

**Regular**

Council meets in special session this day at 5:00 o'clock p.m. in Council Chambers to consider the **2011 Capital Budget**.

**Members Present:**

Mayor Francis  
Councillor Dilkens  
Councillor Gignac  
Councillor Halberstadt  
Councillor Hatfield  
Councillor Jones  
Councillor Maghnieh  
Councillor Marra (arrives at 5:45 o'clock p.m.)  
Councillor Payne  
Councillor Sleiman  
Councillor Valentinis

**Members Absent:**

None.

**Call to Order**

The meeting is called to order at 5:08 o'clock p.m.

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

Mayor Francis discloses an interest and abstains from voting on any budgetary matter that fall within the Wyandotte Towne Centre BIA, as his parents own property within that BIA.

Councillor Hatfield discloses an interest and abstains from voting on Item 14 being the report of the City Engineer dated March 23, 2011 entitled, "Reallocation of Engineering Capital Projects Funds", specifically related to the "Bus Bay Program" as his spouse is an elected trustee and Chair of the Greater Essex County District School Board, which would benefit from the Bus Bays.

Councillor Hatfield discloses an interest and abstains from voting on Communication No. 1 being the report of the City Engineer dated March 22, 2011 entitled "Response to CQ6-2011-Recreation Facilities Ward 9", as his spouse is an elected trustee and Chair of the Greater Essex County District School Board, which is engaged in preliminary discussion on this concept as a willing partner.

**Committee of the Whole**

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,  
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);
- (g) consideration of by-law 73-2011.

Carried.

Councillor Marra was absent when the vote was taken on this matter.

### Communications

Moved by Councillor Jones, seconded by Councillor Maghnieh,

**M92-2011** That the following Communication Items 1, 2 and 4 to 6 inclusive, as set forth in the Council Agenda **BE REFERRED** as noted except Communication No. 3 which is referred to the “regular business item” portion of the April 6, 2011 Agenda:

Item	From	Description
1	City Engineer	Response to CQ6-2011 – Recreational Facilities Ward 9. <b>Note &amp; File SR2011</b>
2	City Engineer	Bicentennial of War of 1812 Update. <b>Note &amp; File SR2011</b>
3	City Engineer	Marina Development – Caron Avenue to Church Street. <b>Note &amp; File SR2011</b>
4	City Engineer	Sidewalk on East Side of Dominion Boulevard From Northwood Street to Totten Street. <b>Note &amp; File SW/11023</b>
5	City Engineer	CQ8-2011, Sewer Rehabilitation – Francois Court and Rossini Boulevard. <b>Note &amp; File SW/11019</b>
6	City Solicitor	2011 Agency Grant Request – Community Crime Reduction Initiative (CCRI). <b>Note &amp; File AFB/10824</b>

Carried.

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

Councillor Hatfield discloses an interest and abstains from voting on Communication No. 1.

### Consent Agenda

Moved by Councillor Jones, seconded by Councillor Payne,

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

Item 5 Award of Tender 01-11, Erie Street BIA Streetscaping and Rehabilitation Works, Phase 1A  
Item 12 CQ22-2010 – Park Usage Study (**TABLED**).

Carried.

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

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

None requested.

### **Presentations & Delegations:**

#### **Mark Lindquist and Kari Gignac, Windsor Bicycling Committee**

Mark Lindquist and Kari Gignac, Windsor Bicycling, appear before Council to speak in support of Capital Budget funding for cycling infrastructure and network development, suggesting that increased bike lanes are required in the City in order to promote cycling, and conclude by requesting that an update to the Bicycle Use Master Plan (BUMP) be undertaken, in the form of \$1 million allocation per year, and that a full-time cycling coordinator position be established, and that an education component also be developed.

