

**Regular**

Council meets in formal session this day at 6:02 o'clock p.m., in the Council Chambers.

**Members Present:**

Mayor Francis  
Councillor Brister  
Councillor Dilkens  
Councillor Gignac  
Councillor Halberstadt  
Councillor Hatfield  
Councillor Jones  
Councillor Lewenza  
Councillor Marra  
Councillor Postma  
Councillor Valentinis

**Members Absent:**

None.

**Call to Order**

Following the playing of the Canadian National Anthem, Pastor John Neposlan from Devonwood Community Church, offers the Opening Prayer.

**Disclosures of Pecuniary Interest and the General Nature Thereof**

Councillor Hatfield discloses an interest and abstains from voting on Communication No. 7, being correspondence from the City Planner dated September 23, 2010, respecting the Site Plan Approval for the Greater Essex County District School Board, as his spouse is currently the trustee and chair for that board.

**Minutes**

Moved by Councillor Postma, seconded by Councillor Valentinis,  
That the Minutes of the regular meeting of Council held September 27, 2010, **BE ADOPTED**  
as presented.  
Carried.

**Notice of Proclamations**

Foster Family Week – October 17 – 23, 2010  
Spiritual & Religious Care Awareness Week – October 17 – 23, 2010

**Committee of the Whole**

Moved by Councillor Brister, seconded by Councillor Dilkens,  
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);
    - (ii) **Report No. 46 of the Audit Committee** of its meeting held August 26, 2010; and
    - (iii) **Report No. 20 of the Windsor Citizens' Crime Prevention Committee** of its meeting held September 8, 2010
  - (g) consideration of by-laws 158-2010 through 162-2010 (inclusive).
- Carried.

**Communications**

Moved by Councillor Gignac, seconded by Councillor Halberstadt,  
**M283-2010** That the following Communication Items 1 to 2 and 4 to 15 inclusive, as set forth in the Council Agenda **BE REFERRED** as noted; that the Minutes of the Transit Windsor Board of Directors and Windsor Chartabus Inc., meetings all held September 15, 2010 **BE ADOPTED**; and further, that Communication No. 3 be dealt with as follows:

**Communication No. 3:**

Moved by Councillor Jones, seconded by Councillor Hatfield,  
**M284-2010** That the City of Windsor **CONTRIBUTE** \$5,000 as a title sponsorship to the University of Windsor Lancers **in support** of the 2011 CIS Canadian National Women's Basketball Championship, which will be held March 18-20, 2011.

Carried.

<b>Item</b>	<b>From</b>	<b>Description</b>
1	Ministry of the Environment	Certificate of Approval – Municipal and Private Sewage Works – Construct Sanitary Sewers along the Canadian Pacific Railway between Banwell Road and Lauzon Road  <div style="text-align: right;"> <b>City Engineer</b>  <b>Executive Director of Operations</b>  <b>Manager of Environmental Services</b>                      Note &amp; File  <b>SW2010</b> </div>
2	Ministry of the Environment	Certificate of Approval – Municipal and Private Sewage Works – Construct Sanitary Sewers on Banwell Road from E.C. Row Expressway to the Canadian Pacific Railway  <div style="text-align: right;"> <b>City Engineer</b>  <b>Executive Director of Operations</b>  <b>Manager of Environmental Services</b>                      Note &amp; File  <b>SW2010</b> </div>

