to issue a demolition permit for the residential dwellings located at 1558-1560 Ouellette Avenue and 1559 Dufferin Place to facilitate redevelopment of the property along with 1568 Ouellette Avenue and 0 Dufferin Place; and,

That the Chief Building Official **BE DIRECTED** to require, as a condition of the demolition permit, that the redevelopment be substantially complete within two years of demolition permit issuance.
Carried.

Report Number: C 75/2018
Clerk's File: SPL/10759

9. REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS

8.10. Report No. 120 of Windsor Accessibility Advisory Committee (WAAC) - Snow removal at bus stops

Moved by: Councillor Kusmierczyk
Seconded by: Councillor Marra

Decision Number: CR228/2018 SDHC 558

That Report No. 120 of Windsor Accessibility Advisory Committee (WAAC) – “Snow removal at bus stops” **BE REFERRED** to the Environment, Transportation and Public Safety Standing Committee to allow for additional information to **BE PROVIDED** by Administration.

Carried.

Report Number: SCM 104/2018 & SCM 146/2018
Clerk's File: MB2018

10. PRESENTATIONS AND DELEGATIONS (5 Minute maximum per delegate)

None.

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11. REGULAR BUSINESS ITEMS (Non-Consent Items)

11.1. 2017 Year-End Operating Budget Variance Report

Moved by: Councillor Bortolin
Seconded by: Councillor Elliott

Decision Number: CR237/2018

That Council **RECEIVE FOR INFORMATION** the 2017 Year-End Operating Budget Variance Report, dated April 9th, 2018; and,

That the final 2017 Operating Budget surplus of \$1,629,760 **BE TRANSFERRED** to the Budget Stabilization Reserve (\$1,129,760) and the Succession Planning Reserve (\$500,000); and,

That in order to avoid the need to re-budget for various items, Council **APPROVE** \$1,307,062 in budget carryovers as detailed in Appendix C: 2017 Budget Carry-Forwards; and,

That Council **APPROVE** the balancing of and transfers from Capital Projects, as detailed in Appendix D: 2017 Capital Closeouts; and,

That Council **APPROVE** the attached Development Charges 2017 Income Statement Schedule (Appendix E); and,

That Council **APPROVE** a recommendation from Administration to create a Commodity Tax Reserve account and provide authority to the City Treasurer to transfer any budget variances related to the commodity tax account to/from the reserve, as required annually; and,

That Council **APPROVE** the establishment of a new reserve account 1797 entitled "Defib. Tiered Response Grant" for the purpose of purchase and maintenance of defibrillators, CPR certifications and first aid supplies and that the year-end surplus/deficit from the Fire Operations department 0191110 product 5389 be transferred annually to the newly established reserve account; and,

That Council **APPROVE** the following housekeeping items and various transfers from reserve accounts/funds:

- a. \$8,061.68 (50% of the annual 2017 rental fees) from Showmobile reserve account (1752) to operating department ID 0280021;
- b. \$142,000 annual transfer (2 of 5yrs) from reserve account (1756) – Reserve for tree planting to operating department ID 0280301;
- c. \$23,951.00 from reserve account (1768) to project 7171088 to partially fund the purchase of a Mobile Live Fire Training Simulator, as per CR438/2017;
- d. \$2,507.39 from the Riverfront Brick Program reserve account (1777) for relevant activities and costs incurred in the installation of bricks along the riverfront, as per CR29/2009;

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- e. \$47,951.48 from the Non-Union Salary Review reserve account (1783) to operating department ID 0124110;
 - f. \$18,373.58 from the Firefighter Recruitment reserve account (1787) to operating department ID 0145008;
 - g. \$51,756.64 from the Driver Simulation Training reserve account (1788) for costs related to training of corporate drivers;
 - h. \$20,000.00 from the Capital Expenditure reserve (Fund 160) to operating department ID 0122950;
 - i. \$17,055.00 from the Building Permit reserve (Fund 180) to operating department ID 0152710; and further,

That \$75,000 **BE ALLOCATED** to purchase a sidewalk cleaner for use along the riverfront (to clean goose droppings and other droppings) and, that this amount **BE FUNDED** from the Budget Stabilization Reserve (BSR) fund.