#### **Steve Konkle and Laura Tucker, representing Bike Friendly Windsor**

Steve Konkle and Laura Tucker, representing Bike Friendly Windsor, appear before Council, requesting that funding be increased to \$1 million per year in order to make Windsor a bicycling friendly city by increasing the number of bike lanes, and conclude by suggesting that since the implementation of BUMP in 2001 this has been chronically underfunded.

#### **Sheila Wisdom, representing the Capitol Theatre and Doug Gouin, Essex Ratlers and Capitol Theatre Steering Committee**

Sheila Wisdom, representing the Capitol Theatre and Doug Gouin, representing the Essex Ratlers and Capitol Theatre Steering Committee, appear before Council to speak in support of capital funding to preserve the Capitol Theatre, providing Council with a brief overview of a proposed new sustainable operating model for the Theatre by which the City would maintain ownership but would be managed by a Co-op management group comprised of members of the arts community as a nonprofit entity relying on volunteers, and conclude by requesting that administration meet with the Capitol Theatre Steering Committee to review options respecting the new model.

#### **Philip Haddad, President, Downtown Residents Association Farmer's Market**

Philip Haddad, President, Downtown Residents Association Farmer's Market, appears before Council to request that \$50,000.00 be earmarked in the Capital budget for the Downtown Farmer's Market to make the necessary improvements required, such as washroom facilities.

**Ken Lewenza Jr., resident of Ward 5**

Ken Lewenza Jr., resident of Ward 5, appears before Council to suggest that Council make it a spending priority regarding the water system, to avoid further water main breaks, and concludes by suggesting that there needs to be better collaboration between the City of Windsor and the Windsor Utilities Commission.

Mayor Francis leaves the meeting at 5:58 o'clock p.m., and Councillor Halberstadt assumes the Chair.

**Paul Robinson, resident of Ward 5**

Paul Robinson, resident of Ward 5, appears before Council to request that funds be earmarked in the capital budget for the replacement of sanitary and storm sewers for Rossini Boulevard and Francois Court, suggesting that the sewers have not been replaced in over 54 years.

**Judy McCormick, resident of Ward 5**

Judy McCormick, resident of Ward 5, appears before Council to request that funds be earmarked in the capital budget for the replacement of sanitary and storm sewers for Francois Court, suggesting that the street has been neglected for many years, and concludes by asking Council to consider Francois Court for much needed sewer repairs and replacements.

**Jean Marc Pinard, resident of Ward 5**

Jean Marc Pinard, resident of Ward 5, appears before Council to request that funds be earmarked in the capital budget for the replacement of sanitary and storm sewers for Francois Court, suggesting that residents on Francois Court have been promised repairs in the past with no action, and concludes by requesting that Francois Court be placed on an emergency list for sewer repair and replacement.

Mayor Francis returns to the meeting at 6:08 o'clock p.m., and Councillor Halberstadt returns to his seat at the Council table.

**David Hanna, resident of Ward 1**

David Hanna, resident of Ward 1, appears before Council to speak in support of the Downtown Farmer's Market, suggesting further options for the use of the old bus station and enhancements such as a canopy for the market, and concludes by also recommending a multi-use trail system and pathway.

**Bob Baylis, President of the Board, Canada South Science City**

Bob Baylis, President of the Board, Canada South Science City, appears before Council to speak in support of the administrative recommendation to proceed with an independent feasibility study for a new museum development.

**Arnie Blaine, Chair, Ottawa Street BIA**

Arnie Blaine, Chair, Ottawa Street BIA, appears before Council to request that funds be earmarked in the capital budget for the repair of sidewalks and the roads on Ottawa Street as the BIA is already paying for many initiatives that should be covered by the city.

**Virginia Cosco Pizzuti, Chair and Debbi Croucher, Acting Director, Downtown Windsor BIA**

Virginia Cosco Pizzuti, Chair, and Debbi Croucher, Acting Director, Downtown Windsor BIA, appear before Council to speak in support of a 50 metre pool and family aquatic facility, suggesting that facilities such as these will enhance the city centre, and conclude by expressing support for funding of the Downtown Farmer's Market.