3	University of Windsor Lancers	Request for Support Regarding the 2011 CIS Canadian National Women's Basketball Championship, March 18-20, 2011 <b>COUNCIL DIRECTION REQUESTED Chief Financial Officer &amp; City Treasurer APR2010</b>
4	Aviva Canada	Request for Submissions to the Aviva Community Fund Competition <b>Note &amp; File APR2010</b>
5	Transit Windsor Board of Directors	Minutes of the Transit Windsor Board of Directors meeting held September 15, 2010 and the minutes of the Windsor Chartabus Inc. meeting held September 15, 2010 <b>TO BE ADOPTED MB2010</b>
6	City Planner	Application of Hotel Dieu Grace Hospital for Site Plan Amendment to permit a three storey addition to the existing Hospital located at 1030 Ouellette Avenue <b>Note &amp; File ZS/10799</b>
7	City Planner	Application of Greater Essex County District School Board for Site Plan Approval to permit the construction of Kiss and Ride at the south end of school property and bus-bay on Mount Royal located at 1355 Cabana Rd. <b>Note &amp; File ZS/10798</b>
8	City Planner	Application of 1339539 Ontario Limited (Ray Redekopp) for Site Plan Approval to permit a parking lot, residential uses and façade renovations located at 1011-1017 Ouellette Ave. <b>Note &amp; File ZS/10797</b>
9	City Planner	Application of John Salvatore for Site Plan Approval to permit a daycare facility located at 3511 Walker Rd. <b>Note &amp; File ZS/10796</b>
10	City Engineer	Acceptance of Cash Donation to the City of Windsor by the Canada-Japan Society of Windsor (CJSW) <b>Note &amp; File SR2010</b>
11	City Engineer	Placing of Fill Material – Various Council Questions <b>Note &amp; File SW2010</b>
12	Office of the Chief Administrative Officer	Service Delivery Review Program Transition Plan for End of Funding on October 31, 2010 <b>Note &amp; File GP/9577</b>
13	Service Delivery Review Steering Committee	Minutes of meeting held September 8, 2010 ( <i>previously distributed</i> for members of Council only) ( <b>copy available upon request</b> ) <b>Note &amp; File MB2010</b>
14	Windsor Licensing Commission	Minutes of meeting held September 21, 2010 ( <i>previously distributed</i> for members of Council only) ( <b>copy available upon request</b> ) <b>Note &amp; File MB2010</b>

15	Windsor Accessibility Advisory Committee	Minutes of meeting held September 21, 2010 ( <i>previously distributed</i> for members of Council only) ( <b>copy available upon request</b> ) <b>Note &amp; File MB2010</b>
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Carried.

Councillor Hatfield discloses an interest and abstains from voting on communication No. 7

### Consent Agenda

Moved by Councillor Hatfield, seconded by Councillor Jones,

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

- Item 3 Part-Lot Control By-Law Exemption Request, 882885 Ontario Limited, east and west sides of Aspenshore Avenue and Aspenshore Court north of McHugh Street
- Item 4 Part Lot Control Exemption Request – South Windsor Properties Limited, Intersection of Wilcox Avenue and Roselawn Boulevard
- Item 6 Approval of Award of Tender for Roof Replacement at Little River Pollution Control Plant
- Item 7 Service Delivery Review Program: Service Analysis Report and Update
- Item 8 CQ 34-2010 – New Lands-Services
- Item 11 Windsor International Airport, Snow Blower and Regulator Panel ACAP Agreements

Carried.

Moved by Councillor Marra, seconded by Councillor Lewenza,

**M285-2010** That the following consent agenda approved at the October 4, 2010 meeting of Council **BE RECONSIDERED** to allow for Councillors to add and remove items that were inadvertently not dealt with at the appropriate time.

- “Item 3 Part-Lot Control By-Law Exemption Request, 882885 Ontario Limited, east and west sides of Aspenshore Avenue and Aspenshore Court north of McHugh Street  
 Item 4 Part Lot Control Exemption Request – South Windsor Properties Limited, Intersection of Wilcox Avenue and Roselawn Boulevard  
 Item 6 Approval of Award of Tender for Roof Replacement at Little River Pollution Control Plant  
 Item 7 Service Delivery Review Program: Service Analysis Report and Update  
 Item 8 CQ 34-2010 – New Lands-Services  
 Item 11 Windsor International Airport, Snow Blower and Regulator Panel ACAP Agreements”

Carried.

Moved by Councillor Gignac, seconded by Councillor Halberstadt,

**M286-2010** That the following Consent Agenda and the recommendations contained in the administrative reports **BE APPROVED** as amended:

- Item 3 Part-Lot Control By-Law Exemption Request, 882885 Ontario Limited, east and west sides of Aspenshore Avenue and Aspenshore Court north of McHugh Street

- Item 4 Part Lot Control Exemption Request – South Windsor Properties Limited, Intersection of Wilcox Avenue and Roselawn Boulevard  
Item 6 Approval of Award of Tender for Roof Replacement at Little River Pollution Control Plant  
Item 9 Application to Convert 2 Residential Apartment Buildings from Rental to Condominium Status, Jason Edgar Limited  
Item 10 Response to CQ92-2010  
Item 11 Windsor International Airport, Snow Blower and Regulator Panel ACAP Agreements

Carried.