Carried.

Report Number: C 56/2018
Clerk's File: AS/10122

12. CONSIDERATION OF COMMITTEE REPORTS

12.1. Report of the Special In-Camera meeting or other Committee as may be held prior to Council

Moved by: Councillor Payne

Seconded by: Councillor Sleiman

Decision Number: CR239/2018

That the report of the In Camera meeting held April 23, 2018 **BE ADOPTED** as presented.

Carried.

Clerk's File: ACO2018

13. BY-LAWS (First and Second Reading)

Moved by: Councillor Borrelli

Seconded by: Councillor Bortolin

That the following By-law No. 58-2018 be introduced and read a first and second time:

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58-2018 A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE TWENTY-THIRD DAY OF APRIL, 2018

Carried.

14. MOVE BACK INTO FORMAL SESSION

Moved by: Councillor Elliott

Seconded by: Councillor Francis

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 (as amended)
- 5) Committee Reports (as presented)
- 6) By-laws given first and second readings (as presented)

Carried.

15. NOTICES OF MOTION

None presented.

16. THIRD AND FINAL READING OF THE BY-LAWS

Moved by: Councillor Gignac

Seconded by: Councillor Holt

That the following By-law No. 58-2018, 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.

17. PETITIONS

None presented.

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18. QUESTION PERIOD

18.1. CQ6-2018

Moved by: Councillor Payne

Seconded by: Councillor Sleiman

Decision Number: CR240/2018

That the following Council Question by Councillor Holt **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:

CQ 6-2018:

Assigned to City Engineer

Asks that as the City's Winter Control Policy is to not plow residential alleys, I ask that Administration review the impact on availability of street parking during the winter season, and report on the cost and logistics of changing the Winter Control Policy to include plowing of residential alleys.

Carried.

Clerk's File: SW2018

21. ADJOURNMENT

Moved by: Councillor Borrelli

Seconded by: Councillor Bortolin

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 6:06 o'clock p.m.

Mayor

City Clerk

SPECIAL MEETING OF COUNCIL – IN CAMERA
April 23, 2018

Meeting called to order at: 5:20 p.m.

Members in Attendance:

Mayor D. Dilkens
Councillor F. Francis
Councillor J. Elliott
Councillor C. Holt
Councillor R. Bortolin
Councillor B. Marra
Councillor J. Gignac
Councillor P. Borrelli
Councillor H. Payne
Councillor E. Sleiman
Councillor I. Kusmierczyk

Also in attendance:

O. Colucci, Chief Administrative Officer
J. Payne, Community Development and Health Commissioner and
Corporate Leader Social Development, Health, Recreation and Culture
M. Winterton, City Engineer and Corporate Leader Environmental Protection and
Transportation
V. Critchley, City Clerk/Licence Commissioner and Corporate Leader
Engagement and Human Resources Public
J. Mancina, Chief Financial Officer/City Treasurer and Corporate Leader
Finance and Technology
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
J. Wilson, Corporate Leader, Parks, Facilities, Recreation and Culture

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

7. Personal Matter – about an identifiable individual – naming matter;

Motion Carried.

Verbal Motion is presented by Councillor Gignac, seconded by Councillor Bortolin, to move in Camera for discussion of the following item(s), adding Item 7:

| <u>Item No.</u> | <u>Subject</u> | Section – Pursuant to Municipal Act, 2001, as amended |
|-----------------|----------------------------------------------------------------------------|-------------------------------------------------------|
| 1. | Property matter – lease | 2 3 9 (2) (c) |
| 2. | Property matter – expropriation settlement | 2 3 9 (2) (e) (f) |
| 3. | Property matter – expropriation settlement | 2 3 9 (2) (e) (c) |
| 4. | Property matter – sale of land | 2 3 9 (2) (c) |
| 5. | Legal matter – litigation update | 2 3 9 (2) (e) (f) |
| 6. | Property matter – disposition of land | 2 3 9 (2) (c) |
| 7. | Personal matter – about an identifiable individual – naming matter – ADDED | 2 3 9 (2) (b) |

Motion Carried.