**Elena Semenova and Andre Cowan, Windsor Essex Swim Team Coach**

Elena Semenova and Andre Cowan, Windsor Essex Swim Team Coach, appear before Council to speak in support of a 50 metre pool and family aquatic facility, suggesting that the aquatic centres currently situated within the City of Windsor are inadequately designed, being the only large city without an official regulation pool, and conclude by requesting that Council endorse the initiative as soon as possible, due to the upcoming International Children's Games in 2013, which in turn will lead to downtown economic benefits.

**Cord Kitson and Jeff Cowan, Windsor Essex Swim Team**

Cord Kitson and Jeff Cowan, Windsor Essex Swim Team, appear before Council to speak in support of a 50 metre pool and family aquatic facility, suggesting that the aquatics centre would benefit the entire community, and conclude by stating that the Windsor Essex Swim Team would be agreeable to work with the City of Windsor in the development of the aquatics centre.

Mayor Francis leaves the meeting at 6:45 o'clock p.m.

Mayor Francis returns to the meeting at 6:48 o'clock p.m.

**Ralph Scase, citizen**

Ralph Scase, citizen, appears before Council to speak in support of the formation of an exploratory task force to investigate opportunities for an aquarium as a family oriented tourist attraction in the City of Windsor, providing a brief overview of the economic and environmental benefits that would result if Council were to approve the construction of such an environmental show piece.

**Doug Haffner, Canada Research Chair, Ken Drouillard and Dr. Trevor Pitcher, Great Lakes Institute for Environmental Research**

Doug Haffner, Canada Research Chair, Ken Drouillard and Dr. Trevor Pitcher, Great Lakes Institute for Environmental Research, appear before Council to speak in support of the formation of an exploratory Task Force to investigate opportunities for the enhancement of GLIER's research facilities, including an aquarium as a family oriented tourist attraction in the City of Windsor, and conclude by stating that they are in favour of collaboration with City of Windsor Administration.

**Larry Horwitz, former Chair of the Downtown Windsor BIA**

Larry Horwitz, former Chair of the Downtown Windsor BIA, appears before Council to speak in support of a 50 metre pool and family aquatic facility, suggesting that facilities such as this will enhance and transform the value of the entire downtown area.

Mayor Francis leaves the meeting at 7:20 o'clock p.m., and Councillor Dilkens assumes the Chair.

Mayor Francis returns to the meeting at 7:24 o'clock p.m., and Councillor Dilkens returns to his seat at the Council table.

**Barry Holmes, Executive Director, Windsor Public Library**

Barry Holmes, Executive Director, Windsor Public Library, appears before Council and is available for questions regarding Library Services and potential possible Capital Budget proposals and initiatives.

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

- Item 1 City of Windsor and University of Windsor, Great Lakes Institute for Environmental Research (GLIER) Partnership for Research and Development
- Item 2 Public Spaces Recycling
- Item 3 Coventry Gardens Capital Update
- Item 4 Museum Development
- Item 6 Upgrading Streetscaping and Medians on Wyandotte Street Between Lauzon and Walker Road
- Item 7 Your Quick Gateway (Windsor) Request for Funding for Airline Terminal Improvements
- Item 8 2011 5 Year Capital Plan
- Item 9 Your Quick Gateway (Windsor) Five (5) Year Capital Plan for Airport Operations
- Item 10 Your Quick Gateway (Windsor) Request for Funding of Hangar Purchase and Renovations
- Item 11 Your Quick Gateway (Windsor) Request for Funding Transfer for Air Cargo / Pre-Clearance Feasibility Studies
- Item 13 50 Metre Pool / Family Aquatic Facility
- Item 14 Reallocation of Engineering Capital Projects Funds
- Item 15 Basement Flooding – June 5 & 6, 2010 Rainfall Event - TABLED