### **Deferrals and/or Referrals and Withdrawals**

#### **Item 8 - CQ 34-2010 – New Lands-Services**

At the request of Councillor Marra, this matter is being deferred to the October 18, 2010 meeting of Council to allow for consultation with the affected residents.

#### **Item 1 - CQ-2010 – A Review of the City of Edmonton’s By-law Number 14600**

At the request of Councillor Valentinis, this matter is being referred to administration to provide clarification pertaining to noise emission standards and the use of sound meters, and to determine if the matter is being addressed at the provincial level.

### **Presentations & Delegations:**

#### **DELEGATIONS**

#### **Amendment to Draft Approved Plans of Condominium - Boardwalk REIT Properties Holdings Limited**

##### **Gerald Tino, Ward 2 resident**

Gerald Tino, Ward 2 resident, appears before Council to request that Council reject the administrative recommendations pertaining to the amendment to the draft approved plans of condominium for Boardwalk REIT Properties Holdings Limited, suggesting that some of the improvements required have not been addressed, and concludes by stating that in this scenario the condominiums will not be affordable for the working poor.

##### **Michael Lake, Solicitor representing Boardwalk REIT Properties Holdings Limited**

Michael Lake, Solicitor represent Boardwalk REIT Properties Holding Limited, appears before Council in support of the administrative recommendations for the amendment to the draft approved plans for Condominium, and is available for questions regarding their application.

**ZP2010 5**

(For final disposition of this matter, see Clause **CR371/2010** in Schedule “A” attached hereto.)

**Response to CQ38-2010 Regarding Noise Complaints****Philip Haddad, Downtown Residents Association**

Philip Haddad, Downtown Residents Association, appears before Council to speak in support of the administrative recommendations regarding noise enforcement initiatives, suggesting that the noise enforcement initiatives will enhance quality of life for the downtown residents, and concludes by suggesting that the initiative will promote business in the downtown, and attract outside investors to the Windsor area.

**R. J. (Bob) Williams, Hospitality Resource Panel, Project Coordinator**

R. J. (Bob) Williams, Hospitality Resource Panel, Project Coordinator, appears before Council to speak in support of the administrative recommendations pertaining to the noise enforcement initiatives, suggesting that there is merit in investigating the proposed initiatives, and concludes by stating that further consultation will happen with the AGCO, DWBIA, Downtown Residents Association, and the downtown bar owners.

Mayor Francis leaves the meeting at 7:02 o'clock p.m. and Councillor Brister assumes the Chair.

**Alan Richardson, Ward 2 resident**

Alan Richardson, Ward 2 resident, appears before Council to speak in support of some of the administrative recommendations pertaining to the noise enforcement initiatives, stating that noise is an issue throughout the entire city and not only in the downtown area, and concludes by suggesting various options available to Council, such as maintaining the Town and Gown Committee for an additional year, as well as the creation of the "Complaint Template" for complainants.

**Renaldo Agostino, business owner in the downtown core.**

Renaldo Agostino, business owner in the downtown core, appears before Council to request that Council reject the administrative recommendations pertaining to the noise enforcement initiatives, suggesting that the statistics presented to Council illustrate that 1% of all noise complaints investigated through the by-law enforcement unit occurred in the downtown core, and concludes that these recommendations will penalize the already declining bar industry even further, and that there was a lack of proper consultation on this file.

**Rob Katzman, business owner in the downtown core.**

Rob Katzman, business owner in the downtown core, appears before Council to request that Council reject the administrative recommendations pertaining to the noise enforcement initiatives, suggesting that business owners are already over-regulated, and further suggests that administration is implementing initiatives for issues that do not exist, and that there was a lack of proper consultation on this file.

Mayor Francis returns to the meeting at 7:15 o'clock p.m. and Councillor Brister returns to his seat at the Council table.

**AB2010 2**

(For final disposition of this matter, see Clause **CR367/2010 and CR368/2010** in Schedule "A" attached hereto.)