Declarations of Pecuniary Interest:

Councillors Marra, Elliott, Francis and Bortolin all declare an interest and abstain from voting on Item 5 as they are involved with organizations that have held bingo licences.

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

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

Motion Carried.

Moved by Councillor Kusmierczyk, seconded by Councillor Marra, THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held April 23, 2018 directly to Council for consideration at the next Regular Meeting.

1. That the recommendation contained in the in-camera report from the Manager of Real Estate Services, City Solicitor and Corporate Leader Economic Development and Public Safety, Corporate Leader Parks, Recreation, Culture and Facilities and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology 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, 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 – expropriation settlement **BE APPROVED**.

3. That the recommendation contained in the in-camera report from the Lease Administrator, Manager of Real Estate Services, City Solicitor and Corporate Leader Economic Development and Public Safety, 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 – expropriation settlement **BE APPROVED**.

4. That the recommendation contained in the in-camera report from the Manager of Real Estate Services, City Solicitor and Corporate Leader Economic Development and Public Safety, 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 – sale of land **BE APPROVED**.

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5. That the recommendation contained in the in-camera report from the City Solicitor and Corporate Leader Economic Development and Public Safety, City Clerk/Licence Commissioner and Corporate Leader Public Engagement and Human Services and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a legal matter – litigation update **BE APPROVED**.

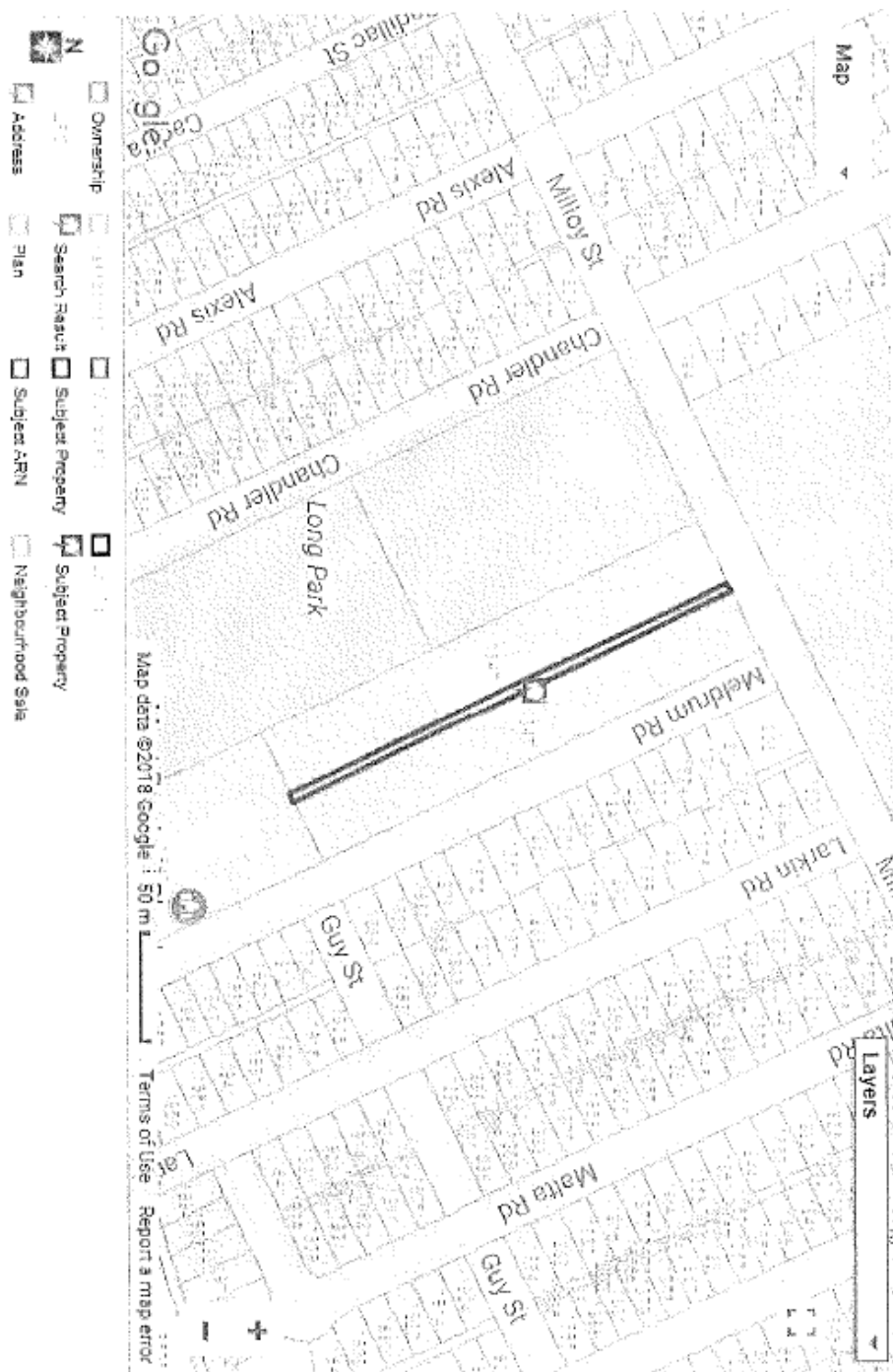
6. That the recommendation contained in the in-camera report from the Deputy Treasurer Taxation and Financial Projects, Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology and City Solicitor and Corporate Leader Economic Development and Public Safety respecting a property matter – disposition of land **BE APPROVED**.