**Communication No. 3 - Marina Development – Caron Avenue to Church Street**

Moved by Councillor Valentinis, seconded by Councillor Marra,

**M93-2011** That in order to confirm the construction costs and timetable for planning and approvals, Administration **BE DIRECTED** to **ENGAGE** Landmark Engineers (at a cost of \$25,000 excluding HST) to further develop and design drawings sufficient to confirm a construction industry estimate for a marina from Caron Avenue to Church Street and that the City Clerk and CAO **BE AUTHORIZED** to sign an agreement for these services in form satisfactory to the City Engineer, City Solicitor and City Treasurer with the costs being funded from the Budget Stabilization Reserve Fund.

Carried.

Councillor Halberstadt voting nay.

Moved by Councillor Valentinis, seconded by Councillor Jones,

**M95-2011** That a \$12 Million placeholder to be funded from potential surplus from the Infrastructure Stimulus Fund (ISF) **BE ALLOCATED** to the 2011 Capital Budget pending a detailed report from Administration for 350 City Hall Square outlining costs for repairs such as asbestos removal, electrical, mechanical, plumbing and structural repairs.

Carried.

Moved by Councillor Gignac, seconded by Councillor Jones,

**M96-2011** That a \$6.59 Million placeholder in the 2011 Capital Budget pending detailed reports from Administration to **BE ALLOCATED** as follows:

\$6 Million from the Budget Stabilization Reserve Fund pertaining to the DRIC sale (re: Brighton Beach), and \$590,000 from the 2011 Reserve Enhancement Allocation.

<b>1. Roseland Golf Course</b>	<b>Bunker Renovations</b>	<b>\$1million</b>
<b>2. Wyandotte Street West-Campbell Avenue to Sunset Avenue</b>	<b>Streetscape Improvements</b>	<b>\$1.76 million</b>
<b>3. Wyandotte East – Walker Road to Lauzon Road</b>	<b>Streetscape Improvements</b>	<b>\$2 million</b>
<b>4. Ottawa Street BIA-Windermere to Pierre Street</b>	<b>Streetscape Improvements</b>	<b>\$500,000.00</b>
<b>5. 6<sup>th</sup> Concession</b>	<b>Environmental Assessment</b>	<b>\$200,000.00</b>
<b>6. Dominion Boulevard</b>	<b>Sidewalks</b>	<b>\$275,000.00</b>
<b>7. Farmer’s Market</b>	<b>Farmers Market improvements</b>	<b>\$150,000.00</b>
<b>8. Childrens Safety Village</b>	<b>Support for Crime Prevention Program</b>	<b>\$100,000.00</b>
<b>9. Sandwich Towne BIA</b>	<b>Initiatives and Furnishings</b>	<b>\$ 70,000.00</b>
<b>10. Sidewalk Cafes</b>	<b>Fee Reduction</b>	<b>\$100,000.00</b>
<b>11. In Camera Matter</b>	<b>Property Matter</b>	<b>\$85,000.00</b>
<b>12. Minor Alley Maintenance</b>	<b>Rehabilitation maintenance</b>	<b>\$100,000.00</b>
<b>13. Ducharme Road</b>	<b>Road Work Extension</b>	<b>\$250,000.00</b>

Carried.

Moved by Councillor Gignac, seconded by Councillor Jones,

**M97-2011** That a \$1 million placeholder for Francois Court and Watson Avenue totaling \$2million **BE ALLOCATED** in the 2011 Capital Budget pending a detailed report from Administration, and further, that these allocations be funded from surplus monies from existing capital projects that are funded from the sewer surcharge.

Carried.

### Consideration of Committee Reports

Moved by Councillor Dilkens, seconded by Councillor Gignac,

**M94-2011** That the **Report of the special In-Camera** meeting held April 6, 2011, **BE ADOPTED**, as presented.

Carried.