**Windsor Citizens' Crime Prevention Committee Report No. 20****Michael Lucier, Coordinator, Children's Safety Village and Shawn Boutette, Chair, Children's Safety Village Board of Directors, Assistant Chief Fire Prevention Officer, Windsor Fire and Rescue Services Safety**

Michael Lucier, Coordinator, Children's Safety Village and Shawn Boutette, Chair, Children's Safety Village Board of Directors, Assistant Chief Fire Prevention Officer, Windsor Fire and Rescue Services appear before Council in support of the committee recommendation for a potential takeover by the Children's Safety Village of the management and implementation of citizen based crime prevention , and are available for questions on this proposal.

Moved by Councillor Marra, seconded by Councillor Dilkens

**M287-2010** That Report No. 20 of the Windsor Citizens' Crime Prevention Committee of its meeting held September 8, 2010 **BE ADOPTED** as presented.

Carried.

MB2010

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

Item 7 Service Delivery Review Program: Service Analysis Report and Update

**Consideration of Committee Reports**

Moved by Councillor Hatfield, seconded by Councillor Valentinis,

**M288-2010** That the Report of the special In-camera meeting held October 4, 2010, **BE ADOPTED** as presented.

Carried.

ACO2010

Moved by Councillor Postma, seconded by Councillor Valentinis,

**M289-2010** That Report No. 46 of the Audit Committee of its meeting held August 26, 2010 **BE ADOPTED** as presented.

Carried.

MB2010

**By-laws**

Moved by Councillor Brister, seconded by Councillor Dilkens,

That the following By-laws No. 158-2010 through 162-2010 (inclusive), be introduced and read a first and second time:

158-2010 "A BY-LAW TO PROVIDE THAT PART-LOT CONTROL SHALL NOT APPLY TO CERTAIN LAND THAT IS WITHIN REGISTERED PLAN 12M521, IN THE CITY OF WINDSOR"

159-2010 "A BY-LAW TO PROVIDE THAT PART-LOT CONTROL SHALL NOT APPLY TO CERTAIN LAND THAT IS WITHIN REGISTERED PLAN 1305, IN THE CITY OF WINDSOR"

- 160-2010 “A BY-LAW TO ESTABLISH STANDARDS, REGULATIONS AND MAINTENANCE REQUIREMENTS FOR SWIMMING POOLS, THEIR ENCLOSURES AND EQUIPMENT”
- 161-2010 “A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 6716, BEING A BY-LAW RESPECTING THE EMISSION OF SOUNDS FOR THE CORPORATION OF THE CITY OF WINDSOR”
- 162-2010 “A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE FOURTH DAY OF OCTOBER, 2010”

Carried.

Moved by Councillor Gignac, seconded by Councillor Halberstadt,  
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 amended)**
- 2) **Consent Agenda (as amended)**
- 3) **Items Deferred**  
**Items Referred**
- 4) **Consideration of the Balance of Business Items (see Schedule “A”)**
- 5) **Committee Reports (as presented)**
- 6) **By-laws given first and second readings (as presented)**

Carried.

### **Notices of Motion**

None presented.

### **Third Reading of By-laws**

Moved by Councillor Hatfield, seconded by Councillor Jones,  
That the following By-laws No. 158-2010 through 162-2010 (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.

### **Petitions**

None presented.



**Council Questions**

Moved by Councillor Postma, seconded by Councillor Valentinis,  
**M290-2010** That the Council Questions arising from the previous meeting of Council and listed by the Clerk **BE NOW CONSIDERED** for purposes of discussion, and further, that the Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Questions consistent with Council's instructions.

Carried.

ACOQ2010

**Adjournment**

Moved by Councillor Brister, seconded by Councillor Dilkens,  
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 8:00 o'clock p.m.

**MAYOR**

**CITY CLERK**

**THIS IS A DRAFT COPY**

**SUPERVISOR OF COUNCIL SERVICES**

**DEPUTY CITY CLERK/SENIOR MANAGER OF COUNCIL SERVICES**

Valentinis  
Jones

CR366/2010

That the report of the Chief Building Official dated August 16, 2010 entitled "A Review of the City of Edmonton's By-law Number 14600" **BE REFERRED** to administration to allow for clarification in reference to the noise emission standards and the use of sound meters, and whether or not the Province is addressing this issue.

Carried.