7. That the confidential verbal report from Mayor Dilkens respecting a personal matter about an identifiable individual – naming rights **BE RECEIVED** and that Administration **BE AUTHORIZED TO PROCEED** on the verbal instructions of Council.

Motion Carried.

**Moved by Councillor Francis, seconded by Councillor Elliott,
That the special meeting of council held April 23, 2018 BE ADJOURNED.
(Time: 5:35 p.m.)**

Motion Carried.



Appendix C
2017 Surplus Carry-Forwards

Approved

| Department | Description | Total |
|----------------------------------|-----------------------------------------------------------------|--------------------|
| Mayor's Office | Mayor's Office Year-End Balance (Community Relations) | \$22,008 |
| Mayor's Office | Mayor's Office Year-End Balance (Departmental) | \$814,235 |
| CAO's Office | Enterprise Risk Management Program | \$6,721 |
| CAO's Office | Economic Development | \$60,000 |
| Council Services | New Mailing Postage Machine | \$13,500 |
| Human Resources | Audiogram Program for WFRS & Transit Windsor | \$10,760 |
| Fire & Rescue | Installation of Waste Oil Container | \$10,000 |
| Engineering | FCM Climate Adaptation Partnership Grant | \$15,000 |
| Public Works | Data Collection Equipment | \$18,000 |
| Transit Windsor | Monitors | \$1,819 |
| Parks & Facilities | Tree Trimming Contracted Services | \$95,000 |
| Parks & Facilities | DWBIA Tree Planting Project | \$60,000 |
| Parks & Facilities | Maintenance of the Radiant Heat System at 2437 Howard Ave. | \$7,000 |
| Parks & Facilities | Replacement of Exhaust Fan for 2450 McDougall Ave. | \$5,000 |
| Parks & Facilities | HVAC Unit Repairs at Adventure Bay | \$15,000 |
| Parks & Facilities | Repairs to the Natatorium Pool Sparger Compressor | \$11,000 |
| Parks & Facilities | Building Automation System at Fire Hall #3 | \$9,885 |
| Parks & Facilities | Building Automation System at Fire Hall #4 | \$10,755 |
| Parks & Facilities | Building Automation System at Capri Pizzeria Recreation Complex | \$13,075 |
| Parks & Facilities | Fuel Tank Work at Huron Lodge | \$11,000 |
| Parks & Facilities | Fuel Tank Work at 400 City Hall Square | \$8,000 |
| Parks & Facilities | Fuel Tank Work at Fire Hall #1 | \$10,000 |
| Empl. & Social Services | Physician Recruitment | \$40,000 |
| Committees | Windsor Accessibility Advisory Committee | \$5,370 |
| Committees | International Relations Committee | \$33,934 |
| TOTAL BUDGET CARRYFORWARD | | \$1,307,062 |