ACO2011

**By-law**

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,  
That the following By-law No. 73-2011 be introduced and read a first and second time:

73-2011      “A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE SIXTH DAY OF APRIL, 2011”

Carried.

Moved by Councillor Jones, seconded by Councillor Maghnieh,  
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 presented)**
- 3)            **Items Deferred**  
              **Items Referred**
- 4)            **Consideration of the Balance of Business Items (see Schedule “A”)**
- 5)            **Committee Reports (as presented)**
- 6)            **By-law given first and second readings (as presented)**

Carried.

**Notices of Motion**

None presented.

**Third Reading of By-law**

Moved by Councillor Marra, seconded by Councillor Payne,  
That the following By-law No. 73-2011, 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**

None.



**Adjournment**

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,  
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 9:27 o'clock p.m.

**MAYOR**

**CITY CLERK**

**THIS IS A DRAFT COPY**

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

**SUPERVISOR OF COUNCIL SERVICES**

Gignac  
Halberstadt

B8/2011

1. That the Mayor and City Council **APPROVE** the formation of an exploratory task force comprised of City of Windsor and the University of Windsor's Great Lakes Institute for Environmental Research (GLIER) staff to investigate opportunities for the enhancement of GLIER's research facilities, including an aquarium as a family oriented tourist attraction in the City, and further;
2. That **SUBJECT TO APPROVAL** of recommendation #1 of this report, the Mayor and Council recognize this as a priority project identified under Pillar #1, Jobs and Economic Diversification at the January 11, 2011 Strategic Planning Session of City Council, and further;
3. That the Mayor and City Council receive this report as **INFORMATION** in response to CQ11-2010; report on "*the status of the proposal to form a committee to pursue funding to develop an aquarium.*"

Carried.  
Councillors Valentinis and Dilkens voting nay.

Report Number **15168 APR2011 1**

Halberstadt  
Hatfield

B9/2011

That City Council **APPROVE** the expenditure of up to \$90,000 to provide best practices recycling at eleven (11) City parks (Mic Mac, Ganatchio Trail and nine riverfront parks between the Ambassador Bridge and Pillette Road), with the support of grant funding received by Essex Windsor Solid Waste Authority; and further,

That required funding of \$90,000 **BE TRANSFERRED** from Capital Project – East Riverside Planning District #7033118.

Carried.

Report Number **15002 SR2011 2**

Gignac  
Valentinis

B10/2011

**THAT** Council **APPROVE** a transfer of funds from Capital Accounts;

- Dawson Rd, Wyandotte to CNR, project # 7082025 for \$220,373
- East Riverside Planning District, project # 7033118 for \$416,895

to Coventry Gardens project # 7035110 to cover the cost of emergency sewer and shore wall repairs at Coventry Gardens; and further

**THAT** Council **PRE-COMMIT** 50% funding (estimated to be \$255,000 of the \$650,000 being requested in 2012 to 2015) from the 5 year Capital Budget for Coventry Park project # 7035100 as a placeholder, contingent upon approval of the grant application that The Essex Region Conservation Authority (ERCA) will make on behalf of

the City of Windsor for repairs to the fishing pier at Reaume/Coventry Park and a report back to Council detailing the costs.

Carried.

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

Report Number **15102 SR/10428 3**

MarraJones

B11/2011

That City Council **AUTHORIZE** Administration to proceed with an independent feasibility study, with the cost not to exceed \$110,000, in order to be eligible for ongoing funding from the Federal Government, with the study being funded from Capital Project #7081012 (Museum Feasibility/Location Space Study), and based on the results of that study; and

That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to execute the agreement satisfactory in form to the City Solicitor, in financial content to the City Treasurer and in technical content to the Community Development and Health Commissioner; and

That City Council **AUTHORIZE** Administration to proceed with the development of a business case for a museum which includes capital and operating funds from all three levels of government, the Chimczuk Bequest and other private donations, and further;

That City Council **DIRECT** Administration to apply to the Federal government for the Canada Cultural Spaces Fund for a capital grant towards the cost of this project.