Report Number **14866 AB2010 1**

Internal Distribution

Building [Ann Kalinowski]  
Chief Building Official  
City Clerk/Licence Commissioner  
City Solicitor

Halberstadt  
Hatfield

CR367/2010

That the following recommendations 1 through 6 from the Report of the Chief Building Official dated July 6, 2010 entitled "Response to Council Question CQ38-2010 Regarding Noise Complaints" **BE REFERRED** to the Business Improvement Area Development Officer to allow for further consultation with the Hospitality Resource Panel, the DWBIA, the business owners within the DWBIA, as well as other residents from all areas of the City:

- i. That the Licence Commissioner **BE DIRECTED** to investigate the feasibility of controlling garage doors and noise abatement measures through the licensing process for Hospitality and Entertainment Lounge Licensees;
- ii. That the Licence Commissioner consider making recommendations to the AGCO requesting that conditions **BE PLACED** onto the liquor licence of business establishments that have chronic by-law violations;
- iii. That Licensing, through the Windsor Licensing Commission, consider sanctions on businesses featuring garage doors and other methods of creating large openings onto the sidewalk. Tighter controls on the size of garage doors, and hours of opening, for offenders will be considered;
- iv. That joint enforcement be pursued with Windsor Police Services, Building Department Compliance & Enforcement, Windsor Fire & Rescue, Windsor-Essex Health Unit, Alcohol and Gaming Commission (AGCO);
- v. That Administration request the Ontario Provincial Police (OPP), who regulate security personnel in bars under the Private Security and Investigative Services Act, to conduct enforcement reviews within the City of Windsor to ensure compliance;
- vi. That Legal Counsel review the Emission of Sound By-law 6716 in an effort to improve the language and make it easier to obtain a conviction, i.e. definition of noise.

Carried.

Councillors Lewenza and Valentinis voting nay.

Report Number **14761 AB2010 2**

Internal Distribution

Building [Ann Kalinowski]  
Chief Building Official  
Supervisor of Licensing  
Fire Chief  
City Solicitor  
City Planner  
Planning – Rose McLaughlin

Halberstadt  
Hatfield

CR368/2010

That the following recommendations 7 through 10 from the Report of the Chief Building Official dated July 6, 2010 entitled “Response to Council Question CQ38-2010 Regarding Noise Complaints”

**BE APPROVED** as follows:

- vii. That a “Complaint Template” **BE DEVELOPED** by the Legal Department for use by persons wishing to lodge a noise complaint. The Template would assist complainants by directing them to collect data such as the date the offence occurred, the time of day, the length of offence, etc;
- viii. That the Building Department Compliance & Enforcement Unit alter work schedules from April 1st to October 31<sup>st</sup> in an effort to conduct more night inspections within BIA and target locations within the City where there is a history of site specific noise complaints;
- ix. That the Chief Building Official (CBO) canvas municipalities’ best practices for noise abatement measures;
- x. That Legal Counsel research the feasibility of having the Ministry of Labour Inspectors review sound levels in bar type establishments to determine whether there is a negative effect on the health and safety of employees under the *Occupational Health and Safety Act*.

Carried.

Councillors Lewenza and Valentinis voting nay.

Report Number 14761 AB2010 2

Internal Distribution

Building [Ann Kalinowski]  
Chief Building Official  
City Clerk/Licence Commissioner  
Supervisor of Licensing  
City Solicitor

Gignac  
Halberstadt

CR369/2010

**I** That the application of 882885 Ontario Limited (Bill Salzer, agent) for part-lot control exemption for the lands legally described as Part of Blocks 1, 2, 6 and 7, Plan 12M-521, as identified on attached **Map No. PLC-005/10-1**, all located on the east and west sides of Aspenshore Avenue and Aspenshore Court, to allow for the lands to be sold as street townhouse or semi-detached dwelling units **BE APPROVED** for a period of 5 years.

**II** That By-law 158-2010 **BE ENACTED**.

Carried.

Report Number **14896 ZPLC2010 C3**

Appendices

Map No. PLC-005/10-1

Internal Distribution

Planning [Tom Cadman]

City Planner

Manager of Development Applications

City Solicitor

Gignac

Halberstadt

CR370/2010

**I** That the application of *South Windsor Properties Limited* – (Karl Tanner, agent) for part lot control exemption for the lands legally described as **Part Lots 1-9, inclusive, and part of Lot 237, Part of Wilcox Avenue (closed), and Part of Block “B”, Registered Plan 1305, now designated as Parts 5, 7, and Parts 9 through 27 inclusive, on Reference Plan 12R-21171**, all located near the intersection of Wilcox Avenue and Roselawn Boulevard (see attached Map No. PLC-006/10-1) to allow for the lands to be sold for single unit dwellings **BE APPROVED** for a period of 3 years .