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Summary of Capital Projects Closed (for 2017)
As at December 31, 2017

| Item # | Project ID | Department/Program | Service Area | Project Name | Surplus/(Deficit) | Sub-Total by Fund | Fund/Project | Funding Source/Transfer | Project Variance Comments | |
|------------------------------------------------------------------------------------------------|------------|---------------------------------------------|-----------------------------|------------------------------------|-------------------|----------------------|---------------|-------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section A: Projects Balanced & Closed via Transfer to Other Projects/Chartfield | | | | | | | | | | |
| 1 | 7131110 | Road Rehabilitation | Office of the City Engineer | 2013 City Wide Road Rehabilitation | 130,000.00 | | 007 - 7171016 | 2017 City Wide Road Rehab | Balance of funds were transferred to 7171016 - 2017 City Wide Road Rehab. to continue as part of the ongoing road rehabilitation program. | |
| 2 | 7132014 | Traffic, Parking, Transportation & Planning | Office of the City Engineer | Video Detection Traffic Program | 188,509.19 | | 007 - 7003326 | Traffic Signal System Upgrade | Project was completed and closed with surplus funds transferred and consolidated into 7003326. Actual costs were lower than originally anticipated. | |
| Total: Fund 007 | | | | | | 318,509.19 | | | | |
| Section B: Projects Balanced & Closed via Transfer to/from Original Funding Sources | | | | | | | | | | |
| 1 | 7122000 | Sewer Rehabilitation | Office of the City Engineer | St. Rose - Lauzon to Fairview | (83,362.99) | | | 153 | Sanitary Sewer Surcharge | Project was completed and closed with actual costs coming in higher than estimated resulting in a negative variance which was mitigated with surplus funds from other project close-outs transferred back to the original funding source F153. |
| 2 | 7125000 | Human Resources | Office of the City Clerk | Online Learning Program | (1,510.62) | (83,362.99) | | 169 | Pay as you go - Capital Reserve | Costs related to the conversion of three training programs (WHMIS, Noise and Occupational Health and Safety) in 2017 were higher than anticipated. Surplus funds from the Pay As You Go reserve were used to offset the shortfall. |
| 3 | 7132008 | Road Rehabilitation | Office of the City Engineer | 2013 Ward 8 Road Rehabilitation | (62,283.16) | | | 169 | Pay as you go - Capital Reserve | Project was completed and closed with a negative variance as a result of an unfavourable tender price compared to initial budget estimates. The negative variance was offset from surplus funds from other completed projects transferred to the PYG reserve. |
| 4 | 7143005 | Financial Planning | Office of the CFO | FINA Swim Championship 2016 | (5,349.69) | | | 169 | Pay as you go - Capital Reserve | The FINA Swimming Championships (25m) event was held successfully in December 2016. The City's budgeted contribution towards the event was \$3 million, but only \$2,863,609 was required, resulting in a funding surplus of \$116,191. In addition, once the \$560,000 in holdbacks from the Federal & Provincial Governments are received, the overall event will generate a surplus of \$146,311 (transferred to FINA Legacy Projects). A detailed report was presented to City Council on Nov. 5, 2017. The negative variance of (\$8,350) relates to payments which were either missed or were unexpected after the audit was completed. Administration is recommending that the negative variance be funded from surplus funds from Fund 169. |
| 5 | 7145003 | Financial Planning | Office of the CFO | FINA World Diving Series | (12,392.06) | | | 169 | Pay as you go - Capital Reserve | The FINA Diving World Series Events were held over 4 years starting in 2014 and ending in 2017. The final expected variance of \$12,392 in this project is due to various expenses required during the Diving Championships. Administration is recommending that the negative variance be funded from surplus funds from Fund 169. |
| 6 | 7161032 | Fleet Operations | Office of the City Engineer | Fuel Site Automation | (2,298.82) | (86,834.35) | | 169 | Pay as you go - Capital Reserve | Project was completed and closed with costs coming in higher than estimated resulting in a negative variance due to a change in the layout of the site as well as the U.S. exchange rate. Administration recommended the transfer of funds from the Pay As You Go reserve surplus to offset the negative variance. |
| 7 | 7131004 | Corporate Asset Planning | Office of the CFO | LRWRP Turbo Air Blowers | (42,219.29) | | | 208 | Pollution Control Reserve | Project was completed and closed with a negative variance as the anticipated rebate dollars from EnWin were lower than expected. The negative variance was mitigated from F208 - Pollution Control Reserve as Pollution Control will ultimately benefit from reduced energy consumption. |
| Total: Various Reserves | | | | | | (212,416.83) | | | | |