Carried.

Report Number **15165 APR/10168 4**

Jones  
Payne

B12/2011

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

<b>TENDERER:</b>	<b>Coco Paving Inc.</b> <b>6725 South Service Rd. RR#2</b> <b>Tecumseh, Ontario N8N 2M1</b>
<b>TENDER NO.:</b>	<b>01-11</b>
<b>TOTAL TENDER PRICE:</b>	<b>\$2,425,670.00 (excluding HST)</b>
<b>ACCOUNT CHARGED</b>	<b>007-5410-1790-02942-7109001</b>

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

- II. That administration **BE AUTHORIZED** to transfer \$120,000.00 from the Parent Avenue storm relief sewer project ID#7092009 to Erie Street BIA- La Bella Strada project ID#7109001.
- III. That approval **BE GIVEN** to transfer \$153,007.00 from the Prado Place Rehabilitation project ID#7082010 to Erie St .BIA –La Bella Strada project ID#7109001, and
- IV. **That approval BE GIVEN to undertake a total expenditure of \$2,703,670.00 for the construction of the Tender 01-11, Erie Street B.I.A. Streetscaping and Rehabilitation Works, Phase 1A to be funded from Project ID#7109001.**

Carried.

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

Report Number **15195 MD/11024 C5**

B13/2011

**CLERK'S NOTE:** No direction was given on this Council Report as **M96-2011** [See Minutes Section] was adopted, which addresses this matter.

Report Number **15185 MD/11025 6**

Internal Distribution

Executive Director of Parks and Facility Operations [Don Sadler]

Manager of Parks Development

City Engineer

Chief Financial Officer & City Treasurer

Jones

Hatfield

B14/2011

- I. That **APPROVAL BE GIVEN** for \$350,000 in funding for the Airline Terminal Improvements (itemized in the financial matters section), to be funded from the Capital Expenditure Reserve Fund (F160), and
- II. That the City Engineer **BE AUTHORIZED** to proceed with the work subject to meeting project specifications and being within the approved budget of \$283,000 and subject to the terms and conditions of the City's Purchasing By-law 400-2004 (as amended).

Carried.

Report Number **15137 APM/9795 7**

Hatfield

Payne

B15/2011

THAT Council **RECEIVE** the 2011 5 Year Capital Plan Documents; and

THAT Council **APPROVE** the 2011 total Capital Expenditures of \$122,782,000 as amended (inclusive of \$37,367,000 in pre-approved projects) subject to Council's decisions on the non-traditional strategic capital budget expenditures contained in the report, and

THAT Council **APPROVE IN PRINCIPLE** the 2012 to 2015 capital expenditures subject to Council's strategic decisions related to the non traditional capital budget expenditures contained in those years' preliminary allocations; and

That the Recreation Department **INCLUDE** in the 2012 Capital Budget options to fund a splash pad in Ward 9.

Carried.

Report Number **15200 AFB/10824 8**

Jones  
Hatfield

B16/2011

That the report of the City Engineer dated March 28, 2011 entitled "Your Quick Gateway (Windsor) Five (5) Year Capital Plan for Airport Operations" **BE RECEIVED**, and further, that the One (1) Year Capital Plan (\$660,000.00) for the Windsor International Airport for 2011 **BE APPROVED**.

Carried.

Report Number **15193 APM/9795 9**

Jones  
Hatfield

B17/2011

That **APPROVAL BE GIVEN** for the hangar purchase and renovations at the Windsor International Airport related to the Red Bull Air Races in 2010 at a cost of \$215,000 to **BE FUNDED** from the Economic Development Events – Red Bull account ID#0111416 currently in surplus.

Carried.

