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Windsor, Ontario November 21, 2012

A meeting of the **Windsor Licensing Commission** is held this day commencing at 9:30 o'clock a.m. in the Council Chambers, 3rd floor, City Hall, there being present the following members:

Councillor Ron Jones, Chair
Councillor Drew Dilkens
Councillor Percy Hatfield
Councillor Ed Sleiman

Regrets received from:

Jack Fathers

Also present are the following resource personnel:

Michael Chantler, Supervisor of Licensing & Deputy Licence Commissioner
Gary Cian, Manager of Policy, Gaming & Licensing/Deputy Licence Commissioner
Lee Anne Doyle, Executive Director, Chief Building Official
Detective Paul Jean, Windsor Police Services
Ann Kalinowski, Manager of By-law Enforcement
Carol Trudell, Junior Clerk Licensing
Karen Kadour, Committee Coordinator

1. CALL TO ORDER

The Chair calls the meeting to order at 9:36 o'clock a.m. and the Commission considers the Agenda being Schedule "A" **attached** hereto, matters which are dealt with as follows:

2. MINUTES

Moved by Councillor Dilkens, seconded by Councillor Hatfield,
That the minutes of the Windsor Licensing Commission at its meeting held October 17, 2012 **BE ADOPTED** as presented.
Carried.

3. DISCLOSURE OF INTEREST

None disclosed.

4. REQUESTS FOR DEFERRALS, REFERRALS OR WITHDRAWALS

Walter Bezzina, General Manager Veteran Cab and Mike Dunning, Local 195, CAW are present to express concerns relating to Item 8 (b) Taxicab Course and Vehicle Standards Inspection Lane. The concern is that further input is required from the taxi industry and a deferral of this matter is considered.

In response to a question asked by Councillor Hatfield if Mr. Bezzina and Mr. Dunning would be amenable to adopting the recommendation in the report entitled “Taxicab Course and Vehicle Standards Inspection Lane” “*in principle*”, Mr. Bezzina and Mr. Dunning respond they are agreeable and the matter is not deferred and will be discussed under Reports and Administrative Matters.

5. COMMUNICATIONS

5(a) The In Camera Memorandum to be discussed during the In Camera session.

6. LICENCE TRANSFERS

N/A

7. APPLICATIONS/HEARINGS

7(a) 2339700 Ontario Ltd. o/a Windsor Airport Metro Cars – Livery Vehicle

Mr. John Severin, applicant is not present and not available to answer questions.

Moved by Councillor Dilkens, seconded by Councillor Sleiman, **WLC39/12** That the Plate holder application, submitted by J. Severin of 2339700 Ontario Ltd. o/a Windsor Airport Metro Cars, 201 Pointe West Drive, Amherstburg, Ontario, to operate a Class C – Livery Vehicle **BE APPROVED** for the following vehicle:

- **2007 Lincoln Navigator VIN # 5LMFL27577LJ14206**

With the following condition:

- Must pass By-law Enforcement vehicle inspection prior to operating.

Carried.

7(b) 1869177 o/a Courtesy Transportation Inc. – Livery Vehicle

Mr. Ahmad Chaaban is present and available to answer questions.

M. Chantler advises the livery vehicle application is new and not a renewal. He notes the applicant has requested he maintain Plate #035 which had been used by this applicant in the past.

Moved by Councillor Sleiman, seconded by Councillor Dilkens, **WLC40/12** That the Plate holder application, submitted by Ahmad Chaaban of Courtesy Transportation Inc., 2174 York Street, Windsor, Ontario to operate a Class D – Livery Vehicle **BE APPROVED** for the following vehicle:

- **2009 Dodge Caravan VIN # 2D8HN44EX9R699840**

With the following condition:

- Must pass By-law Enforcement vehicle inspection prior to operating.

Carried.

7(c) Zahid Syed, Windsor Transportation Services – Livery Vehicle

Mr. Zahid Syed is present and available to answer questions.

Moved by Councillor Dilkens, seconded by Councillor Hatfield, **WLC41/12** That the Plate holder application, submitted by Zahid Syed of Windsor Transportation Services, 3165 Russell Street #805, Windsor, Ontario to operate a Class D – Livery Vehicle **BE APPROVED** for the following vehicle:

- **2010 Dodge Caravan VIN # 1D4RN4DE0R384541**

With the following condition:

- Must pass By-law Enforcement vehicle inspection prior to operating.

Carried.

7(d) 7042965 Canada Inc. o/a Windsor Market – Automobile Service Station

Mr. Hadeer Cholagh is not present and not available to answer questions.

Moved by Councillor Dilkens, seconded by Councillor Sleiman, **WLC42/12** That Automobile Service Station application #12 145143, submitted by Hadeer Cholagh, owner of 7042965 Canada Inc. o/a Windsor Market, 671 Wyandotte Street East, Windsor, **BE APPROVED** with the following condition:

Vehicles used for hire up to a maximum of 5 vehicles.

Carried.

7(e) 680067 Ontario Ltd. o/a John Drake Service – Automobile Service Station

Mr. Keven Lesperance is present and available to answer questions.