**II** That a 1 foot reserve **BE CONVEYED** to the City along the Dougall Avenue side of the subject parcel prior to January 1, 2011.

**III** That By-law No. 159-2010 **BE ENACTED**.

Carried.

Report Number **14916 ZPLC2010 C4**

Appendices

PLC-006/10-1

Internal Distribution

Planning [Jim Abbs]

City Planner

Manager of Development Applications

City Solicitor

Gignac

Halberstadt

CR371/2010

- I. That the request of Boardwalk REIT Properties Holdings Limited for amendments to the conditions of Draft Approval for Condominium Files CDM-005/06, CDM-008/07, CDM-009/07, CDM-010/07, CDM-011/07, CDM-012/07, CDM-014/07, CDM-015/07, CDM-017/07 and CDM-018/07, located at various locations within the City, as presented on Appendix No. 1, **BE APPROVED** in accordance with the Appendix No. 2 of this report, and further, that the Council Resolutions for these plans, also **BE AMENDED** in accordance Appendix No. 2 of this report.
- II. That the existing Condominium Agreements for these plans of condominium, **BE AMENDED** in accordance with the amended conditions of Draft Approval identified in Appendix No. 2 of this report, and that the CAO and City Clerk **BE AUTHORIZED** to execute the amending agreements in form satisfactory to the City Solicitor.

Carried.

Report Number **14911 ZP2010 5**

Internal Distribution

Planning [Tom Cadman]  
City Planner  
Manager of Development Applications  
City Solicitor

Gignac  
Halberstadt

CR372/2010

THAT Council **APPROVE** the award of Tender No. 121-10 for the Roof Replacement at Little River Pollution Control Plant, 9410 Little River Road to Kingsville Roofing in the amount of One Hundred Eighty Two Thousand Three Hundred and Twenty Seven Dollars (\$182,327.00) excluding HST to **BE FUNDED** from account 007-5410-7085008 - Roof Replacement Project;

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a contract, with the compliant low tender, satisfactory in form to the City Solicitor, in technical content to the Manager of Real Property Asset Planning and in financial content to the City Treasurer.

Carried.

Report Number **14913 SW/10045 C6**

Internal Distribution

Hospitality & Corporate Facility Planning [Donna Desantis/S. Grando]  
Manager of Real Property Asset Planning  
Manager of Purchasing & Risk Management  
Chief Financial Officer/City Treasurer  
City Solicitor

Jones  
Hatfield

CR373/2010

That Council **RECEIVE** the report of the Chief Administrative Officer dated April 9, 2010 entitled “Service Delivery Review Program: Service Analysis Report and Update” for information; and

That Council **DIRECT** the Chief Administrative Officer and the City Clerk to bring this report forward for a Strategic Planning Session to be held during the new Council orientation period after the municipal election on October 25, 2010.

Carried.

Councillors Postma and Lewenza were absent from the meeting when the vote was taken on this matter.

Report Number **14908 GP/9577 7**

Internal Distribution

Chief Administrative Office [Melinda Munro]  
Chief Administrative Officer  
City Clerk/Licence Commissioner  
Deputy Clerk

Marra  
Jones

CR374/2010

That the report of the City Engineer dated September 23, 2010 entitled “CQ 34-2010 –New Lands – Services” **BE DEFERRED** to the October 18, 2010 meeting of Council, to allow for consultation with the affected residents regarding this report.

Carried.

Report Number **14914 SW2010 8**

Internal Distribution

Public Works [Mario Sonego, City Engineer]  
City Planner  
Chief Building Official  
City Solicitor  
Council Secretariat

Gignac  
Halberstadt

CR375/2010

**I** That the application of Jason Edgar Limited. (N. Guttman, agent) for draft plan of condominium approval for the Edgar and Jason Apartment buildings, located on two properties legally described as Part Block A, Plan M16; RP EXR104 Part 1 & Parts 4 to 6 and Part Block A, Plan M16; RP EXR104 Part 2 & Part 3, at 6335 & 6355 Edgar Street and 1116 & 1126 Garden Court Drive, on the south side of Edgar Street between Garden Court Drive and Homedale Boulevard, to permit the conversion of 82 residential dwelling units in 2 buildings from rental to condominium status, as shown on the attached Map No. CDM-003/10-2, **BE APPROVED** since all requirements and works required in Council Resolution CR447/2006 (Appendix ‘A’) have been satisfied and addressed in the existing condominium agreement.