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CITY OF WINDSOR
DEVELOPMENT CHARGE RESERVE FUNDS
INCOME STATEMENT
For the Year Ending December 31, 2017

As of 4/10/2018

| ACCOUNT # | ACCOUNT DESCRIPTION | FUND #114 | FUND #115 | FUND #116 | FUND #117 | FUND #118 | FUND #121 | FUND #122 | FUND #123 | FUND #124 | FUND #125 | FUND #126 | FUND #127 | FUND #128 | TOTAL |
|-----------|-----------------------------------------------------|----------------------|------------------------------|----------------------------------|-----------------------------|-------------------------|---------------------------|----------------------|-------------------|---------------------|----------------------------------|--------------------------|----------------------|--------------------------------------|----------------------------------|
| | | DEV. CHGS. - PARKING | DEV. CHGS. - ROADS & RELATED | DEV. CHGS. - SANITARY/ POLLUTION | DEV. CHGS. - STORM & DRAINS | DEV. CHGS. - WATER/ WUC | DEV. CHGS. - GENERAL GOVT | DEV. CHGS. - LIBRARY | DEV. CHGS. - FIRE | DEV. CHGS. - POLICE | DEV. CHARGES - INDOOR RECREATION | DEV. CHGS. - PARK DEVEL. | DEV. CHGS. - TRANSIT | DEV. CHGS. - PW/ BUILD/ EQUIP/ FLEET | DEVELOPMENT CHARGE RESERVE FUNDS |
| | AVAILABLE AT BEGINNING OF YEAR SURPLUS (DEFICIT) | 30,023 | 8,789,122 | 3,125,593 | 4,023,243 | 676,211 | 417,233 | 960,936 | (154,794) | (176,661) | 2,011,979 | 1,548,217 | 101,424 | 210,524 | 21,563,030 |
| | REVENUES: | | | | | | | | | | | | | | |
| 6540 | Investment Income - Other | 519 | 55,659 | 41,390 | 55,228 | 8,590 | 5,109 | 10,480 | (1,523) | (1,800) | 24,809 | 19,219 | 1,245 | 1,055 | 219,991 |
| 6660 | Developer Contributions | 24,346 | 3,541,224 | 585,714 | 1,854,306 | 511,249 | 25,296 | 28,338 | 43,906 | 41,727 | 131,186 | 110,385 | 38,485 | 26,361 | 6,964,469 |
| | TOTAL REVENUE | 24,865 | 3,596,882 | 627,104 | 1,909,534 | 519,840 | 30,407 | 38,818 | 42,383 | 39,927 | 155,995 | 131,544 | 39,730 | 27,427 | 7,184,460 |
| | EXPENSES: | | | | | | | | | | | | | | |
| 2950 | Other Prof Services-External | - | - | - | - | 885,000 | - | - | - | - | - | - | - | - | 885,000 |
| 2951 | INTERNAL Services Salary Allocn | 2,540 | 2,540 | 2,540 | 2,540 | 2,540 | 2,540 | 2,540 | 2,540 | 2,540 | 2,540 | 2,540 | 2,540 | 2,540 | 33,020 |
| 4245 | TRANSFER TO Capital Fund | - | 6,779,000 | - | 569,000 | - | - | 100,000 | - | - | 5,000 | - | 20,000 | 145,000 | 7,618,000 |