M. Chantler states the Windsor Licensing Commission approved the following at the October 17, 2012 meeting:

WLC37/12 *“That Item 8(a) 680067 Ontario Ltd. o/a John Drake Service **BE DEFERRED** to the November 21, 2012 Windsor Licensing Commission meeting to allow the legal counsel for the applicant to be in attendance.”*

M. Chantler reports the Automobile Service Station-Repairs Licence #11 140330 expired on October 31, 2012, so essentially this report recommending revocation of the licence is obsolete. He notes Mr. Lesperance filed a “renewal” application but the former licence cannot be dealt with retroactively.

M. Chantler states he received a further request for deferral from Mr. Lesperance’s legal counsel.

M. Chantler notes a re-inspection of the property will be undertaken prior to the issuance of the licence.

Mr. Lesperance indicates he is in compliance with the Business Licensing By-law and there are no longer any issues.

Councillor Hatfield requests the applicant meet with By-law Enforcement to outline the deficiencies noted in the July 17, 2012 letter from the By-law Enforcement Officer.

Moved by Councillor Dilkens, seconded by Councillor Sleiman, **WLC43/12** That the report of the Licence Commissioner regarding 680067 Ontario Ltd. o/a John Drake Service (Mr. Keven Lesperance), 3857 Wyandotte Street East, Windsor, Ontario for a Automobile Service Station – Repairs Licence **BE RECEIVED**, and further, if Mr. Lesperance is required to attend the December 19, 2012 Windsor Licensing Commission meeting, that no further deferral **BE GRANTED**.

Carried.

Councillor Hatfield abstains from voting on the matter as his daughter is employed by the applicant's legal counsel.

8. REPORTS AND ADMINISTRATIVE MATTERS

8(b) Taxicab Course and Vehicle Standards Inspection Lane

Moved by Councillor Dilkens, seconded by Councillor Hatfield,
That **APPROVAL BE GIVEN** for the City of Windsor to no longer provide the Taxicab Course and Vehicle Standards Inspection Lane, currently delivered by By-law Enforcement Officers, and, that the delivery of these programs take place effective March 1, 2013 by those expressing an interest, and further, that input **BE RECEIVED** from Stakeholders at the Joint Taxi Industry Meeting to be held on December 4, 2012.

Carried.

8(a) Expired Business Licence

Moved by Councillor Dilkens, seconded by Councillor Hatfield,
That the report of the Supervisor of Licensing & Deputy Licence Commissioner dated November 2, 2012 entitled "Expired Application(s) for Business Licence" **BE RECEIVED** for information.

Carried.

9. IN-CAMERA AGENDA

Verbal Motion is presented by Councillor Dilkens, seconded by Councillor Hatfield, to move In Camera at 10:00 o'clock a.m. for discussion of the following items:

Item No.	Subject	Section – Pursuant to Municipal Act 2001, as amended
5(a)	Personal matters about an identifiable individual	s. 239(b)
9(a)	Personal matters about an identifiable individual	s. 239(b)
9(b)	Personal matters about an identifiable individual	s. 239(b)

Motion Carried.

Discussion on the item of business 9 (b). The applicant is present to speak to the matter.

Discussion on the item of business 5 (a). The applicant is not present.

Discussion on the item of business 9 (a). The applicant is not present.

Verbal Motion is presented by Councillor Dilkens, seconded by Councillor Hatfield, to move back into public session at 10:13 o'clock a.m.

Moved by Councillor Sleiman, seconded by Councillor Dilkens, That the Licence Commissioner BE DIRECTED to transmit the recommendations contained in the reports discussed at the In Camera Windsor Licensing Commission meeting held November 21, 2012 directly to the Windsor Licensing Commission for consideration at the next Regular Meeting.

Moved by Councillor Dilkens, seconded by Councillor Hatfield,
That the In Camera Memorandum of the Licence Commissioner dated November 6, 2012 respecting a personal matter about an identifiable individual **BE RECEIVED** and further, that Administration **BE REQUESTED** to proceed with the verbal direction of the Windsor Licensing Commission.

Moved by Councillor Sleiman, seconded by Councillor Dilkens
WLC38/12 That the In Camera report of the Licence Commissioner respecting a personal matter about an identifiable individual **BE RECEIVED** and further, that Administration **BE REQUESTED** to proceed with the verbal direction of the Windsor Licensing Commission.

Moved by Councillor Hatfield, seconded by Councillor Dilkens, **WLC44/12** That the In Camera report of the Licence Commissioner respecting a personal matter about an identifiable individual **BE RECEIVED** and further, that Administration **BE REQUESTED** to proceed with the verbal direction of the Windsor Licensing Commission.

Motion Carried.

10. NEW BUSINESS

Councillor Hatfield requests that Administration discuss accessible taxicab service at the Taxi Industry Stakeholders Meeting to be held on December 4, 2012.

11. DATE OF NEXT MEETING

The next meeting of the Windsor Licensing Commission will be held on December 19, 2012 at 9:30 o'clock a.m. in the Council Chambers.

12. ADJOURNMENT

There being no further business, the meeting is adjourned at 10:15 o'clock a.m.

CHAIR

SECRETARY