**II.** That the draft plan approval shall lapse on October 4, 2013 (3 years from the date of approval).

- III. That Council **REIMBURSE FEES**, in the amount of \$13,024.00 (\$15,589.00 – fees collected minus administrative costs of \$2565.00), to the applicant, since it is essentially the same plan of condominium approved by Council in 2006 (CR447/2006) and all applicable fees were collected at that time.

Carried.

Report Number **14884 ZP/9313 C9**

Appendices

Map No. CDM-003/10-2

Internal Distribution

Planning [Tom Cadman]

City Planner

Manager of Development Applications

Chief Financial Officer/City Treasurer

City Solicitor

Gignac

Halberstadt

CR376/2010

That where planning approvals for Plans of Subdivision, Condominium and Condominium Conversion have lapsed, a new complete application **IS REQUIRED** to be submitted together with full application fees to the Planning Department, and that consideration **BE GIVEN** to reimburse a portion of the fees not related to the review/processing/approval (i.e. required staff time, public notification costs, etc.) of the application and that this reimbursement (if any) be subject to Council's Approval.

Carried.

Report Number **14925 ZP2010 C10**

Internal Distribution

Planning [Don Wilson]

City Planner

Chief Financial Officer/City Treasurer

City Solicitor

Gignac

Halberstadt

CR377/2010

1. THAT the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign the Airport Capital Assistance Program Contribution Agreements which reflects the change in contribution share to 85 percent ACAP and 15 percent City with the Minister of Transport, satisfactory in form to the City Solicitor, in financial content to the Chief Financial Officer and City Treasurer, and in technical content to the City Engineer, and

2. THAT in order to proceed with the procurement of a snow blower and regulator electrical panels herein, the City Engineer **BE AUTHORIZED** to proceed with the Award of Tenders to the low bidders, subject to the tenders meeting project specifications and the City share being equal to or less than the costs approved in CR33/2009 and subject to the terms and conditions of the City's Purchasing By-law 400-2004 (as amended).

Carried.

Report Number **14922 APM/10315 C11**

Internal Distribution

Public Works [Tiffany Pocock]

City Engineer

Manager of Purchasing and Risk Management

Chief Financial Officer/City Treasurer

City Solicitor



ADOPTED by Council at its meeting held October 4, 2010 [M287-2010

KK

Windsor, Ontario, October 4, 2010

**REPORT NO. 20**  
of the  
**Windsor Citizens' Crime Prevention Committee**  
of its meeting held  
September 8, 2010  
In Room 402, 400 City Hall Square East

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Present: Councillor Bill Marra, Chair  
Arlene Davis  
Tyson Jacob  
Heather Burton-Monahan  
Erika Rebello  
Chris Zelezney

Your Committee submits the following recommendations:

**WHEREAS** the Windsor Citizen's Crime Prevention Committee (WCCPC) has received a proposal for Citizen Based Crime Prevention from the Children's Safety Village; and

**WHEREAS** the Children's Safety Village has submitted a project plan for exploring the potential to take over management and implementation of citizen based crime prevention including programs such as Neighbourhood Watch and Block Parent; and

**WHEREAS** the Windsor Police Service has expressed interest in working with the Children's Safety Village and the City of Windsor to reinvigorate citizen based crime prevention activities in Windsor; and

**WHEREAS** WCCPC believes that citizen based crime prevention is most effective when it involves all facets of the community; and

**WHEREAS** the Children's Safety Village has advised that they will require the addition of one temporary staff person to undertake the project plan; and

**WHEREAS** WCCPC has two funds totalling \$20,016 which are not currently allocated towards specific activities; therefore,

**THEREFORE BE IT RESOLVED** that Council **AUTHORIZE** the Chief Building Official to enter into negotiations with the Board of Directors of the Children's Safety Village as to the terms of contract for a project to explore the potential to take over management and implementation of citizen based crime prevention including programs such as Neighbourhood Watch and Block Parent; and

That Council **AUTHORIZE** the Chief Administrative Officer and City Clerk to sign an agreement with the Children's Safety Village for an amount not to exceed \$20,000, satisfactory in form to the City Solicitor, in financial content to the City Treasurer and in technical content to the Chief Building Official; and

That Council **DIRECT** the Chief Building Official to ensure that the terms of any contract with Children's Safety Village include the requirement that any future financial or other support of citizen based crime prevention at Children's Safety Village be dependent upon acceptance by Council of a formal proposal during the 2011 budget cycle.