Report Number **15194 APM/9795 10**

Jones  
Hatfield

B18/2011

- I. That **APPROVAL BE GIVEN** to transfer the balance of funds in the Air Cargo Commercial Feasibility Study project ID#7091022 as well as the \$500,000 being recommended in the 2011 capital budget to Your Quick Gateway (Windsor), and
- II. That YQG be **BE DIRECTED** to report to Council on at least an annual basis on the use of the transferred funds.

Carried.

Report Number **15196 APM/9795 11**

Jones  
Payne

B19/2011

That the Executive Director of Parks and Facilities response to CQ22-2010 dated February 25, 2011, respecting the Park Usage Study **BE RECEIVED** for information and that this report **BE TABLED** for further discussion by Council for an upcoming meeting.

Carried.

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

Report Number **15091 SR2011 C12**

Dilkens

Jones

B20/2011

That the report of the Community Development and Health Commissioner dated March 28, 2011 entitled "50 Metre Pool/ Family Aquatic Facility" **BE RECEIVED**; and further,

That a 50 metre pool/family aquatic facility and possible related facilities consolidation **BE AGREED TO IN PRINCIPLE** and to be funded from the unallocated debt reduction levy funds; and further,

That the 2009 placeholder regarding the Budimir Library renovations in the amount of \$1,381,395-million and the Optimist Community Centre Library expansion in the amount of \$745,000 **BE REDIRECTED** towards this proposed initiative; and

That up to \$150,000 **BE APPROVED** for consultations regarding this proposed initiative; and

That a Working Group, similar in structure to that formed for the development and construction of the WFCU Centre, **BE STRUCK**, and that this group develop a business case for the proposed Aquatic Centre, taking into consideration the present and future uses of existing city facilities; and

That the Working Group/Task Force **BE DIRECTED** to chart out a critical path regarding the various steps required for the proposed initiative, as soon as possible in order to meet the July 2013 deadline for the Summer Games of the International Children's Games (ICG).

Carried.

Report Number **15173 SR/11026 13**

Dilkens

Valentinis

B21/2011

That Administration **BE DIRECTED** to look at repurposing existing related facilities that would be affected by a 50 metre pool/family aquatic facility, and that a report **BE PREPARED** with options for Council's consideration.

Carried.

Report Number **15173 SR/11026 13**

Halberstadt  
Payne

B22/2011

That Council **APPROVE** the reallocation of engineering capital projects funds as listed in Appendix "A", contained in the report of the City Engineer dated March 23, 2011.

Carried.

Councillor Hatfield discloses an interest and abstains from voting on the portion respecting the Bus Bay Program.

Report Number 15001 AFB/10444 14

Hatfield  
Marra

B23/2011

That the report of the City Engineer dated March 9, 2011 entitled "Basement Flooding – June 5 and 6, 2010 Rainfall Event" **BE TABLED** to the May 3, 2011 meeting at which time the City Engineer will do a presentation on this event.

Carried.

Report Number 15162 SW2011 15

ADOPTED by Council at its meeting held April 6, 2011 [M94-2011]  
VC/bm

**SPECIAL MEETING OF COUNCIL – IN CAMERA**  
**April 6, 2011**

**Meeting called to order at: 4:08 p.m.**

**Members in Attendance:**

Mayor E. Francis  
Councillor D. Dilkens  
Councillor R. Jones  
Councillor A. Halberstadt  
Councillor F. Valentinis  
Councillor P. Hatfield  
Councillor J. Gignac  
Councillor A. Maghnieh (arrives at 4:14 p.m.)  
Councillor H. Payne  
Councillor E. Sleiman

**Members Absent:**

Councillor B. Marra

**Also in attendance:**

H. Reidel, Chief Administrative Officer  
R. Warsh, Community Development and Health Commissioner  
M. Palanacki, Acting City Engineer  
G. Wilkki, City Solicitor  
V. Critchley, City Clerk  
O. Colucci, Chief Financial Officer  
N. Coleman, Mayor's Chief of Staff  
D. Sadler, Executive Director of Parks (Item 4)  
D. Paladino, Legal Counsel (Item 3)  
A. Wildeman and J. Boyd, University of Windsor (Item 5)