| 4540 | Bank Charges | 340 | 45,641 | 7,575 | 23,895 | 6,608 | 340 | 443 | 601 | 568 | 2,051 | 1,756 | 519 | 357 | 90,694 |
| | TOTAL EXPENSES | 2,880 | 6,827,181 | 10,115 | 595,435 | 894,148 | 2,880 | 102,983 | 3,141 | 3,108 | 9,591 | 4,296 | 23,059 | 147,897 | 8,626,714 |
| | AVAILABLE AT YEAR END SURPLUS (DEFICIT) | 52,008 | 6,558,824 | 3,742,583 | 5,337,344 | 301,903 | 444,760 | 896,771 | (115,552) | (139,862) | 2,158,383 | 1,675,465 | 118,096 | 90,054 | 20,120,776 |
| A/C #4245 | TRANSFER TO CAPITAL BY PROJECT DETAIL: | | | | | | | | | | | | | | |
| Project # | Project Description | | | | | | | | | | | | | | |
| 7152001 | Cabana Road Improvements | | 6,399,000 | | | | | | | | | | | | 6,399,000 |
| 7086001 | Riverside Dr. Vista Improvements | | 360,000 | | | | | | | | | | | | 360,000 |
| 7086003 | Provincial/Division Corridor | | | | 500,000 | | | | | | | | | | 500,000 |
| 7152001 | Cabana Road Improvements | | | | 69,000 | | | | | | | | | | 69,000 |
| 7145000 | Materials Acquisition-DC Request | | | | | | 100,000 | | | | | | | | 100,000 |
| 7069035 | Recreation Facility Refurbishment | | | | | | | | | | 5,000 | | | | 5,000 |
| 7171043 | TW Pedestrian Shelter Restorations | | | | | | | | | | | | 20,000 | | 20,000 |
| 7171022 | 2017 Additional Fleet Equipment | | | | | | | | | | | | | 145,000 | 145,000 |
| | TOTAL TRANSFER TO CAPITAL, BY PROJECT DETAIL | | 6,779,000 | | 569,000 | | | 100,000 | | | 5,000 | | 20,000 | 145,000 | 7,618,000 |

| Project # | Project Description | Funding Sources: | | | | |
|--------------|------------------------------------|--------------------|----------------|----------------|------------------|----------------|
| | | DC Chgs. | PYG | Fuel Tax | Sewer Surcharge | Canada Grants |
| 7152001 | Cabana Road Improvements | F115 - \$6,339,000 | | | | |
| 7086001 | Riverside Dr. Vista Improvements | F117 - \$69,000 | | | | |
| 7086003 | Provincial/Division Corridor | F115 - \$360,000 | \$185,000 | \$115,000 | | |
| 7152001 | Cabana Road Improvements | F117 - \$500,000 | | | \$1,500,000 | |
| 7145000 | Materials Acquisition-DC Request | F122 - \$100,000 | | | | |
| 7069035 | Recreation Facility Refurbishment | F125 - \$5,000 | \$45,000 | | | |
| 7171043 | TW Pedestrian Shelter Restorations | F127 - \$20,000 | | | | \$500,000 |
| 7171022 | 2017 Additional Fleet Equipment | F128 - \$145,000 | | | | |
| Total | | 7,618,000 | 230,000 | 115,000 | 1,500,000 | 500,000 |