**NOTE:** The Crime Reduction and Prevention Program Proposal, Children's Safety Village of Windsor and Essex County, August 2010 is attached.

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CHAIR

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COMMITTEE COORDINATOR

ADOPTED by Council at its meeting held October 4, 2010 [M288-2010]  
VC/bm

**SPECIAL MEETING OF COUNCIL – IN CAMERA  
October 4, 2010**

**Meeting called to order at: 4:30 p.m.**

**Members in Attendance:**

- Mayor E. Francis
- Councillor D. Brister (arrives at 4:31 p.m.)
- Councillor D. Dilkens
- Councillor C. Postma
- Councillor R. Jones
- Councillor A. Halberstadt
- Councillor F. Valentinis
- Councillor B. Marra (arrives at 4:51 p.m.)
- Councillor P. Hatfield
- Councillor J. Gignac

**Members Absent:**

- Councillor K. Lewenza

**Also in attendance:**

- H. Reidel, Chief Administrative Officer
- R. Warsh, Community Development and Health Commissioner
- M. Sonego, City Engineer
- G. Wilkki, City Solicitor
- V. Critchley, City Clerk
- O. Colucci, Chief Financial Officer (arrives at 4:34 p.m.)
- T. Knight Lepain, Executive Initiatives Coordinator (Item 3)
- W. Willis, Legal Counsel (Item 3)

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

<u>o.</u>	<u>Subject</u>	a – Pursuant to Municipal Act, 2001, as amended
1.	al matter – about an identifiable individual(s)	239(2)(b)

2.	ty matter – disposition of property - <b>DEFERRED</b>	239(2)(c)
3.	matter – update on Capitol Theatre – verbal report	239(2)(e)

**Motion Carried.**

**Declarations of Pecuniary Interest:**

None disclosed.

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

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

**Motion Carried.**

**Moved by Councillor Jones, seconded by Councillor Postma,  
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the  
report(s) discussed at the In-Camera Council Meeting held October 4, 2010 directly to  
Council for consideration at the next Regular Meeting.**

1. That the recommendation contained in the in-camera report from the Supervisor of Community Programming, Executive Director of Recreation and Culture and Community Development and Health Commissioner respecting a personal matter about an identifiable individual **BE APPROVED**.
2. That the recommendation contained in the in-camera report from the Senior Planner – Economic Development, City Planner, City Solicitor and City Engineer respecting a property matter – disposition of property **BE DEFERRED**.
3. That the verbal report from the Chief Administrative Officer and the Executive Initiatives Coordinator respecting a legal matter – update on Capitol Theatre **BE RECEIVED** and further that Administration **BE AUTHORIZED** to proceed in accordance with the verbal direction of Council.

**Motion Carried.**

**Moved by Councillor Postma, seconded by Councillor Brister,  
That the special meeting of council held October 4, 2010 BE ADJOURNED.  
(Time: 4:55 p.m.)**

**Motion Carried.**

**ADOPTED** by Council at its meeting held October 4, 2010 [M289-2010]

KK/

Windsor, Ontario, October 4, 2010

**REPORT NO. 46**  
of the  
**AUDIT COMMITTEE**  
of its meeting held  
August 26, 2010

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**Present:** Maxwell Zalev, Chair  
Councillor Alan Halberstadt  
Bill Carter  
George Sandala

Your Committee submits the following recommendation:

That the attached report of the Executive Initiatives Coordinator dated August 16, 2010 entitled "Status Report – Compliance with Applicable Laws and Regulations, 2<sup>nd</sup> Quarter 2010" **BE RECEIVED.**

Carried.

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**CHAIR**

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**COMMITTEE COORDINATOR**