**Verbal Motion is presented by Councillor Dilkens, seconded by Councillor Sleiman, that Rule 3.3 (a) of the *Procedure By-law, 420-2001 as amended*, be waived to add the following Agenda items:**

**5. Property matter – disposition of property – verbal report.**

**Motion Carried.**

**Councillors Halberstadt and Maghnieh absent for vote.**



Verbal Motion is presented by Councillor Jones, seconded by Councillor Valentinis,  
to move in Camera for discussion of the following item(s), adding Item 5:

<u>Item No.</u>	<u>Subject</u>	<u>Section – Pursuant to Municipal Act, 2001, as amended</u>
1.	Legal matter – lease	239(2)(a)
2.	Legal matter - Chimczuk Estate <u>See also Item 4 on Agenda</u>	239(2)(a)&(f)
3.	Legal matter - litigation <u>See also Item 15 on Supplementary Budget Agenda</u>	239(2)(e)&(f)
4.	Property matter – parkland <u>See also Item 12 on Agenda</u>	239(2)(c)
5.	Property matter – disposition of property – verbal report - ADDED	239(2)(c)

**Motion Carried.**

**Councillors Halberstadt and Maghnieh absent for vote.**

#### **Declarations of Pecuniary Interest:**

None declared.

#### **Discussion on the items of business. (Item 1, 2, 4, 3 and 5)**

During discussion on Item 5, a question is asked by Councillor Sleiman regarding St. Clair College and as this involves Councillor Valentinis' employer, he declares an interest and leaves the room at 4:25 p.m. Discussion on this point concludes at 4:32 p.m. and Councillor Valentinis returns.

Discussion again turns to a point involving St. Clair College and as this is his employer, Councillor Valentinis again declares an interest and leaves the room at 4:35 p.m. Discussion on this point ends at 4:36 p.m. and Councillor Valentinis returns.

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

**Moved by Councillor Jones, seconded by Councillor Hatfield,  
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the  
report(s) discussed at the In-Camera Council Meeting held April 6, 2011 directly to  
Council for consideration at the next Regular Meeting.**

1. That the confidential report from the Asset/Lease Administrator, Property Supervisor, City Solicitor, Chief Financial Officer and City Treasurer and Community Development and Health Commissioner respecting a legal matter – lease **BE RECEIVED** and that Administration **PROCEED** on the verbal direction of Council.

**Councillors Halberstadt and Maghnieh absent for vote.**

2. That the confidential report from Senior Legal Counsel, City Solicitor and Chief Financial Officer and City Treasurer respecting a legal matter – Chimczuk Estate (Item 4 on regular agenda) **BE RECEIVED FOR INFORMATION.**

**Councillors Halberstadt and Maghnieh absent for vote.**

3. That the in-camera report from the Risk Management Supervisor, Manager of Purchasing and Risk Management, City Solicitor and Chief Financial Officer and City Treasurer respecting a legal matter – litigation (Item 15 on regular agenda) **BE TABLED.**

**Councillors Halberstadt and Maghnieh absent for vote.**

4. That the confidential report from the Manager of Parks Design and Development, Executive Director of Parks and Facilities, City Engineer and Chief Financial Officer and City Treasurer respecting a property matter – parkland (Item 12 on regular agenda) **BE TABLED.**

**Councillor Maghnieh absent for vote.**

5. That the verbal report from Mayor Francis regarding a property matter **BE RECEIVED** and that the Mayor **PROCEED** on the verbal direction of Council.

**Motion Carried.**

**Moved by Councillor Hatfield, seconded by Councillor Dilkens,  
That the special meeting of council held April 6, 2011 BE ADJOURNED.**

**(Time: 4:51 p.m.)**

**Motion Carried.**